

REGULATION No. 75 OF 31 MAY 2006 SETTING OUT THE REQUIREMENTS AND SCHEDULE OF CONDITIONS INDICATING THE HEALTH CONDITIONS TO BE MET BY ORNAMENTAL PLANT PROPAGATING MATERIAL

Effective date 1 January 2007

Issued by the Minister of Agriculture and Forestry

*Promulgated, SG No. 50 of 20 June 2006, amended SG No.22 of 13 March 2007, amended and supplemented, SG No. 68 of 17 August 2018, **amended and supplemented, SG No. 57 of 26 June 2020***

Article 1. This Regulation sets out the requirements and schedule indicating the health conditions to be met by ornamental plant propagating material, including seed, and by ornamental plants.

Article 2. (1) (Ex Article 2 - SG No. 68/2018, effective date 01.10.2018, amended, SG No. 57/2020, effective date 26.06.2020) The ornamental plant propagating material, including seed, and ornamental plants shall, at least on visual inspection, be free, at the place of production, from any harmful organisms listed in the Annex hereto as regards the ornamental plant propagating material concerned.

(2) The presence of regulated non-quarantine pests (“RNQPs”) on marketed ornamental plant propagating material shall, at least upon visual inspection, not exceed the respective thresholds set out in the Annex.

(3) The ornamental plant propagating material shall, at least on visual inspection, be practically free from any pests, other than the pests listed in the Annex hereto as regards to the ornamental plant propagating material concerned, which reduce the usefulness and quality of that material, or from any signs or symptoms of the presence of such pests.

(4) The material shall comply also with the requirements concerning Union quarantine pests, protected zone quarantine pests and regulated non-quarantine pests, as well as plant passports in accordance with Regulation (EU) 2016/2031 of the European Parliament of the Council of 26 October 2016 on protective measures against pests of plants, amending Regulations (EU) No. 228/2013, (EU) No. 652/2014 and (EU) No. 1143/2014 of the European Parliament and of the Council and repealing Council Directives 69/464/EEC, 74/647/EEC, 93/85/EC, 98/57/EC, 2000/29/EC, 2006/91/EC and 2007/33/EC (OJ L 317, 23.11.2016).

Article 3. (1) Ornamental he propagating material, including seed, and ornamental plants shall have the identity and purity to breed true to the genera and species or, where appropriate, the group of plants to which they belong.

(2) (Amended, SG No. 68/2018, effective date 17.08.2018) Where the propagating material referred to in paragraph 1 belongs to a variety provided for in Article 13(3) of the Seed and Propagating Material Act (SPMA), that propagating material, when placed on the market, shall bear an indication of the variety and of the varietal identity and purity which are characteristic of the variety.

SUPPLEMENTARY PROVISIONS

§ 1. For the purposes of this Regulation, "varietal purity" means the proportion of plants or seeds within the inspected crops that exhibit all characteristics of the variety which are typical of the plants possessing all morphological characteristics of the variety.

§ 2. (Supplemented, SG No. 68/2018, effective date 01.10.2018, supplemented, SG No. 57/2020, effective date 26.06.2020) This Regulation transposes Commission Directive 93/49/EEC of 23

June 1993 setting out the schedule indicating the conditions to be met by ornamental plant propagating material and ornamental plants pursuant to Council Directive 91/682/EEC, Commission Implementing Directive (EU) 2018/484 of 21 March 2018 amending Directive 93/49/EEC as regards requirements to be fulfilled by the propagating material of certain genera or species of Palmae in respect of *Rhynchophorus ferrugineus* (Olivier) (OJ L 81, 23.03.2018); Commission Implementing Directive (EU) 2020/177 of 11 February 2020 amending Council Directives 66/401/EEC, 66/402/EEC, 68/193/EEC, 2002/55/EC, 2002/56/EC and 2002/57/EC, Commission Directives 93/49/EEC and 93/61/EEC and Implementing Directives 2014/21/EU and 2014/98/EU as regards pests of plants on seeds and other plant reproductive material (OJ L 41, 13.02.2020).

§ 2a. (New, SG No. 22/2007, effective date 13.03.2007) This Regulation shall apply without prejudice to the provisions of Regulation (EEC) No. 315/68.

FINAL PROVISIONS

§ 3. This Regulation is issued pursuant to Article 29(6) of the Seed and Propagating Material Act.

§ 4. This Regulation shall enter into force on 1 January 2007.

Final Provisions

AMENDING REGULATION TO REGULATION No. 75 OF 2006 SETTING OUT THE REQUIREMENTS AND SCHEDULE INDICATING THE HEALTH CONDITIONS TO BE MET BY ORNAMENTAL PLANT PROPAGATING MATERIAL

(PROMULGATED, SG No. 22/2007, EFFECTIVE DATE 13.03.2007)

§ 3. This Regulation shall enter into force on the day of its publication in the State Gazette.

Final Provisions

AMENDING REGULATION TO REGULATION No. 75 OF 2006 SETTING OUT THE REQUIREMENTS AND SCHEDULE INDICATING THE HEALTH CONDITIONS TO BE MET BY ORNAMENTAL PLANT PROPAGATING MATERIAL

(PROMULGATED, SG No. 68/2018, EFFECTIVE DATE 17.08.2018)

§5. This Regulation shall enter into force on the day of its publication in the State Gazette, whereas § 1, 3 and 4 shall apply as from 1 October 2018.

Final Provisions

AMENDING REGULATION TO REGULATION No. 99 OF 2006 ON THE MARKETING OF FODDER PLANT SEED WITHIN THE EUROPEAN UNION

(PROMULGATED, SG No. 57/2020, EFFECTIVE DATE 26.06.2020)

§ 15. This Regulation shall enter into force on the day of its publication in the State Gazette.

Annex to Article 2(1)

(Amended and supplemented, SG No. 22/2007, effective date 13.03.2007, ex Annex to Article 2, supplemented, SG No. 68/2018, effective date 01.10.2018, amended, SG No. 57/2020, effective date 26.06.2020)

Schedule of specific pests which reduce the quality of ornamental plant seed
and propagating material and of ornamental plants

Bacteria		
RNQP or symptoms caused by RNQP;	Genus or genera of propagating material of ornamental plants	Threshold for the presence of RNQPs on the propagating material of ornamental plants
<i>Erwinia amylovora</i> (Burrill) Winslow et al. [ERWIAM]	Propagating material of ornamental plants other than seeds <i>Amelanchier Medik.</i> , <i>Chaenomeles Lindl.</i> , <i>Cotoneaster Medik.</i> , <i>Crataegus Tourn. ex L.</i> , <i>Cydonia Mill.</i> , <i>Eriobrya Lindl.</i> , <i>Malus Mill.</i> , <i>Mespilus Bosc ex Spach</i> , <i>Photinia davidiana Decne.</i> , <i>Pyracantha M. Roem.</i> , <i>Pyrus L.</i> , <i>Sorbus L.</i>	0%
<i>Pseudomonas syringae</i> pv. <i>persicae</i> (Prunier, Luisetti & Gardan) Young, Dye & Wilkie [PSDMPE]	Propagating material of ornamental plants other than seeds <i>Prunus persica (L.) Batsch</i> , <i>Prunus salicina Lindl.</i>	0%
<i>Spiroplasma citri</i> Saglio et al. [SPIRCI]	Propagating material of ornamental plants other than seeds <i>Citrus L.</i> , <i>Citrus L. hybrids</i> , <i>Fortunella Swingle.</i> , <i>Fortunella Swingle. hybrids</i> , <i>Poncirus Raf.</i> , <i>Poncirus Raf. hybrids</i>	0%
<i>Xanthomonas arboricola</i> pv. <i>pruni</i> (Smith) Vauterin et al. [XANTPR]	Propagating material of ornamental plants other than seed of <i>Prunus L.</i>	0%
<i>Xanthomonas euvesicatoria</i> Jones et al. [XANTEU]	<i>Capsicum annuum L.</i>	0%
<i>Xanthomonas gardneri</i> (ex Sutip) Jones et al. [XANTGA]	<i>Capsicum annuum L.</i>	0%
<i>Xanthomonas perforans</i> Jones et al. [XANTPF]	<i>Capsicum annuum L.</i>	0%
<i>Xanthomonas vesicatoria</i> (ex Doidge) Vauterin et al. [XANTVE]	<i>Capsicum annuum L.</i>	0%
Fungi and oomycetes		
RNQP or symptoms caused by RNQP;	Genus or genera of propagating material of ornamental plants	Threshold for the presence of RNQPs on the propagating material of ornamental plants
<i>Cryphonectria parasitica</i> (Murrill) Barr [ENDOPA]	Propagating material of ornamental plants other than seeds <i>Castanea L.</i>	0%
<i>Dothistroma pini</i> Hulbary [DOTSPI]	Propagating material of ornamental plants other than seeds <i>Pinus L.</i>	0%
<i>Dothistroma septosporum</i> (Dorogin) Morelet [SCIRPI]	Propagating material of ornamental plants other than seeds <i>Pinus L.</i>	0%
<i>Lecanosticta acicola</i> (von Thumen) Sydow [SCIRAC]	Propagating material of ornamental plants other than seeds <i>Pinus L.</i>	0%
<i>Plasmopara halstedii</i> (Farlow) Berlese & de Toni [PLASHA]	Seeds <i>Helianthus annuus L.</i>	0%
<i>Plenodomus tracheiphilus</i> (Petri) Gruyter, Aveskamp & Verkley [DEUTTR]	Propagating material of ornamental plants other than seeds <i>Citrus L.</i> , <i>Citrus L. hybrids</i> , <i>Fortunella Swingle</i> , <i>Fortunella Swingle hybrids</i> , <i>Poncirus Raf.</i> , <i>Poncirus Raf. hybrids</i>	0%

<i>Puccinia horiana</i> P. Hennings [PUCCHN]	Propagating material of ornamental plants other than seeds <i>Chrysanthemum L.</i>	0%
Insects and mites		
RNQP or symptoms caused by RNQP;	Genus or genera of propagating material of ornamental plants	Threshold for the presence of RNQPs on the propagating material of ornamental plants
<i>Aculops fuchsiae</i> Keifer [ACUPFU]	Propagating material of ornamental plants other than seeds <i>Fuchsia L.</i>	0%
<i>Opogona sacchari</i> Bojer [OPOGSC]	Propagating material of ornamental plants other than seeds <i>Beaucarnea Lem., Bougainvillea Comm. ex Juss., Crassula L., Crinum L., Dracaena Vand. ex L., Ficus L., Musa L., Pachira Aubl., Palmae, Sansevieria Thunb., Yucca L.</i>	0%
<i>Rhynchophorus ferrugineus</i> (Olivier) [RHYCFE]	Propagating material of ornamental plants other than seed of <i>Palmae</i> species, as regards the following genera and species: <i>Areca catechu L., Arenga pinnata (Wurmb) Merr., Bismarckia Hildebr. & H. Wendl., Borassus flabellifer L., Brahea armata S. Watson, Brahea edulis H. Wendl., Butia capitata (Mart.) Becc., Calamus merrillii Becc., Caryota maxima Blume, Caryota cumingii Lodd. ex Mart., Chamaerops humilis L., Cocos nucifera L., Corypha utan Lam., Copernicia Mart., Elaeis guineensis Jacq., Howea forsteriana Becc., Jubaea chilensis (Molina) Baill., Livistona australis C. Martius, Livistona decora (W. Bull) Dowe, Livistona rotundifolia (Lam.) Mart., Metroxylon sagu Rottb., Phoenix canariensis Chabaud, Phoenix dactylifera L., Phoenix reclinata Jacq., Phoenix roebelenii O'Brien, Phoenix sylvestris (L.) Roxb., Phoenix theophrasti Greuter, Pritchardia Seem. & H. Wendl., Ravenea rivularis Jum. & H. Perrier, Roystonea regia (Kunth) O.F. Cook, Sabal palmetto (Walter) Lodd. ex Schult. & Schult.f., Syagrus romanzoffiana (Cham.) Glassman, Trachycarpus fortunei (Hook.) H. Wendl., Washingtonia H. Wendl.</i>	0%
Nematodes		
RNQP or symptoms caused by RNQP;	Genus or genera of propagating material of ornamental plants	Threshold for the presence of RNQPs on the propagating material of ornamental plants
<i>Ditylenchus dipsaci</i> (Kuehn) Filipjev [DITYDI]	<i>Allium L.</i>	0%

<i>Ditylenchus dipsaci</i> (Kuehn) Filipjev [DITYDI]	Propagating material of ornamental plants other than seeds <i>Camassia Lindl.</i> , <i>Chionodoxa Boiss.</i> , <i>Crocus flavus Weston</i> , <i>Galanthus L.</i> , <i>Hyacinthus Tourn. ex L.</i> , <i>Hymenocallis Salisb.</i> , <i>Muscari Mill.</i> , <i>Narcissus L.</i> , <i>Ornithogalum L.</i> , <i>Puschkinia Adams</i> , <i>Scilla L.</i> , <i>Sternbergia Waldst.</i>	0%
Viruses, viroids, virus-like diseases and phytoplasmas		
RNQP or symptoms caused by RNQP;	Genus or genera of propagating material of ornamental plants	Threshold for the presence of RNQPs on the propagating material of ornamental plants
<i>Candidatus</i> Phytoplasma mali Seemuller & Schneider [PHYPPMA]	Propagating material of ornamental plants other than seed of <i>Malus Mill.</i>	0%
<i>Candidatus</i> Phytoplasma prunorum Seemuller & Schneider [PHYPPR]	Propagating material of ornamental plants other than seed of <i>Prunus L.</i>	0%
Viruses, viroids, virus-like diseases and phytoplasmas		
RNQP or symptoms caused by RNQP;	Genus or genera of propagating material of ornamental plants	Threshold for the presence of RNQPs on the propagating material of ornamental plants
<i>Candidatus</i> Phytoplasma pyri Seemuller & Schneider [PHYPPY]	Propagating material of ornamental plants other than seed of <i>Pyrus L.</i>	0%
<i>Candidatus</i> Phytoplasma solani Quaglino et al. [PHYPSO]	Propagating material of ornamental plants other than seed of <i>Lavandula L.</i>	0%
<i>Chrysanthemum stunt viroid</i> [CSVD00]	Propagating material of ornamental plants other than seed of <i>Argyranthemum Webb ex Sch.Bip.</i> , <i>Chrysanthemum L.</i>	0%
<i>Citrus exocortis viroid</i> [CEVD00]	Propagating material of ornamental plants other than seed of <i>Citrus L.</i>	0%
<i>Citrus tristeza virus</i> [CTV000](EU isolates)	Propagating material of ornamental plants other than seed of <i>Citrus L.</i> , <i>Citrus L. hybrids</i> , <i>Fortunella Swingle</i> , <i>Fortunella Swingle hybrids</i> , <i>Poncirus Raf.</i> , <i>Poncirus Raf. Hybrids</i> ,	0%
<i>Impatiens necrotic spot tospovirus</i> [INSV00]	Propagating material of ornamental plants other than seed of <i>Begonia x hiemalis Fotsch</i> , <i>Impatiens L. New Guinea Hybrids</i>	0%
<i>Potato spindle tuber viroid</i> [PSTVD0]	<i>Capsicum annum L.</i> ,	0%

<p><i>Plum pox virus</i> [PPV000]</p>	<p>Propagating material of ornamental plants other than seed of <i>Prunus armeniaca</i> L., <i>Prunus blireiana</i> Andre, <i>Prunus brigantina</i> Vill., <i>Prunus cerasifera</i> Ehrh., <i>Prunus cistena</i> Hansen, <i>Prunus curdica</i> Fenzl and Fritsch., <i>Prunus domestica</i> L., <i>Prunus domestica</i> ssp. <i>insititia</i> (L.) C.K. Schneid, <i>Prunus domestica</i> ssp. <i>italica</i> (Borkh.) Hegi., <i>Prunus dulcis</i> (Miller) Webb, <i>Prunus glandulosa</i> Thunb., <i>Prunus holosericea</i> Batal., <i>Prunus hortulana</i> Bailey, <i>Prunus japonica</i> Thunb., <i>Prunus mandshurica</i> (Maxim.) Koehne, <i>Prunus maritima</i> Marsh., <i>Prunus mume</i> Sieb. and Zucc., <i>Prunus nigra</i> Ait., <i>Prunus persica</i> (L.) Batsch, <i>Prunus salicina</i> L., <i>Prunus sibirica</i> L., <i>Prunus simonii</i> Carr., <i>Prunus spinosa</i> L., <i>Prunus tomentosa</i> Thunb., <i>Prunus triloba</i> Lindl. – other species of <i>Prunus</i> L. susceptible to <i>Plum pox virus</i></p>	<p>0%</p>
<p><i>Tomato spotted wilt tospovirus</i> [TSWV00]</p>	<p>Propagating material of ornamental plants other than seed of <i>Begonia x hiemalis</i> Fotsch, <i>Capsicum annuum</i> L., <i>Chrysanthemum</i> L., <i>Gerbera</i> L., <i>Impatiens</i> L. New Guinea Hybrids, <i>Pelargonium</i> L.</p>	<p>0%</p>