Steven W. Troxler
Commissioner

North Carolina Department of Agriculture and Consumer Services

Declaration of Exterior Quarantine for European Wood Wasp (*Sirex noctilio)*

Statutory Authority: North Carolina Plant Pest Law (*Article 36, Chapter 106 of the General Statutes of North Carolina)* and pursuant to the Exterior Pest Regulations (*2NCAC 48A, Section .0300-.0305).*

The Commissioner of Agriculture, North Carolina Department of Agriculture and Consumer Services (NCDA&CS) hereby immediately establishes an exterior quarantine for the European Wood Wasp (*Sirex noctilio)* for the states of New York, Pennsylvania, Michigan and Vermont, and other states found to be infested with European Wood Wasp. This exterior quarantine is needed to prevent the establishment or potential spread of the European Wood Wasp into North Carolina and other states.

Regulated Articles: For purposes of this exterior quarantine, the following articles are designated as regulated articles and a certificate or permit must accompany their movement into North Carolina in accordance with this Declaration:

1. Pine wood packaging materials, pine pallets, and loose wood packaging material made of pine, and non-manufactured pine wood articles used in the repair and re-manufacture of wood packaging material;
2. Nursery stock with trunks 4 inches or larger in diameter, measured at the soil line;
3. Dug, balled and burlapped (B&B) pine Christmas trees with trunks 4 inches or larger in diameter, as measured at the soil line;
4. Cut pine Christmas trees collected from the wild or taken from an established landscape planting;
5. Pine firewood;
6. Any of the following pine items with components greater than 1 inch in thickness in any two dimensions: Wood shavings, wood chips, mulch, wood millings and fines, wood pellet components, wood residue, wood scraps, wood slabs, and wood waste;
7. Pine logs, log home components, kit homes, lumber, log furniture, decorative items, sawn wood, round wood, non-manufactured wood products;
8. Pine pulpwood with components greater than 1 inch in thickness in any two dimensions;
9. Any other products, articles, or means of conveyance of any character whatsoever, when it is determined by an inspector that they present a hazard of spread of *S. noctilio.*

Quarantined Areas: Each state or portion of a state where *Sirex noctilio* has been found by an inspector, where an official plant pest regulatory agency has reason to believe *Sirex noctilio* is present, or which the NCDA&CS deems necessary to regulate due to its inseparability for quarantine purposes from localities where *Sirex noctilio* has been found.

In accordance with these criteria, NCDA&CS is establishing exterior quarantines for the entire states of New York, Pennsylvania, Michigan, Vermont and other states found to be infested with *Sirex noctilio*.

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Conditions Governing the Interstate Movement of Regulated Articles

Regulated articles may be moved interstate from a quarantined area into or through an area that is not quarantined if they are accompanied by a certificate or limited permit.

1. **Issuance of Certificates**- Certificates may be issued for the movement of regulated articles from regulated areas into North Carolina. Certificates may be issued for the movement of regulated articles under the following conditions:
   (a) In the judgment of the state regulatory official, the articles have not been exposed to infestations.
   (b) Regulated articles have been examined and found to be free of *Sirex noctilio.*
   (c) Regulated articles have been grown, produced, stored, or handled in such a manner, that, in the judgment of the inspector, *Sirex noctilio* would not be transferred by the movement of the article.
   (d) Regulated articles have been treated under the direction of a regulatory official with approved control measures known to be effective under the conditions applied.
2. **Issuance of Limited Permits**- Limited permits may be issued by a state regulatory official for the movement of non-certified regulated articles to specific destinations for limited handling, utilization, processing or treatment when the official determines no hazard of spread of pest exists.
   (a) **Scientific Permits**-Scientific permits may be issued by the NCDA&CS' Plant Pest Administrator to allow the movement of *Sirex noctilio* in any living stage or any regulated articles for scientific purposes under such conditions as may be prescribed in each specific case by the Administrator.
   (b) **Movement of Articles Outside the Quarantined Area-**Articles originating outside the quarantined area that are moved interstate through a quarantined area must be moved under specific conditions. These requirements are necessary to prevent contamination of articles moving from uninfested areas through quarantined areas.
      - The points of origin and destination are indicated on a waybill accompanying the regulated article.
      - The regulated article, if moved between June 1st and October 31st, is moved in an enclosed vehicle or is completely covered to prevent access by *Sirex noctilio*.
      - The regulated article is moved directly through the quarantined area without stopping (except for refueling or for traffic conditions, such as traffic lights or stop signs).
      - The article has not been combined or commingled with other articles so as to lose its individual identity.
3. **Compliance Agreements-** As a condition of issuance of certificates or permits for the movement of regulated articles, any person engaged in purchasing, assembling, exchanging, handling, processing, utilizing, treating or moving such articles may be required to sign a compliance agreement stipulating that he or she will maintain such safeguards against the establishment and dissemination and comply with such conditions as to the maintenance of identity, handling and subsequent movement of such articles and the cleaning and treatment of means of conveyance and containers used in the transportation of such articles as may be required by the inspector.

The regulated areas shall be enforced under and in accordance with Exterior Pests Regulations (2NCAC 48A, Section. 0300-.0305).

Signed on Tuesday, June 24, 2008 in Raleigh, North Carolina.

Steven W. Troxler, Commissioner