

Control of Plants (Plant Importation) Rules

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FIRST SCHEDULE Regulated Pests

SECOND SCHEDULE Importation under Permit

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Legislative History

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

**CONTROL OF PLANTS
(PLANT IMPORTATION) RULES**

R 4

G.N. No. S 29/1994

REVISED EDITION 2000

(31st January 2000)

[18th February 1994]

Citation

1. These Rules may be cited as the Control of Plants (Plant Importation) Rules.

Definitions

- 2.—(1) In these Rules, unless the context otherwise requires —

“American tropics” means those parts of the continent of America, including the islands adjacent thereto, which are bounded by the Tropic of Capricorn (latitude 23½° S) and the Tropic of Cancer (latitude 23½° N) and by Longitudes 30° W and 120° W and includes that part of Mexico which is north of the Tropic of Cancer;

“biological control agent” means a natural enemy, an antagonist or a competitor of a pest, or any other self-replicating biotic entity, used for pest control;

[S 258/2005 wef 25/04/2005]

“import health requirement” means any import health requirement specified or varied by the Director-General under rule 7;

[S 258/2005 wef 25/04/2005]

“living modified organism” means any living organism that possesses a novel combination of genetic material obtained through the use of any modern biotechnology technique —

(a) that overcomes natural physiological reproductive or recombination barriers; and

(b) that is not a technique used in traditional breeding and selection;

[S 258/2005 wef 25/04/2005]

“non-quarantine pest” means a pest specified in Part II of the First Schedule;

[S 258/2005 wef 25/04/2005]

“quarantine pest” means a pest specified in Part I of the First Schedule;

[S 258/2005 wef 25/04/2005]

“regulated pest” means a pest specified in Part I or II of the First Schedule;

[S 258/2005 wef 25/04/2005]

“transit” means to be taken or sent from any country and brought into Singapore for the sole purpose of being carried to another country by the same or another conveyance within any free trade zone.

- (2) In these Rules —

(a) any reference to a consignment of plants, plant products or materials shall include a reference to any container, receptacle, packaging material or

other article forming part of such a consignment;

- (b) any reference to a regulated plant, regulated plant product or regulated material shall be construed as a reference to a plant, plant product or material, respectively, specified in the Second Schedule;
- (c) any reference to the importation or movement of any pest, plant, plant product or material shall be read as including a reference to the importation or movement, respectively, of the pest, plant, plant product or material by post; and
- (d) any reference to a certificate or document shall include a reference to a certificate or document in electronic form.

[S 258/2005 wef 25/04/2005]

Persons to whom Rules do not apply

3. Subject to rules 12, 13 and 14, these Rules shall not apply to any person who —

- (a) with the written permission of the Director-General and subject to such conditions as the Director-General thinks fit to impose, imports any plant, plant product or regulated material for experimental or research purposes; or
- (b) brings any regulated plant, regulated plant product or regulated material into Singapore in transit, subject to the condition that the plant, plant product or material is not moved from the point of entry into Singapore to any other place within Singapore except —
 - (i) with the permission in writing of the Director-General or an authorised officer; and
 - (ii) in accordance with such terms and conditions as the Director-General or the authorised officer thinks fit to impose.

[S 258/2005 wef 25/04/2005]

Imported plant, plant product or material to be free of quarantine pests

4. Any person who imports any plant, plant product or material shall ensure that the plant, plant product or material and the container or any other package thereof is free of any quarantine pest.

[S 258/2005 wef 25/04/2005]

Importation of regulated plant, regulated plant product or regulated material

5.—(1) Subject to rule 5A, no person shall import any regulated plant, regulated plant product or regulated material except under a permit issued by the Director-General.

(2) The Director-General shall, in determining whether to issue a permit under paragraph (1), consider whether the applicant for the permit has complied with every relevant import health requirement and the requirements under paragraph (4).

(3) Every permit issued under this rule —

(a) shall be valid only for the period specified therein and for the consignment in respect of which it has been issued; and

(b) may be subject to such terms and conditions as the Director-General thinks fit to impose, which terms and conditions shall be endorsed on the permit.

(4) Subject to rule 5A, any person who imports any consignment of regulated plants, regulated plant products or regulated materials shall ensure that there is, in respect of that consignment —

(a) a phytosanitary certificate; or

(b) such other certificate or document or mark issued by or authorised to be issued by a competent government agency in the country of despatch, being an agency which is recognised by the Director-General, in such form and issued in such manner as may be required under any import health requirement.

(5) The phytosanitary certificate referred to in paragraph (4)(a) shall be issued not more than 14 days prior to the date of shipment of the consignment by a competent government agency or some other agricultural authority, of the country of despatch, being an agency or authority which is recognised by the Director-General.

(6) The phytosanitary certificate or other certificate or document or mark required under paragraph (4) shall certify that every relevant import health requirement has been complied with.

[S 258/2005 wef 25/04/2005]

Exemption for travellers from West Malaysia

5A. Rule 5(1) and (4) shall not apply to any person who imports from West Malaysia

(a) regulated plants not exceeding 3 in number, whether of the same species or of different species, without potting media; or

(b) not more than 250 grams of seeds,

or both.

[S 623/2007 wef 01/12/2007]

Discretion of Director-General to prohibit plant, plant product or material from