

Decree n° 2009-3854 dated 30 December 2009, amending and completing decree n° 2007-1985 dated 30 July 2007 fixing the standards of some categories of seeds and plants and the procedures of their control.

The President of the Republic,

On a proposal from the Minister of Agriculture and Water Resources,

Having regard to law n° 99-42 dated 10 May 1999, relating to the seeds, plants and production of crops as amended by law n° 2000-66 dated 3 July 2000 and notably article 13,

Having regard to decree n° 2000-101 dated 18 January 2000, classifying the seeds and plants, their production and multiplication, the general standards of their storage, packaging and labeling, the control of their quality and sanitary condition and their commercialization as amended and completed by decree n° 2002-621 dated 19 March 2002, decree° 2004-2179 dated 14 September 2004, decree n° 2008-3378 dated 28 October 2008 and notably articles 4, 5, 6 and 9,

Having regard to decree n° 2001-419 dated 13 February 2001, fixing the attributions of the Ministry of Agriculture,

Having regard to decree n° 2001-420 dated 13 February 2001, organizing the Ministry of Agriculture,

Having regard to decree n° 2007-1985 dated 30 July 2007, fixing the standards of some categories of seeds and plants and the procedures of their control,

Having regard to the opinion of the Administrative Court.

Decrees the following :

Article one - The dash one of number 4-3 mentioned in “B” of the technical standards relating to the production, control and certification of the equipment of multiplication of the stone-fruit trees annexed to the abovementioned decree n° 2007-1985 is repealed and replaced by the following:

-Tunisian product.

Art. 2 - The line one of the table appearing in annex one of the technical standards relating to the production, control and certification of the equipment of multiplication of the stone-fruit trees annexed to the abovementioned decree n° 2007-1985 is repealed and replaced by the following :

Pre-basic	05	05	100	500	500
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Art. 3 - The paragraph “B” of annex 4 of the technical standards relating to the production, control and certification of the equipment of multiplication of the stone-fruit trees annexed to the abovementioned decree n° 2007-1985 is repealed and replaced by the following:

The sickly plants or having anomalies should not being admitted for certification.

The lots of plants should be certified according to the sanitary standards mentioned in the table below :

Ravagers and diseases	Sanitary standards
Diseases	
Phytophthora spp	treatment required with an appropriate product
Monilia	
Gladosporium	
Fusiçocum	
Verticilium	
Crown gall	Maximum tolerance of 1% in the parcels of multiplication with treatment required with an appropriate product
Ravagers	
Capnode	treatment required with an appropriate product
Meloidogyne	Absolute prohibition in the parcels of multiplication
Pratylenchus spp	
Xiphinema spp	
Longidorus spp	

Art. 4 - The paragraph 5 of number 5.3 of the technical standards relating to the production, control and certification of the seeds of the fodder and pastoral leguminous plants annexed to the abovementioned decree n° 2007-1985 is repealed and replaced by the following :

“The analyses in the laboratory should reveal that the characteristics of the quality of the lots of basic seeds, certified seeds and standard seeds comply with the sanitary standards fixed in annex 2 and 3”

(The rest remains unchanged).

Art. 5 - Is added to number 5.4 of the technical standards relating to the production, control and certification of the seeds of the fodder and pastoral leguminous plants annexed to the abovementioned decree n° 2007-1985 the following:

“The packaging of all categories of the seeds of the fodder and pastoral leguminous plants should be performed in packages weighing no more than 25 kg”.

(The rest remains unchanged).

Art. 6 - The number 7 of the technical standards relating to the production, control and certification of the seeds of the fodder and pastoral leguminous plants annexed to the abovementioned decree n° 2007-1985 is repealed and replaced by the following :

“7- Import control:

The lots of imported seeds of the fodder and pastoral leguminous plants shall comply in their category with the technological and sanitary qualities required by the standards herein”

Art. 7 - The number 9 of the table appearing in annex 3 of the technical standards relating to the production, control and certification of the seeds of the fodder and pastoral leguminous plants annexed to the abovementioned decree n° 2007-1985 is repealed and replaced by the following:

Verticillium alboartum	+	-	-	-	-	-	-	-
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Art. 8 - The dash 1 and 2 of number 4-3 of paragraph (B) of the technical standards relating to the production, control and certification of the olive tree annexed to the abovementioned decree n° 2007-1985 is repealed and replaced by the following :

- Tunisian product,
- producer code.

Art. 9 - The paragraph (B) of annex 4 of the technical standards relating to the production, control and certification of the olive tree annexed to the abovementioned decree n° 2007-1985 is repealed and replaced by the following :

The sickly plants or having anomalies should not being admitted for certification

The lots of plants should be certified according to the sanitary standards mentioned in the table below :

Ravagers and diseases	Sanitary standards
Diseases	
Cycloconium oleaginum	treatment required with an appropriate product
Fumagine	
Armillaria mellea	
Rhizoctonia bataticola	
Sclerotinum spp	
Corticium rolphi	
Phytophthora spp	
Crown gall	Maximum tolerance of 1% in the parcel of multiplication with treatment required with an appropriate product
Pseudomonas savastanoi	
Verticillium	
Fusarium solani	
Fusarium oxysporum	
Ravagers	
Parlatoria olei	treatment required with an appropriate product
Setia olei	
Aspediotis piri	
Lepidosaphes	
Dust mite	Absolute prohibition in the parcels of multiplication
Meloidogyne	
Xiphinema spp	

Art. 10 - The number 2 mentioned in line 4 of the table appearing in annex 4 of the technical standards relating to the production, control and certification of the olive tree annexed to the abovementioned decree n° 2007-1985 is repealed and replaced by the following :

-2 bacterial disease: - crown- Gall	- Maximum tolerance of 1% in the suffering plants in the parcels of multiplication - systematic treatment with an appropriate product
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Art. 11 - Is added to the number 3-2-1 of the technical standards relating to the control of the imported fodder and industrial seeds annexed to the abovementioned decree n° 2007-1985 the following:

“The maximum weight of these packages shall not exceed 10 kg for the seeds of colza, carthame and beetroot and 25 kg for the other fodder and industrial seeds”

Art. 12 - Is added to annex 1 of the technical standards relating to the control of the imported fodder and industrial seeds annexed to the abovementioned decree n° 2007-1985 the following :

(sorghum spp)	80	14	98	0
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Art. 13 - The pathogenic agent (Fusarium moniliforme) mentioned in line 11 of the table appearing in annex 21 of the technical standards relating to the control of the imported fodder and industrial seeds annexed to the abovementioned decree n° 2007-1985 is repealed.

Art. 14 - The Minister of Agriculture and Water Resources shall implement the decree herein which shall be published in the Official Gazette of the Republic of Tunisia.

Tunis, 30 December 2009.

Zine El Abidine Ben Ali