



# Legal implementation of the EU Plant Health regime

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

**17 November 2023**

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





European  
Commission

## Implementing and delegated acts 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** adopted in  
2021 and 2022



European  
Commission

## 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 November 2023: **86 dossiers received**

**83** accepted as 'complete' at COM level and  
**42** assessed by EFSA

**33** finalised with

- Implementing **Regulations amending Regulation (EU) 2018/2019**
- Implementing **Regulation (EU) 2020/1213 + amendments** with specific requirements for specified plants from specified countries



European  
Commission

# Plant Health Regulation

## Lists of measures (1)

**Regulation (EU) 2019/2072** with 14 technical annexes

- ❖ **Commission Implementing Regulation (EU) 2023/1492** as regards the introduction into the Union territory of certain forms of wood originating in Canada and the United States
- ❖ **Commission Implementing Regulation (EU) 2023/1787** as regards the listing of protected zones and respective protected zone quarantine pests, the prohibition of the introduction of plants, plant products and other objects into certain protected zones, and the special requirements for their introduction into or movement within certain protected zones



European  
Commission

**Commission Implementing Regulation (EU) 2023/1310 – derogation for import of bonsai from Korea until end 2028**

**Commission Implementing Regulation (EU) 2023/1312 – derogation for import of oak logs from US until 30 September 2026**

**Commission Implementing Regulation (EU) 2023/1584 – measures against *Popillia japonica***

**Commission Implementing Regulation (EU) 2023/1572 – derogation for import of ware potatoes from Lebanon until 31 August 2026**

**Commission Implementing Regulation (EU) 2023/1706 - update lists of host plants for *Xylella fastidiosa***

**New Implementing Regulation to be adopted by end of 2023 prolonging measures on WPM from China/India/Belarus**



European  
Commission

## Official Controls Regulation

### Frequency of import checks

#### Art.54.3 frequency of import checks

➔ Adoption of Commission Implementing Regulation (EU) 2022/2389

➔ 100% controls on plants for planting and plants/plant products / other objects subject to the special measures of Art. 28 and 30

➔ Reduced frequencies for commodities listed in the Annex – to be amended by the end of 2023 on the basis of new data of interceptions





European  
Commission

## Plant Health Regulation

### Commission proposal for amendment of Regulation (EU) 2016/2031 2016/2031

❖ Commission proposal to amend several provisions of Regulation (EU) 2016/2031 - COM(2023) 661 final

<https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:52023PC0661>

It introduces rationalisation and reduction of reporting obligations, amendments of import rules, clarification of legal bases for temporary measures, empowerments to establish procedures for high risk plants, temporary derogations and movement of plants without attaching plant passports

First discussion took place at the Council Working Party of 7 November 2023, to be continued on 4-5 December 2023





# Update on Plant and forest reproductive material legislation

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

**17 November 2023**

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







## **Revision of the plant and forest reproductive material legislation**

- Adoption of PRM and FRM proposals: 5 July 2023;
- Translations: 11 October 2023;
- Feedback through 'Have your say': 7 December 2023;
- Examination of legal proposals in Council and European Parliament ongoing.



## Council

- PRM Regulation:
  - ES Presidency: 3 Working Party meetings (5 days)
  - BE Presidency: 4 Working Party meetings (8 days)
- FRM Regulation:
  - ES Presidency: 2 Working Party meetings (2,5 days)
  - BE Presidency: 2 Working Party meetings (4 days)



## European Parliament

- COMAGRI: Rapporteur MEP Dorfmann (EPP)
  - Vote scheduled for February or March 2024
- COMENVI: Rapporteur MEP Clergeau (S&D)
- PLENARY : March or April – first reading opinion