

Commission Implementing Regulation (EU) 2020/2210 of 22 December 2020 amending Annexes III, VI, VII, IX, X, XI and XII to Implementing Regulation (EU) No 2019/2072 as regards the requirements concerning the protected zone of Northern Ireland and the prohibitions and requirements for the introduction into the Union of plants, plant products and other objects from the United Kingdom (Text with EEA relevance)

COMMISSION IMPLEMENTING REGULATION (EU) 2020/2210

of 22 December 2020

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(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) 2016/2031 of the European Parliament and of the Council of 26 October 2016 on protective measures against pests of plants, amending Regulations (EU) No 228/2013, (EU) No 652/2014 and (EU) No 1143/2014 of the European Parliament and of the Council and repealing Council Directives 69/464/EEC, 74/647/EEC, 93/85/EEC, 98/57/EC, 2000/29/EC, 2006/91/EC and 2007/33/EC<sup>(1)</sup>, and in particular Articles 32(3), 40(2), 41(2), 53(2), 54(2), 72(2) and 74(2) thereof,

Whereas:

- (1) Commission Implementing Regulation (EU) 2019/2072<sup>(2)</sup> establishes uniform conditions as regards protective measures against pests of plants. Annexes III, VI, VII, IX, X, XI and XII to that Implementing Regulation set out *inter alia* the list of protected zones and the respective protected zone quarantine pests; the list of plants, plant products and other objects whose introduction into the Union territory is prohibited, together with the third countries, groups of third countries or specific areas of third countries to which the prohibition applies; the list of plants, plant products and other objects originating from third countries, and the corresponding special requirements for their introduction into the Union territory; the list of plants, plant products and other objects, originating from third countries or within the Union territory, whose introduction into certain protected zones is prohibited; the list of plants, plant products and other objects to be introduced into, or moved within protected zones and the corresponding special requirements for protected zones; the list of plants, plant products and other objects, as well as the respective third countries of origin or dispatch, for which phytosanitary certificates are required; and the list of plants, plant products and other objects for which a phytosanitary certificate is required for their introduction into a protected zone from certain third countries of origin or dispatch.

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**Changes to legislation:** There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2020/2210. (See end of Document for details)

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- (2) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (Withdrawal Agreement), and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, Regulation (EU) 2016/2031, as well as the Commission acts based on it, applies to and in the United Kingdom in respect of Northern Ireland after the end of the transition period provided for in the Withdrawal Agreement.
- (3) The United Kingdom and parts of the territory of that third country are listed in Annexes III, IX and X to Implementing Regulation (EU) 2019/2072 as protected zones. References to the United Kingdom in those Annexes should therefore be replaced by references to Northern Ireland in all cases where Northern Ireland is part of those protected zones.
- (4) In addition, the United Kingdom has provided the necessary guarantees required by Regulation (EU) 2016/2031 in order for the United Kingdom to be listed with other European third countries in Annexes VI and VII, in Part A of Annex XI and Annex XII to Regulation (EU) 2019/2072, without prejudice to the application of Union law to and in the United Kingdom in respect of Northern Ireland in accordance with Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol.
- (5) The territory of Northern Ireland in the United Kingdom was recognised as temporary protected zone in respect to *Xanthomonas arboricola* pv.*pruni* (Smith) Vauterin *et al.*, *Liriomyza huidobrensis* (Blanchard), *Liriomyza trifolii* (Burgess) and *Thaumetopoea processionea* L. until 30 April 2020. The United Kingdom has submitted information that Northern Ireland appears to continue to be free from those protected zone quarantine pests. The recognition of that temporary protected zone should therefore be extended until 30 April 2023.
- (6) Annexes III, VI, VII, IX, X, XI and XII to Implementing Regulation (EU) 2019/2072 should therefore be amended accordingly.
- (7) As the transition period provided for in the Withdrawal Agreement ends on 31 December 2020, this Regulation should apply from 1 January 2021.
- (8) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS REGULATION:

*Article 1*

Annexes III, VI, VII, IX, X, XI and XII to Implementing Regulation (EU) 2019/2072 are amended in accordance with the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2021.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 22 December 2020.

*For the Commission*

*The President*

Ursula VON DER LEYEN

**Changes to legislation:** There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2020/2210. (See end of Document for details)

## ANNEX

Annexes III, VI, VII, IX, X, XI and XII to Implementing Regulation (EU) 2019/2072 are amended as follows:

- (1) Annex III is replaced by the following:

### ANNEX III

#### List of protected zones and the respective protected zone quarantine pests and their respective codes

The protected zones listed in the third column of the following table respectively cover one of the following:

- (a) the whole territory of the Member State<sup>(26)</sup> listed;
- (b) the territory of the Member State listed with the exceptions specified within brackets;
- (c) only the part of the territory of the Member State which is specified within brackets.

Protected zone quarantine pests		EPPO code	Protected zones
(a) <b>Bacteria</b>			
1.	<i>Erwinia amylovora</i> (Burrill) Winslow <i>et al.</i>	ERWIAM	(a) Estonia; (b) Spain (except the autonomous communities of Andalucía, Aragón, Castilla la Mancha, Castilla y León, Extremadura, the autonomous community of Madrid, Murcia, Navarra and La Rioja, the province

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			of Guipuzcoa in the Basque Country, the comarcas of Garrigues, Noguera, Pla d'Urgell, Segrià and Urgell in the province of Lleida in Comunidad autonoma de Catalunya; and the municipalities of Alborache and Turís in the province of Valencia and the Comarcas de L'Alt Vinalopó and El Vinalopó Mitjà in the province of Alicante in Comunidad Valenciana);
		(c)	France (Corsica);
		(d)	Italy (Abruzzo,