

**REGULATION No. 81 of 22 June 2006 setting out the requirements and schedule
indicating the health conditions to be met by fruit plant propagating material intended
for the market of the European Union**

Effective date 1 January 2007

Issued by the Minister of Agriculture and Forestry

Promulgated, SG No. 57 of 14 July 2006, amended, SG No. 102 of 19 December 2006

**Chapter One
GENERAL PROVISIONS**

Article 1. (1) This Regulation shall set out:

1. (Amended, SG No. 102/2006) the conditions to be met by fruit plant propagating material intended for the market of the European Union (EU);
2. the introduction of the list of specific pests from which fruit plant propagating material shall be free in accordance with Annex No. 1;
3. the requirements to the labelling of propagating material.

(2) (Supplemented, SG No. 102/2006) Annex No. 1 shall apply to the crops cultivated and the propagating material produced, including rootstocks, and to the plants intended for fruit production of all genera and species listed in Annex II to Council Directive 92/34/EEC, including all categories of fruit plant material - pre-basic, basic, certified and CAC (standard).

(3) (Amended, SG No. 102/2006) The conditions and requirements provided for in paragraphs 1 and 2 conform to Articles 4 and 11 of Council Directive 92/34/EEC transposed with Regulation No. 97 of 2006 on the marketing of fruit plant propagating material and fruit plants intended for fruit production for the market of the European Union (SG No. 76/2006).

**Chapter Two
SPECIFIC CONDITIONS FOR FRUIT PLANT
PROPAGATING MATERIAL**

Article 2. Fruit plant propagating material shall also satisfy the conditions set out in Regulation No. 1 on phytosanitary control (Promulgated, SG No. 82/1998, amended, SG No. 91/1999, SG No. 8/2002, SG No. 28/2003, SG No. 7/2006) transposing Council Directive 77/93/EEC.

Article 3. (1) (Amended, SG No. 102/2006) Without prejudice to the provisions of Article 2, CAC (standard) material shall at least appear, on visual inspection, to be substantially free from harmful organisms and diseases liable to affect quality, or signs or symptoms thereof, and in particular from all harmful organisms and diseases listed in Annex No. 1, in respect of the genus or species concerned.

(2) Any material showing visible signs or symptoms of the harmful organisms or diseases referred to in Annex No. 1 at the stage of the growing crop shall be properly treated immediately upon their appearance or, where appropriate, shall be removed.

(3) (Amended, SG No. 102/2006) Citrus propagating material shall satisfy the conditions provided for in Article 7(7) of Regulation No. 97 of 2006 on the marketing of fruit plant propagating material and fruit plants intended for fruit production for the market of the European Union (SG No. 76/2006).

Article 4. (1) (Supplemented, SG No. 102/2006) CAC material shall have adequate identity and purity relative to the genus or species in question, including rootstocks of specific hybrids and species, and also, without prejudice to the second sentence of Article 9 (1) of Directive 92/34/EEC transposed in Article 12 of Regulation No. 97 of 2006 on the marketing of fruit plant

propagating material and fruit plants intended for fruit production for the market of the European Union, have identity and purity as to variety.

(2) (Amended and supplemented, SG No. 102/2006) In the case of commonly known varieties referred to in Article 9(2) (i) of Directive 92/34/EEC transposed in the first sentence of Article 11(1) of Regulation No. 97 of 2006 on the marketing of fruit plant propagating material and fruit plants intended for fruit production for the market of the European Union, the official denomination of the variety shall be used by the producer and/or trader.

(3) In the case of varieties which are already the subject of an application for plants breeders' rights or an official registration referred to in point (i) of Article 9 (2) of Directive 92/34/EEC, the breeders' reference or proposed name shall be used until the authorization is granted.

(4) In the case of varieties entered on lists kept by producers pursuant to Article 13(4)(3) of the Seed and Propagating Material Act, the requirement referred to in paragraph 1 hereof in respect of variety shall be based on the detailed descriptions given in the lists kept by producers.

Article 5. CAC material shall be substantially free from any defects likely to impair its quality as propagating material or as fruit plants.

Article 6. In the case of pre-basic, basic and certified fruit plant propagating material, the requirements set out in Articles 3, 4 (1) and 5 hereof are applicable in so far as the certification schemes referred to in Article 7 hereof do not impose more stringent conditions.

Article 7. (Amended, SG No. 102/2006) Pending the establishment of a Community certification scheme, pre-basic, basic and certified material shall satisfy the conditions for each respective category as laid down in national schemes of certification provided that they comply, as far as possible, with existing international schemes of certification.

Chapter Three **PRODUCER'S DOCUMENT/LABEL**

Article 8. (1) The producer's document in respect of CAC material shall be of suitable material which has not previously been used and shall be printed in at least one of the official languages of the Community. The particulars to be included in the producer's document/label are listed in Annex No. 2.

(2) Where material is accompanied by a plant passport in accordance with Commission Directive 92/105/EEC transposed with Regulation No. 1 of 1998 on phytosanitary control (Promulgated, SG No. 82/1998, amended, SG No. 91/1999, SG No. 8/2002, SG No. 28/2003, SG No. 7/2006), the plant passport may, if the producer so wishes, constitute the producer's document/label referred to in paragraph 1.

(3) In the cases of a plant passport constituting the producer's document/label pursuant to paragraph 2, the indication 'EU quality' and an indication as to the responsible official body shall be given, and also a reference to the denomination of the variety or rootstock and category. In the case of imports from third countries pursuant to Article 16 (2) of Directive 92/34/EEC, the name of the country of harvesting (production) shall also be given. The information in the case of imports from third countries may be on the same document as the plant passport but shall be clearly separated.

Article 9. (1) (Amended, SG No. 102/2006) The labelling and packaging and/or sealing requirements of the material qualified as pre-basic, basic or certified pursuant to Directive 92/34/EEC transposed with Regulation No. 97 of 2006 on the marketing of fruit plant propagating material and fruit plants intended for fruit production for the market of the European Union, shall be those laid down in the national schemes of certification.

(2) (Supplemented, SG No. 102/2006) Labels of pre-basic, basic and certified material shall include all the information contained in the document/label set out in Annex No. 2, with the

exception of points 4, 5 and 7 thereof. An indication as to whether the material is 'virus-free' or 'virus-tested' shall also be given on the label.

SUPPLEMENTARY PROVISIONS

§ 1. For the purposes of this Regulation, "CAC material" means fruit plant propagating material equivalent to the category of standard fruit plant material in the country, which is produced and marketed in the Community under the name "CAC material", the acronym CAC standing for *Conformitas Agraria Communitatis* in accordance with Directive 92/34/EEC, without any translation into the Community languages.

§ 2. This Regulation transposes Commission Directive 93/48/EEC of 23 June 1993 setting out the schedule indicating the conditions to be met by fruit plant propagating material and fruit plants intended for fruit production.

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.

Annex No. 1 to Article 1(1)(2)
(Amended, SG No. 102/2006)

List of specific harmful organisms and diseases of quality-affecting significance
for fruit plant propagating material

Genus or species	Specific pests
1	2
<ul style="list-style-type: none"> —<i>Citrus aurantifolia</i> (Christm) Swing lime —<i>Citrus limon</i> L. Burm. F lemon —<i>Citrus paradisi</i> Macf Grapefruit —<i>Citrus reticulata</i> Blanco Mandarin —<i>Citrus sinensis</i> (L.) Osbeck orange 	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> —<i>Aleurothrixus floccosus</i> (Mashell) —<i>Meloidogyne</i> spp. —<i>Parabemisia myricae</i> (Kuwana) —<i>Tylenchulus semipenetrans</i> <p>Fungi</p> <ul style="list-style-type: none"> —<i>Phytophthora</i> spp. <p>Viruses and virus-like organisms</p> <ul style="list-style-type: none"> —Citrus leaf rugose —Diseases that induce psorosis-like young leaves symptoms such as: psorosis, ring spot, cristacortis, impietratura, concave gum. —Infectious variegation —Viroids such as exocortis, cachexiaxyloporosis
<ul style="list-style-type: none"> —<i>Corylus avellana</i> Hazel 	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> —<i>Epidiaspis leperii</i> Sing. —<i>Eriophis avellanae</i> Nal. —<i>Pseudaulacaspis pentagona</i> Targ. —<i>Quadraspidiotus perniciosus</i> Comst <p>Bacteria</p> <ul style="list-style-type: none"> —<i>Agrobacterium tumefaciens</i> —<i>Xanthomonas campestris</i> pv. <i>corylina</i> (Miller,

	<p>Bollen, Simmous) Fungi —<i>Armillariella mellea</i> (Vahlroth) —<i>Chondrostereum purpureum</i> —<i>Nectria galligena</i> Bresadola —<i>Phyllactinia guttata</i> —<i>Verticillium</i> spp. Viruses and virus-like organisms —Apple mosaic virus —Hazel maculatura lineare MLO</p>
<p><i>Cydonia oblonga</i> Mill. Quince —<i>Pyrus communis</i> L. Pear</p>	<p>Insects, mites and nematodes at all stages of their development —<i>Anarsia lineatella</i> Zell. —<i>Eriosoma lanigerum</i> Hausm. —Scale insects, in particular: <i>Epidiaspis leperii</i> Sing., <i>Pseudaulacaspis pentagona</i> Targ, <i>Quadraspidiotus perniciosus</i> Comst Bacteria —<i>Agrobacterium tumefaciens</i> —<i>Pseudomonas syringae</i> pv. <i>syringae</i> Fungi —<i>Armillariella mellea</i> (Vahlroth) —<i>Chondrostereum purpureum</i> —<i>Nectria galligena</i> Bresadola - <i>Phytophthora</i> spp. —<i>Rosellinia necatrix</i> (Hartig) Berlese —<i>Verticillium</i> spp. Viruses and virus-like organisms —All</p>
<p>—<i>Fragaria x ananassa</i> duch strawberry</p>	<p>Insects, mites and nematodes at all stages of their development —<i>Aphelenchoides</i> spp. —<i>Ditylenchus dipsaci</i> (Kuhn) —<i>Tarsonemidae</i> Fungi —<i>Phytophthora cactorum</i> Schrenk —<i>Verticillium</i> spp. Viruses and virus-like organisms —Strawberry green petal MLO</p>
<p><i>Juglans regia</i> L. Walnut</p>	<p>Insects, mites and nematodes at all stages of their development —Scale insects, in particular: <i>Epidiaspis leperii</i> Sing., <i>Pseudaulacaspis pentagona</i> Targ, <i>Quadraspidiotus perniciosus</i> Comst Bacteria: —<i>Agrobacterium tumefaciens</i> —<i>Xanthomonas campestris</i> pv. <i>juglandi</i> Fungi —<i>Armillariella mellea</i> (Vahlroth) —<i>Nectria galligena</i> Bresadola —<i>Chondrostereum purpureum</i> —<i>Phytophthora</i> spp.</p>

	<p>Viruses and virus-like organisms: —Cherry leaf roll virus</p>
— <i>Malus</i> Miller Apple	<p>Insects, mites and nematodes at all stages of their development: —<i>Anarsia lineatella</i> Zell. —<i>Erisoma lanigerum</i> Hausm. —Scale insects, in particular: <i>Epidiaspis leperii</i> Sing., <i>Pseudaulacaspis pentagona</i> Targ, <i>Quadraspidiotus perniciosus</i> Comst Bacteria: —<i>Agrobacterium tumefaciens</i> —<i>Pseudomonas syringae</i> pv. <i>syringae</i> Fungi —<i>Armilarrella mellea</i> (Vahlroth) —<i>Chondrostereum purpureum</i> —<i>Nectria galligena</i> Bresadola —<i>Phytophthora cactorum</i> Schrenk —<i>Rosellinia necatrix</i> (Hartig) Berlese —<i>Venturia</i> spp. —<i>Verticillium</i> spp. Viruses and virus-like organisms: All</p>
— <i>Olea europea</i> Olive	<p>Insects, mites and nematodes at all stages of their development: —<i>Eusophera pinguis</i> —<i>Meloidogyne</i> spp. —<i>Saissetia oleae</i> Bern. Bacteria: <i>Pseudomonas syringae</i> pv. <i>savastanoi</i> Fungi: —<i>Verticillium dahliae</i> Viruses and virus-like organisms: All</p>
<i>Pistacia vera</i> L. Pistachio	<p>Fungi: —<i>Verticillium</i> spp. Viruses and virus-like organisms: All</p>
— <i>Prunus domestica</i> Plum — <i>Prunus salicina</i> Japanese plum	<p>Insects, mites and nematodes at all stages of their development: —<i>Aculops fockeui</i> (Nal.&Troues) —<i>Capnodis tenebrionis</i> L. —<i>Eriophyes similis</i> Nal. —<i>Meloidogyne</i> spp. —Scale insects, in particular: <i>Epidiaspis leperii</i> Sing., <i>Pseudaulacaspis pentagona</i> Targ, <i>Quadraspidiotus perniciosus</i> Comst Bacteria: —<i>Agrobacterium tumefaciens</i> —<i>Pseudomonas syringae</i> pv. <i>mors prunorum</i> —<i>Pseudomonas syringae</i> pv. <i>syringae</i> Fungi: —<i>Armilarrella mellea</i> (Vahlroth) —<i>Chondrostereum purpureum</i> —<i>Nectria galligena</i> Bresadola —<i>Rosellinia necatrix</i> (Hartig) Berlese</p>

	<p>—<i>Verticillium</i> spp. Viruses and virus-like organisms: —Prune dwarf virus —Prunus necrotic ringspot virus</p>
<p><i>Prunus armeniaca</i> (L.) Apricot —<i>Prunus amygdalus</i> Batsch Almond —<i>Prunus persica</i> (L.) Batsch Peach</p>	<p>Insects, mites and nematodes at all stages of their development: —<i>Anarsia lineatella</i> Zell. —<i>Capnodis tenebrionis</i> L. —<i>Meloidogyne</i> spp. —Scale insects, in particular: <i>Epidiaspis leperii</i> Sing., <i>Pseudaulacaspis pentagona</i> Targ, <i>Quadraspidiotus perniciosus</i> Comst Bacteria: —<i>Agrobacterium tumefaciens</i> —<i>Pseudomonas syringae</i> pv. mors prunorum —<i>Pseudomonas syringae</i> pv. syringae Fungi: —<i>Armillariella mellea</i> (Vahlroth) —<i>Chondrostereum purpureum</i> —<i>Nectria galligena</i> Bresadola —<i>Rosellinia necatrix</i> (Hartig) Berlese —<i>Taphrina deformans</i> —<i>Verticillium</i> spp. Viruses and virus-like organisms: —Prune dwarf virus —Prunus necrotic ringspot virus</p>
<p>—<i>Prunus avium</i> L. Sweet cherry —<i>Prunus cerasus</i> Sour cherry</p>	<p>Insects, mites and nematodes at all stages of their development: —<i>Capnodis tenebrionis</i> L. —<i>Meloidogyne</i> spp. —Scale insects, in particular: <i>Epidiaspis leperii</i> Sing., <i>Pseudaulacaspis pentagona</i> Targ, <i>Quadraspidiotus perniciosus</i> Comst Bacteria: —<i>Agrobacterium tumefaciens</i> —<i>Pseudomonas syringae</i> pv. mors prunorum —<i>Pseudomonas syringae</i> pv. syringae Fungi: —<i>Armillariella mellea</i> (Vahlroth) —<i>Chondrostereum purpureum</i> —<i>Nectria galligena</i> Bresadola —<i>Rosellinia necatrix</i> (Hartig) Berlese —<i>Verticillium</i> spp. Viruses and virus-like organisms: —Prune dwarf virus —Prunus necrotic ringspot virus</p>
<p>—<i>Ribes</i> Red currant</p>	<p>Insects, mites and nematodes at all stages of their development: —<i>Aphelenchoides</i> spp. —<i>Cecidophyopsis ribis</i> Bacteria:</p>

	<p>—<i>Agrobacterium tumefaciens</i></p> <p>Fungi:</p> <p>—<i>Armillariella mellea</i> (Vahlroth)</p> <p>—<i>Nectria cinnabarina</i></p> <p>—<i>Rosellinia necatrix</i> (Hartig) Berlese</p> <p>—<i>Verticillium</i> spp.</p> <p>Viruses and virus-like organisms:</p> <p>—Black currant reversion</p> <p>—Black currant infectious variegation agent</p>
— <i>Rubus</i> blackberry, raspberry	<p>Insects, mites and nematodes at all stages of their development:</p> <p>—<i>Aceria essigi</i></p> <p>Bacteria:</p> <p>—<i>Agrobacterium rhizogenes</i></p> <p>—<i>Agrobacterium tumefaciens</i></p> <p>—<i>Rhodococcus fascians</i></p> <p>Fungi:</p> <p>—<i>Armillariella mellea</i> (Vahlroth)</p> <p>—<i>Didymelia applanata</i></p> <p>—<i>Peronospora rubi</i></p> <p>—<i>Phytophthora fragariae</i> var. <i>rubi</i></p> <p>—<i>Verticillium</i> spp.</p> <p>Viruses and virus-like organisms:</p> <p>—Raspberry bushy dwarf virus</p> <p>—Raspberry leaf curl virus</p>

Annex No. 2 to Article 8 (1)

Particulars to be included in the producer's document/label:

1. indication "EC quality";
2. indication of the code of the Republic of Bulgaria;
3. indication of official responsible body:
 - 3.1. control/certification authority or its distinguishing code - IASAS, Sofia, 3.1 Tsarigradsko Chausse
 - 3.2. National Plant Protection Service, address;
4. name of producer;
5. registration number of the persons - in accordance with the official phytosanitary control register;
6. individual serial or batch number;
7. date of issuance of the document;
8. botanical name of the species;
9. denomination of the variety; in the case of rootstocks - denomination of the variety or its designation;
10. quantity;
11. category;
12. in the case of imports from third countries - the country of harvesting the fruit plant propagating material;
13. phytosanitary (plant) passport, No.