

ANNEX**1. LEGAL BASIS**

Article 36(1) of Regulation (EU) No 652/2014.

2. BUDGET LINE

The maximum Union indicative contribution for the implementation of survey programmes for pests of plants for 2019 and 2020 shall be EUR 59 000 000 and shall be financed from the appropriations entered in the budget line 17 04 02 of the general budget of the Union for 2019-2020, as follows:

EUR 28 500 000 for 2019¹;

EUR 30 500 000 for 2020².

3. PRIORITIES FOR THE YEARS 2019-2020

The second paragraph of Annex III to Regulation (EU) No 652/2014 sets out priorities for Union financial support, as regards the orientation of national programmes for pest surveys for the protection of the Union territory. Based on that Annex, the priorities for 2019-2020 shall be the following:

- (a) Union quarantine pests, listed in Part A of Annex I to Directive 2000/29/EC and Section I of Part A of Annex II to that Directive, and subsequently listed pursuant to the second subparagraph of Article 5(2) of Regulation (EU) 2016/2031 as not known to occur in the Union territory.

Union quarantine pests are the following:

(i) pests of fruit trees and plants:

- *Aleurocantus* spp.
- *Citrus tristeza virus* (non-European strains)
- *Diaporthe vaccinii* Shear
- The following non-European Tephritidae
 - *Dacus dorsalis* (Hendel)
 - *Pterandrus rosa* Karsch
 - *Rhagoletis fausta* (Osten-Sacken)
 - *Rhagoletis pomonella* (Walsh)
- *Phyllosticta citricarpa* (McAlpine) Van der Aa
- *Toxoptera citrida* (Kirkaldy)

¹ Indicated amounts may be revised in light of the final budget allocations decided by the Commission

² Indicated amounts may be revised in light of the final budget allocations decided by the Commission

- *Xanthomonas citri* pv. *citri* and *Xanthomonas citri* pv. *aurantifolii* (all strains pathogenic to Citrus)
- *Candidatus Liberibacter* spp. causal agent of Huanglongbing disease of citrus or "citrus greening disease", and its vectors (*Diaphorina citri* Kuway and *Trioza erytreae* Del Guercio)

(ii) pests of cereal crops:

- *Erwinia stewartii* (Smith) Dye

(iii) pests of deciduous trees:

- *Agrilus anxius* Gory
- *Agrilus planipennis* Fairmaire

(iv) pests of coniferous trees:

- *Dendrolimus sibiricus* Chetverikov
- *Monochamus* spp. (non-European)
- *Pissodes* spp. (non-European)

(v) miscellaneous pests:

- *Anthonomus eugenii* Cano
- *Scirtothrips* sp.
- *Thaumatotibia leucotreta* (Meyrick)
- *Spodoptera frugiperda* (J.E. Smith)
- *Scrobipalopsis solanivora* (Povolny) (*Tecia solanivora*)

(b) The pests subject to Union measures adopted by the Commission in accordance with Article 16(3) of Directive 2000/29/EC, Article 28 or Article 30 of Regulation (EU) 2016/2031.

Those pests are the following:

- (i) *Anoplophora chinensis* (Forster) (Commission Implementing Decision 2012/138/EU³)
- (ii) *Anoplophora glabripennis* (Motschulsky) (Commission Implementing Decision 2015/893/EU⁴)
- (iii) *Bursaphelenchus xylophilus* (Steiner et Buhner) Nickle et al. (Commission Implementing Decision 2012/535/EU⁵)

³ Commission Implementing Decision 2012/138/EU of 1 March 2012 as regards emergency measures to prevent the introduction into and the spread within the Union of *Anoplophora chinensis* (Forster) (OJ L 64, 3.3.2012, p. 38).

⁴ Commission Implementing Decision 2015/893/EU of 9 June 2015 as regards measures to prevent the introduction into and the spread within the Union of *Anoplophora glabripennis* (Motschulsky) (OJ L 146, 11.6.2015, p. 16).

- (iv) *Epitrix cucumeris* (Harris), *Epitrix papa* sp. n., *Epitrix subcrinita* (Lec.) and *Epitrix tuberis* (Gentner) (Commission Implementing Decision 2012/270/EU⁶)
- (v) *Gibberella circinata* Nirenberg & O'Donnell (Commission Decision 2007/433/EC⁷)
- (vi) *Pomacea* (Perry) (Commission Implementing Decision 2012/697/EU⁸)
- (vii) *Pseudomonas syringae* pv. *actinidiae* Takikawa, Serizawa, Ichikawa, Tsuyumu & Goto (Commission Implementing Decision 2012/756/EU⁹)
- (viii) *Xylella fastidiosa* (Wells et al.) (Commission Implementing Decision 2015/789/EU¹⁰)

(c) The pests which have the potential to generate a crisis situation with serious economic and environmental consequences and pests which have an impact on trade within the Union and with third countries:

(i) pests of potatoes:

- *Synchytrium endobioticum* (Schilbersky) Percival (Council Directive 69/464/EEC¹¹)
- *Clavibacter michiganensis* (Smith) Davis et al. ssp. *sepedonicus* (Spieckermann & Kotthoff) Davis et al. (Council Directive 93/85/EEC¹²)
- *Ralstonia solanacearum* (Smith) Yabuuchi et al. (Council Directive

⁵ Commission Implementing Decision 2012/535/EU of 26 September 2012 on emergency measures to prevent the spread within the Union of *Bursaphelenchus xylophilus* (Steiner et Buhner) Nickle et al. (the pine wood nematode) (OJ L 266, 2.10.2012, p. 42).

⁶ Commission Implementing Decision 2012/270/EU of 16 May 2012 as regards emergency measures to prevent the introduction into and the spread within the Union of *Epitrix cucumeris* (Harris), *Epitrix similaris* (Gentner), *Epitrix subcrinita* (Lec.) and *Epitrix tuberis* (Gentner) (OJ L 132, 23.5.2012, p. 18).

⁷ Commission Decision 2007/433/EC of 18 June 2007 on provisional emergency measures to prevent the introduction into and the spread within the Community of *Gibberella circinata* Nirenberg & O'Donnell (OJ L 161, 22.6.2007, p. 66).

⁸ Commission Implementing Decision 2012/697/EU of 8 November 2012 as regards measures to prevent the introduction into and the spread within the Union of the genus *Pomacea* (Perry) (OJ L 311, 10.11.2012, p. 14).

⁹ Commission Implementing Decision 2012/756/EU of 5 December 2012 as regards measures to prevent the introduction into and the spread within the Union of *Pseudomonas syringae* pv. *actinidiae* Takikawa, Serizawa, Ichikawa, Tsuyumu & Goto (OJ L 335, 7.12.2012, p. 49)

¹⁰ Commission Implementing Decision 2015/789/EU of 18 May 2015 as regards measures to prevent the introduction into and the spread within the Union of *Xylella fastidiosa* (Wells et al.) (OJ L 125, 21.5.2015, p. 36).

¹¹ Council Directive 69/464/EEC of 8 December 1969 on control of Potato Wart Disease (OJ L 1969(II) p. 561).

¹² Council Directive 93/85/EEC of 4 October 1993 on the control of potato ring rot (OJ L 259, 18.10.1993, p. 1).

98/57/EC¹³)

- *Globodera pallida* (Stone) Behrens and *G. rostochiensis* (Wollenweber) Behrens (Council Directive 2007/33/EC¹⁴)

(ii) other pests:

- Grapevine flavescence dorée phytoplasma
- *Popillia japonica* Newman
- *Meloidogyne chitwoodi* Golden *et al.* (all populations) and *Meloidogyne fallax* Karssen

(d) The pests which represent an emerging risk for the Union territory:

- (i) *Agrilus auroguttatus* Schaeffer
- (ii) *Aromia bungii* (Faldermann)
- (iii) *Candidatus Liberibacter solanacearum* (Liefting *et al.*)
- (iv) *Geosmithia morbida* Kolařík *et al.* and its vector *Pityophthorus juglandis* Blackman
- (v) *Polygraphus proximus* Blandford
- (vi) *Scaphoideus titanus* Ball
- (vii) Tomato leaf curl New Delhi virus (ToLCNDV)
- (viii) *Xylosandrus crassiusculus* (Motschulsky)
- (ix) Rose rosette virus and its vector *Phyllocoptes fructiphilus* (Keifer)
- (x) *Thekopsora minima* (Arthur) Sydow & P. Sydow

(e) Pests, other than the pests referred to in point (d), which fulfill all of the following conditions:

- (i) they represent an emerging and imminent risk for the Union territory;
- (ii) they are linked to a new outbreak notified to the Commission in line with Commission Implementing Decision 2014/917/EU¹⁵ or are rapidly spreading in a neighbouring third country, in Asia or in Africa, and threaten to reach the Union territory;
- (iii) the entry or spread of those pests might have a significant impact for the Union agriculture or forests;
- (iv) they are included in the applications for survey co-financing programmes, which have been submitted by the Member States no later than 31 May 2018, for the 2019 programmes, and 31 May 2019, for the 2020 programmes, and this category covers no more than three pests per Member State.

¹³ Council Directive 98/57/EC of 20 July 1998 on the control of *Ralstonia solanacearum* (Smith) Yabuuchi *et al.* (OJ L 235, 21.8.1998, p. 1).

¹⁴ Council Directive 2007/33/EC of 11 June 2007 on the control of potato cyst nematodes and repealing Directive 69/465/EEC (OJ L 156, 16.6.2007, p. 12).

¹⁵ Commission Implementing Decision of 15 December 2014 setting out detailed rules for the implementation of Council Directive 2000/29/EC as regards the notification of the presence of harmful organisms and of measures taken or intended to be taken by the Member States (2014/917/EU) (OJ L 360, 17. 12. 2014, p. 59).

4. PERCENTAGE OF AVAILABLE COMMITMENT APPROPRIATIONS

The following indicative percentages of the available commitment appropriations on budget line 17 04 02 per Member State shall be dedicated to the respective pests:

- (a) 30% to Union quarantine pests as referred to in point 3(a);
- (b) 35% to the pests as referred to in point 3(b);
- (c) 25% to the pests which have the potential to generate a crisis situation with serious economic and environmental consequences and pests which have an impact on trade within the Union and with third countries, as referred to in point 3(c);
- (d) 9% to the pests as referred to in point 3(d);
- (e) 1% to the pests referred to in point 3(e).

5. OBJECTIVES PURSUED

The objectives of the survey programmes shall be the following:

- (a) The **general** objective is to contribute to a high level of health for plants along the food chain and in related areas, by preventing and eradicating pests and by ensuring a high level of protection for consumers and the environment, while enhancing the competitiveness of the Union food and feed industry and favouring the creation of jobs.
- (b) The **specific** objective is to contribute to the timely detection of pests in the Union territory.
- (c) The **operational** objectives are the following:
 - (i) to enable the early and appropriate action against the presence of pests in the Union territory by early detection and identification;
 - (ii) to timely detect and identify emerging risks as regards non-listed pests which represent an imminent or potential danger for the Union territory;
 - (iii) to improve the application of the Union plant health legislation by monitoring the risks of pests listed in Directive 2000/29/EC, and subsequently in Regulation (EU) 2016/2031, and pests not listed in the previously mentioned Directive, and subsequently in Regulation (EU) 2016/2031, following interceptions of imported commodities infested with these pests.

6. EXPECTED RESULTS OF THE SURVEY PROGRAMMES

The expected results of the survey programmes shall be the following:

- (a) aggregated data (maps) on the absence or presence of the pests listed under point 3 of this Annex;
- (b) an inventory of the status of pests listed under point 3 of this Annex;
- (c) enabling quick actions in case of findings;
- (d) aggregated data on the risks associated with specific types of imports.

7. ELIGIBILITY AND AWARD CRITERIA

The survey programmes shall be implemented under the sole responsibility of the competent authorities of the Member States. The respective grants shall be awarded without a call for proposals.

7.1. Eligibility criteria

- (a) Survey programmes shall be submitted to the Commission by the single authority of the Member States, referred to in the first subparagraph of Article 1(4) of Directive 2000/29/EC, and the competent authority referred to in Article 2(6) of Regulation (EU) 2016/2031, which shall also be responsible for supervising and coordinating their implementation.
- (b) Only survey programmes for which the implementation is under the responsibility of the Member States may receive a Union financial contribution.
- (c) Survey programmes shall comply with Articles 19 and 21 of Regulation (EU) No 652/2014.
- (d) To be eligible for co-funding, the survey programmes shall include at least the priorities referred to in points (a) and (b) of Section 3. If an organism from priority areas laid down under points (a) or (b) is not included in the survey programme, a justification shall be provided by the Member State which the Commission accepted.

7.2. Award criteria for survey programmes submitted to the Commission

Award criteria make it possible to approve programmes that can guarantee compliance with Union objectives and priorities. To this end, each programme presented with a view to obtaining Union co-financing shall be individually evaluated based on the following criteria:

- (a) the consistency of the survey programme with the objectives listed in Section 4 and expected results listed in Section 5;
- (b) the overall quality of the survey programme, namely, the relevance of the planned activities, taking into account the specific situation at national level;
- (c) the cost efficiency of the survey programme, including management costs.

8. DEADLINE FOR SUBMISSION AND INDICATIVE TIMETABLE OF THE GRANTS

Survey programmes shall be submitted by 31 May 2018 for 2019 survey programmes and by 31 May 2019 for 2020 survey programmes, in accordance with Article 21(1) of Regulation (EU) No 652/2014.

Grant Decisions are expected to be adopted in January 2019 for surveys to be implemented in 2019 and in January 2020 for surveys to be implemented in 2020.

9. MAXIMUM POSSIBLE RATE OF CO-FINANCING OF THE ELIGIBLE COSTS

In accordance with Article 5(2) of Regulation (EU) No 652/2014, the maximum rate of 50% may be increased to 75% of the eligible costs in respect of:

- (a) Cross-border activities implemented together by two or more Member States in order to control, prevent or eradicate pests;
- (b) Member States whose gross national income per inhabitant based on the latest Eurostat data is less than 90% of the Union average, as provided for in Article 5(2)(b) of Regulation (EU) No 652/2014.

The potential application of point (a) will depend on the survey programme submitted to the Commission. The survey programme must clearly describe the co-operation between the Member States.

The potentially eligible Member States under point (b) are currently: Bulgaria, Czech Republic, Estonia, Greece, Croatia, Cyprus, Latvia, Lithuania, Hungary, Poland, Portugal, Romania, Slovenia and Slovakia.

10. ELIGIBLE COSTS

Costs as set out in Article 20 of Regulation (EU) No 652/2014.