
AGRICULTURE

AG301*

Plant Diseases Act 1914

**Plant Diseases Amendment Regulations
(No. 2) 1999**

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Plant Diseases Amendment Regulations (No. 2) 1999*.

2. The regulations amended

The amendments in these regulations are to the *Plant Diseases Regulations 1989**.

[* Reprinted as at 7 July 1997.

For amendments to 9 February 1999 see 1997 Index to Legislation of Western Australia, Table 4, p. 208, and Gazette 6 January, 23 June and 19 August 1998.]

3. Regulation 17F inserted

After regulation 17E of the *Plant Diseases Regulations 1989** the following regulation is inserted —

“

17F. Citrus fruit and stonefruit — Mediterranean fruit fly

(1) In this regulation —

“**Ord River Irrigation Area**” means that portion of the State that is north of latitude 17°S and east of longitude 127°E.

(2) A person shall not bring citrus fruit or stonefruit into the Ord River Irrigation Area from another part of the State during the period beginning on 1 June and ending on 30 November in any year unless the fruit is certified —

(a) as being from a part of the State that is free from Mediterranean fruit fly (*Ceratitidis capitata*); or

- (b) as having been disinfested in an approved manner.
- (3) For the purposes of regulation 16(1) —
- (a) the Ord River Irrigation Area is a specified portion of the State; and
- (b) Mediterranean fruit fly (*Ceratitis capitata*) is a specified disease.

”.

4. Schedule 1 amended

- (1) Schedule 1, Part A is amended by inserting in the appropriate columns in their appropriate alphabetical positions the following items —

“

Amelanchier spp. (Juneberry, Serviceberry)	see Berries			
Cotoneaster spp.	13, 17, 29, 31, 41, 45, 52, 55, 56	29, 31, 41, 52, 55, 56	16	31, 41, 52, 55, 57
Crataegus spp. (Hawthorn)	13, 17, 29, 31, 41, 45, 52, 55, 56	29, 31, 41, 52, 55, 56	16	31, 41, 52, 55, 57
Cydonia spp. (Quince)	13, 17, 18, 29, 31, 41, 45, 52, 55, 56	18, 29, 31, 41, 52, 55, 56	16	1
Eriobotrya spp. (Loquat)	13, 17, 29, 31, 41, 45, 52, 55, 56	29, 31, 41, 52, 55, 56	16	4/9C, 31, 41, 52, 55, 57
Firethorn	see Pyracantha spp.			
Hawthorn	see Crataegus spp.			
Juneberry	see Amelanchier spp.			
Medlar	see Mespilus spp.			
Mespilus spp. (Medlar)	13, 17, 29, 31, 41, 45, 52, 55, 56	29, 31, 41, 52, 55, 56	16	31, 41, 52, 55, 57
Mountain ash	see Sorbus spp.			
Prunus salicina	13, 17, 18, 29, 31, 41, 45, 52, 55, 56	18, 29, 31, 41, 52, 55, 56	16	1

Pyracantha spp. (Firethorn)	13, 17, 29, 31, 41, 45, 52, 55, 56	29, 31, 41, 52, 55, 56	16	31, 41, 52, 55, 57
Pyrus spp. (Pear)	13, 17, 29, 31, 41, 45, 52, 55, 56	29, 31, 41, 52, 55, 56	16	1
Red raspberry	See Rubus ideus			
Rubus hybrids	see Berries			
Rubus ideus (Red raspberry)	see Berries			
Serviceberry	see Amelanchier spp.			
Sorbus spp. (Mountain ash)	13, 17, 29, 31, 41, 45, 52, 55, 56	29, 31, 41, 52, 55, 56	16	31, 41, 52, 55, 57
Stransvaesia spp.	13, 17, 29, 31, 41, 45, 52, 55, 56	29, 31, 41, 52, 55, 56	16	31, 41, 52, 55, 57
Thornless blackberry	see Rubus hybrids			

”.

(2) Schedule 1, Part A is amended as follows:

- (a) in the item for Berries by deleting the entries in columns 2, 3, 4 and 5 and inserting instead —

“

13, 17, 29, 31, 41, 29, 31, 41, 52, 55, 16 4/9E, 31, 41, 52,
45, 52, 55, 56 56 55, 57

”;

- (b) in the item for Loquat —

- (i) by deleting the entry in column 2 and inserting instead —

“ see Eriobotrya spp. ”; and

- (ii) by deleting the entries in columns 3, 4 and 5;

- (c) in the item for Pear —

- (i) by deleting the entry in column 2 and inserting instead —

“ see Pyrus spp. ”; and

- (ii) by deleting the entries in columns 3, 4 and 5;

- (d) in the item for Plum in column 2 by inserting after “see Stonefruit” —

“ (also see Prunus salicina) ”;

- (e) in the item for Quince —
 - (i) by deleting the entry in column 2 and inserting instead —
 - “ see *Cydonia* spp. ”; and
 - (ii) by deleting the entries in columns 3, 4 and 5.

- (3) Schedule I, Part B is amended by inserting after condition 55 the following conditions —

“

56. Plants — Fire Blight (*Erwinia amylovora*)

If grown at, or consigned from, a place less than 20 km from the Royal Botanic Gardens, Melbourne or the Adelaide Botanic Gardens (“**the relevant botanic gardens**”) —

- (a) to be certified as —
 - (i) grown at a nursery located more than 10 km from the relevant botanic gardens; and
 - (ii) inspected for visual symptoms of fire blight in the previous spring and autumn, and found to be free of such symptoms;
- and
- (b) to be accompanied by a declaration from the exporting nursery that the plants were grown at that nursery for the preceding 12 months.

57. Fruit — Fire Blight (*Erwinia amylovora*)

Entry into Western Australia is prohibited if grown at a place less than 5 km from the Royal Botanic Gardens, Melbourne or the Adelaide Botanic Gardens.

”.

5. Schedule 7 amended

Schedule 7 is amended by inserting in the appropriate alphabetical position —

“ Fire Blight (*Erwinia amylovora*) ”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.