

## COMMISSION DIRECTIVE 2002/36/EC

of 29 April 2002

**amending certain Annexes to Council Directive 2000/29/EC on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 2000/29/EC of 8 May 2000 on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community<sup>(1)</sup>, as last amended by Commission Directive 2002/28/EC<sup>(2)</sup>, and in particular the second paragraph, subparagraphs (c) and (d) of Article 14, thereof,

Whereas:

- (1) Measures should be taken to protect the Community against *Anisogramma anomala* (Peck) E. Müller, *Anoplophora glabripennis* (Motschulsky) and *Naupactus leucoloma* Boheman, harmful organisms which have not hitherto been known to occur in the Community.
- (2) The current provisions against *Liriomyza bryoniae* (Kaltenbach) should be modified by restricting them to protected zones in Ireland and the United Kingdom (North Ireland) where it has been determined that this organism is not present.
- (3) The list of host plants of *Liriomyza huidobrensis* (Blanchard) and *Liriomyza trifolii* (Burgess) should be modified to take into account of the updated information on the relationship between these harmful organisms and their host plants.
- (4) Due to continued interceptions of *Bemisia tabaci* Genn., *Liriomyza sativae* (Blanchard), *Amauromyza maculosa* (Malloch), *Liriomyza huidobrensis* (Blanchard), *Liriomyza trifolii* (Burgess) and *Thrips palmi* Karny on commodities, the current provisions on protective measures against the introduction into and spread within the Community, with a view to ensuring more effective protection, should be improved.
- (5) These improved protective measures should include the use of a plant passport for plants or plant products originating in the Community and a phytosanitary certificate for plants or plant products originating in third countries.

- (6) The current provisions against beet necrotic yellow vein virus should be modified in order to reflect the conclusions of a Commission Working Group having assessed the phytosanitary risk associated with this harmful organism in the relevant protected zones recognised in the Community.
- (7) The current provisions against *Tilletia indica* Mitra should be modified to take into account of the updated information on the presence of this harmful organism in South Africa.
- (8) The incorrect listing of Malta and Cyprus as non-European countries should be rectified in Annex IV, Part A, Section I, point 34, and Annex V, Part B, Section I, point 7(b), to Directive 2000/29/EC.
- (9) The amendments are in accordance with the requests of the Member States concerned.
- (10) Therefore the relevant annexes to Directive 2000/29/EC should be amended accordingly.
- (11) The measures provided for in this Directive are in accordance with the opinion of the Standing Committee on Plant Health,

HAS ADOPTED THIS DIRECTIVE:

*Article 1*

Annexes I, II, IV and V to Directive 2000/29/EC are hereby amended as indicated in the Annex to this Directive.

*Article 2*

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive on 1 April 2003. They shall forthwith inform the Commission thereof.

When Member States adopt these measures, these shall contain a reference to this Directive or shall be accompanied by such reference at the time of their official publication. The procedure for such reference shall be adopted by Member States.

2. The Member States shall immediately communicate to the Commission the main provisions of domestic law which they adopt in the field covered by this Directive. The Commission shall inform the other Member States thereof.

<sup>(1)</sup> OJ L 169, 10.7.2000, p. 1.

<sup>(2)</sup> OJ L 77, 20.3.2002, p. 23.

*Article 3*

This Directive shall enter into force on the day following its publication in the *Official Journal of the European Communities*.

Done at Brussels, 29 April 2002.

*For the Commission*

David BYRNE

*Member of the Commission*

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## ANNEX

1. In Annex I, Part A, Section I(a), a new point is added after point 4:

'4.1. *Anoplophora glabripennis* (Motschulsky)'

2. In Annex I, Part A, Section I(a), a new point is added after point 16:

'16.1. *Naupactus leucoloma* Boheman'

3. In Annex I, Part A, Section II(a), points 4, 5 and 6 are deleted.

4. In Annex I, Part B(a), a new point is added after point 3:

'4. *Liriomyza bryoniae* (Kaltenbach)

| IRL and UK (Northern Ireland)'

5. In Annex II, Part A, Section I(c), the following point is added after point 1:

'1.1. *Anisogramma anomala* (Peck) E. Müller

| Plants of *Corylus* L., intended for planting, other than seeds, originating in Canada and the United States of America'

6. In Annex II, Part A, Section II(a), the following points are added after point 7:

'8. *Liriomyza huidobrensis* (Blanchard)

| Cut flowers, leafy vegetables of *Apium graveolens* L. and plants of herbaceous species, intended for planting, other than:

- bulbs,
- corms,
- plants of the family Gramineae,
- rhizomes,
- seeds

9. *Liriomyza trifolii* (Burgess)

| Cut flowers, leafy vegetables of *Apium graveolens* L. and plants of herbaceous species, intended for planting, other than:

- bulbs,
- corms,
- plants of the family Gramineae,
- rhizomes,
- seeds'

7. In Annex IV, Part A, Section I, a new point is added after point 11.2:

'11.3. Plants of *Corylus* L., intended for planting, other than seeds, originating in Canada and the United States of America

| Official statement that the plants have been grown in nurseries and:

(a) originate in an area, established in the country of export by the national plant protection service in that country, as being free from *Anisogramma anomala* (Peck) E. Müller, in accordance with relevant International Standards for Phytosanitary Measures, and which is mentioned on the certificates referred to in Articles 7 or 8 of this Directive under the rubric "Additional declaration",  
or

(b) originate in a place of production, established in the country of export by the national plant protection service in that country, as being free from *Anisogramma anomala* (Peck) E. Müller on official inspections carried out at the place of production or its immediate vicinity since the beginning of the last three complete cycles of vegetation, in accordance with relevant International Standards for Phytosanitary Measures, and which is mentioned on the certificates referred to in Articles 7 or 8 of this Directive under the rubric "Additional declaration" and declared free from *Anisogramma anomala* (Peck) E. Müller'

8. In Annex IV, Part A, Section I, points 32.1, 32.2 and 32.3 are replaced by the following:

<p>32.1. Plants of herbaceous species, intended for planting, other than:</p> <ul style="list-style-type: none"> <li>— bulbs,</li> <li>— corms,</li> <li>— plants of the family Gramineae,</li> <li>— rhizomes,</li> <li>— seeds,</li> <li>— tubers,</li> </ul> <p>originating in third countries where <i>Liriomyza sativae</i> (Blanchard) and <i>Amauromyza maculosa</i> (Malloch) are known to occur</p>	<p>Without prejudice to the requirements applicable to the plants in Annex IV, Part A, Section I(27.1), (27.2), (28) and (29), where appropriate, official statement that the plants have been grown in nurseries and:</p> <p>(a) originate in an area, established in the country of export by the national plant protection service in that country, as being free from <i>Liriomyza sativae</i> (Blanchard) and <i>Amauromyza maculosa</i> (Malloch) in accordance with relevant International Standards for Phytosanitary Measures, and which is mentioned on the certificates referred to in Articles 7 or 8 of this Directive under the rubric "Additional declaration",</p> <p>or</p> <p>(b) originate in a place of production, established in the country of export by the national plant protection service in that country, as being free from <i>Liriomyza sativae</i> (Blanchard) and <i>Amauromyza maculosa</i> (Malloch) in accordance with relevant International Standards for Phytosanitary Measures, and which is mentioned on the certificates referred to in Articles 7 or 8 of this Directive under the rubric "Additional declaration", and declared free from <i>Liriomyza sativae</i> (Blanchard) and <i>Amauromyza maculosa</i> (Malloch) on official inspections carried out at least monthly during the three months prior to export,</p> <p>or</p> <p>(c) immediately prior to export, have been subjected to an appropriate treatment against <i>Liriomyza sativae</i> (Blanchard) and <i>Amauromyza maculosa</i> (Malloch) and have been officially inspected and found free from <i>Liriomyza sativae</i> (Blanchard) and <i>Amauromyza maculosa</i> (Malloch). Details of the treatment shall be mentioned on the certificates referred to in Articles 7 or 8 of this Directive</p>
<p>32.2. Cut flowers of <i>Dendranthema</i> (DC) Des. Moul., <i>Dianthus</i> L., <i>Gypsophila</i> L. and <i>Solidago</i> L., and leafy vegetables of <i>Apium graveolens</i> L. and <i>Ocimum</i> L.</p>	<p>Official statement that the cut flowers and the leafy vegetables:</p> <ul style="list-style-type: none"> <li>— originate in a country free from <i>Liriomyza sativae</i> (Blanchard) and <i>Amauromyza maculosa</i> (Malloch),</li> </ul> <p>or</p> <ul style="list-style-type: none"> <li>— immediately prior to their export, have been officially inspected and found free from <i>Liriomyza sativae</i> (Blanchard) and <i>Amauromyza maculosa</i> (Malloch)</li> </ul>
<p>32.3. Plants of herbaceous species, intended for planting, other than:</p> <ul style="list-style-type: none"> <li>— bulbs,</li> <li>— corms,</li> <li>— plants of the family Gramineae,</li> <li>— rhizomes,</li> <li>— seeds,</li> <li>— tubers,</li> </ul> <p>originating in third countries</p>	<p>Without prejudice to the requirements applicable to the plants in Annex IV, Part A, Section I(27.1), (27.2), (28), (29) and (32.1), official statement that:</p> <p>(a) the plants originate in an area known to be free from <i>Liriomyza huidobrensis</i> (Blanchard) and <i>Liriomyza trifolii</i> (Burgess),</p> <p>or</p> <p>(b) either no signs of <i>Liriomyza huidobrensis</i> (Blanchard) and <i>Liriomyza trifolii</i> (Burgess) have been observed at the place of production, on official inspections carried out at least monthly during the three months prior to harvesting,</p> <p>or</p> <p>(c) immediately prior to export, the plants have been officially inspected and found free from <i>Liriomyza huidobrensis</i> (Blanchard) and <i>Liriomyza trifolii</i> (Burgess) and have been subjected to an appropriate treatment against <i>Liriomyza huidobrensis</i> (Blanchard) and <i>Liriomyza trifolii</i> (Burgess)</p>

9. In Annex IV, Part A, Section I, point 34, the text in the left-hand column is replaced by the following:

'Soil and growing medium, attached to or associated with plants, consisting in whole or in part of soil or solid organic substances such as parts of plants, humus including peat or bark or consisting in part of any solid inorganic substance, intended to sustain the vitality of the plants, originating in:

- Cyprus, Malta, Turkey,
- Belarus, Estonia, Georgia, Latvia, Lithuania, Moldova, Russia, Ukraine,
- non-European countries, other than Algeria, Egypt, Israel, Libya, Morocco, Tunisia'

10. In Annex IV, Part A, Section I, points 36.1 and 36.2 are replaced by the following:

36.1. Plants, intended for planting, other than:

- bulbs,
- corms,
- rhizomes,
- seeds,
- tubers,

originating in third countries

Without prejudice to the requirements applicable to the plants in Annex IV, Part A, Section I(27.1), (27.2), (28), (29), (31), (32.1) and (32.3), official statement that the plants have been grown in nurseries and:

(a) originate in an area, established in the country of export by the national plant protection service in that country, as being free from *Thrips palmi* Karny in accordance with relevant International Standards for Phytosanitary Measures, and which is mentioned on the certificates referred to in Articles 7 or 8 of this Directive under the rubric "Additional declaration",

or

(b) originate in a place of production, established in the country of export by the national plant protection service in that country, as being free from *Thrips palmi* Karny in accordance with relevant International Standards for Phytosanitary Measures, and which is mentioned on the certificates referred to in Articles 7 or 8 of this Directive under the rubric "Additional declaration", and declared free from *Thrips palmi* Karny on official inspections carried out at least monthly during the three months prior to export,

or

(c) immediately prior to export, have been subjected to an appropriate treatment against *Thrips palmi* Karny and have been officially inspected and found free from *Thrips palmi* Karny. Details of the treatment shall be mentioned on the certificates referred to in Article 7 or 8 of this Directive

36.2. Cut flowers of Orchidaceae and fruits of *Momordica* L. and *Solanum melongena* L., originating in third countries

Official statement that the cut flowers and the fruits:

— originate in a country free from *Thrips palmi* Karny,

or

— immediately prior to their export, have been officially inspected and found free from *Thrips palmi* Karny.'

11. In Annex IV, Part A, Section I, point 40, the text in the right hand column is replaced by the following:

'Without prejudice to the provisions applicable to the plants listed in Annex III(A)(2), (3), (9), (15), (16), (17) and (18), Annex III(B)(1) and Annex IV(A)(l), (11.1), (11.2), (11.3), (12), (13.1), (13.2), (14), (15), (17), (18), (19.1), (19.2), (20), (22.1), (22.2), (23.1), (23.2), (24), (33), (36.1), (38.1), (38.2), (39) and (45.1) where appropriate, official statement that the plants are dormant and free from leaves'

12. In Annex IV, Part A, Section I, point 45 is replaced by the following:

45.1. Plants of herbaceous species and plants of *Ficus* L. and *Hibiscus* L., intended for planting, other than bulbs, corms, rhizomes, seeds and tubers, originating in non-European countries

Without prejudice to the requirements applicable to the plants in Annex IV, Part A, Section I(27.1), (27.2), (28), (29), (32.1), (32.3) and (36.1), official statement that the plants:

(a) originate in an area, established in the country of export by the national plant protection service in that country, as being free from *Bemisia tabaci* Genn. (non-European populations) in accordance with relevant International Standards for Phytosanitary Measures, and which is mentioned on the certificates referred to in Articles 7 or 8 of this Directive under the rubric "Additional declaration",

or

(b) originate in a place of production, established in the country of export by the national plant protection service in that country, as being free from *Bemisia tabaci* Genn. (non-European populations) in accordance with relevant International Standards for Phytosanitary Measures, and which is mentioned on the certificates referred to in Articles 7 or 8 of this Directive under the rubric "Additional declaration", and declared free from *Bemisia tabaci* Genn. (non-European populations) on official inspections carried out at least once each three weeks during the nine weeks prior to export,

or

45.2. Cut flowers of *Aster* spp., *Eryngium* L., *Gypsophila* L., *Hypericum* L., *Lisianthus* L., *Rosa* L., *Solidago* L., *Trachelium* L., and leafy vegetables of *Ocimum* L., originating in non-European countries

(c) in cases where *Bemisia tabaci* Genn. (non-European populations) has been found at the place of production, are held or produced in this place of production and have undergone an appropriate treatment to ensure freedom from *Bemisia tabaci* Genn. (non-European populations) and subsequently this place of production shall have been found free from *Bemisia tabaci* Genn. (non-European populations) as a consequence of the implementation of appropriate procedures aiming at eradicating *Bemisia tabaci* Genn. (non-European populations), in both official inspections carried out weekly during the nine weeks prior to export and in monitoring procedures throughout the said period. Details of the treatment shall be mentioned on the certificates referred to in Article 7 or 8 of this Directive

Official statement that the cut flowers and leafy vegetables:

- originate in a country free from *Bemisia tabaci* Genn. (non-European populations),
- or
- immediately prior to their export, have been officially inspected and found free from *Bemisia tabaci* Genn. (non-European populations)'

13. In Annex IV, Part A, Section I, point 45.1 is renumbered as 45.3.

14. In Annex IV, Part A, Section I, point 46, the reference to Annex IV(A)(I)(45.2) and (45.3) in the right hand column is added.

15. In Annex IV, Part A, Section I, points 53 and 54, 'South Africa' is inserted after 'Pakistan' in the left hand column.

16. In Annex IV, Part A, Section II, point 23 is replaced by the following:

'23. Plants of herbaceous species, intended for planting, other than:

- bulbs,
- corms,
- plants of the family Gramineae,
- rhizomes,
- seeds,
- tubers

Without prejudice to the requirements applicable to the plants in Annex IV, Part A, Section II(20), (21.1) or (21.2), official statement that:

- (a) the plants originate in an area known to be free from *Liriomyza huidobrensis* (Blanchard) and *Liriomyza trifolii* (Burgess),
- or
- (b) either no signs of *Liriomyza huidobrensis* (Blanchard) and *Liriomyza trifolii* (Burgess) have been observed at the place of production, on official inspections carried out at least monthly during the three months prior to harvesting,
- or
- (c) immediately prior to marketing, the plants have been officially inspected and found free from *Liriomyza huidobrensis* (Blanchard) and *Liriomyza trifolii* (Burgess) and have been subjected to an appropriate treatment against *Liriomyza huidobrensis* (Blanchard) and *Liriomyza trifolii* (Burgess)'

17. In Annex IV, Part B, point 20.2 is replaced by the following:

'20.2. Tubers of *Solanum tuberosum* L., other than those mentioned in Annex IV(B)(20.1)

- (a) The consignment or lot shall not contain more than 1 % by weight of soil,
- or
- (b) the tubers are intended for processing at premises with officially approved waste disposal facilities which ensures that there is no risk of spreading BNYVV

DK, F (Brittany), FI, IRL, P (Azores), S, UK (Northern Ireland)'

18. In Annex IV, Part B, point 22 is replaced by the following:

<p>22. Plants of <i>Allium porrum</i> L., <i>Apium</i> L., <i>Beta</i> L., other than those mentioned in Annex IV(B)(25) and those intended for animal fodder, <i>Brassica napus</i> L., <i>Brassica rapa</i> L., <i>Daucus</i> L., other than plants intended for planting</p>	<p>(a) The consignment or lot shall not contain more than 1 % by weight of soil, or (b) the plants are intended for processing at premises with officially approved waste disposal facilities which ensures that there is no risk of spreading BNYVV</p>	<p>DK, F (Brittany), IRL, P (Azores), FI, S, UK (Northern Ireland)</p>
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19. In Annex IV, Part B, point 24 is replaced by the following:

<p>24.1. Unrooted cuttings of <i>Euphorbia pulcherrima</i> Willd., intended for planting</p>	<p>Without prejudice to the requirements applicable to the plants listed in Annex IV(A)(I)(45.1), where appropriate, official statement that:</p> <p>(a) the unrooted cuttings originate in an area known to be free from <i>Bemisia tabaci</i> Genn. (European populations), or (b) no signs of <i>Bemisia tabaci</i> Genn. (European populations) have been observed either on the cuttings or on the plants from which the cuttings are derived and held or produced at the place of production on official inspections carried out at least each three weeks during the whole production period of these plants on this place of production, or (c) in cases where <i>Bemisia tabaci</i> Genn. (European populations) has been found at the place of production, the cuttings and the plants from which the cuttings are derived and held or produced in this place of production have undergone an appropriate treatment to ensure freedom from <i>Bemisia tabaci</i> Genn. (European populations) and subsequently this place of production shall have been found free from <i>Bemisia tabaci</i> Genn. (European populations) as a consequence of the implementation of appropriate procedures aiming at eradicating <i>Bemisia tabaci</i> Genn. (European populations), in both official inspections carried out weekly during the three weeks prior to the movement from this place of production and in monitoring procedures throughout the said period. The last inspection of the above weekly inspections shall be carried out immediately prior to the above movement</p>	<p>IRL, P (Alentejo, Azores, Beira Interior, Beira Litoral, Entre Douro e Minho, Madeira, Ribatejo e Oeste and Trás-os-Montes), FI, S, UK</p>
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- 24.2. Plants of *Euphorbia pulcherrima* Willd., intended for planting, other than:
- seeds,
  - those for which there shall be evidence by their packing or their flower (or bract) development or by other means that they are intended for sale to final consumers not involved in professional plant production,
  - those specified in 24.1

Without prejudice to the requirements applicable to the plants listed in Annex IV(A)(I)(45.1), where appropriate official statement that:

- (a) the plants originate in an area known to be free from *Bemisia tabaci* Genn. (European populations),

or

- (b) no signs of *Bemisia tabaci* Genn. (European populations) have been observed on plants at the place of production on official inspections carried out at least once each three weeks during the nine weeks prior to marketing,

or

- (c) in cases where *Bemisia tabaci* Genn. (European populations) has been found at the place of production, the plants, held or produced in this place of production have undergone an appropriate treatment to ensure freedom from *Bemisia tabaci* Genn. (European populations) and subsequently this place of production shall have been found free from *Bemisia tabaci* Genn. (European populations) as a consequence of the implementation of appropriate procedures aiming at eradicating *Bemisia tabaci* Genn. (European populations), in both official inspections carried out weekly during the three weeks prior to the movement from this place of production and in monitoring procedures throughout the said period. The last inspection of the above weekly inspections shall be carried out immediately prior to the above movement,

and

- (d) evidence is available that the plants have been produced from cuttings which:

- (da) originate in an area known to be free from *Bemisia tabaci* Genn. (European populations),

or

- (db) have been grown at a place of production where no signs of *Bemisia tabaci* Genn. (European populations) have been observed on official inspections carried out at least once each three weeks during the whole production period of these plants,

or

IRL, P (Alentejo, Azores, Beira Interior, Beira Litoral, Entre Douro e Minho, Madeira, Ribatejo e Oeste and Trás-os-Montes), FI, S, UK



	<p>(dc) in cases where <i>Bemisia tabaci</i> Genn. (European populations) has been found at the place of production, have been grown on plants held or produced in this place of production having undergone an appropriate treatment to ensure freedom from <i>Bemisia tabaci</i> Genn. (European populations) and subsequently this place of production shall have been found free from <i>Bemisia tabaci</i> Genn. (European populations) as a consequence of the implementation of appropriate procedures aiming at eradicating <i>Bemisia tabaci</i> Genn. (European populations), in both official inspections carried out weekly during the three weeks prior to the movement from this place of production and in monitoring procedures throughout the said period. The last inspection of the above weekly inspections shall be carried out immediately prior to the above movement</p>	
<p>24.3. Plants of <i>Begonia</i> L., intended for planting, other than seeds, tubers and corms, and plants of <i>Ficus</i> L. and <i>Hibiscus</i> L., intended for planting, other than seeds, other than those for which there shall be evidence by their packing or their flower development or by other means that they are intended for sale to final consumers not involved in professional plant production</p>	<p>Without prejudice to the requirements applicable to the plants listed in Annex IV(A)(I)(45.1), where appropriate, official statement that:</p> <p>(a) the plants originate in an area known to be free from <i>Bemisia tabaci</i> Genn. (European populations),</p> <p>or</p> <p>(b) no signs of <i>Bemisia tabaci</i> Genn. (European populations) have been observed on plants at the place of production on official inspections carried out at least once each three weeks during the nine weeks prior to marketing,</p> <p>or</p> <p>(c) in cases where <i>Bemisia tabaci</i> Genn. (European populations) has been found at the place of production, the plants, held or produced in this place of production have undergone an appropriate treatment to ensure freedom from <i>Bemisia tabaci</i> Genn. (European populations) and subsequently this place of production shall have been found free from <i>Bemisia tabaci</i> Genn. (European populations) as a consequence of the implementation of appropriate procedures aiming at eradicating <i>Bemisia tabaci</i> Genn. (European populations), in both official inspections carried out weekly during the three weeks prior to the movement from this place of production and in monitoring procedures throughout the said period. The last inspection of the above weekly inspections shall be carried out immediately prior to the above movement</p>	<p>IRL, P (Alentejo, Azores, Beira Interior, Beira Litoral, Entre Douro e Minho, Madeira, Ribatejo e Oeste and Trás-os-Montes), FI, S, UK</p>

20. In Annex IV, Part B, point 25.1 is deleted.

21. In Annex IV, Part B, point 25.2 is replaced by the following:

‘25. Plants of <i>Beta vulgaris</i> L., intended for industrial processing	<p>Official statement that:</p> <p>(a) the plants are transported in such a manner as to ensure that there is no risk of spreading BNYVV, and are intended to be delivered to a processing plant with officially approved waste disposal facilities, which ensures that there is no risk of spreading BNYVV,</p> <p>or</p> <p>(b) the plants have been grown in an area where BNYVV is known not to occur</p>	DK, F (Brittany), IRL, P (Azores), FI, S, UK (Northern Ireland)
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22. In Annex IV, Part B, point 26 is replaced by the following:

‘26. Soil from beet and unsterilised waste from beet ( <i>Beta vulgaris</i> L.)	<p>Official statement that soil or waste:</p> <p>(a) has been treated to eliminate contamination with BNYVV,</p> <p>or</p> <p>(b) is intended to be transported for disposal in an officially approved manner,</p> <p>or</p> <p>(c) comes from <i>Beta vulgaris</i> plants grown in an area where BNYVV is known not to occur</p>	DK, F (Brittany), IRL, P (Azores), FI, S, UK (Northern Ireland)
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23. In Annex IV, Part B, point 30, the text in the central column is replaced by the following:

- (a) The machinery shall be cleaned and free from soil and plant debris when brought in on places of production where beets are grown,
- or
- (b) the machinery shall come from an area where BNYVV is known not to occur’

24. In Annex V, Part A, Section I, point 2.1, the following is added:

‘and other plants of herbaceous species, other than plants of the family Gramineae, intended for planting, and other than bulbs, corms, rhizomes, seeds and tubers’

25. In Annex V, Part A, Section II, point 1.6 is replaced by the following:

‘1.6. Plants of *Beta vulgaris* L., intended for industrial processing’

26. In Annex V, Part A, Section II, point 1.7 is replaced by the following:

‘1.7. Soil from beet and unsterilised waste from beet (*Beta vulgaris* L.)’

27. In Annex V, Part A, Section II, point 2.1 is replaced by the following:

‘2.1. Plants of *Begonia* L., intended for planting, other than corms, seeds, tubers, and plants of *Euphorbia pulcherrima* Willd., *Ficus* L. and *Hibiscus* L., intended for planting, other than seeds’

28. In Annex V, Part B, Section I, point 2 is replaced by the following:

- *Castanea* Mill., *Dendranthema* (DC) Des. Moul., *Dianthus* L., *Gypsophila* L., *Pelargonium* l'Herit. ex Ait, *Phoenix* spp., *Populus* L., *Quercus* L., *Solidago* L. and cut flowers of Orchidaceae,
- conifers (*Coniferales*),
- *Acer saccharum* Marsh., originating in North American countries,

- *Prunus* L., originating in non-European countries,
  - cut flowers of *Aster* spp., *Eryngium* L., *Hypericum* L., *Lisianthus* L., *Rosa* L. and *Trachelium* L., originating in non-European countries,
  - leafy vegetables of *Apium graveolens* L. and *Ocimum* L.'
29. In Annex V, Part B, Section I, point 3, in the first indent, the following is added:  
'*Momordica* L. and *Solanum melongena* L.'
30. In Annex V, Part B, Section I, point 7(b), the text is replaced by the following:  
'Soil and growing medium, attached to or associated with plants, consisting in whole or in part of material specified in (a) or consisting in part of any solid inorganic substance, intended to sustain the vitality of the plants, originating in:  
— Cyprus, Malta, Turkey,  
— Belarus, Estonia, Georgia, Latvia, Lithuania, Moldova, Russia, Ukraine,  
— non-European countries, other than Algeria, Egypt, Israel, Libya, Morocco, Tunisia'
31. In Annex V, Part B, Section II, point 1 is replaced by the following:  
'1. Plants of *Beta vulgaris* L., intended for industrial processing'
32. In Annex V, Part B, Section II, point 2 is replaced by the following:  
'2. Soil from beet and unsterilised waste from beet (*Beta vulgaris* L.)'
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