

SUBSIDIARY LEGISLATION 433.12**PROPAGATION MATERIAL OF ORNAMENTAL
PLANTS REGULATIONS**

15th May, 2004

LEGAL NOTICE 275 of 2004.

- 1.** The title of these regulations is the Propagation Material of Ornamental Plants Regulations. Title.
- 2.** (1) The scope of these regulations is to make provisions for assuring that any propagation material of ornamental plants produced, placed on the market in Malta or being transhipped through Malta prior to its transport to another Member State meets specified standards of quality. Scope.
- (2) These regulations shall apply to plant material utilised for the propagation of ornamental plants, hereinafter referred to as the propagation material as hereinafter defined, produced and marketed within the European Union.
- (3) These regulations shall not apply to propagation material:
- (a) intended to be exported to third countries, which is identified as such and which is kept sufficiently isolated;
- (b) the products of which are not intended for ornamental purposes, if it is covered by other laws on the marketing of such material.
- 3.** For the purpose of these regulations, the following definitions shall apply: Interpretation.
- "the Act" means the Plant Quarantine Act; Cap. 433.
- "the Department" means the Department responsible for Plant Health;
- "the Director" means the Director responsible for the Department and includes to the extent of the authority given, any officer authorised by him, in writing, to act in that behalf for any of the purposes of the Act;
- "lot" means a number of units of a single commodity, identifiable by its homogeneity of composition and origin;
- "marketing" refers to the sale or delivery by a supplier to another person;
- "sale" includes holding available or in stock, display with a view to sale or offering for sale;
- "propagation" means reproduction by vegetative or other means;
- "propagation material" refers to plant material intended for:
- (a) the propagation of ornamental plants, or

- (b) the production of ornamental plants however, in the case of production from whole plants, this definition applies only to the extent that the resulting ornamental plant is intended for further marketing;

"responsible official body" means the Department;

"supplier" means any natural or legal person engaged professionally in the marketing or importation of propagation material.

Certification.

4. No person shall produce, place on the market in Malta or tranship through Malta prior to its transport to another Member State any propagation material unless this has been certified by the Director for any such purpose.

Notification.

5. (1) Any person producing, placing on the market in Malta or transhipping through Malta prior to its transport to another Member State any propagation material shall notify the Director.

(2) A notice submitted in accordance to subregulation (1) of this regulation shall be submitted on such form and in such manner and within such time as the Director may from time to time by notice in the Gazette establish.

General certification procedure.

6. (1) Upon receipt of a notice in accordance with the provisions of regulation 5, the Director shall ascertain that the conditions for certification have been met and the Director shall issue such a certificate only if the propagation material meets such conditions or standards.

(2) Prior to certifying any propagation material in accordance with subregulation (1), the Director or his authorised representative shall inspect, collect and test such sample or samples as may be required in order to establish that any provisions of these regulations are satisfied.

(3) Any certificate issued in accordance with this regulation shall only be valid for the propagation material for which the inspection, sampling and testing were carried out in accordance with subregulation (2).

Varieties of propagation material.

7. (1) Propagation material may be marketed with a reference to a variety, only if the variety concerned is:

- (a) legally protected by a plant variety right in accordance with provisions on the protection of new varieties,
- (b) officially registered,
- (c) commonly known,
- (d) entered on a list kept by the supplier with its detailed description and denomination. Such lists shall be drawn up in accordance with accepted international guidelines, where these are applicable. The lists shall be available, on request, to the responsible official body of the Member State concerned.

(2) Each variety shall bear the same denomination in all the Member States in accordance with implementing measures

established by the European Union, or in their absence, in accordance with accepted international guidelines.

(3) Where propagation material is marketed with a reference to a group of plants rather than a variety referred to in subregulation (1), the supplier shall indicate the group of plants in such a way as to avoid confusion with any varietal denomination.

8. (1) Without prejudice to the provisions of regulations 2 and 12, propagation material, when marketed:

Conditions to be met by propagation material.

- (a) shall at least on visual inspection, be substantially free from any harmful organisms impairing quality, or any signs or symptoms thereof, which reduce its usefulness,
- (b) shall be substantially free of any defects likely to impair its quality as propagation material,
- (c) shall have satisfactory vigour and dimensions in respect of its usefulness as propagation material,
- (d) in the case of seeds, shall have satisfactory germination capacity,
- (e) if marketed with reference to a variety pursuant to regulation 7, shall have satisfactory varietal identity and purity.

(2) Any propagation material that, on the basis of visible signs or symptoms, is not substantially free from harmful organisms, shall be properly treated or, where appropriate, shall be removed.

(3) In the case of citrus material, the following requirements shall also be met:

- (a) it shall be derived from initial material which has been checked and found to show no symptoms of any viruses, virus-like organisms or diseases;
- (b) it shall have been checked and found to be substantially free of such viruses, virus-like organisms or diseases since the beginning of the last cycle of vegetation; and
- (c) in the case of grafting, it shall have been grafted onto rootstocks other than those susceptible to viroids.

(4) In the case of flower bulbs, the propagation material shall be derived directly from material which, at the stage of the growing crop, has been checked and found to be substantially free from any harmful organisms and diseases, signs or symptoms thereof.

(5) A schedule is established for a particular genus or species as in Schedule II, laying down additional conditions concerning the quality with which propagation material shall comply when marketed. A genus or species shall only be included in the schedule if there is a demonstrated need for such additional rules. In determining such need the following criteria shall apply:

- (a) the existence of problems with the quality of propagation material of the species or genus concerned, which can only be resolved satisfactorily

through legislative means;

- (b) the economic importance of propagation material of the species or genus concerned;
- (c) consistency with any international standards on regulated non-quarantine pests.

Conditions to be satisfied by suppliers.

9. (1) Suppliers engaged in the production of propagation material shall:

- (a) identify and monitor the critical points in their production process which influence the quality of the material,
- (b) keep information, for examination when requested by the responsible official body on the monitoring laid down in paragraph (a),
- (c) take samples where necessary for analysis in a laboratory with suitable facilities and expertise,
- (d) ensure that, during production, lots of propagation material remain separately identifiable.

(2) In the case of the appearance, on the premises of a supplier engaged in the production of propagation material, of a harmful organism listed under the Act or in any measures established pursuant to regulation 8(5), the supplier shall report this to the responsible official body and shall carry out any measures laid down by that body.

(3) When propagation material is marketed, registered suppliers shall keep records of their sales or purchases for at least twelve months.

Registration of suppliers.

10. (1) Without prejudice to subregulation (2), suppliers shall be officially registered in relation to the activities that they carry out under these regulations. The responsible official body may deem suppliers, who are already registered under the Act to be registered for the purposes of these regulations. Such suppliers shall nonetheless comply with the requirements hereof.

(2) Subregulation (1) shall not apply to suppliers marketing only to persons not professionally engaged in the production or sale of ornamental plants or propagation material. Such suppliers shall nonetheless comply with the requirements of these regulations.

Documentation and labelling.

11. (1) Propagation material shall be marketed in lots. However, propagation material of different lots may be marketed in a single consignment, provided that the supplier keeps records of the composition and origin of the different lots.

(2) Propagation material when marketed shall be accompanied by a label or other document prepared by the supplier.

(3) Requirements as to the label or document referred to in subregulation (2) shall be established by the Department. In the case of marketing of propagation material for persons not professionally engaged in the production or sale of ornamental plants or propagation material, requirements on labelling may be

confined to appropriate product information. Requirements as to packaging of propagation material may be adopted accordingly.

(4) Subregulation (1) shall not apply to propagation material that is marketed for persons not professionally engaged in the production or sale of ornamental plants or propagation material.

12. Propagation material shall, where applicable, comply with the relevant plant health conditions laid down in the Act.

Health status of propagation material.

13. (1) Suppliers may market propagation material only if it meets the requirements laid down in these regulations.

Marketing of propagation material.

(2) Subregulation (1) shall not apply to propagation material intended for -

- (a) trials or scientific purposes;
- (b) selection work; or
- (c) the conservation of genetic diversity.

14. Suppliers shall take all the necessary measures to guarantee compliance with these regulations. To this end, the responsible official body shall ensure that propagation material is officially inspected -

Compliance with these regulations.

- (a) at least by random checks; and
- (b) at least in respect of marketing to persons professionally engaged in the production or sale of ornamental plants or propagation material,

to verify compliance with the requirements. The Department may also take samples in order to verify compliance. In carrying out supervision and monitoring, the responsible official body shall have free access to all parts of suppliers' establishments at all reasonable times.

15. (1) If, during official inspections referred to in regulation 14 or the trials referred to in regulation 20, it is found out that propagation material does not meet the requirements of these regulations, the responsible official body shall ensure that the supplier takes appropriate corrective action or, if that is not possible, shall prohibit the marketing of that propagation material within the European Union.

Non-compliance with these regulations.

(2) If it is found out that propagation material marketed by a particular supplier does not comply with the requirements of these regulations, the responsible official body shall ensure that appropriate measures are taken in relation to that supplier.

(3) Any measures taken under subregulation (2) shall be withdrawn as soon as it has been established with adequate certainty that the propagation material intended for marketing by the supplier will, in future, comply with the requirements and conditions of these regulations.

16. In the event of temporary difficulties in the supply of propagation material satisfying the requirements of these regulations that cannot be overcome within the European Union,

Less stringent requirements.

	rules may be adopted, concerning the marketing of propagation material meeting less stringent requirements.
Marketing restrictions.	17. The marketing of propagation material that complies with the requirements of these regulations shall be subject to no restrictions as regards supplier, quality, plant health, labelling and packaging other than those laid down in these regulations.
Equivalence.	18. (1) It shall be decided whether propagation material produced in a third country affords equivalent guarantees in all respects to material produced within the European Union in accordance with these regulations. (2) Pending the decision referred to in subregulation (1), propagation material may not be imported from third countries unless the importing supplier ensures prior to import that the material to be imported affords equivalent guarantees in all respects to propagation material produced within the European Union in accordance with these regulations, in particular in relation to quality, identification and plant health. (3) The importer shall notify the responsible official bodies of material imported under subregulation (2) and shall keep documentary evidence of his contract with the supplier in the third country.
Implementing procedures.	19. Detailed rules for implementing the provisions of these regulations shall be established by the Department.
Experimentation.	20. Where appropriate, trials or tests shall be carried out on samples to check that propagation material complies with the requirements and conditions of these regulations.

Schedule I

List of ornamental plants to which these regulations apply

Seeds

Table 1.1:

Latin Name	Common Name
<i>Achillea filipendulina</i> Lam.	Fernleaf yarrow
<i>Achillea millefolium</i> L.	Yarrow
<i>Achillea ptarmica</i> L.	Sneezewort
<i>Ageratum houstonianum</i> P.Mill. (= <i>A. mexicanum</i>)	Floss flower
<i>Agrostemma githago</i> L.	Corn cockle
<i>Alonsoa meridionalis</i> (L.f.) Kuntze	Mask flower/Grecian foxglove
<i>Althaea rosea</i> Cav.	Hollyhock
<i>Alyssum maritimum</i> Lamk. (= <i>Lobularia maritima</i> (L.) Desv.)	Alyssum
<i>Alyssum saxatile</i> L.	Gold dust
<i>Amaranthus caudatus</i> L.	Love-lies-bleeding
<i>Amaranthus tricolor</i> L.	Joseph's coat
<i>Antirrhinum majus</i> L.	Snapdragon
<i>Aquilegia caerulea</i> James	Colombine/Granny's bonnet
<i>Aquilegia vulgaris</i> L.	Colombine/Granny's bonnet
<i>Arenaria</i> spp.	Sandwort
<i>Asparagus plumosus</i> Bak.	Asparagus fern
<i>Aster</i> spp.	Michaelmas daisy/Aster
<i>Aubrieta</i> spp.	Rock cress
<i>Begonia semperflorens</i> Lin et Otto	Wax Begonia
<i>Bellis perennis</i> L.	Double daisy/English daisy
<i>Brassica oleracea</i> L.	Ornamental cabbage
Cactaceae	Cacti
<i>Calandrina</i> spp.	Calandrina
<i>Calceolaria</i> spp.	Calceolaria
<i>Calendula officinalis</i> L.	Marigold/Calendula
<i>Callistephus chinensis</i> (L.) Nees. (= <i>Aster chinensis</i>)	China Aster
<i>Campanula carpatica</i> Jacq.	Bellflower
<i>Campanula medium</i> L.	Bellflower/Canterbury bell
<i>Campanula persicifolia</i> L.	Peach-leaved bellflower
<i>Capsicum annuum</i> L.	Ornamental pepper
<i>Catharanthus roseus</i> (L.) G.Don	Madagascar periwinkle
<i>Celosia argentea</i> L. var. <i>plumosa</i> Hort.	Prince's feather
<i>Celosia cristata</i> L.	Cockscomb
<i>Celosia spicata</i>	Cockscomb
<i>Centaurea cyanus</i> L.	Cornflower/Bachelor's button
<i>Cheiranthus cheiri</i> L.	Wallflower
<i>Chrysanthemum carinatum</i> Schousb	Chrysanthemum
<i>Chrysanthemum coccineum</i> (= <i>Pyrethrum roseum</i> Bieb.)	Pyrethrum daisy
<i>Chrysanthemum leucanthemum</i> L.	Oxeye daisy
<i>Chrysanthemum maximum</i> Cav.	Shasta daisy

Latin Name	Common Name
<i>Chrysanthemum parthenium</i> L.(= <i>Tanacetum parthenium</i> (L.) Schultz BIP)	Feverfew
<i>Chrysanthemum</i> spp.	Chrysanthemum
<i>Cineraria cruenta</i> Mass. (= <i>Senecio cruentus</i> DC.)	Cineraria
<i>Cineraria grandiflora</i>	Cineraria
<i>Cineraria maritima</i> L. (= <i>Senecio maritima</i> L.)	Dusty miller
<i>Clarkia amoena</i> (Lehm.)	Satin flower/Farewell-to-spring Clarkia
<i>Clarkia elegans</i> Dougl (= <i>C. unguiculata</i>)	Clarkia
<i>Clematis tangtica</i>	Clematis
<i>Cobaea scandens</i> Cav.	Cathedral bell/Cup and saucer plant
<i>Coleus blumei</i> Benth. (= <i>Solenostemon scutellaroides</i>)	Coleus/Painted nettle
<i>Coleus hybridus</i> Hort ex Cobeau	Coleus
<i>Coleus verschaffeltii</i> Lem.	Coleus
<i>Consolida ambigua</i> (L.) P.W.Ball & Heyn	Larkspur/Delphinium
<i>Convolvulus major</i> (= <i>Ipomoea purpurea</i> (L.) Roth)	Morning glory
<i>Convolvulus minor</i>	Morning glory
<i>Coreopsis grandiflora</i> Hoog ex Sweet	Tickseed coreopsis
<i>Cosmos bipinnatus</i> Cav.	Cosmos
<i>Cyclamen persicum</i> Mill.	Cyclamen
<i>Cynoglossum amabile</i>	Hound's tongue
<i>Cyperus alternifolius</i> L.	Umbrella grass
<i>Dahlia variabilis</i> Desf.	Dahlia
<i>Delphinium ajacis</i> L.	Rocket larkspur
<i>Delphinium chinense</i> Fich. ex DC	Larkspur
<i>Delphinium consolida</i> L.	Larkspur
<i>Delphinium hybridum</i> Hort (= <i>D. cultorum</i> Voss.)	Larkspur
<i>Dianthus barbatus</i> L.	Sweet William
<i>Dianthus caryophyllus</i> L.	Carnation
<i>Dianthus chinensis</i> L.	Annual pinks
<i>Dianthus plumaris</i> L.	Pinks
<i>Dianthus</i> spp.	Carnations, pinks, etc.
<i>Dicentra spectabilis</i> (L.) Lem.	Bleeding heart
<i>Digitalis grandiflora</i>	Foxglove
<i>Digitalis purpurea</i> L.	Foxglove
<i>Dimorphotheca aurantiaca</i> DC.	African daisy
<i>Doronicum caucasicum</i> Bieb.	Leopard's bane
<i>Echeveria</i> spp.	Echeveria
<i>Echinops ritro</i> L.	Blue globe thistle
<i>Eschscholzia californica</i> Charm.	Californian poppy
<i>Eucalyptus gunnii</i> Hook	Gum tree
<i>Euphorbia variegata</i> Pursh.	Euphorbia
<i>Gaillardia aristata</i> (= <i>G. grandiflora</i>)	Blanket flower
<i>Gazania splendens</i> Hort.	Treasure flower
<i>Geranium</i> spp.	Crane's bill

Latin Name	Common Name
<i>Gerbera hybrida</i> Bol. L.	Gerbera
<i>Gerbera jamesonii</i> Bol. ex Adlam	Transvaal daisy
<i>Gilia lipantha</i>	Gilia
<i>Gilia tricolor</i> Benth.	Birds' eye gilia
<i>Godetia grandiflora</i> Lindl.	Godetia/Satin flower
<i>Gomphrena globosa</i> L.	Globe amarynth
<i>Gypsophila elegans</i> Biet.	Baby's breath
<i>Gypsophila paniculata</i> L.	Baby's breath
<i>Helianthus</i> spp. except <i>Helianthus annuus</i> L.	Sunflower
<i>Helichrysum bracteatum</i> Andr.	Everlasting/Straw flower
<i>Helichrysum morstrosum</i>	Everlasting/Straw flower
<i>Heliophila longifolia</i> E. Mey. Ex Sond.	False blue flax
<i>Helleborus niger</i> L.	Christmas rose
<i>Heuchera sanguinea</i> Engelm.	Coralbell
<i>Iberis semperflorens</i> L.	Canfytuft
<i>Iberis umbellata</i> L.	Canfytuft
<i>Impatiens balsamina</i> L.	Balsam baby bush
<i>Impatiens holstii</i>	Impatiens/Buzy lizzie
<i>Impatiens spectra</i>	Impatiens/Buzy lizzie
<i>Impatiens walleriana</i> Hook f.	Impatiens/Buzy lizzie
<i>Ipomoea coccinea</i> L.	Morning glory
<i>Ipomoea tricolor</i> Cav.	Morning glory (dwarf)
<i>Kniphofia uvaria</i> (L.) Hook	Red hot poker/Torch lily
<i>Kochia scoparia</i> Schrand var. <i>trichophylla</i> Stopf.	Burning bush
<i>Lathyrus odoratus</i> L.	Sweet Peas
<i>Lavandula latifolia</i> Medikus	Broad-leaved lavender
<i>Lavandula officinalis</i>	Lavender
<i>Lavandula spica</i> L.	Lavender
<i>Lavatera trimestris</i> L.	Tree-mallow
<i>Leontopodium alpinum</i> Cass.	Edelweiss
<i>Lepidium sativum</i> L.	Peppergrass/Gardencress pepperweed
<i>Liatris spicata</i> (L.) Willd.	Gayflower/Bazing star
<i>Limonium sinuatum</i> L. (= <i>Statice sinuata</i> L.)	Statice
<i>Linanthus grandiflora</i>	Mountain phlox
<i>Linum grandiflorum</i> Desf.	Flax
<i>Lithops</i> spp.	Lithops
<i>Lobelia erinus</i> L.	Lobelia
<i>Lunaria annua</i> L.	Honesty/Money plant
<i>Lupinus polyphyllus</i> Lindl.	Lupin
<i>Lychnis chalconica</i> L.	Maltese cross
<i>Matricaria capensis</i>	Feverfew
<i>Matthiola incana</i> Br.R.	Stocks/Wallflower
<i>Mesembryanthemum criniflorum</i>	Livingstone daisy
<i>Mimosa pudica</i> L.	Humble Plant/Sensitive plant

Latin Name	Common Name
<i>Mirabilis jalapa</i> L.	Marvel of Peru, Four o'clock flower
<i>Myosotis alpestris</i> Schmidt	Forget-me-not
<i>Nemesia strumosa</i> Benth.	Pouch nemesia
<i>Nepeta x faassenii</i>	Ornamental catmint
<i>Nicotiana</i> spp.	Nicotiana
<i>Nigella damascena</i> L.	Love-in-a-mist
<i>Nolana</i> spp.	Nolana
<i>Papaver orientale</i> L.	Oriental poppy
<i>Papaver paeoniflorum</i>	Peony poppy
<i>Papaver rhoeas</i> L.	Corn poppy/Field poppy
<i>Papaver</i> spp.	Poppy
<i>Passiflora caerulea</i> L.	Passion flower
<i>Pelargonium hybridum</i> (Hort.)	Geranium
<i>Pelargonium</i> spp.	Pelargonium
<i>Pennisetum ruppelii</i>	Fountain grass
<i>Penstemon hartwegii</i>	Penstemon/Beard tongue
<i>Petunia axillaris</i> Britt.	Petunia
<i>Petunia hybrida</i> Hort.	Petunia
<i>Phaseolus multiflorus</i> Willd. (= <i>Phaseolus coccineus</i> L.)	Scarlet runner bean
<i>Phlox drummondii</i> Hook	Phlox
<i>Phoenix canariensis</i> Hort.	Canary Island date palm
<i>Physalis alkekengi</i> Mak.	Chinese lantern
<i>Physostegia virginiana</i> (L.) Benth.	Obedient plant
<i>Plumbago capensis</i> Thunb.	Plumbago
<i>Portulaca grandiflora</i> Hook.	Moss rose/Sunplant
<i>Portulaca oleracea</i> L.	Moss rose/Sunplant
<i>Primula</i> spp.	Primrose
<i>Primula acaulis</i> (L.) Hill	Primrose
<i>Primula veris</i> L.	Cowslip
<i>Ranunculus asiaticus</i> L.	Persian buttercup
<i>Rhodanthe chlorocephala</i> (Turz.) P.G. Wilson	Everlasting bonny
<i>Rudbeckia fulgida</i> Ait.	Coneflower
<i>Rudbeckia hirta</i> L.	Coneflower/Gloriosa daisy
<i>Salpiglossis sinuata</i> Ruitz et Pav.	Painted tongue
<i>Salvia farinacea</i> Benth.	Mealycup sage
<i>Salvia nemorosa</i> L.	Sage
<i>Salvia splendens</i> Ker.	Scarlet sage
<i>Santolina</i> spp.	Cotton lavender
<i>Saponaria ocymoides</i> L.	Soapwort
<i>Scabiosa artropurpurea</i>	Pincushion flower
<i>Scabiosa caucasica</i> Biet.	Pincushion flower
<i>Schizanthus pinnatus</i> Ruitz et Pav.	Butterfly flower/Poor man's orchid
<i>Strelitzia reginae</i> Banks	Bird-of-paradise

Latin Name	Common Name
<i>Tagetes erecta</i> L.	African marigold
<i>Tagetes patula</i> L.	French marigold
<i>Thunbergia alata</i> Bojer ex Sims	Black-eyed Susan vine
<i>Thymus serpyllum</i> L.	English wild thyme
<i>Trachymene caerulea</i> Graham (= <i>Didiscus caerulea</i>)	Blue lace flowers
<i>Tropaeolum majus</i> L.	Nasturtium
<i>Venidium fastuosum</i> (Jacq.) Stapf	Monarch of the Veldt
<i>Verbena hybrida</i> Hort. Ex. Vilm.	Verbena
<i>Verbena speciosa</i>	Verbena
<i>Viola odorata</i> L.	Sweet violet
<i>Viola tricolor</i> L.	Pansy
<i>Viola x wittrockiana</i> Gams.	Pansy
<i>Zea mais</i> L. var <i>japonica</i> Hort	Ornamental corn
<i>Zinnia elegans</i> Jacq.	Zinnia

Bulbs, rhizomes, corms, tubers

Table 1.2:

Latin Name	Common Name
<i>Acidanthera bicolor</i> Hochst. (= <i>Gladiolus callianthus</i>)	Abyssinian gladiolus
<i>Agapanthus africanus</i> (L.) Hoffsgg.	Blue African lily
<i>Agapanthus</i> spp.	African lily
<i>Allium</i> spp.	Ornamental garlic
<i>Alstroemeria ligtu</i> L.	Peruvian lily/Lily of the Incas
<i>Amaryllis</i> spp.	Amaryllis
<i>Anemone blanda</i> Schott & Kotschy	Windflower
<i>Anemone coronaria</i> L.	Windflower
<i>Astilbe</i> spp.	Astilbe/False spirea
<i>Begonia fimbriata</i> Liebm.	Begonia
<i>Begonia pendula</i> Ridley	Begonia
<i>Brodiaea</i> spp.	California hyacinth
<i>Caladium</i> spp.	Caladium/Angel wings
<i>Canna indica</i> L.	Canna lily/Indian shot plant
<i>Chionodoxa</i> spp.	Glory-of-the-snow
<i>Convallaria</i> spp.	Lily of the valley
<i>Crocus</i> spp.	Crocus
<i>Cyclamens</i> spp.	Cyclamen
<i>Dahlia</i> spp.	Dahlia
<i>Dicentra</i> spp.	Bleeding heart
<i>Eucomis</i> spp.	Pineapple plant
<i>Freesia</i> spp.	Freesia
<i>Gladiolus</i> spp.	Sword lily
<i>Gloriosa</i> spp.	Climbing lily/Glory lily
<i>Gypsophila paniculata</i> L.	Baby's breath
<i>Gypsophila perfecta</i>	Baby's breath

Latin Name	Common Name
<i>Hippeastrum</i> spp.	Dutch amaryllis/Knight's star lily
<i>Hosta</i> spp.	Plantain lily
<i>Hyacinthus orientalis</i> L.	Hyacinth
<i>Hymenocallis x festalis</i> hort. Ex Schmarse	Peruvian daffodil
<i>Incarvillea delavayi</i> Bur. & Franch.	Incarvillea
<i>Iris</i> spp.	Iris
<i>Ixia</i> spp.	Corn lily
<i>Liatris spicata</i> (L.) Willd.	Gayfeather/Blazing star
<i>Lilium</i> spp.	Lily
<i>Lupinus</i> spp.	Lupin
<i>Muscari</i> spp.	Grape hyacinth
<i>Narcissus</i> spp.	Daffodils and Narcissi
<i>Nerine</i> spp.	Guernsey lily
<i>Ornithogalum dubium</i> Houtt.	Star-of-Betlehem
<i>Paeonia</i> spp.	Paeony
<i>Polianthes tuberosa</i> L.	Tuberose
<i>Puschkinia</i> spp.	Squill
<i>Ranunculus</i> spp.	Buttercup
<i>Ruscus</i> spp.	Butcher's broom
<i>Schizostylis coccinea</i> Backh. & Harv.	Kaffir lily
<i>Scilla</i> spp.	Squill
<i>Sinningia speciosa</i> (G.Hodd.) Hiern	Gloxinia
<i>Tigridia pavonia</i> DC.	Peacock/Tiger flower
<i>Tricyrtis hirta</i> (Thunb.) Hook	Toad lily
<i>Tulipa</i> spp.	Tulip
<i>Vallota speciosa</i> Th. Dur. & Schinz	Scarborough lily
<i>Zantedeschia aethiopica</i> Spreng.	Calla lily/Arum lily
<i>Zantedeschia celeste</i>	Calla lily/Arum lily
<i>Zantedeschia elliottiana</i> Engl.	Calla lily/Arum lily
<i>Zantedeschia albomaculata</i> (Hook.) Baill.	Calla lily/Arum lily
<i>Zantedeschia rehmannii</i> Engl.	Calla lily/Arum lily
<i>Zantedeschia x rehmannii</i> Engl.	Calla lily/Arum lily
<i>Zephyranthes candida</i> (Lindl.) Herbert	Zephyr lily/Fairy lily

Young Plants/Seedlings

Table 1.3:

Latin Name	Common Name
<i>Ageratum houstonianum</i> P.Mill. (= <i>A. mexicanum</i>)	Floss flower
<i>Alyssum maritimum</i> Lamk. (= <i>Lobularia maritima</i> (L.) Desv.)	Alyssum
<i>Amaranthus caudatus</i> L.	Love-lies-bleeding
<i>Amaranthus tricolor</i> L.	Joseph's coat
<i>Asparagus meyeri</i>	Asparagus fern
<i>Asparagus plumosus</i> Bak.	Asparagus fern
<i>Asparagus umbellatus</i> Link	Ming fern

Latin Name	Common Name
<i>Aster</i> spp.	Michalmeas daisy/Aster
<i>Begonia rex</i> Putz.	King begonia/Painted-leaf begonia
<i>Begonia semperflorens</i> Lin et Otto	Wax begonia/Bedding begonia
<i>Bellis perennis</i> L.	Double daisy/English daisy
<i>Bougainvillea</i> spp.	Bougainvillea
<i>Callistemon citrinus</i> (Curtis) Stapf	Crimson bottle brush
<i>Callistemon hybridum</i>	Bottle brush
<i>Callistemon viminalis</i> (Sol. Ex Gaertn.) G. Don. Ex Loud.	Weeping bottle brush
<i>Catharanthus roseus</i> (L.) G. Don	Madagascar periwinkle
<i>Chlorophytum</i> spp.	Spider plant
<i>Chrysanthemum</i> spp.	Chrysanthemum/Daisy
<i>Cineraria</i> spp.	Cineraria
<i>Codiaeum</i> spp.	Croton
<i>Cordyline fruticosa</i> (L.) Chev.	Cabbage palm/Ti palm
<i>Craspedia</i> spp.	Batchelor's button
<i>Delphinium</i> spp.	Larkspur
<i>Dianthus</i> spp.	Carnations, Pinks, Sweet Williams
<i>Epipremnum</i> spp.	Epipremnum
<i>Eryngium</i> spp.	Sea holly
<i>Euonymus japonicus</i>	Spindle tree
<i>Euphorbia pulcherrima</i> Willd. Ex Klotzch	Poinsettia/Christmas flower
<i>Eustoma</i> spp.	Prairie gentian
<i>Felicia</i> spp.	Blue marguerite/Blue daisy
<i>Ficus</i> spp.	Ficus/Rubber plant
<i>Fittonia verschaffeltii</i> Lem.	Mosaic plant
<i>Fuchsia</i> spp.	Fuchsia/Lady's eardrops
<i>Gardenia jasminoides</i> Ellis	Gardenia
<i>Gerbera jamesonii</i> Bol. ex Adlam	Transvaal daisy
<i>Gypsophila</i> spp.	Baby's breath
<i>Hedera</i> spp.	Ivy
<i>Hibiscus rosa-sinensis</i> L.	Hibiscus
<i>Hydrangea</i> spp.	Hydrangea
<i>Hypericum</i> spp.	St John's Wort
<i>Impatiens</i> spp.	Impatiens
<i>Juniperus communis</i> L.	Common juniper
<i>Juniperus chinensis</i> L.	Chinese juniper
<i>Juniperus horizontalis</i> Moench	Creeping juniper
<i>Juniperus oxycedrus</i> L. <i>x pfitzeriana</i>	Juniper
<i>Juniperus procumbens</i> (Engl.) Miq.	Japanese garden juniper
<i>Juniperus sabina</i> L.	Savin juniper
<i>Juniperus scopulorum</i> Sarg.	Rocky mountain juniper
<i>Juniperus virginiana</i> L.	Eastern red cedar
<i>Juniperus</i> spp.	Juniper

Latin Name	Common Name
<i>Kalanchoe fedtschenkoi</i> Hamet. et. Perr.	Kalanchoe/South American air plant
<i>Kalanchoe tomentosa</i> Bak.	Kalanchoe/Panda plant
<i>Lantana camara</i> L.	Lantana/Shrub verbena
<i>Lantana montevidensis</i> (Spreng.) Briq.	Trailing lantana/Trailing shrub verbena
<i>Lavandula angustifolia</i> Mill.	Common lavender
<i>Lavandula spica</i> L.	Old English lavender
<i>Leucadendron</i> spp.	Silver tree
<i>Lilium</i> spp.	Lily
<i>Limonium sinuatum</i> L. (= <i>Statice sinuata</i> L.)	Statice
<i>Lobelia erinus</i> L.	Lobelia
<i>Lotus</i> spp.	Trefoil
<i>Molucella</i> spp.	Bells of Ireland/Shellflower
<i>Monstera deliciosa</i> Liebm.	Taro vine/Hurricane plant
<i>Myrtus communis</i> L.	Myrtle
<i>Pelargonium x hortorum</i> L.H. Bailey	Zonal pelargonium
<i>Pelargonium peltatum</i> (L.) L'Her. ex Ait.	Ivy-leaved geranium
<i>Petunia</i> spp.	Petunia
<i>Philodendron</i> spp.	Philodendron
<i>Pittosporum tobira</i> (Thunb.) Ait. f.	Pittosporum
<i>Portulaca</i> spp.	Moss rose/Sun plant
<i>Santolina chamaecyparissus</i> L.	Cotton lavender
<i>Schefflera</i> spp.	Schefflera/Umbrella tree
<i>Solidago</i> spp.	Golden rod
<i>Spartium junceum</i> L.	Spanish broom
<i>Tagetes erecta</i> L.	African marigold
<i>Tagetes paniculata</i> L.	French marigold
<i>Thuja orientalis</i> L.	Northern white cedar
<i>Thymus serpyllum</i> L.	English wild thyme
<i>Thymus vulgaris</i> L.	Common thyme/Garden thyme
<i>Torenia</i> spp.	Torenia/Wishbone plant
<i>Tulbaghia violacea</i> Harv.	Society garlic
<i>Verbena hybrida</i> Hort. ex. Vilm.	Verbena
<i>Viola</i> spp.	Pansy
<i>Wisteria chinensis</i>	Chinese wisteria

Schedule II

Conditions to be met by ornamental plant propagation material and entire ornamental plants

(a) The plant material must, at least on visual inspection, be substantially free from any harmful organisms and diseases impairing quality, or any signs or symptoms thereof, which reduce the usefulness of the propagation material or

ornamental plants and in particular be free from those organisms and diseases listed in the Schedule hereto in respect of the genus or species concerned.

(b) The material shall have adequate identity and purity relative to the genus or species in question, or where appropriate, group of plants, and, where marketed or intended to be marketed with a reference to the variety, shall also have identity and purity as to the variety.

(c) This Schedule is without prejudice to the provisions laid down in the European Council Regulation No 316/68.

List of specific harmful organisms and diseases liable to affect quality

Genus or species	Specific harmful organisms and diseases
<i>Begonia x hiemalis</i> Fotsch	Insects, mites and nematodes at all stages of their development <ul style="list-style-type: none"> - Aleurodidae in particular - <i>Aphelenchoides</i> spp. - <i>Ditylenchus destructor</i> - <i>Meloidogyne</i> spp. - <i>Myzus ornatus</i> - <i>Otiorrhynchus sulcatus</i> - <i>Sciara</i> - Thysanoptera in particular <i>Frankliniella occidentalis</i> Bacteria <ul style="list-style-type: none"> - <i>Erwinia chrysanthemi</i> - <i>Rhodococcus fascians</i> - <i>Xanthomonas campestris</i> pv. <i>begoniae</i> Fungi <ul style="list-style-type: none"> - Powdery mildew - Stem rot pathogens (<i>Phytophthora</i> spp., <i>Pythium</i> spp. and <i>Rhizoctonia</i> spp.) Viruses and virus-like organisms in particular <ul style="list-style-type: none"> - Leafcurl disease - Tospoviruses (Tomato spotted wilt virus, Impatiens necrotic spot virus)
Citrus spp.	Insects, mites and nematodes at all stages of their development <ul style="list-style-type: none"> - <i>Aleurothrixus floccosus</i> (Mashell) - <i>Meloidogyne</i> spp. - <i>Parabemisia myricae</i> (Kuwana) - <i>Tylenchulus semipenetrans</i> Fungi <ul style="list-style-type: none"> - <i>Phytophthora</i> spp. Viruses and virus-like organisms and in particular <ul style="list-style-type: none"> - Viroids such as exocortis, cachexia-xyloporosis - Diseases that induce psorosis-like young leaves, symptoms such as: psorosis, ring spot, cristacortis, impietratura, concave gum - Infectious variegation - Citrus leaf rugose

Genus or species	Specific harmful organisms and diseases
<i>Dendranthema x grandiflorum</i> (Ramat) Kitam	Insects, mites and nematodes at all stages of their development <ul style="list-style-type: none"> - Agromyzidae - Aleurodidae in particular <i>Bemisia tabaci</i> - <i>Aphelenchoides</i> spp. - <i>Diarthronomia chrysanthemi</i> - Lepidoptera in particular <i>Cacoecimorpha pronubana</i>, <i>Epichoristodes acerbella</i> - Thysanoptera in particular <i>Frankliniella occidentalis</i> Bacteria <ul style="list-style-type: none"> - <i>Agrobacterium tumefaciens</i> - <i>Erwinia chrysanthemi</i> Fungi <ul style="list-style-type: none"> - <i>Fusarium oxysporum</i> spp. <i>chrysanthemi</i> - <i>Puccinia chrysanthemi</i> - <i>Pythium</i> spp. - <i>Rhizoctonia solani</i> - <i>Verticillium</i> spp. Viruses and virus-like organisms in particular <ul style="list-style-type: none"> - Chrysanthemum B mosaic virus - Tomato aspermy cucmovirus
<i>Dianthus caryophyllus</i> L. and hybrids	Insects, mites and nematodes at all stages of their development <ul style="list-style-type: none"> - Agromyzidae - Aleurodidae in particular <i>Bemisia tabaci</i> - Thysanoptera in particular <i>Frankliniella occidentalis</i> - Lepidoptera in particular <i>Cacoecimorpha pronubana</i>, <i>Epichoristodes acerbella</i> Fungi <ul style="list-style-type: none"> - <i>Alternaria dianthi</i> - <i>Alternaria dianthicola</i> - <i>Fusarium oxysporum</i> f. sp. <i>dianthi</i> - <i>Mycosphaerella dianthi</i> - <i>Phytophthora nicotiana</i> spp. <i>parasitica</i> - <i>Rhizoctonia solani</i> - Stem rot (<i>Fusarium</i> spp. and <i>Pythium</i> spp.) - <i>Uromyces dianthi</i> Viruses and virus-like organisms in particular <ul style="list-style-type: none"> - Carnation etched ring caulimovirus - Carnation mottle carmovirus - Carnation necrotic fleck closterovirus - Tosspoviruses (Tomato spotted wilt virus, Impatiens necrotic spot virus)

Genus or species	Specific harmful organisms and diseases
<i>Euphorbia pulcherrima</i> (Wild ex Kletzch)	Insects, mites and nematodes at all stages of their development - Aleurodidae, in particular <i>Bemisia tabaci</i> Bacteria - <i>Erwinia chrysanthemi</i> Fungi - <i>Fusarium</i> spp. - <i>Pythium ultimum</i> - <i>Phytophthora</i> spp. - <i>Rhizoctonia solani</i> - <i>Thielaviopsis basicola</i> Viruses and virus-like organisms in particular - Tospoviruses (Tomato spotted wilt virus, Impatiens necrotic spot virus)
<i>Gerbera</i> L.	Insects, mites and nematodes at all stages of their development - Agromyzidae - Aleurodidae in particular <i>Bemisia tabaci</i> - <i>Aphelenchoides</i> spp. - Lepidoptera - <i>Meloidogyne</i> spp. - Thysanoptera in particular <i>Frankliniella occidentalis</i> Fungi - <i>Fusarium</i> spp. - <i>Phytophthora cryptogea</i> - Powdery mildew - <i>Rhizoctonia solani</i> - <i>Verticillium</i> spp. Viruses and virus-like organisms in particular - Tospoviruses (Tomato spotted wilt virus, Impatiens necrotic spot virus)
<i>Gladiolus</i> L.	Insects, mites and nematodes at all stages of their development - <i>Ditylenchus dipsaci</i> - Thysanoptera in particular <i>Frankliniella occidentalis</i> Bacteria - <i>Pseudomonas marginata</i> - <i>Rhodococcus fascians</i> Fungi - <i>Botrytis gladiolorum</i> - <i>Curvularia trifolii</i> - <i>Fusarium oxysporum</i> spp. <i>gladioli</i> - <i>Penicillium gladioli</i> - <i>Sclerotinia</i> spp. - <i>Septoria gladioli</i> - <i>Urocystis gladiolicola</i> - <i>Uromyces trasversalis</i>

Genus or species	Specific harmful organisms and diseases
<i>Gladiolus</i> L. (cont.)	Viruses and virus-like organisms in particular <ul style="list-style-type: none"> - Aster yellow mycoplasma - Corky pit agent - Cucumber mosaic virus - Gladiolus ring spot virus (syn. Narcissus latent virus) - Tobacco rattle virus Other harmful organisms <ul style="list-style-type: none"> - <i>Cyperus esculentus</i>
<i>Lilium</i> L.	Insects, mites and nematodes at all stages of their development <ul style="list-style-type: none"> - <i>Aphelenchoides</i> spp. - <i>Rhizoglyphus</i> spp. - <i>Pratylenchus penetrans</i> - <i>Rotylenchus robustus</i> - Thysanoptera in particular <i>Frankliniella occidentalis</i> Bacteria <ul style="list-style-type: none"> - <i>Erwinia carotovora</i> subsp. <i>carotovora</i> - <i>Rhodococcus fascians</i> Fungi <ul style="list-style-type: none"> - <i>Cylindrocarpon destructans</i> - <i>Fusarium oxysporum</i> f. sp. <i>lilii</i> - <i>Pythium</i> spp. - <i>Rhizoctonia</i> spp. - <i>Rhizopus</i> spp. - <i>Sclerotium</i> spp. Viruses and virus-like organisms in particular <ul style="list-style-type: none"> - Cucumber mosaic virus - Lily symptomless virus - Lily virus X - Tobacco rattle virus - Tulip breaking virus Other harmful organisms <ul style="list-style-type: none"> - <i>Cyperus esculentus</i>
<i>Malus</i> Miller	Insects, mites and nematodes at all stages of their development <ul style="list-style-type: none"> - <i>Anarsia lineatella</i> - <i>Eriosoma lanigerum</i> - Scale insects in particular <i>Epidiaspis leperii</i>, <i>Pseudaulacaspis pentagona</i>, <i>Quadraspidiotus perniciosus</i> Bacteria <ul style="list-style-type: none"> - <i>Agrobacterium tumefaciens</i> - <i>Pseudomonas syringae</i> pv. <i>syringae</i> Fungi <ul style="list-style-type: none"> - <i>Armillariella mellea</i> - <i>Chondrostereum purpureum</i> - <i>Nectria galligena</i> - <i>Phytophthora cactorum</i> - <i>Rosellinia necatrix</i> - <i>Venturia</i> spp. - <i>Verticillium</i> spp.

Genus or species	Specific harmful organisms and diseases
<i>Malus</i> Miller (cont.)	Viruses and virus-like organisms in particular All
<i>Narcissus</i> L.	Insects, mites and nematodes at all stages of their development - <i>Aphelenchoides subtenuis</i> - <i>Ditylenchus destructor</i> - <i>Eumerus</i> spp. - <i>Merodon equestris</i> - <i>Pratylenchus penetrans</i> - Rhizoglyphidae - Tarsonemidae Fungi - <i>Fusarium oxysporum</i> f. sp. <i>narcissi</i> - <i>Sclerotinia</i> spp. - <i>Sclerotium bulborum</i> Viruses and virus-like organisms in particular - Tobacco rattle virus - Narcissus white streak agent - Narcissus yellow stripe virus Other harmful organisms - <i>Cyperus esculentus</i>
<i>Pelargonium</i> L.	Insects, mites and nematodes at all stages of their development - Aleurodidae in particular <i>Bemisia tabaci</i> - Lepidoptera - Thysanoptera in particular <i>Frankliniella occidentalis</i> Bacteria - <i>Rhodococcus fascians</i> - <i>Xanthomonas campestris</i> pv. <i>pelargonii</i> Fungi - <i>Puccinia pelargonii zonalis</i> - Stem rot pathogens (<i>Botrytis</i> spp., <i>Pythium</i> spp.) - <i>Verticillium</i> spp. Viruses and virus-like organisms in particular - Pelargonium flower break carmovirus - Pelargonium leaf curl tobusvirus - Pelargonium line pattern virus - Tospoviruses (Tomato spotted wilt virus, Impatiens necrotic spot virus)
<i>Phoenix</i> spp.	Insects, mites and nematodes at all stages of their development - Thysanoptera Fungi - <i>Exosporium palmivorum</i> - <i>Gliocladium wermoeseni</i> - <i>Graphiola phoenicis</i> - <i>Pestalozzia phoenicis</i> - <i>Pythium</i> spp. Viruses and virus-like organisms All

Genus or species	Specific harmful organisms and diseases
<i>Pinus nigra</i>	Insects, mites and nematodes at all stages of their development - <i>Blastophaga</i> spp. - <i>Rhyacionia buoliana</i> Fungi - <i>Ophodermium seditiosum</i> Viruses and virus-like organisms All
<i>Prunus</i> L.	Insects, mites and nematodes at all stages of their development - <i>Capnodis tenebrionis</i> - <i>Meloidogyne</i> spp. - Scale insects in particular <i>Epidiaspis leperii</i> , <i>Pseudaulacaspis pentagona</i> , <i>Quadraspidiotus perniciosus</i> Bacteria - <i>Agrobacterium tumefaciens</i> - <i>Pseudomonas syringae</i> pv. <i>mors prunorum</i> - <i>Pseudomonas syringae</i> pv. <i>syringae</i> Fungi - <i>Armillariella mellea</i> - <i>Chondrostereum purpureum</i> - <i>Nectria galligena</i> - <i>Rosellinia necatrix</i> - <i>Taphrina deformans</i> - <i>Verticillium</i> spp. Viruses and virus-like organisms in particular - Prune dwarf virus - <i>Prunus</i> necrotic ringspot virus
<i>Pyrus</i> L.	Insects, mites and nematodes at all stages of their development - <i>Anarsia lineatella</i> - <i>Eriosoma langerum</i> - Scale insects in particular <i>Epidiaspis leperii</i> , <i>Pseudaulacaspis pentagona</i> , <i>Quadraspidiotus perniciosus</i> Bacteria - <i>Agrobacterium tumefaciens</i> - <i>Pseudomonas syringae</i> pv. <i>syringae</i> Fungi - <i>Armillariella mellea</i> - <i>Chondrostereum purpureum</i> - <i>Nectria galligena</i> - <i>Phytophthora</i> spp. - <i>Rosellinia necatrix</i> - <i>Verticillium</i> spp. Viruses and virus-like organisms All

Genus or species	Specific harmful organisms and diseases
<i>Rosa</i> spp.	Insects, mites and nematodes at all stages of their development - Lepidoptera in particular <i>Epichoristodes acerbella</i> , <i>Cacoecimorpha pronubana</i> , - <i>Meloidogyne</i> spp. - <i>Pratylenchus</i> spp. - <i>Tetranychus urticae</i> Bacteria - <i>Agrobacterium tumefaciens</i> Fungi - <i>Chondrostereum purpureum</i> - <i>Coniothyrium</i> spp. - <i>Diplocarpon rosae</i> - <i>Peronospora sparsa</i> - <i>Phragmidium</i> spp. - <i>Rosellinia necatrix</i> - <i>Sphaeroteca pannosa</i> - <i>Verticillium</i> spp. Viruses and virus-like organisms in particular - Apple mosaic virus - Arabis mosaic nepovirus - <i>Prunus</i> necrotic ringspot virus.

Schedule III

Additional provisions for lists of varieties of ornamental plants

1. This Schedule establishes additional implementing provisions for lists of varieties of ornamental plants as kept by suppliers pursuant to subregulation 7(1)(d) of these regulations.

2. The lists kept by suppliers shall include the following information:

- (i) the name of the variety, together with its commonly known synonyms, where appropriate;
- (ii) indications regarding the maintenance of the variety and the propagation system applied;
- (iii) description of the variety, at least on the basis of the characteristics and their expressions as specified in accordance with the provisions on the applications to be filed for Community plant variety rights, where these are applicable;
- (iv) if possible, indications as to how the variety differs from the other varieties most closely resembling it.

3. Sub-paragraphs (ii) and (iv) of paragraph 2 shall not apply to any supplier whose activity is confined to the placing on the market propagation material of ornamental plants.

Schedule IV

Suppliers' label or document

1. The suppliers' label or document referred to in regulation 11 of these regulations shall be of suitable material that has not previously been used and shall be printed in Maltese or in English.

It shall contain the following information headings:

- (i) indication "EC quality";
- (ii) indication of EU Member State code;
- (iii) indication of the responsible official body or its distinguishing code;
- (iv) registration number;
- (v) individual serial, week or batch number;
- (vi) botanical name;
- (vii) denomination of the variety, where appropriate. In the case of rootstock, the denomination of the variety or its designation;
- (viii) denomination of the group of plants, where appropriate;
- (ix) quantity;
- (x) in the case of imports from third countries pursuant to regulation 18(2), the name of the country of production.

2. In the case where the propagation material is accompanied by a plant passport in accordance with the Act, the plant passport may constitute the suppliers' label or document referred to in paragraph 1. Nonetheless, the indication "EC quality" and an indication of the responsible official body must be given and, where appropriate, a reference to the denomination of the variety, rootstock or group of plants. In the case of imports from third countries pursuant to regulation 18(2) of these regulations, the name of the country of production must also be given. This information may be on the same document as the plant passport but clearly separated.
