



STATUTORY INSTRUMENTS.

S.I. No. 282 of 2023



EUROPEAN COMMUNITIES (MARKETING OF ORNAMENTAL PLANT
PROPAGATING MATERIAL AND ORNAMENTAL PLANTS)
(AMENDMENT) REGULATIONS 2023

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I, CHARLIE MCCONALOGUE, 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) 2022/2438 of 12 December 2022¹, hereby make the following regulations:

1. These Regulations may be cited as the European Communities (Marketing of Ornamental Plant Propagating Material and Ornamental Plants) (Amendment) Regulations 2023.

2. The European Communities (Marketing of Ornamental Plant Propagating Material and Ornamental Plants) Regulations 1994 (S.I. No. 161 of 1994) are amended in Regulation 2(1) by substituting for the definition of “Directive”, the following –

“‘Directive’ means Commission Directive 93/49/EEC of 23 June 1993² (as amended by Commission Directive 1999/67/EC of 28 June 1999³, Commission Implementing Directive (EU) 2018/484 of 21 March 2018⁴, Commission Implementing Directive (EU) 2020/177 of 11 February 2020⁵ and Commission Implementing Directive (EU) 2022/2438 of 12 December 2022), Council Directive 98/56/EC of 20 July 1998⁶ (as amended by Council Directive 2003/61/EC of 18 June 2003⁷ and Regulation (EU) No 652/2014 of the European Parliament and of the Council of 15 May 2014⁸), Commission Directive 1999/66/EC of 28 June 1999⁹ and Commission Directive 1999/68/EC of 28 June 1999¹⁰;”.

¹ O.J. No. L 319 of 13.12.2022, p.54

² O.J. No. L 250 of 07.10.1993, p.9

³ O.J. No. L164 of 30.06.1999, p.78

⁴ O.J. No. L81 of 23.03.2018, p.10

⁵ O.J. No. L41 of 13.02.2020, p.1

⁶ O.J. No. L226 of 13.08.1998, p.16

⁷ O.J. No. L165 of 03.07.2003, p.23

⁸ O.J. No. L189 of 27.06.2014, p.1

⁹ O.J. No. L164 of 30.06.1999, p.76

¹⁰ O.J. No. L172 of 08.07.1999, p.42

3. The European Communities (Marketing of Ornamental Plant Propagating Material and Ornamental Plants) (Amendment) Regulations 2020 (S.I. No. 208 of 2020) are revoked.



GIVEN under my Official Seal,
1 June, 2023.

CHARLIE MCCONALOGUE,
Minister for Agriculture, Food and the Marine.

EXPLANATORY NOTE

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

These Regulations update existing Legislation with regard to the minimum quality standards and controls on the marketing within the European Union of ornamental plants and propagating material

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