

# **Control of Plants (Cultivation of Plants) (Licensing and Certification) Rules**

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## **Legislative History**

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

CONTROL OF PLANTS  
(CULTIVATION OF PLANTS) (LICENSING AND CERTIFICATION) RULES

R 2

G.N. No. S 27/1994

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[18th February 1994]

PART I

PRELIMINARY

### **Citation**

1. These Rules may be cited as the Control of Plants (Cultivation of Plants) (Licensing and Certification) Rules.

### **Definitions**

2. In these Rules, unless the context otherwise requires —

“consignment” means any consignment of a single type of plant, fresh fruit or vegetable which has been produced for sale or supply;

“crop” means any unharvested crop of a single type of plant, fresh fruit or vegetable which has been produced for sale or supply;

“cultivation of plants” means the commercial production of any plant (whether

from seed, tuber, cutting, rhizome, bulb, corm, stock, budwood, slip, sucker, graft, scion or any other part whatsoever from which such plant may be propagated) or fresh fruit or vegetable, but excludes the operation of any nursery or outlet for the primary purpose of the retail sale of plants;

“farm” means any land or premises, whether enclosed by fencing or not, used for the cultivation of plants;

“licence” means a licence issued by the Director under section 31 of the Act for the cultivation of plants;

“licensee” means the holder of a licence;

“permitted pesticide” means any pesticide which is registered under the Control of Plants (Registration of Pesticides) Rules (R 3);

“pesticide operator” means a person who is authorised, whether by virtue of a pesticide operator’s certificate, to carry out or supervise the application or use of pesticides in the cultivation of plants or any activity directly relating to such work;

“pesticide operator’s certificate” means a certificate issued by the Director under rule 14(1) certifying that the person to whom the certificate is issued is competent to carry out or supervise the application or use of pesticides in the cultivation of plants and authorising him to carry out or supervise such work;

“unregistered pesticide” means any pesticide which is not registered under the Control of Plants (Registration of Pesticides) Rules (R 3).

### **Limitation of application of Rules**

3. These Rules shall not apply to —
- (a) the cultivation of plants by any Government agency or statutory body; or
  - (b) the cultivation of plants by tissue culture or micro- propagation techniques.

## **PART II**

### **FARM LICENCE FOR CULTIVATION OF PLANTS**

#### **Fees for licence and renewal of licence**

4. Every application for a licence and every application for the renewal of a licence shall be accompanied by the appropriate fee specified in the First Schedule.

### **Director may inspect premises**

5.—(1) Upon receiving an application for a licence, the Director may inspect the premises which the applicant intends to use for the cultivation of plants.

(2) If the Director is satisfied that the premises are suitable for such use, he may issue a licence to the applicant.

### **Renewal of licence**

6. Every application for the renewal of a licence may be made at any time during one month immediately preceding its expiry.

### **Display and inspection of licence**

7. Every licensee shall —

- (a) keep his licence exhibited at all times in some prominent place within his arm; and
- (b) produce the licence to the Director or an authorised officer for inspection whenever he is required to do so.

### **Replacement of lost or defaced licence**

8.—(1) Where a licence has been lost or defaced before its expiry, the licensee may apply to the Director for the issue of a certified true copy of the licence.

(2) Upon receiving an application under paragraph (1) and the payment of the appropriate fee specified in the First Schedule, the Director shall issue a certified true copy of the licence to the licensee and the certified true copy of the licence so issued shall have the same effect as the original thereof.

(3) Any licensee to whom a certified true copy of a licence has been issued in replacement of a licence which he has lost shall, upon discovering the original licence, forthwith return the certified true copy of the licence to the Director.

(4) No certified true copy of a licence shall be issued in place of a defaced licence unless the defaced licence is surrendered to the Director for cancellation.

(5) No refund shall be made for the fee paid —

- (a) for a certified true copy of a licence upon its return to the Director under paragraph (3); or
- (b) for a licence surrendered to the Director under paragraph (4).