



EUROPEAN COMMISSION

HEALTH AND FOOD SAFETY DIRECTORATE-GENERAL

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**SUMMARY REPORT OF THE
STANDING COMMITTEE ON PLANTS, ANIMALS, FOOD AND FEED
HELD IN BRUSSELS ON 14 APRIL 2016 - 15 APRIL 2016
(Section Forest Reproductive Material)**

CIRCABC Link: <https://circabc.europa.eu/w/browse/5cef8c97-5b14-458d-b501-f2ffa7d7a022>

B.01 Exchange of views and possible opinion of the Committee on a draft Commission Implementing Decision temporarily authorising Spain to approve for marketing seed of the species *Pinus radiata* imported from New Zealand, which does not satisfy the requirements of Council Directive 1999/105/EC in respect of identification and labelling, and seed and planting stock produced from that seed.

The Commission presented the text. A brief discussion took place. The restriction of the authorisation on the marketing of seed to the territory of Spain and a notification obligation were introduced following the submission of written comments from the Member States before the meeting. Several Member States asked about the legal basis for this Implementing Decision. Commission Legal Service confirmed that Article 18(1) regarding temporary difficulties in the supply of forest reproductive material can be used as a legal basis for the above-mentioned Decision. Some Member States asked whether the Commission's interpretation on less stringent requirements also applies to other Directives on the marketing of seed and propagating material. The Commission replied that Article 18(1) of Council Directive 1999/105/EC may only be applied in the case of difficulties in supply which can't be overcome within the European Union. Upon application of the aforementioned Article 18(1) a derogation from the requirements of Directive 1999/105/EC is permitted in respect of identification and labelling of the material. This implies that the material does not fulfil all requirements of Directive 1999/105/EC.

Vote taken: Favourable opinion.