

Control of Plants (Phytosanitary Certification) Rules

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FIRST SCHEDULE

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Legislative History

CONTROL OF PLANTS ACT
(CHAPTER 57A, SECTION 48)

CONTROL OF PLANTS
(PHYTOSANITARY CERTIFICATION) RULES

R 6

G.N. No. S 490/1994

REVISED EDITION 2000

(31st January 2000)

[30th December 1994]

Citation

1. These Rules may be cited as the Control of Plants (Phytosanitary Certification) Rules.

Definitions

2. In these Rules —

“accredited pest control agency” means a person registered by the Director-General under section 27 of the Act;

“consignment” means a consignment of plants, plant products or other regulated articles to be loaded onto a vessel at any one time on behalf of one exporter;

“regulated article” means any plant, plant product, storage place, packaging, conveyance, container, soil or any other organism, object or material capable of harbouring or spreading pests and deemed to require phytosanitary measures where international transportation is involved;

“treatment certificate” means any certificate issued by an accredited pest control agency for a treatment applied to regulated articles and completed in accordance with the requirements of the Director-General or the importing country.

[S 323/2005 wef 01/06/2005]

Application for phytosanitary certificate to export plants, plant products or other regulated articles

3.—(1) Every application for a phytosanitary certificate under section 30 of the Act shall be made to an authorised officer in such form and through such mode as the

Director-General may determine and the application shall specify —

- (a) whether any certification of disinfestation or disinfection treatment is required; and
- (b) whether any specific declaration is required on the certificate.

(2) An application made under paragraph (1) shall be subject to the applicant making available a date for inspection, acceptable to the authorised officer, of the consignment of plants, plant products or other regulated articles in respect of which the application has been made.

Inspection and examination before certification

4.—(1) For the purposes of phytosanitary certification of a consignment of plants, plant products or other regulated articles in respect of which the application has been made, the authorised officer or an accredited pest control agency may —

- (a) inspect the consignment of plants, plant products or other regulated articles, including their packaging, and take such samples thereof as may reasonably be necessary for analysis or laboratory examination;
- (b) inspect the containers, receptacles or premises containing or holding the plants, plant products or other regulated articles and the conveyance transporting the plants, plant products or other regulated articles; and
- (c) do all such other things that are reasonably necessary for him to carry out the certification.

(2) Where a certification that disinfestation or disinfection treatment of the consignment of plants, plant products or other regulated articles has been carried out is required in a phytosanitary certificate, the disinfestation or disinfection treatment shall be carried out in the presence of an authorised officer or accredited pest control agency.

Issue of phytosanitary certificates

5.—(1) No phytosanitary certificate shall be issued unless —

- (a) the authorised officer is satisfied that the consignment of plants, plant products or other regulated articles inspected —
 - (i) fits the description stated in the application form;
 - (ii) is considered free from quarantine pests as specified by the importing country; and
 - (iii) conforms to the current phytosanitary requirements of the importing country, including those for regulated non-quarantine

pests; and

(b) the applicant has paid, in accordance with rule 7, all the fees for the services rendered and expenses incurred for the phytosanitary certification.

(2) A phytosanitary certificate issued in respect of regulated articles that originate from Singapore shall be in such form as the Director-General may determine.

*[S 323/2005 wef 01/06/2005]
[S 380/2009 wef 01/09/2009]*

(3) A phytosanitary certificate for re-export issued in respect of regulated articles that do not originate from Singapore shall be in such form as the Director-General may determine.

*[S 323/2005 wef 01/06/2005]
[S 380/2009 wef 01/09/2009]*

Endorsement of other certificates

6. In the phytosanitary certification of a consignment of plants, plant products or other regulated articles, the authorised officer may, upon payment by the applicant of the fee specified in the Second Schedule, endorse any treatment certificate or any duplicate copy of a phytosanitary certificate issued.

Fees payable for phytosanitary certification

7. The fees payable for the services rendered for the phytosanitary certification are specified in the Second Schedule.

Conditions and restrictions imposed upon certification

8.—(1) In issuing a phytosanitary certificate under this rule, the authorised officer may impose such conditions and restrictions as he thinks fit to ensure continued validity of the phytosanitary certification.

(2) Where, after the receipt by the exporter of the phytosanitary certificate, any authorised officer has reasonable cause to think that any condition or restriction imposed under paragraph (1) has not been complied with, the authorised officer may re-examine the consignment of plants, plant products or other regulated articles, its packaging, container and receptacle or the premises in which the consignment is kept or the conveyance in which the consignment is to be transported.

(3) Where upon re-examination the authorised officer is satisfied that the non-compliance with the condition or restriction imposed has affected the applicability of the phytosanitary certificate to the consignment, he may require the phytosanitary certificate issued to be produced for cancellation or amendment.