



# Legal implementation of the EU Plant Health regime

**PLENARY MEETING OF THE ADVISORY GROUP ON THE FOOD CHAIN AND  
ANIMAL AND PLANT HEALTH**

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Yannis KARAMITSIOS and Harry ARIJS

**DG HEALTH AND FOOD SAFETY - PLANT HEALTH UNIT**

## ***Implementing and delegated act for applying the EU plant health regime***

- **PLANT HEALTH REGULATION (EU) 2016/2031 +**
- **OFFICIAL CONTROLS REGULATION (EU) 2017/625**
  
- **All essential delegated and implementing acts are in place**
  
- **Complementary acts scheduled for 2021 (*work done/on-going*)**



# Plant Health Regulation

## High risk plants

- Commission Implementing **Regulation (EU) 2018/2019**
- Receiving dossiers from non-EU countries to make the full risk assessment  
by April 2021: **48 dossiers received**
- **44** accepted as 'complete' at COM level and **21** assessed by EFSA
- **9** finalised with
  - Implementing **Regulations amending Regulation (EU) 2018/2019**
  - Implementing **Regulation (EU) 2020/1213 + amendments** with specific requirements for specified plants from specified countries



## Plant Health Regulation

### Lists of pests and conditions

- **Regulation (EU) 2019/2072** with 14 technical annexes
- **Amendment Regulation (EU) 2020/1825** articles
- **Amendment Regulation (EU) 2020/2210 and 2020/2211** techn annexes **UK**
- **Technical revision 2021 under preparation:**
  - **Draft Commission Implementing Regulation**
  - **stakeholder / SPS consultation: August + September 2021**
  - **Last PAFF verification: 21-22 Oct 2021**
  - **Written procedure for vote: end Oct 2021**
  - **Finalisation translation + MS verification of translations: Nov 2021**
  - **Adoption and publication: Dec 2021**
  - **Entry into application: 3 months later**



## **Plant Health Regulation**

### **Format for surveillance reports and for multi-annual programs**

### **Format for PZ surveillance reports**

- **Commission Implementing Regulation (EU) 2020/1231**
- **EG meeting took place 19 Nov 2021**
- **Draft Commission Delegated Regulation on PZ surveys under preparation**

## Plant Health Regulation

### Information to be provided to travellers and clients of postal services

- **Regulation (EU) 2020/178**
- **Poster in all EU languages + Russian, Arabic, Chinese and Norwegian**
  - **Need for update after Brexit**

# Plant Health Regulation

## New acts programmed

- **IA**s measures for QPs in Annex II.B of Reg (EU) 2019/2072 (Art 28.2)

**Existing ones: to be revised**

**New ones:**

- *Ceratocystis platani*
- *Geosmithia morbida* + *Pityophthorus juglandis*
- *Fusarium circinatum*
- *Aleurocanthus spirifers*
- *Popillia japonica*
- *Toxoptera citricida*
- *Trioza erythraea*
- *Pomacea*
- Grapevine flavescence dorée
- Tomato Leaf Curl New Delhi Virus :
- *Meloidogyne chitwoodi*
- *Meloidogyne fallx*



# Plant Health Regulation

## New acts programmed

- **4 Implementing acts to replace the potato control Directives (Art. 109.2 and Art. 113.2 of PHR)**
  - *RS, Cs and PWD: PAFF discussions finalized*
  - *PCN: Additional PAFF discussion on 21-22 Oct 2021*
  
  - *Internal COM consultations: Nov 2021*
  - *Stakeholder consultation: Dec 2021*
  - *Final consultation PAFF*
  - *Written procedure for vote: start Jan 2022*
  - *Finalisation + MS verification of translations Jan 2022*
  - *Adoption + publication: end Jan 2022*
  - *Entry into application: 3 days after publication*





# Plant Health Regulation

## Reports to EP and Council programmed

- Report on the enforcement and effectiveness of measures related to imports (Art 50)
- Report on experience gained from the extension of the PP system (Art 79.6)
  - ❖ *Input stakeholders via questionnaires*
  - ❖ *Feedback on procedure to MS + SANTE Advisory group on 30 Sept 2021*
  - ❖ *Text of 2 COM reports under translation*
  - ❖ *Deadline reports: 14 December 2021*
  - ❖ *Discussion on follow-up: under French Presidency*



# Official Controls Regulation

## EU Reference Laboratories

- **5 EU Reference Laboratories for Plant Health**
- **National Reference Laboratories designated and published**
- **COM Delegated Regulation (EU) 2021/1353 of 17 May 2021 supplementing Regulation (EU) 2017/625 of the European Parliament and of the Council with regard to the cases and conditions under which competent authorities may designate official laboratories which do not fulfil the conditions in relation to all the methods they use for official controls or other official activities**



## **Official Controls Regulation**

### **Frequency of import checks**

#### **Art.54.3 frequency of import checks**

**Three years transitional period in order to collect data on IMSOC.**

**During that period Commission Regulation (EC) No 1756/2004 will be valid : **frequencies 2021 in place (+ monitoring for FCM in roses from KE)****

**New approach from Dec 2022 to be prepared !**



## **Official Controls Regulation**

### **Post import control checks**

- **Commission Implementing Regulation (EU) 2019/66, as amended**

### **Measures for refused consignments**

- **Draft Regulation under Art 70 of OCR *possibly* applicable to PH ?**



## **Official Controls Regulation**

### **IMSOC implementing act**

**Commission Implementing Regulation (EU) 2019/ 1715**

#### **Revision concerning**

- **procedures for the use of iRASFF for internal movement non-compliances,**
- **the issuance of electronic certificates**
- **the use of electronic signatures**
- **the proper functioning of TRACES**

**finalised: Regulation (EU) 2021/547**