STATUTORY INSTRUMENTS

1986 No. 1135

PLANT HEALTH

The Import and Export (Plant Health) (Great Britain) (Amendment) (No. 2) Order 1986

Made - - -	1*st July* 1986
Laid before Parliament	11*th July* 1986
Coming into Operation	1*st August* 1986

The Minister of Agriculture, Fisheries and Food in relation to England, the Secretary of State for Scotland in relation to Scotland and the Secretary of State for Wales in relation to Wales, in exercise of the powers conferred by sections 2 and 3(1) and (2) of the Plant Health Act 1967(**a**), and now vested in them(**b**), and of every other power enabling them in that behalf, hereby make the following order:—

Title, extent and commencement

1. This order may be cited as the Import and Export (Plant Health) (Great Britain) (Amendment) (No. 2) Order 1986, shall apply to Great Britain and shall come into operation on 1st August 1986.

Amendment of principal order

2. The Import and Export (Plant Health) (Great Britain) Order 1980(**c**) is amended as follows:—

(1) After paragraph *(g)* of Article 5 (prohibition of landing of certain plants etc) there is inserted the following paragraph:—

"*(h)* any seeds of pea (*Pisum sativum L.*) for use as Breeder's Seed, Pre-basic Seed or Basic Seed within the meaning of the Fodder Plant Seeds Regulations 1985(**d**)."

(2) After paragraph (2) of Article 17 (licences) there is inserted the following paragraph:—

"(3) An application for a licence to land any seeds of pea (*Pisum sativum L.*) for the purpose mentioned in Article 5*(h)* shall not be granted unless the

(**a**) 1967 c.8; sections 2(1), 3(1) and (2) were amended by the European Communities Act 1972 (c.68), section 4(1) and Schedule 4, paragraph 8.
(**b**) In the case of the Secretary of State for Wales by virtue of S.I. 1978/272.
(**c**) S.I. 1980/420; relevant amending instruments are S.I. 1985/873, 1230, 1986/195.
(**d**) S.I. 1985/975.

appropriate Minister is satisfied that adequate steps have been, or will be, taken to prevent the introduction into, or the spread in, Great Britain of Bacterial Blight of Pea (*Pseudomonas syringae* pv. *pisi* (Sackett) Young *et al.*)"

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 30th June 1986.

L.S.

Michael Jopling,
Minister of Agriculture, Fisheries and Food.

Gray of Contin,
Minister of State, Scottish Office.

1st July 1986.

Nicholas Edwards,
Secretary of State for Wales.

1st July 1986.

EXPLANATORY NOTE

(*This Note is not part of the Order.*)

This order amends the Import and Export (Plant Health) (Great Britain) Order 1980 by prohibiting the landing in Great Britain of seeds of pea for use as Breeder's Seed, Pre-basic Seed or Basic Seed within the meaning of the Fodder Plant Seeds Regulations 1985 (Article 2(1)). The order also requires the appropriate Minister not to grant a licence authorising the landing of seeds of pea for such use unless he is satisfied that adequate steps have been, or will be, taken to prevent the introduction into, or spread in, Great Britain of Bacterial Blight of Pea (Article 2(2)).

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