
WELSH STATUTORY INSTRUMENTS

2001 No. 2500

The Plant Health (Amendment) (Wales) Order 2001

Title, commencement and application

1. This Order may be cited as the Plant Health (Amendment) (Wales) Order 2001, shall apply to Wales and shall come into force on 1st August 2001.

Amendment of the Plant Health (Great Britain) Order 1993

2.—(1) The Plant Health (Great Britain) Order 1993(1) shall be amended in its application to Wales in accordance with the following paragraphs of this article.

(2) Article 8(2) shall be replaced by the following—

“(2) Without prejudice to article 6, there shall not be moved within a protected zone described in Part B of Schedule 4—

(a) any plant, plant product or other object originating within that zone which is specified opposite the reference to that zone and is of a description specified in item 1.6, 1.7 or 1.8 of Part AII of Schedule 5 unless that plant, plant product or other object—

(i) can reasonably be taken to be free from the plant pest in respect of which that zone has been recognised on the basis of a survey carried out under paragraph (1) above; and

(ii) is accompanied by a plant passport valid for that zone;

(b) any plant, plant product or other object originating within that zone which is specified opposite the reference to that zone and is of a description specified in any item of Part AII of Schedule 5 other than item 1.6, 1.7 or 1.8, unless that plant, plant product or other object has been the subject of a satisfactory plant health inspection at the place of production and is accompanied by a plant passport valid for that zone.”.

(3) Article 17(2) shall be replaced by the following—

“(2) The authority to issue plant passports conferred on a business, individual or other organisation listed in the official register shall be conferred pursuant to—

(a) a satisfactory inspection by an inspector of the place of production, any part thereof or any other premises handling any plant, plant product or other object which may require a plant passport, as appropriate, for the purpose of ascertaining for the purposes of this Order the plant health status of such plants, plant products or other objects at the place of production, any part thereof or any other premises; or

(b) in the case of any plant, plant product or other object of a description specified in article 8(2)(a) which is intended to be moved within a protected zone, the satisfactory outcome of a survey carried out under article 8(1), showing that the

(1) S.I. 1993/1320, amended by S.I. 1993/3213, 1995/1358 and 2929, 1996/25, 1165 and 3242, 1997/1145 and 2907, 1998/349, 1121 and 2245 and 1999/2641 (W.8).

plant, plant product or other object can reasonably be taken to be free from the plant pest in respect of which the zone was recognised.”.

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(2)

5th July 2001

D. Elis Thomas
The Presiding Officer of the National Assembly