



STATUTORY INSTRUMENTS.

S.I. No. 437 of 2019



EUROPEAN COMMUNITIES (CONTROL OF ORGANISMS HARMFUL
TO PLANTS AND PLANT PRODUCTS) (AMENDMENT) (NO. 2)
REGULATIONS 2019

S.I. No. 437 of 2019

European Communities (Control of Organisms Harmful to Plants and Plant Products) (Amendment) (No. 2) Regulations 2019

I, Michael Creed, Minister for Agriculture, Food and the Marine, in exercise of the powers conferred on me by section 3 of the European Communities Act 1972 (No. 27 of 1972), for the purpose of giving effect to Commission Implementing Directive (EU) 2019/523 of 21 March 2019¹, hereby make the following regulations:

1. These Regulations may be cited as the European Communities (Control of Organisms Harmful to Plants and Plant Products) (Amendment) (No. 2) Regulations 2019.

2. The European Communities (Control of Organisms Harmful to Plants and Plant Products) Regulations 2004 (S.I. No. 894 of 2004) are amended in Regulation 2 (1) by substituting for the definition of “Council Directive” (as amended by the European Communities (Control of Organisms Harmful to Plants and Plant Products) (Amendment) (No.2) Regulations 2018 (S.I. No. 46 of 2018)), the following -

“‘Council Directive’ means Council Directive 2000/29/EC of 8 May 2000² as amended by Commission Directive 2001/33/EC of 8 May 2001³, Commission Directive 2002/28/EC of 19 March 2002⁴, Commission Directive 2002/36/EC of 29 April 2002⁵, Council Directive 2002/89/EC of 28 November 2002⁶, Commission Directive 2003/22/EC of 24 March 2003⁷, Commission Directive 2003/47/EC of 4 June 2003⁸, Commission Directive 2003/116/EC of 4 December 2003⁹, Commission Directive 2004/31/EC of 17 March 2004¹⁰, Commission Directive 2004/70/EC of 28 April 2004¹¹, Regulation (EC) No 882/2004 of the European Parliament and of the Council of 29 April 2004¹², Commission Directive 2004/102/EC of 5 October 2004¹³, Commission Directive 2004/103/EC of 7 October

¹ O.J. No.L86 of 28.03.2019, p.41

² O.J.No. L169 of 10.07.2000, p.1

³ O.J.No. L127 of 09.05.2001, p.42

⁴ O.J.No. L77 of 20.03.2002, p.23

⁵ O.J.No. L116 of 03.05.2002, p.16

⁶ O.J.No. L355 of 30.12.2002, p.45

⁷ O.J.No. L78 of 25.03.2003, p.10

⁸ O.J.No. L138 of 05.06.2003, p.47

⁹ O.J.No.L321 of 06.12.2003, p.36

¹⁰ O.J.No.L85 of 23.03.2004, p.18

¹¹ O.J.No.L127 of 29.04.2004, p.97

¹² O.J.No.L165 of 30.04.2004, p.1

¹³ O.J.No.L309 of 06.10.2004, p.9

2004¹⁴, Commission Directive 2004/105/EC of 15 October 2004¹⁵, Commission Directive 2005/16/EC of 2 March 2005¹⁶, Commission Directive 2005/77/EC of 11 November 2005¹⁷, Commission Directive 2006/14/EC of 6 February 2006¹⁸, Commission Directive 2006/35/EC of 24 March 2006¹⁹, Commission Directive 2007/41/EC of 28 June 2007²⁰, Commission Directive 2008/61/EC of 17 June 2008²¹, Commission Directive 2008/64/EC of 27 June 2008²², Commission Directive 2008/109/EC of 28 November 2008²³, Commission Directive 2009/7/EC of 10 February 2009²⁴, Commission Directive 2009/118/EC of 9 September 2009²⁵, Council Directive 2009/143/EC of 26 November 2009²⁶, Commission Directive 2010/1/EU of 8 January 2010²⁷, Commission Implementing Directive 2014/19/EU of 6 February 2014²⁸, Commission Implementing Directive 2014/78/EU of 17 June 2014²⁹, Commission Implementing Directive 2014/83/EU of 25 June 2014³⁰, Commission Implementing Directive (EU) 2017/1279 of 14 July 2017³¹, Commission Implementing Directive (EU) 2017/1920 of 19 October 2017³² and Commission Implementing Directive (EU) 2019/523 of 21 March 2019;”.

3. The European Communities (Control of Organisms Harmful to Plants and Plant Products) (Amendment) (No.2) Regulations 2018 (S.I. No. 46 of 2018) are revoked.



GIVEN under my Official Seal,
29 August 2019.

MICHAEL CREED,
Minister for Agriculture, Food and the Marine.

¹⁴ O.J.No.L313 of 12.10.2004, p.16

¹⁵ O.J.No.L319 of 20.10.2004, p.9

¹⁶ O.J.No.L57 of 03.03.2005, p.19

¹⁷ O.J.No.L296 of 12.11.2005, p.17

¹⁸ O.J.No.L34 of 07.02.2006, p.24

¹⁹ O.J.No.L88 of 25.03.2006, p.9

²⁰ O.J.No.L169 of 29.06.2007, p.51

²¹ O.J.No.L158 of 18.06.2008, p.41

²² O.J.No.L168 of 28.06.2008, p.31

²³ O.J.No.L319 of 29.11.2008, p.68

²⁴ O.J.No.L40 of 11.02.2009, p.12

²⁵ O.J.No.L239 of 10.09.2009, p.51

²⁶ O.J.No.L318 of 04.12.2009, p.23

²⁷ O.J.No.L7 of 12.01.2010, p.17

²⁸ O.J.No.L38 of 07.02.2014, p.30

²⁹ O.J.No.L183 of 24.06.2014, p.23

³⁰ O.J.No.L186 of 26.06.2014, p.64

³¹ O.J.No.L184 of 15.07.2017, p.33

³² O.J.No.L271 of 20.10.2017, p.34

EXPLANATORY NOTE

(This note is not part of the instrument and does not purport to be a legal interpretation)

These Regulations update the Annexes 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.

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