SECOND COMMISSION DIRECTIVE

of 29 October 1986

amending the Annexes to Council Directive 77/93/EEC on protective measures against the introduction into the Member States of organisms harmful to plants or plant products

(86/546/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 77/93/EEC of 21 December 1976 on protective measures against the introduction into the Member States of organisms harmful to plants or plant products [1], as last amended by Regulation (EEC) No 3768/85 [2], and in particular Article 13, paragraph two, indents three and four thereof,

Whereas Directive 77/93/EEC lays down protective measures against the introduction into the Member States of organisms harmful to plants or plant products;

Whereas developments in scientific and technical knowledge have shown that protection of Community forests should be improved, wherever they are at risk;

Whereas the current provisions include measures to protect certain Member States against harmful bark beetles such as *Dendroctonus micans* and certain *Ips* species;

Whereas these measures should be extended so as to protect other Member States where these organisms do not occur and to include additional safeguards in order to face means of spread which were not taken into account hitherto;

Whereas the Community should also be protected against the introduction of certain organisms affecting *Pinus* or *Acer saccharum*, which are not yet referred to in the current provisions;

Whereas new sources of infection by canker stain of plane *(Ceratocystis fimbriata* var. *platani)* should be prevented and spread within the Community should be limited;

Whereas the relevant Annexes to Directive 77/93/EEC should therefore be amended accordingly;

Whereas these amendments are made in agreement with the Member States concerned;

Whereas the measures provided for in this Directive are in accordance with the opinion of the Standing Committee on Plant Health,

HAS ADOPTED THIS DIRECTIVE:

Article 1

Annex I to Directive 77/93/EEC is hereby amended as follows:

In Part A (a), the following is inserted after (7b):

'7c. *Pissodes* spp. (non-European)'.

Article 2

Annex II to Directive 77/93/EEC is hereby amended as follows:

1. In Part A (a) the following is inserted before (2):

'1. *Bursaphelenchus xylophilus* (Steier and Buhrer) Nickle	Coniferous plants other than fruit and seeds and coniferous wood'

[1] OJ No L 26, 31. 1. 1977, p. 20.
[2] OJ No L 362, 31. 12. 19854, p. 8.

2. In Part A (c), the following is inserted after (1):

'1a. *Ceratocystis coerulescens* (Münch) Back.	Plants of *Acer saccharum* other than fruit or seeds, originating in the United States of America, wood of *Acer saccharum,* originating in the United States of America
1b. *Ceratocystis fimbriata* var. *platani* Walt.	Plants of *Platanus* L. other than fruit or seeds, wood of *Platanus*
1c. *Cercoseptoria pini-densiflorae* (Hori and Nambu) Deighton (= *Cercospora pini-densiflorae* Hori and Nambu)	Plants of *Pinus* other than fruit or seeds, wood of *Pinus*'.

3. In Part A (c), the following is added:

'16. *Scirrhia acicola* (Dearn.) Siggers	Plants of *Pinus* other than fruit or seeds, wood of *Pinus*
17. *Scirrhia pini* Funk and Parker	Plants of *Pinus* other than fruit or seeds, wood of *Pinus*'.

4. The texts in Part B (a) (2), (6), (7), (8), (9) and (10), central column are replaced respectively by the following:

'Coniferous plants, or coniferous wood with bark'.

5. In Part B (a) (2), (6), (7), (8) and (10), right-hand column, the following are added respectively:

'Greece, Spain, Italy, Portugal'.

6. In Part B (a) (9), right-hand column, the following are added:

'Greece, Italy'.

7. In Part B (a), the following is inserted after (10a):

'10b. *Pissodes* spp. (European)	Coniferous plants or coniferous wood with bark	Ireland, UK (Northern Ireland)'.

Article 3

Annex III to Directive 77/93/EEC is hereby amended as follows:

1. In Part A, the following is inserted after (6a):

'6b. Isolated bark of *Acer saccharum*	United States of America'

2. In Part B (5), right-hand column, the words '(Northern Ireland)' are deleted.

3. In Part B, item (6) is replaced by the following:

'6. Cut trees of conifers retaining foliage, of more than 3 m height	Ireland, United Kingdom'.