

No. 596.

THE DISEASES OF PLANTS PREVENTION LAW, CAP. 80.

AND

THE CONTAGIOUS DISEASES (ANIMALS) LAW, CAP. 65.

ORDER MADE BY THE GOVERNOR.

In exercise of the powers vested in him by section 4 of the Diseases of Plants Prevention Law, Cap. 80 and section 4 of the Contagious Diseases (Animals) Law, Cap. 65, and of all other powers enabling him in that behalf, His Excellency the Governor is pleased to order as follows:—

1. This Order may be cited as the Importation of Produce (Control) Order, 1957. Citation and commencement.

2. In this Order, unless the context otherwise requires— Inter-pretation.
 - “authorised officer” means a Government Officer, authorised by the Director of Agriculture for the purpose of this Order;
 - “cotton” means the plants, cuttings, buds and grafts, seeds, leaves, bolls, lint, or any portion of the cotton plant, whether living or dead;
 - “Director” means the Director of Agriculture;
 - “importer” includes any person who, whether as owner, consignee or consignee, agent or broker, is in possession of, or in any way entitled to the custody or control of the article;
 - “Laws” mean the Diseases of Plants Prevention Law, Cap. 80, and includes, where the context so admits, the Contagious Diseases (Animals) Law, Cap. 65;
 - “plants” means living plants or parts thereof and includes trees and shrubs, tubers, bulbs, corms, rhizomes, roots, layers, cuttings, scion and bud wood but does not include fruit, raw vegetables, seeds, potatoes, cotton and cut flowers;
 - “produce” means plants, fruit, raw vegetables, potatoes, seeds, honey, insects, soil, manure, hay, straw, and generally any produce derived from agriculture whether raw or manufactured;
 - “raw vegetables” does not include potatoes;
 - “unhealthy” means affected with any injurious insect, fungus, bacterium, nematode, virus or other organism or agent causative of a transmissible crop disease.

3. The landing in Cyprus of the following produce is prohibited:— Prohibited imports.
 - (a) Potato tubers and any other part of the potato plant, except seed potatoes, as provided by paragraph 5 (II) of this Order.
 - (b) Plants fruit and peel of all *genera*, species and varieties of the sub-families *Aurantioideae*, *Rutoideae* and *Toddalioideae* of the botanical family *Rutaceae*, as well as plants and fruit of all species and varieties of the genus *Vitis* excluding dry currants and raisins:
 - Provided that seeds and processed peels of fruits designated herein are excluded from this article.
 - (c) Raw vegetables.
 - (d) Cut flowers.
 - (e) Soil and gravel, leaf and garden mould, including soil adhering to or being present with imported plants, seeds or motor vehicles, except as provided for under paragraph 5 (II) (e) of this Order.

- (f) Fungi, including mushrooms, live insects including bees and cultures of bacteria or any other organism capable of attacking plants or animals including insects.
- (g) All animal and vegetable manures, except guano, bone dust and other fossil or chemically prepared manures, and peat moss.
- (h) Swill.
- (i) Walnuts, almonds, hazelnuts and groundnuts in shell.

Certificates to accompany consignments.

4.—(1) (a) Subject to the prohibitions and restrictions contained in paragraphs 3, 5 and 6 of this Order each consignment of plants and fruit landed in Cyprus shall be accompanied by a certificate from the Department of Agriculture or other Government Service of the country of origin in the form set out in the First Schedule to this Order.

(b) Each consignment of seed potatoes, broom corn beard, seeds of lettuce, tomato, peas, haricot beans, lucerne or shelled groundnuts or chestnuts which are subject to the restrictions imposed by paragraph 5 of this Order, shall be accompanied by a certificate set out in the First Schedule to this Order. This certificate should bear an additional declaration in regard to the disease or other requirement mentioned for each of the above commodities in paragraph 5 of this Order.

(2) The certificates prescribed in this paragraph shall be duly completed and signed by or on behalf of an officer duly authorised by the Plant Protection Service of the country in which the produce was grown and shall, where the language in which the certificate is given is other than English, include an English translation thereof which translation, if it is in a document separate from the certificate, shall also be duly completed and signed by or on behalf of the said authorised officer.

(3) The examination referred to in the certificate set out in the First Schedule to this Order shall have been carried out not more than ten days prior to the date of despatch of the consignment.

(4) Except in the case of consignments imported through the post the certificates prescribed in this paragraph shall be delivered to a Customs Officer at the port of landing in Cyprus at the same time and together with the entry relating to the consignment.

In the case of consignments imported through the post the certificate shall be affixed to the package comprising the consignment, or if there is more than one package comprising the consignment, the certificate shall be affixed to one of the packages and a copy thereof affixed to each of the remaining packages.

Restrictions on importation of certain produce.

5. Subject to the prohibitions and requirements contained or referred to in paragraphs 3 and 4 of this Order the landing in Cyprus of any of the following produce shall be subject also to the following conditions:—

(1) *Plants.*

The landing of plants is prohibited unless—

- (a) they have originated in and have been imported directly from countries listed in part (a) of the Second Schedule to this Order;
- (b) they have been examined during the growing season preceding the date of despatch by an officer duly authorised by the Plant Protection Service of the country where the plants were grown and found by him to be substantially free from injurious pests and diseases including virus diseases;
- (c) they have been grown at a distance of at least 2 kilometres from any place where the disease known as Wart Disease or Black Scab of potatoes (*Synchytrium endobioticum* (Schilb.) (Perc.)) has occurred during the ten years preceding the date of the signing of the prescribed certificate;
- (d) in the case of any plants specified in the Third Schedule to this Order, they have been grown at a distance of at least 20 kilometres from any place where the pest known as San José scale (*Quadraspidiotus perniciosus* Comst.) has occurred during the two

years preceding the date of the signing of the prescribed certificate and, if that pest has occurred during the said two years in any part of the country in which the plants were grown, they have, before despatch, been fumigated with hydrocyanic acid gas at a concentration of not less than 5 grams per cubic metre for at least 30 minutes at a temperature of not less than 7° centigrade. Fumigation with methyl bromide will be accepted if authorised in advance by the Director ;

- (e) Colorado Beetle (*Leptinotarsa decemlineata*, Say) is not known to be established within a distance of 25 kilometres from the place where they have been grown.

(II) *Seed potatoes.*

The landing of seed potatoes is prohibited unless—

- (a) they are in such quantities and grades and from such countries only as shall be specially authorised beforehand in writing by the Director ;
- (b) they are imported direct from the country of origin, provided that the potatoes may be transhipped if they remain in Customs charge while at the transshipping port and the port of entry must be Famagusta, Larnaca, Limassol or Paphos only ;
- (c) the potatoes are the produce of crops inspected while growing by inspectors of the Department of Agriculture or equivalent authority of the country of origin, and must have been found by these inspectors to be not less than 97 per cent true to type ;
- (d) every bag of potatoes contains not more than fifty kilos ;
- (e) they have been found on arrival to contain not more than one-half per cent by weight of soil or tubers affected by the disease known as Late Blight (*Phytophthora infestans* (Mont.) de Bary) ;
- (f) they have been grown in land free from the nematode known as Potato Root Eelworm (*Heterodera rostochiensis* Woll.) ;
- (g) they have been grown at a distance of at least 2 kilometres from any place where the disease known as Wart Disease or Black Scab of potatoes (*Synchytrium endobioticum* (Schilb.) (Perc.)) or the disease known as Ring Rot (*Corynebacterium sepedonicum* (Spieck. and Kotth.) Skaptason and Burkholder) has occurred at any time ;
- (h) during the twelve months preceding the date of the signing of the prescribed certificate (paragraph 4 (1) (b)) there has been no outbreak of Colorado Beetle (*Leptinotarsa decemlineata* Say) within a distance of 25 kilometres of the place where the potatoes were grown ;
- (i) in addition to the certificate required under paragraph 4 (1) (b), every consignment is accompanied by a statutory declaration by the shipper in the form of the Fourth Schedule herein :

Provided that—

- (1) any consignment of potatoes which on inspection is found to be infected with Powdery Scab (*Spongospora subterranea* (Wallr.) John) or the Common Scab (*Actinomyces scabies* (Thax.) Gussow) to the extent of more than 10 per cent of the total number of tubers with more than 10 per cent of the surface scabbed shall be considered to be unhealthy and shall be dealt with as provided in paragraph 13 of this Order ;
- (2) any importer who sells or otherwise disposes of any potatoes imported by him shall forthwith notify the Director of Agriculture of the names and residences of the persons to whom the potatoes have been sold or disposed of and the quantity of potatoes so supplied to each person respectively.

(III) Broom Corn Beard.

The landing of broom corn beard is prohibited unless—

- (a) the length of non-bearded stalk does not exceed one-half centimetre ;
- (b) the consignment has been fumigated in the country of origin with hydrocyanic acid gas at a concentration of not less than 5 grams per cubic metre for at least 30 minutes at a temperature of not less than 7° centigrade. No other treatments are acceptable unless they have been authorised in advance by the Director.

(IV) Lettuce Seed.

The landing of lettuce seed is prohibited unless the crops from which the seed was derived have been examined during the growing season by an authorised officer of the Plant Protection Service of the country where the crops were grown and found by him to be free from the disease known as Lettuce Mosaic.

(V) Tomato Seed.

The landing of tomato seed is prohibited unless the crops from which the seed was derived have been examined during the growing season by an authorised officer of the Plant Protection Service of the country where the crops were grown and found by him to be free from the disease known as Bacterial Canker (*Corynebacterium michiganense* (E.F.Sm.) Jensen).

(VI) Dried peas (Pisum sativum).

The landing of dried peas is prohibited unless the crops from which they were derived have been examined during the growing season by an authorised officer of the Plant Protection Service of the country where the crops were grown and found by him to be free from the disease known as Bacterial Blight (*Pseudomonas pisi* Sackett.).

(VII) Dry beans (Phaseolus spp.).

The landing of dry beans (*Phaseolus spp.*) is prohibited unless the crops from which they were derived have been examined during the growing season by an authorised officer of the Plant Protection Service of the country where the crops were grown and found by him to be free from the disease known as Bean Anthracnose (*Colletotrichum lindemuthianum* (Sacc. and Magn.) Bri. and Cav.).

(VIII) Shelled groundnuts and chestnuts.

The landing of shelled groundnut kernels and chestnuts is prohibited unless the consignment is certified by a competent Government authority to have been fumigated. The certificate should state the kind and quantity of chemicals used, the duration of treatment, the temperature, and whether the treatment was carried out under vacuum or at atmospheric pressure. Such treatment shall be subject to the approval of the Director.

(IX) Packing material of Hay, Straw and Other Fodders.

(a) The importation into Cyprus of merchandise packed in hay, straw or other fodders is prohibited unless accompanied by a certificate from a Veterinary Inspector to a Local Authority of the country of origin that such hay, straw and other fodder has been grown and stored and the merchandise packed in a district not infected with Foot and Mouth disease, or unless accompanied by a certificate from a Veterinary Inspector to a Local Authority that the packing has been thoroughly disinfected with a bactericide and an insecticide. The type and concentration of chemical used, and the duration of the treatment if fumigation was carried out must be indicated on the certificate.

(b) The importation into Cyprus of merchandise packed in such hay, straw or other fodder unaccompanied by a certificate as aforesaid may be permitted after the destruction of such packing at the expense of the importer and to the satisfaction of the Chief Officer of Customs at the port of importation.