STATUTORY INSTRUMENTS

# 1985 No. 873

# PLANT HEALTH

## The Import and Export (Plant Health) (Great Britain) (Amendment) Order 1985

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| *Made* - - - - - | 5*th June* 1985 |
| *Laid before Parliament* | 7*th June* 1985 |
| *Coming into Operation* | 30*th June* 1985 |

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), (2) and (4) 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) Order 1985, shall apply to Great Britain and shall come into operation on 30th June 1985.

*Amendment of principal order*

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

(1) For paragraph (f) of Article 5 (prohibition of the landing of certain plants etc) there shall be substituted the following paragraph:—

"(f) any plant of beet (*Beta vulgaris L.*) other than

(i) seeds of red beet or beetroot, spinach beet, leaf beet or chard specified in column 2 of Part IVE of Schedule 2;

(ii) plants of red beet or beetroot, spinach beet, leaf beet or chard for consumption as food;

(iii) seeds of genetically monogerm varieties which have been cleaned free from soil and other debris and have been rubbed or ground to remove the outer layers of the perianth and graded to between 3.00 mm and 4.50 mm."

(2) Immediately after "1VB" in paragraph (1) of Article 7 and immediately after "1VC" in paragraph (1) of Article 8 there shall be inserted "1VE".

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**(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; the relevant amending instrument is S.I. 1984/839.

(3) For paragraph (2) of Article 17 there shall be substituted the following paragraph;

"(2) An application for a licence to land any plant of beet (*Beta vulgaris L.*) in Great Britain, notwithstanding the provisions of this order, shall be refused only if the appropriate Minister considers that refusal is necessary for the purpose of preventing the introduction into, or the spread in, Great Britain of Rhizomania disease caused by beet necrotic yellow vein virus, and the conditions imposed by such a licence shall be limited to those which the appropriate Minister considers necessary for that purpose."

(4) At the end of Part IV of Schedule 1 there shall be inserted the following;

"8. Beet necrotic yellow vein virus, the cause of Rhizomania disease."

(5) Immediately after Part 1VD of Schedule 2 there shall be inserted the following Part;

"PART 1VE

SEEDS: ADDITIONAL CONDITIONS APPLYING IN THE CASE OF SEEDS OF BEETROOT AND VEGETABLE BEET

| *Item* (1) | *Description of plants and plant products* (2) | *Conditions subject to which landing is permitted* (3) |
|---|---|---|
| 56A | Plants of:—<br>Red beet or beetroot, spinach beet, leaf beet or chard (*Beta vulgaris L.*) | (1) The consignment shall be accompanied by a phytosanitary certificate (Schedule 4) and, as appropriate, one or more reforwarding phytosanitary certificates (Schedule 5) in accordance with Article 7 or 8 and Article 10.<br>(2) The consignment shall be accompanied by:—<br>(a) an official statement that the seeds comprising it were taken from a crop which was:—<br>(i) grown in a region of production in which Rhizomania disease (caused by beet necrotic yellow vein virus) has not been known to occur; and<br>(ii) officially inspected at least once during the year of sowing and at least once during the year of harvest and found free in those inspections from symptoms of Rhizomania disease (caused by beet necrotic yellow vein virus); and<br>(b) an official statement that the seeds comprising it contain less than 1% by weight of soil or other debris." |

(6) Article 21 shall be deleted.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 29th May 1985.

(L.S.)

*Michael Jopling*,
Minister of Agriculture, Fisheries and Food.

*George Younger*,
Secretary of State for Scotland.

5th June 1985.

Signed by authority of the Secretary of State for Wales

*John Stradling Thomas*,
Minister of State, Welsh Office.

31st May 1985.

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## 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 any beet necrotic yellow vein virus or any plants or seeds of beet (*Beta vulgaris L.*) other than beetroot or vegetable beet for consumption as food and genetic monogerm seeds which have been cleaned, rubbed and graded (Article 2(1), (2), (4) and (5)). Seeds of vegetable beet may, however, be landed if accompanied by a phytosanitary certificate (Article 2(2) and (5)). The landing of prohibited plants or seeds of beet may be authorised by licence and it is provided that an application for a licence shall be refused only if the appropriate Minister considers a refusal is necessary for the purpose of preventing the introduction into, or the spread in, Great Britain of Rhizomania disease caused by beet necrotic yellow vein virus (Article 2(3)).

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