

---

STATUTORY INSTRUMENTS

---

**2021 No. 1229**

The Animal Health, Plant Health, Seeds and Seed  
Potatoes (Miscellaneous Amendments) Regulations 2021

PART 2

Amendment of retained EU law

**Amendment of Commission Implementing Regulation (EU) 2019/2072**

8.—(1) Annex 5 is amended as follows.

(2) In Part A, in paragraph 2(1), renumber the second point (c) as point (d).

(3) In Part C—

(a) in the first table (bacteria), at the end insert—

---

*Xanthomonas vesicatoria* (ex *Capsicum annuum* L  
Doidge) Vauterin et al

In the case of seeds:

- (a) the seeds originate in areas known to be free from *Xanthomonas vesicatoria* (ex Doidge) Vauterin et al,
- (b) no symptoms of disease caused by *Xanthomonas vesicatoria* (ex Doidge) Vauterin et al have been observed on visual inspections at the site of production at appropriate times during the complete cycle of vegetation of the plants, or
- (c) the seeds have been subjected to official testing for *Xanthomonas vesicatoria* (ex Doidge) Vauterin et al on a representative sample using appropriate methods (whether or not following an appropriate treatment) and have been found in those tests to be free from that pest.

In the case of plants other than seeds:

- (a) the seedlings have been grown from seeds that meet the above requirements, and
- (b) the plants have been maintained in appropriate hygiene conditions to prevent infection.”;

---

(b) in the final table (viruses, viroids, virus-like diseases and phytoplasmas)—

(i) in the entry for “*Impatiens* necrotic spot tospovirus [INSV00]”, for the text in the third column substitute—

“The plants have been grown in a site of production that has been subjected to monitoring for the relevant thrips vectors (*Frankliniella occidentalis* Pergande) and, upon their detection, to appropriate treatments to ensure effective suppression of their populations, and:

- (a) no symptoms of *Impatiens* necrotic spot tospovirus have been observed on plants at the site of production during the current growing period, or
- (b) any plants at the production site showing symptoms of *Impatiens* necrotic spot tospovirus during the current growing period have been rogued out and a representative sample of the plants to be moved has been tested and found free from *Impatiens* necrotic spot tospovirus.”;

(ii) in the second entry for “Tomato ringspot virus [TORSV0]”, in the third column, in point (b)—

- (aa) omit “at least the pest”;
- (bb) for “pests tested” substitute “pest”;
- (cc) omit “item”.

(4) In Part E, in the first table (bacteria), in the second entry for “*Xanthomonas vesicatoria* (ex Doidge) Vauterin et al. [XANTVE]”, in the third column omit point (c).

(5) In Part G, in paragraph 2(1), renumber the second point (c) as point (d).

(6) In Part H—

- (a) in the first table (bacteria), in the second entry for “*Xanthomonas euvesicatoria* Jones et al. [XANTEU]”, in the first column, for “*Xanthomonas euvesicatoria* Jones et al. [XANTEU]” substitute “*Xanthomonas vesicatoria* (ex Doidge) Vauterin et al. [XANTVE]”;
- (b) in the second table (fungi and oomycetes), in the second entry for “*Stromatinia cepivora* Berk. [SCLOCE]”, in the third column, in point (b), after “plants” insert “or sets”.