

Appendix

Annex 11 review recommendations for stakeholder engagement – part 2

May 2024

Background

A call for comments is currently open on the proposed end date of the transitional arrangements for medium risk fruit and vegetables from the EU, Switzerland and Liechtenstein (see [here](#)). After this end date, the EU, Switzerland and Liechtenstein will be subject to the same requirements as other third countries, except where specified.

The commodities originating from the EU, Switzerland, and Liechtenstein have not previously been regulated or subject to checks, but a risk assessment was required to determine if this should continue to be the case under the new import regulations. Clarity has also been provided on the regulatory status for root and tubercule vegetables, which are regulated based on association with soil.

Approach

Analysts have used the UK Plant Health Risk Register, and, where more detail was required, the EPPO Global Database and CABI Compendium, to identify pests with known association with the genera identified in Annex 11A. Due to inspections not historically focusing on imports from the EU, Switzerland, and Liechtenstein, there is very little data on imports, and therefore the distribution of pests and the reported association with the commodity pathway has been considered when looking at the potential risk from the relevant regions.

These commodities have been traded for many years with the UK, and in many cases planting material as well. Therefore, for some genera grown in the UK there are limited numbers of pests present in the countries being assessed not already present within the UK. The notable exception to this was for *Vitis*. This is a developing crop in the UK, and while no specific pests of regulatory concern were identified, the number of pests with the potential to be associated with the commodity and currently absent from the UK was raised as a concern. As a precaution, it is proposed that *Vitis* fruit originating from the EU and Switzerland will still require a phytosanitary certificate but subject to a lower level of import checks under the new regulations.

Plant products from Liechtenstein are not within scope for most of these assessments to ensure these goods can continue to move under the Northern Ireland Retail Movement Scheme. Deregulated goods from the EU and Switzerland will continue to be able to move under the Northern Ireland Retail Movement Scheme as currently.

For other commodities in Annex 11A, not referred to in the tables below, current assessments do not support any changes in the Annex 11A listings for imports from the EU, Switzerland, and Liechtenstein. For fruit and vegetables in Annex 11A, this means that when transitional arrangements come to an end, such commodities from the EU, Switzerland, and Liechtenstein will be subject to import controls, in the same way as for other third countries.

Goods being deregulated

N.B. In legislation this will mean being moved to Annex 11C

Schedule 11A section	Commodity and where current regulations apply	Biosecurity risk from data analysis	Action proposed
5. Root and tubercle vegetables ¹	Carrots, turnips, salad beetroot, salsify, celeriac, radishes, manioc, arrowroot, salep, Jerusalem artichokes, sweet potatoes, ginger, saffron, turmeric, sugar beet, chicory roots, swedes, mangolds, fodder roots and other root and tubercle vegetables fresh or chilled – Any third country	Reason for inclusion in 11A is the soil requirements. Soil remains unregulated from the EU, Switzerland and Liechtenstein.	Deregulate commodity from EU and Switzerland. Maintain 11A regulation for all other countries, as per soil requirements.
20. Fruits of <i>Fragaria</i> L., <i>Malus</i> Mill., <i>Persea americana</i> Mill., <i>Pyrus</i> L., <i>Rubus</i> L., <i>Vaccinium</i> L. and <i>Vitis</i> L.	<i>Fragaria</i> L. – Any third country	No significant pests identified in association with commodity.	Deregulate commodity from EU and Switzerland (Annex 11C). Maintain 11A regulation for all other countries.
	<i>Malus</i> Mill. – Any third country	No significant pests identified in association with commodity.	Deregulate commodity from EU and Switzerland (Annex 11C). Maintain 11A regulation for all other countries.

¹ Please note that this does not include ware or seed potatoes (*Solanum tuberosum*). These are listed separately in Annex 11A.

	<i>Persea americana</i> Mill. – Any third country	No significant pests identified in association with commodity.	Deregulate commodity from EU and Switzerland (Annex 11C). Maintain 11A regulation for all other countries.
	<i>Pyrus</i> L. – Any third country	No significant pests identified in association with commodity.	Deregulate commodity from EU and Switzerland (Annex 11C). Maintain 11A regulation for all other countries.
	<i>Rubus</i> L. – Any third country	No significant pests identified in association with commodity.	Deregulate commodity from EU and Switzerland (Annex 11C). Maintain 11A regulation for all other countries.
	<i>Vaccinium</i> L. – Any third country	No significant pests identified in association with commodity.	Deregulate commodity from EU and Switzerland (Annex 11C). Maintain 11A regulation for all other countries.

Goods remaining at medium risk from all or specific regions

Part B of Annex 11 lists those medium-risk goods that require a phytosanitary certificate, as they pose a potential threat, but with insufficient evidence currently to categorise in Part A or Part C of Annex 11. Goods still come in with phytosanitary certificates but have lower levels of checks. Where there are changes to specific regions this is **highlighted in yellow**.

Schedule 11A section	Commodity and where current regulations apply	Biosecurity risk from data analysis	Action proposed
18B. Plants of <i>Asparagus officinalis</i> L., other than stems covered during their entire life by soil.	<i>Asparagus</i> Tournier ex Linnaeus (vegetables, fresh or chilled) - Any third country other than the EU, Liechtenstein and Switzerland	This commodity is associated with the pest <i>Spodoptera frugiperda</i> . It is already regulated with specific import requirements under Annex 7 of the Phytosanitary Conditions Regulation ² .	Move commodity from the EU, Switzerland and Liechtenstein to Annex 11A. Maintain 11A regulation for all other countries.
20. Fruits of <i>Fragaria</i> L., <i>Malus</i> Mill., <i>Persea americana</i> Mill., <i>Pyrus</i> L., <i>Rubus</i> L., <i>Vaccinium</i> L. and <i>Vitis</i> L.	<i>Vitis</i> L. – Any third country	No specific pests of concern identified in the EU/Switzerland, but the number of potential pests which could be associated with the commodity, and which are currently absent from the UK was highlighted. As a precaution this commodity should be subject to checks when imported from the EU/Switzerland, which will help identify if a specific risk does exist.	Move commodity from the EU and Switzerland to Annex 11B. Maintain 11A regulation for all other countries.

² [Commission Implementing Regulation \(EU\) 2019/2072 of 28 November 2019 establishing uniform conditions for the implementation of Regulation \(EU\) 2016/2031 of the European Parliament and the Council, as regards protective measures against pests of plants, and repealing Commission Regulation \(EC\) No 690/2008 and amending Commission Implementing Regulation \(EU\) 2018/2019 \(legislation.gov.uk\)](#)