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On the basis of Article 56 and in relation to Article 57 of the Plant health act (Official Gazette of the Republic of Slovenia, No 45/01) and in relation to the Act on ratifying the convention on plant protection (as amended; Official Gazette of the Republic of Slovenia, No 84/00 – International Treaties) the Minister of Agriculture, Forestry and Food hereby issues these

RULES*

on communication with regard to intercepted consignments of plants, plant products and regulated articles or isolated harmful organisms from imported consignments, presenting a risk of the introduction and spread of harmful organisms

I. GENERAL PROVISIONS

Article 1
(content)

These Rules shall regulate the procedure and method of notification and the form of notification in the case of interception of consignments of plants, plant products and regulated articles or isolated harmful organisms, imported into the Republic of Slovenia and creating a risk of the introduction and spread of harmful organisms.

Article 2
(definitions)

* These Rules take over the substance of the Directive no. 94/3/EC.

The terms used in these Rules shall have the following meaning:

1. **harmful organisms** shall be:

- harmful organisms included in Lists I and II, laid down in regulations governing the procedures for preventing the introduction, spread and suppression of organisms harmful to plants, plant products and regulated articles,
 - harmful organisms not included in Lists I and II referred to in the previous indent and presenting a risk for the plant health within the territory of the Republic of Slovenia;
2. **interception** shall mean any measure which has been or is intended to be carried out pursuant to Directive 2000/29/EC (OJ L 169, 10.07.2000) as amended, in relation to consignments of plants, plant products and regulated articles (furtheron as: consignment) or an isolated harmful organism, which are imported from a third country and do not meet the prescribed phytosanitary requirements;
3. **notification of interception** shall mean the notification, issued by the National plant protection organization or a competent authority acting on its behalf, in the case of interception of a consignment or an isolated harmful organism, which is imported.

II. INTERCEPTION

Article 3 (interception)

When a consignment or an isolated harmful organism which is imported does not meet the prescribed phytosanitary requirements, the phytosanitary inspector shall order interception of such consignment and one or more of the following measures in respect of the whole or of a part of the consignment pursuant to regulations governing the procedures for preventing the introduction, spread and suppression of organisms harmful to plants, plant products and regulated articles.

In the case of introduction of quarantine, the date of confirmed presence of harmful organism shall be considered as the date of interception of the consignment.

If the suspicion exists of the presence of a dangerous harmful organism referred to in the second indent of point 1 of Article 2 of these Rules, the Phytosanitary Administration of the Republic of Slovenia (furtheron as: “the Administration”) shall provide for the preparation of risk assessment in respect of the harmful organism. On the basis of such assessment, the Director of the Administration shall order the necessary measures.

III. PROCEDURE AND METHOD OF NOTIFICATION WITHIN THE REPUBLIC OF SLOVENIA

Article 4 (notification procedure)

When an imported consignment or an isolated harmful organism is ordered prohibition of import and to be returned to the consignor, or is ordered a laboratory testing and introduction of quarantine by the phytosanitary inspector, the phytosanitary inspector shall immediately notify thereof all units of phytosanitary inspection at points of entry, the head of the phytosanitary inspection and the Administration. In all other cases, phytosanitary inspector shall be notifying within the term of at least two working days.

If the suspicion exists of the presence of a dangerous harmful organism referred to in the second indent of point 1 of Article 2 of these Rules, the Administration shall notify the head of the phytosanitary inspection and the competent phytosanitary inspector on the measures laid down in the third paragraph of the previous Article. In the case of the prohibition of import and return to the consignor or introduction of quarantine, the head of the phytosanitary inspection shall immediately notify all units of phytosanitary inspection at points of entry.

Article 5
(method of notification)

Notification referred to in the previous Article shall be carried out via e-mail or other express post.

IV. PROCEDURE AND METHOD OF INTERNATIONAL NOTIFICATION AND KEEPING THE RECORDS

Article 6
(notification of interception)

Based on the data notified pursuant to Article 4 of these Rules, the Inspectorate of the Republic of Slovenia for agriculture, forestry and food (furtheron as: »the inspectorate«) shall complete and confirm the information on interception given on a form for notification of interception of a consignment or an isolated harmful organism which is imported (furtheron as: “notification of interception”) laid down in Annex 1, which is a constituent part of these Regulations. The form shall be printed and completed in English language.

The Inspectorate shall send the completed form referred to in the previous paragraph to the Administration. When the intercepted consignment or an isolated harmful organism is ordered prohibition of import and to be returned to the consignor, the form shall be sent immediately, however in all other cases within at least two working days following the date of interception, except in the case of a missing, incorrectly completed or late submitted phytosanitary certificate, when the form may also be sent later.

The Administration shall, on behalf of the National plant protection organization, issue a notification of interception referred to in Annex 1.

Article 7
(notification of exporting country)

The Administration shall forward the notification of interception referred to in the previous Article to the national plant protection organization of the exporting country, within the terms specified in the second paragraph of the previous Article.

Article 8
(notification of the EU and EPPO)

The Administration shall communicate the notification of interception referred to in Article 6 of these Rules to:

- the competent authorities for plant health of EU Member States,
- the European Commission (furtheron as: the Commission),
- the European and Mediterranean plant protection organization (furtheron as: EPPO).

When informing EU Member States and the Commission, the notification of interception shall be sent within the terms provided for in the second paragraph of Article 6 of these Rules.

Article 9
(notification by other countries)

The Administration shall immediately forward the notification of interception received from any state, the Commission or Member States of the European Union, to the head of the phytosanitary inspectorate who shall immediately forward this to all units of phytosanitary inspection at points of entry.

Article 10
(method of notification)

The notification of interception referred to in Articles 6, 7, 8 and 9 of these Rules shall be sent via e-mail or other express post. Notification between EU Member States and the Commission shall, if possible, be executed through the network, established by the Commission.

Notwithstanding the provisions of the first and third indent of the first paragraph of Article 8 of these Rules and within the framework of the network, the Administration may ask the Commission to provide for further notification of other EU Member States and EPPO. When the notification of EPPO is provided by the Commission, the Commission shall communicate the properly completed notification of interception, where points 1, 2, 3, 15 c to g and 17 shall not be completed.

Article 11
(keeping the record)

The Administration shall keep the record on issued notifications of interception referred to in Article 6 of these Rules and on received notifications of interception referred to in Article 9 of these Rules.

V. TRANSITIONAL AND FINAL PROVISIONS

Article 12
(notification between the Republic of Slovenia and the European Union)

Provisions of Articles 8 and 9 of these Rules referring to mutual notification between the Republic of Slovenia and the European Union shall begin to apply with the date of accession of the Republic of Slovenia to the European Union.

Article 13
(effective date of the Rules)

These Rules shall take effect fifteen days after publication in the Official Gazette of the Republic of Slovenia.

No. 327-01-139/2001
Ljubljana, 31 January 2002

AMENDMENT

Entry into force on 1 May 2004.

No. 327-01-139/2001/1
Ljubljana, 8 April 2004.
EVA: 2004-2311-0220

NOTIFICATION OF INTERCEPTION OF A CONSIGNMENT OR OF AN ISOLATED HARMFUL ORGANISM WHICH IS IMPORTED

<p>1. SENDER OF CONSIGNMENT (EXPORTER)</p> <p>a. Name: b. Address: c. Country:</p>	<p>2. NOTIFICATION OF INTERCEPTION</p> <p>a. Serial number:</p> <p>Application for forwarding the notification:</p> <p><input type="checkbox"/> Member States of EU <input type="checkbox"/> PPO</p>
<p>3. CONSIGNOR OF CONSIGNMENT (IMPORTER)</p> <p>a. Name: b. Address: c. Country: d. Country + e. places of destination:</p>	<p>4. a. PLANT PROTECTION ORGANISATION</p> <p>b. for:</p>
	<p>5. a. Country + b. place of export:</p>
<p>7. TRANSPORT</p> <p>a. Mode of transport: b. Mean(s) of conveyance: c. Identification(s):</p>	<p>9. IDENTIFICATION OF CONSIGNMENT</p> <p>a. Type of document: b. Number of document: c. Country + d. place of issue:</p> <p>e. Date of issue:</p>
<p>8. Point of entry:</p>	
<p>10. DESCRIPTION OF INTERCEPTED PART OF CONSIGNMENT</p> <p>a. Type of packaging/container(s): b. Identification marks on packaging/container(s): c. Number of packaging/container(s): d. Plant, plant product or regulated article: e. Trade class:</p>	<p>11. a. Net weight/volume/number of units of packages in the consignment: b. Unit of measure:</p> <p>12. a. Net weight/volume/number of units of packages in the intercepted part of the consignment: b. Unit of measure:</p> <p>13. a. Net weight/volume/number of units of packages in the infected part of the consignment: b. Unit of measure:</p>
<p>14. REASONS FOR INTERCEPTION</p> <p>a. Reason(s): b. Scientific name of harmful organism: c. Scope of infection:</p>	
<p>15. MEASURES CARRIED OUT</p> <p>a. Measures: b. Scope of measures:</p> <p>INTRODUCED QUARANTINE</p> <p>c. Date of beginning: d. Foreseen date of expiration: e. Actual date of expiration: f. Country + g. place of quarantine:</p>	<p>16. OTHER</p>
<p>17. INFORMATION ON INTERCEPTION</p> <p>a. Place/site of examination: b. Competent authority: c. Date:</p>	<p>18. SENDER OF NOTIFICATION</p> <p>a. Competent authority + b. official stamp:</p> <p>b. Responsible person: c. Date:</p>