



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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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



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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 May 2023: **68 dossiers received**

66 accepted as 'complete' at COM level and
32 assessed by EFSA

28 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

- ▶ **Regulation (EU) 2019/2072** with 14 technical annexes
- ▶ Since November 2021, updated through four Implementing Regulations (2021/2069, 2021/2285, 2022/853, 2022/959)
- ▶ Amendment 2022/959 concerns the new measures against false codling moth, which reinforce the import requirements including obligatory cold treatment for oranges.
- ▶ Other Implementing Regulations:
 - ❖ Commission Implementing Regulation (EU) 2022/1659 on equivalent requirements for the introduction into the Union of fruits of *Citrus sinensis* Pers., originating from Israel in view of the risks posed by *Thaumatotibia leucotreta*
 - ❖ Commission Implementing Regulation (EU) 2022/1941 on the prohibition of introduction, movement, holding, multiplication or release of certain pests pursuant to Article 30(1) of Regulation (EU) 2016/2031



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Lists of measures (

PAFF of April 2023, vote for a new Regulation on Tomato brown rugose fruit virus (ToBRFV)

It will be published by the end of May and apply from 1 June 2023; it will succeed Implementing Regulation (EU) 2020/1191

PAFF of April 2023 voted on a new Implementing Regulation, on *Spodoptera*, to address the recent outbreak in Cyprus

It will succeed Regulation (EU) 2018/638 and will apply from 1 July 2023

- **PAFF of April 2023 voted on a new Implementing Regulation with a temporary derogation on the import of oak logs from the US and Canada**
- **Three other derogations on import of ashwood and other types of wood will be replaced by an amendment of Annex VII to Impl. Reg. 2019/2072 with permanent measures**



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List of measures (3)

**COMMISSION DELEGATED
REGULATION (EU)
2022/2404 of 14 September
2022 supplementing
Regulation (EU) 2016/2031
of the European Parliament
and of the Council by laying
down detailed rules for the
surveys on protected zone
quarantine pests**

Plant Health Regulation

Commission Reports to EP and Council

➤ Report on the enforcement and effectiveness of plant health measures relating to imports into the Union territory (10 December 2021)

<https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:52021DC0786>

➤ Report to present the experience gained from the extension of the plant passport system to all movement of plants for planting within the Union territory (10 December 2021)

<https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:52021DC0787>

➤ They were followed-up by COPHs discussions during the FR Presidency on the possible modification of plant health Regulation (2016/2031)

➤ The Commission is now examining the way forward



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

