1986 No. 295

PLANT HEALTH

Import and Export (Wood and Bark) (Plant Health) (Amendment No. 2) Order (Northern Ireland) 1986

Made . . . . . *5th September 1986*

Coming into operation . . . *1st December 1986*

The Department of Agriculture in exercise of the powers conferred on it by section 2(1)(**a**) and (2)(**b**) of the Plant Health Act (Northern Ireland) 1967(**c**) and of every other power enabling it in that behalf, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Import and Export (Wood and Bark) (Plant Health) (Amendment No. 2) Order (Northern Ireland) 1986 and shall come into operation on 1st December 1986.

Amendment of Import and Export (Wood and Bark) (Plant Health) Order (Northern Ireland) 1981

2. The Import and Export (Wood and Bark) (Plant Health) Order (Northern Ireland) 1981(**d**) shall be amended as follows:—

(*a*) in Article 2(1) there shall be substituted for the definition of "wood" the following entry:—

" "wood" means a log, sawn wood or any dunnage, pallet, container or other packing material consisting of wood which retains all or part of its natural round surface, with or without bark, but does not include chips.";

(*b*) in Schedule 4 there shall be substituted in the first and second columns for the entry numbered 1 the following entry:—

"1. Wood of *Coniferae* (conifers).	1. (*a*) The wood shall be stripped of its bark; or (*b*) the wood shall have been kiln-dried to a moisture content below 20% expressed as a percentage of the dry matter and there shall have been put on the wood or its packaging the mark "kiln-dried", "KD" or other internationally recognised mark to that effect."

(*c*) in Schedule 5 there shall be substituted:—

(i) in Part II for the entry numbered 1 the following entry:—

(**a**) As amended by S.R. & O. (N.I.) 1972 No. 351 Art. 3 and Sch. 2
(**b**) As amended by 1979 c. 2 s. 177(1) Sch. 4 Part II
(**c**) 1967 c. 28 (N.I.)
(**d**) S.R. 1981 No. 37

"1. Wood of *Coniferae* (conifers)."; and

(ii) in Part III for the entry numbered 2 the following entry:—

"2. Wood of *Coniferae* (conifers).".

(*d*) in Schedule 6 the entry numbered 3 shall be deleted and the entry numbered 4 shall be renumbered 3.

Sealed with the Official Seal of the Department of Agriculture on 5th September 1986.

(L.S.) *W. H. B. Forbes*
Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order amends the Import and Export (Wood and Bark) (Plant Health) Order (Northern Ireland) 1981 by:—

(*a*) redefining wood to include material which retains all or part of its natural rounded surface with or without bark;

(*b*) relaxing the requirement for the removal of coniferous bark when wood has been kiln-dried to a moisture content of less than 20% and has been appropriately marked;

(*c*) extending the phytosanitary certification requirement for coniferous wood to imports from all countries; and

(*d*) removing anomalous references to origin of coniferous wood and bark.

Item (*a*) is a fuller implementation of Article 2.2 of Council Directive No. 77/93/EEC (O.J. No. L26, 31.1.77) and Item(*c*) exercises an option under Article 9.2 and Annex IV.B.1 of that Directive. Item (*b*) implements Northern Ireland's obligations under Council Directive No. 84/378/EEC (O.J. No. L207/1, 2.8.84).