STATUTORY INSTRUMENTS

1986 No. 196

PLANT HEALTH

The Import and Export of Trees, Wood and Bark (Health) (Great Britain) (Amendment) Order 1986

Made - - -	*6th February* 1986
Laid before Parliament	*17th February* 1986
Coming into Operation	*10th March* 1986

The Forestry Commissioners, in exercise of the powers conferred on them by sections 2 and 3(1) and (2) of the Plant Health Act 1967(**a**), 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 of Trees, Wood and Bark (Health) (Great Britain) (Amendment) Order 1986, shall apply to Great Britain and shall come into operation on 10th March 1986.

Amendment of principal order

2. The Import and Export of Trees, Wood and Bark (Health) (Great Britain) Order 1980(**b**) is further amended as follows:—

(1) The following are omitted:—

(*a*) in Article 2(1) (interpretation) the definition of "non-indigenous tree pest";

(*b*) Article 4(*b*) (prohibition of the landing of certain non-indigenous tree pests); and

(*c*) Article 14(1)(*b*) and (*c*) (action in relation to the landing of trees, wood, isolated bark and soil carrying certain tree pests).

(2) For sub-paragraphs (*b*) and (*c*) of paragraph (2) of Article 14 there is substituted the following sub-paragraph:—

"(*b*) such tree, wood, isolated bark or soil is carrying or infected with any tree pest which is not normally present in Great Britain and in respect of which there is in the opinion of the inspector an imminent danger of its spreading or being spread in Great Britain;".

(**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**) S.I. 1980/449; the relevant amending instrument is S.I. 1983/807.

In Witness whereof the Official Seal of the Forestry Commissioners is hereunto affixed on 6th February 1986.

P. J. Clarke,
Secretary to the Forestry Commissioners.

EXPLANATORY NOTE

(*This Note is not part of the Order.*)

This Order further amends the Import and Export of Trees, Wood and Bark (Health) (Great Britain) Order 1980 by omitting the references to non-indigenous tree pests and certain other pests. The powers of an inspector under Article 14(2) of the 1980 Order will now be available in relation to any tree pest which is not normally present in Great Britain and in respect of which there is in the opinion of an inspector an imminent danger of its spreading or being spread in Great Britain (Article 2). The provisions of the 1980 Order in relation to tree pests which are mentioned in Schedule 1 or 2 to that Order remain unchanged.

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