

(chrysanthemum), *Leucanthemella serotina*, or *Nipponanthemum nipponicum*, from any foreign place except Europe, Argentina, Brazil, Canada, the Canary Islands, Chile, Colombia, the Republic of South Africa, Uruguay, Venezuela, and all countries and localities located in part or entirely between 90° and 180° east longitude shall, at the time of arrival at the port of first arrival in United States, be accompanied by a phytosanitary certificate of inspection. The phytosanitary certificate of inspection must contain a declaration that such article was grown in a greenhouse nursery and found by the plant protection service of the country in which grown to be free from white rust of chrysanthemum (caused by the rust fungus *Puccinia horiana* P. Henn.) based on visual examination of the parent stock, the articles for importation, and the greenhouse nursery in which the articles for importation and the parent stock were grown, once a month for 4 consecutive months immediately prior to importation.

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(i) Any restricted article of *Syringa* spp. (lilac) from the Netherlands is prohibited as specified in § 319.37–2(a) unless, at the time of arrival at the port of first arrival in the United States, the phytosanitary certificate accompanying the article of *Syringa* spp. (lilac) contains a declaration that stipulates that the parent stock was found free of plant diseases by inspection and indexing and that the *Syringa* spp. (lilac) to be imported were propagated either by rooting cuttings from indexed parent plants or by grafting indexed parent plant material on seedling rootstocks, and were grown in:

(1) Fumigated soil (fumigated by applying 400 to 870 pounds of methyl bromide per acre and covering the soil with a tarpaulin for 7 days) in a field at least 3 meters from the nearest nonindexed *Syringa* spp. (lilac), or

(2) Soil that has been sampled and microscopically inspected by the plant protection service of the Netherlands within 12 months preceding issuance of the phytosanitary certificate and that has been found free of the plant parasitic nematodes capable of transmitting European nepoviruses, including, but not limited to, the *Arabis* mosaic nepovirus.

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■ 7. Section 319.37–6 is amended as follows:

■ a. By revising paragraph (d) to read as set forth below.

■ b. In paragraph (e), by removing the words “Burma,” and “Ivory Coast,” and by adding, in alphabetical order, the words “Cote d’Ivoire,” “Gabon,” “Iran,” and “Myanmar,”.

§ 319.37–6 Specific treatment and other requirements.

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(d) Seeds of *Guizotia abyssinica* (niger seed) are allowed entry only if:

(1) They are treated in accordance with the PPQ Treatment Manual at the time of arrival at the port of first arrival in the United States; or

(2) They are treated prior to shipment to the United States at a facility that is approved by APHIS⁹ and that operates in compliance with a written agreement between the treatment facility owner and the plant protection service of the exporting country, in which the treatment facility owner agrees to comply with the provisions of this section and allow inspectors and representatives of the plant protection service of the exporting country access

to the treatment facility as necessary to monitor compliance with the regulations. Treatments must be certified in accordance with the conditions described in § 319.37–13(c).

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■ 8. Section 319.37–7 is amended as follows:

■ a. In the table in paragraph (a)(3), by adding, in alphabetical order, entries for “*Brugmansia* spp.”, “*Datura* spp. (woody species)”, “*Leucanthemella serotina*”, and “*Nipponanthemum nipponicum*” to read as set forth below.

■ b. In the table in paragraph (a)(3), by revising the entries for “*Aesculus* spp.”, “*Blighia sapida*”, “*Datura* spp.”, “*Ribes* spp.”, and “*Salix* spp.” to read as set forth below.

■ c. In paragraph (b), by removing the entry for “*Phoenix*—date”.

■ d. By revising paragraph (c)(1)(i) to read as set forth below and by adding and reserving paragraph (c)(1)(ii).

■ e. In paragraph (c)(2)(iv), by removing the words “now know” and adding the words “not known” in their place.

■ f. In paragraph (d)(1), by removing the words “of an inspector and only to the extent prescribed by the inspector;” and adding the words “of the coordinator, Postentry Quarantine Unit, USDA, APHIS, PPQ, Building 580, BARC-East, Beltsville, MD 20705;” in their place.

■ g. By revising paragraph (d)(4) to read as set forth below.

■ h. By revising paragraph (d)(7) to read as set forth below.

■ i. By removing paragraphs (d)(8) and (d)(9).

■ j. In paragraph (e), by redesignating footnote 9 and its reference in the text as footnote 10.

§ 319.37–7 Postentry quarantine.

(a) * * *

(3) * * *

Restricted articles (excluding seeds)	Foreign country(ies) or locality(ies) from which imported
* * *	* * *
<i>Aesculus</i> spp. (horsechestnut)	All except Canada, Czech Republic, Germany, Romania, Slovakia, United Kingdom.
* * *	* * *
<i>Blighia sapida</i> (akee)	All except Canada, Cote d’Ivoire, and Nigeria.
* * *	* * *
<i>Brugmansia</i> spp.	All except Canada and Colombia.
* * *	* * *
<i>Datura</i> spp.	All except Canada and India.
<i>Datura</i> spp. (woody species)	(See <i>Brugmansia</i> spp.)

⁹ Criteria for the approval of niger seed treatment facilities are contained in the PPQ Treatment

Manual, which is incorporated by reference at § 300.1 of this chapter.