

LAW ON AMENDING THE LAW ON PLANTS PROTECTION

(Official Gazette no. 6/2000)

Article 1

In the Law on Plants Protection (Official Gazette of the Republic of Macedonia no. 25/98) Article 5 is amended and reads:

“A new Plant Protection Administration (hereinafter: the Administration) shall be established within the Ministry of Agriculture, Forestry and Water Economy for the purpose of preventing the occurrence, spreading and eradication of plant pests and control of marketed agricultural and forest plants, as well as for issuing licenses for plant protection aids.

In the prevention of the occurrence, spreading and eradication of plant pests the Administration shall:

1. monitor the occurrence, spreading and distribution of plant pests on base of meteorological, biological and other data;
2. Predict and diagnose the plant pests;
3. Inform the owners of plants for the appearance and spreading of plant pests;
4. Give expert advice for application of the integral pest management;
5. Determine optimal periods for eradication of plant pests;
6. Give expert advice for correct determination the plant pests, for expert and correct application of plant protection products and for proper use of treatment equipment;
7. Keep records of the occurrence of plant pests, the measures taken for their eradication, the scope of caused damage, the publication of the phenomenon and the status and the notification required by the International Convention on Plant Protection.

Article 2

In Article 6 item 2, Article 8 paragraph 1, Article 10 paragraphs 6, 7, 10 and 11, Article 15 paragraph 1 item 4, Article 42 paragraphs 2 and 3, Article 35 paragraph 1, Article 38 paragraph 3, Article 39 paragraph 8, Article 40 paragraph 3, Article 42 paragraph 1 and

2, Article 46 paragraph 3, Article 54 item 1, Article 63 paragraph 1 items 4 and 9, Article 64 paragraph 1 items 1, 3, 6, 7 and 8 and Article 65 paragraph 1 items 2 and 11, the words “Ministry of Agriculture, Forestry and Water Economy” are replaced with the word ‘Administration’.

Article 3

In Article 8, after paragraph 5 a new paragraph 6 is added and reads:

“The Administration shall deliver the lists from paragraph 4 of this Article to the European and the Mediterranean Plant Protection Organizations whose member the Republic of Macedonia is, to the regional plant protection organizations and the countries with whom the Republic of Macedonia has signed plant protection cooperation agreements.”

Article 4

In Article 15 paragraph 3, after the word “who” the words “in the production of agricultural products aimed for trade” are added.

Article 5

In Article 17, after paragraph 1 a new paragraph 2 is added and reads:

“The Minister of Agriculture, Forestry and Water Economy shall, in a separate Decision, determine if the requirements from paragraph 1 of this Article have been met.”

Paragraph 2 becomes paragraph 3.

Article 6

In Article 22 paragraph 6, before the word “form” the words “the procedure of the mandatory health inspection under the paragraphs 1 and 3 of this Article and”.

Article 7

In Article 25 paragraph 1, after the word “exporter” a new sentence is added and reads: “The health certificate for shipments shall be issued on a form prescribed with the Annex to the International Convention for Plant Protection.”

In paragraph 2, after the word “shipments” the coma is replaced with a full stop and the words following the coma are deleted.

Article 8

In Article 28 paragraph 2, the full stop at the end of the paragraph is replaced with a coma and the following words are added: “for which a re-export certificate shall be issued on the form prescribed with the Annex to the International Convention for Plant Protection.”

In paragraph 7, the words “paragraph 1” are replaced with the words “paragraphs 1, 3 and 4”.

Article 9

In Article 32 paragraphs 1 and 2, the words “Minister of Agriculture, Forestry and Water Economy” are replaced with the words “Director of the Plant Protection Administration (hereinafter: the Administration Director).”

In paragraph 2 the word “phytoplasms” is replaced with the words “microplasmas, mycelium”.

Article 10

In Article 37 paragraph 4, after the word “poisons” a full stop is added and the remaining words of the paragraph are deleted.

In paragraph 7 the word “Ministry” is replaced with the word “Minister”.

Article 11

In Article 39, after paragraph 5 a new paragraph 6 is added and reads:

“The Minister of Agriculture, Forestry and Water Economy shall determine the conditions prescribed with paragraph 5 of this Article.”

In paragraph 6, which becomes paragraph 7, after the word “trade”, the words “duration of the examinations” are added.

Paragraph 7 becomes paragraph 8.

Article 12

In Article 41 paragraph 1, the words “two legal entities” are replaced with the word “a legal entity”.

Article 13

In Article 63 paragraph 1 item 10, the words “Article 37 paragraph 4” are replaced with the words “Articles 36 and 37”.

In item 12, after the number “46” the words “paragraphs 1 and 2” are added.

Article 14

In Article 64 paragraph 1 item 5, the words “Minister of Agriculture, Forestry and Water Economy” are replaced with the word “Administration”.

Article 15

In Article 65 paragraph 1 item 2, the words “paragraphs 9 and 10” are replaced with the words “paragraph 10”.

After item 2 a new item 3 is added and reads:

“3. the certificate for each pack of seeds that was subjected to disinfection and disinsection does not include information on the plant protection substance used for disinfection or disinsection, as well as the clause: “The seeds are poisoned and may not

be used to feed people, domestic animals, fish, birds and wild animals” (Article 11 paragraph 4).

Items 3 to 13 become items 4 to 14.

Article 16

In Article 66 paragraph 1, after item 1 a new item 2 is added and reads:

“issues a certificate while failing to carry out two health inspections in the course of the vegetation (Article 10 paragraph 1 and paragraph 9 item 1).”

Item 2 becomes item 3.

In item 3 which becomes item 4, the words: “Minister of Agriculture, Forestry and Water Economy” are replaced with the words “Director of the Administration”, the words “and fungi” are replaced with the words “on fungi” and after the word “microorganisms” the word “mycelium” is added.

In item 4 which becomes item 5 the number “6” is replaced with the number “8”.

Items 5 and 6 become items 6 and 7.

In paragraph 3 the words “and fungi” are replaced with the words “on fungi”, and after the word “microorganisms” the word “mycelium” is added.

Article 17

The Legislative Committee of the Assembly of the Republic of Macedonia is authorized to prepare a clean text of the Law on Plants Protection.

Article 18

This Law shall enter into force on the eighth day following its publication in the “Official Gazette of the Republic of Macedonia”.