

## **THE FORESTRY COMMISSION**

### **The Official Controls (Plant Health and Genetically Modified Organisms) (England) Regulations 2019**

#### **The Plant Health (*Phytophthora pluvialis*) (Demarcated Area No. 5) Notice**

A plant health inspector appointed by the Forestry Commissioners for the purposes of the Official Controls (Plant Health and Genetically Modified Organisms) (England) Regulations 2019 ("the Regulations") has confirmed the presence of *Phytophthora pluvialis* on premises in the county of Cumbria.

The Forestry Commissioners, in exercise of the powers conferred by regulation 17(1) of the Regulations, give the following notice:

#### **Citation**

1. This notice –
  - a) may be cited as the Plant Health (*Phytophthora pluvialis*) (Demarcated Area No.5) Notice; and
  - b) with effect from midday on 10<sup>th</sup> December, revokes and replaces the Plant Health (*Phytophthora pluvialis*) (Demarcated Area No.3) Notice made at 09.00 on 19<sup>th</sup> November 2021.

#### **Demarcated area**

2. Pursuant to regulation 17(2)(a) of the Regulations, the area in the county or Cumbria within the boundary described in Annex 1, and shown depicted on the map in Annex 2, is demarcated.

#### **Restriction on felling susceptible material without prior notification**

3. Pursuant to regulation 17(2)(b) of the Regulations, a person must notify the Forestry Commission in advance in writing of their intention to fell any relevant susceptible material within the demarcated area.

#### **Prohibition on the movement of susceptible material**

4. Pursuant to regulation 17(2)(b) of the Regulations, no person may move any relevant susceptible material out of or within the demarcated area specified in this notice, unless authorised in writing by an inspector.

#### **Relevant susceptible material**

5. For the purposes of paragraph 3 above, relevant susceptible material means

(a) the following material that has originated within the demarcated area –

- (i) any wood of the genus *Tsuga*, *Pseudotsuga*, *Pinus* and *Notholithocarpus*, other than in the form of wood packaging material or dunnage;
  - (ii) any isolated bark of the genus *Tsuga*, *Pseudotsuga*, *Pinus* and *Notholithocarpus*;
  - (iii) any trees of the genus *Tsuga*, *Pseudotsuga*, *Pinus* and *Notholithocarpus*, including felled or fallen trees, fruit, seeds, leaves or foliage.
- (b) any plants for planting of the genus *Tsuga*, *Pseudotsuga*, *Pinus* and *Notholithocarpus* that has originated or is residing within the demarcated area.

### **Commencement of prohibition**

**6.** The measures stipulated in this notice, apply on and after midday on 10<sup>th</sup> December 2021 until further notice.

Signed

*Jaymie Caplen*

Jaymie Caplen  
Secretary to the Forestry Commissioners, 3 December 2021

## **ANNEX 1**

### **Description of the extent of the demarcated area**

The boundary begins at NX960113 on the coastline at St Bees and follows the coast southeast to the Boundary of Beach House, near to Hartrees Hill, at SD121810. From here the boundary follows the road northeast towards Silecroft, crossing the railway at SD131819, and continuing to the junction with the A5093 at SD132821.

Here the boundary follows the A5093 northwest to the junction with the A595 at SD130823. The boundary follows the A595 northeast past Becksides, east towards Hallthwaites, northeast crossing the River Duddon, then southeast to High Cross where it meets the A593 at SD207876.

The boundary then follows the A593 northeast through Torver, continuing through Coniston and onto Skelwith Bridge. At NY344035, the boundary meets a junction with the minor road Foulstep and follows this road north past Little Loughrigg and Loughrigg Fold. At the fork in the road at NY340045 the boundary follows the right-hand road north towards Deerbolts Wood. It continues on this road towards the town of Grasmere.

At NY336074 the road meets a junction with Broadgate and follows this road north to NY336075 where it becomes the B5287. The boundary follows the B5287 through Grasmere to the junction with the A591 at NY339082.

The boundary follows the A591 north past Thirlmere reservoir, northwest past Shoulthwaite Moss, continuing towards Brigham, meeting a junction with the A5271 at NY279237.

The boundary follows the A5271 west through Keswick until the junction with the B5289 Heads Road at NY264235. The boundary follows the B5289 south past Derwent Water, continuing south past Rosthwaite, and west towards Honister Hause. The boundary continues on the B5289 northwest past Buttermere, north past Crummock Water towards Brackenthwaite.

At NY156222, the B5289 meets a junction with a minor road and follows this road west for 300m. At NY153223 the boundary follows the minor road southwest towards Loweswater, and then northwest past Loweswater lake. The boundary continues on this road through Mockerkin until meeting the junction with the A5086 at NY082234.

From here the boundary follows the A5086 south to Kelton Head, west past Arlecdon and southwest to Egremont. At the roundabout at NY007116, the boundary follows the third exit taking the A595 northwest through Bigrigg.

At NX996141, just past Beech House, the A595 meets a junction with a minor road and follows this road southwest towards St Bees. Just past the triangle at NX970119 the boundary follows the B5345 for 100m to NX968120. Here the

boundary follows Station Road onto Beach Road. At NX962117 the boundary leaves Beach Road and follows the track to the coast where it returns to NX960511.

## ANNEX 2 - Map of demarcated area

