European Commission

EUROPEAN UNION LEGISLATION ON THE MARKETING OF PLANT REPRODUCTIVE MATERIAL

These slides accompany the explanation of the acquis to Albania and North Macedonia and can only be used for that purpose. Their content is subject to further development of the acquis and interpretation by the Court of Justice of the European Union

Unit G1 – Plant Health
DG SANTE

Brussels, 20 February 2019

EU legislation

- *Vine propagating material;*
- *Fruit plant propagating material and fruit plants;*
- *Forest reproductive material.*

Marketing of material for the vegetative propagation of the vine (Directive 68/193/EEC)

- ***DEFINITIONS***
- ***Vines:*** *Plants of the genus Vitis (L.) intended for the production of grapes or use as propagation material for such plants*
- ***Variety:*** *A plant grouping within a single botanical taxon of the lowest known rank*
- ***Clone:*** *A clone is the vegetative progeny of a variety which is true to a vine stock chosen on account of varietal identity, its phenotypic characteristics and its state of health*

Marketing of material for the vegetative propagation of the vine (2)

Covers marketing in the EU of wine and table grape varieties

Categories:

- *Initial propagating material*
- *Basic propagating material*
- *Certified propagating material*
- *Standard propagating material*

Conditions for vine propagating material:

- *Conditions relating to the growing crop :*
  - **The growing crop shall have identity and purity with regard to the variety and, if necessary, the clone.**
  - **Cultural conditions and level of development growing crop: verification of identity and purity of growing crop**
  - **Absence of harmful organisms in soil**
  - **Tolerance level of presence of harmful organisms on growing crop depends on the category**

Conditions for vine propagating material (2):

- *Conditions relating to propagation material:*

  General conditions:

  - **Varietal identity and purity**
  - **Minimum technical purity: 96%**
  - **State of maturity of wood vine shoots**

  Special conditions for rooted grafts

  Grading

  - **Specific conditions for different types of cuttings and grafts:**

    Diameter, length, roots, heel, union.

Conditions for marketing of vine propagating material

1. *A) It has been officially certified as 'initial propagating material', 'basic propagating material' or 'certified propagating material'; or*

   B) It is officially checked standard material;

   - **Rootstocks cannot be marketed as standard material**

2. *It satisfies the conditions regarding the propagating material*

Common catalogue of varieties

Conditions for registration of a variety:

- *Distinct, Uniform, Stable*
- *Vine propagating material officially certified or officially checked*
- *Notification obligation*
- *Common catalogue:*
  - **https://ec.europa.eu/food/plant/plant_propagation_material/plant_variety_catalogues_databases_en**
- *Maintenance of varieties*

Marketing of material for the vegetative propagation of the vine

- *Sufficiently homogeneous batches*
- *Official label:*
  - **Initial material: white with a diagonal violet stripe**
  - **Basic material: white**
  - **Certified material: blue**
  - **Standard material: dark yellow**

Official labels

- *Rules regarding information to be provided*
- *Requirements regarding label itself*
- *Derogations:*
  - **small quantities to final consumer**
  - **vines in pots, crates or boxes**
- *Accompanying document*

Inspection of vine varieties

- *Commission Directive 2004/29/EC on determining the characteristics and minimum conditions for inspecting vine varieties*

Marketing of fruit plant propagating material and fruit plants intended for fruit production (Directive 2008/90/EC)

- *Closed list of genera and species and their hybrids*
- *However, rootstocks belonging to non-listed species fall within the scope of Directive 2008/90/EC*
- *Material intended for export not covered*
- *4 categories: Pre-basic, Basic, Certified, CAC (Conformitas Agraria Communitatis)*

Marketing of fruit plant propagating material and fruit plants intended for fruit production (2)

Conditions for marketing:

- *the propagating material has been officially certified as "pre-basic material", "basic material" or "certified material" or it meets the conditions to be qualified as CAC material*
- *the fruit plants have been officially certified as certified material or they meet the conditions to be qualified as CAC material*

Implementing legislation

- *Directive 2014/96/EU on the requirements for the labelling, sealing and packaging of fruit plant propagating material and fruit plants intended for fruit production*
- *Directive 2014/97/EU implementing Council Directive 2008/90/EC as regards the registration of suppliers and of varieties and the common list of varieties*

Implementing legislation (2)

- *Directive 2014/98/EU implementing Council Directive 2008/90/EC as regards specific requirements for the genus and species of fruit plants referred to in Annex I thereto, specific requirements to be met by suppliers and detailed rules concerning official inspections*

Requirements for the labelling, sealing and packaging Directive 2014/96/EU

- *Rules regarding information to be provided*
- *Official label for pre-basic, basic, and certified material*
- *Accompanying document for pre-basic, basic or certified material*
- *Information on official label prevails*
- *Supplier's document for CAC material*
- *Sealing and packaging requirements for pre-basic, basic, and certified material*

European Commission

Registration of suppliers and of varieties and the common list of varieties
Directive 2014/97/EU

- *Requirements regarding registers of suppliers*
- *EU Member States shall keep and update those registers*
- *Register of varieties: information required*
- *Conditions for registration:*
  - **Distinct, Uniform, Stable (DUS)**
- *Application procedure*

Registration of suppliers and of varieties and the common list of varieties (2)

- *Period of validity of registration:*
  - **30 years and renewable**
- *Notification obligation*
- *Common list of varieties:*
  - **Fruit Reproductive Material Information System: FRUMATIS**

https://ec.europa.eu/food/plant/plant_propagation_material/plant_variety_catalogues_databases_en

European Commission

Harmonised certification scheme for fruit plant propagating material and fruit plants
Directive 2014/98/EU

Based on:

- *National certification schemes*
- *EPPO certification schemes*

European Commission

Harmonised certification scheme for fruit plant propagating material and fruit plants (2)

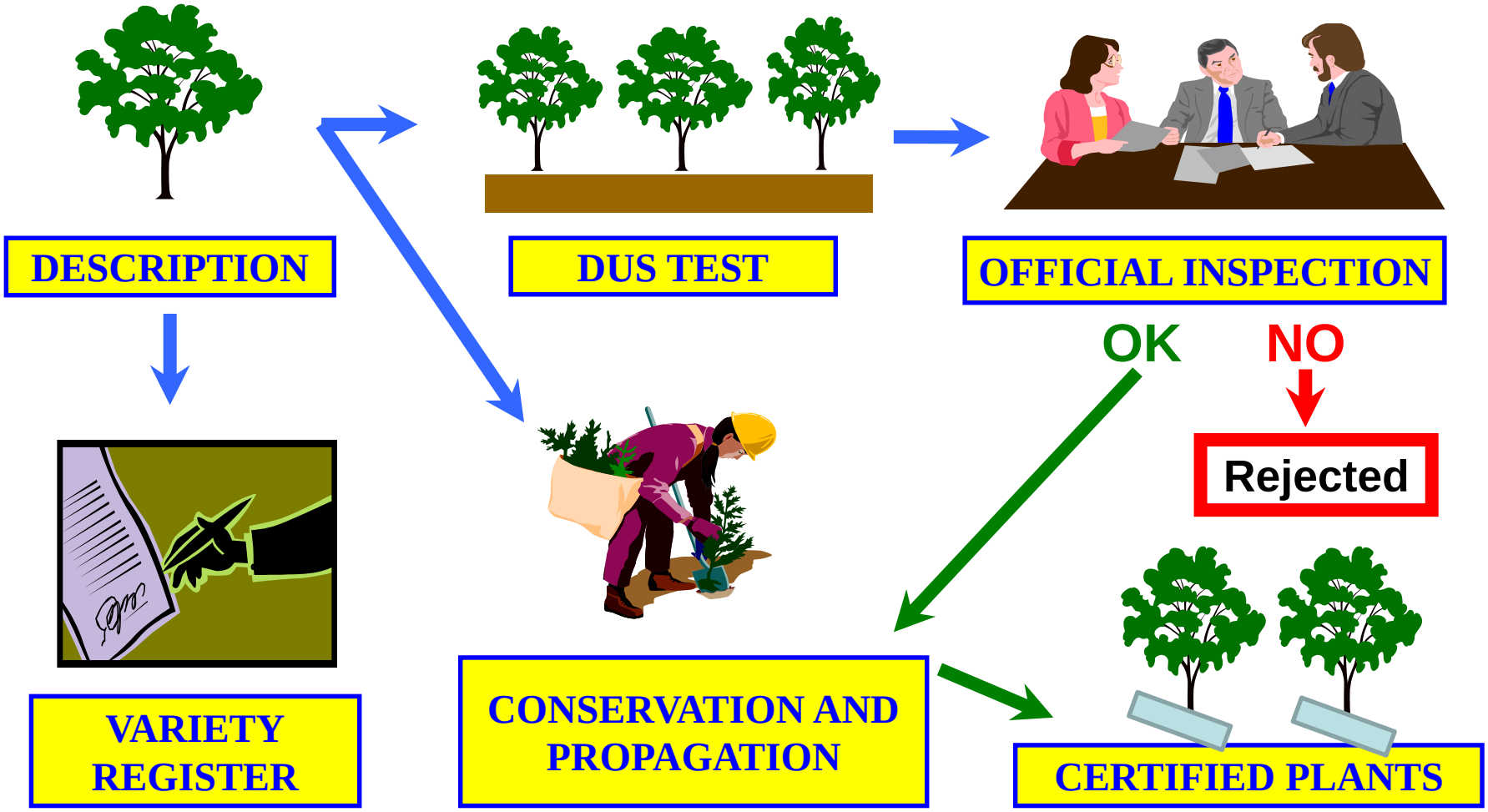
Requirements:

- *Production and marketing of propagating material and fruit plants*
- *Suppliers*
- *Official inspections*

European Commission

Certification
New variety

mipaaf
Ministero delle politiche agricole alimentari e forestali



Courtesy of Central plant protection service, vegetal production (IT)

Ministero delle politiche agricole alimentari e forestali

Insect proof vs open field

pre-basic

Basic

Courtesy of Central plant protection service, vegetal production (IT)

Official inspections

- *Visual inspection*
  - **Checking identity of variety**
  - **Checking for presence of pests/harmful organisms**
- *Sampling and testing, where appropriate*
- *What is checked?*
  - **Critical points in production process**
  - **Competence of staff involved in certification**
  - **Plant health**
- *Competent Authorities*
  - **Records of official inspections**

Marketing of Forest Reproductive Material
Directive 1999/105/EC

- *Forest reproductive material:*
  - **Reproductive material of tree species and artificial hybrids important for EU forestry purposes - Annex I**
- *Reproductive material:*
  - **Seed unit**
  - **Parts of plants**
  - **Planting stock**

Marketing of Forest Reproductive Material (2)

- *Basic material:*
  - **Seed Source**
  - **Stand**
  - **Seed Orchard**
  - **Parents of Family**
  - **Clone**
  - **Clonal Mixture**
- *Autochthonous - non-autochthonous*
- *Indigenous or non-indigenous*
- *Region of provenance or location of basic material*

Marketing categories

- *Source-identified*
- *Selected*
- *Qualified*
- *Tested*

- *Exclusive use of approved basic material for the production of forest reproductive material*
- *Unit of approval: identification through unique register reference*

Conditions for marketing

- *Forest reproductive material belongs to one of the 4 marketing categories*
- *The basic material meets the minimum requirements for each of the marketing categories laid down in Annexes II to V*
- *The different types of basic material that can be used for each marketing category of forest reproductive material are listed in Annex VI*
- *Annex VII: additional relevant requirements for marketing*

Additional mandatory requirements

- *Maps showing regions of provenance mandatory for basic material intended for the production of forest reproductive material of the source-identified and selected categories*
- *Registration of suppliers producing forest reproductive material*
- *Establishment of national registers of basic material of approved species in the territory*

Community List of Approved Basic Material for the Production of Forest Reproductive Material

- *EU list established on the basis of national registers*
- *Notification obligation*
- *Requirements regarding content and format of national lists of the basic material laid down in Commission Regulation (EC) No 1597/2002*
- ***Fo**rest **Re**productive **Mat**erial **I**nformation **S**ystem*
- *FOREMATIS http://ec.europa.eu/forematis/*

European Commission

Marketing of forest reproductive material

- *In lots – reference to unit of approval;*
- *Identification of lots;*
  - **Master certificate code and number;**
  - **Botanical name;**
  - **Category;**
  - **Purpose;**
  - **Type of basic material,…**
- *Accompanied by supplier's label or supplier's document:*
  - **Additional information: name of supplier, quantity supplied,…**

European Commission

Official bodies

- *Official controls to ensure traceability and identification of forest reproductive material from collection up to delivery to end user*
- *Mutual administrative assistance between official bodies upon movement of forest reproductive material:*
  - **Rules laid down in Commission Regulation (EC) No 1598/2002**

Marketing directives under revision

All harmful organisms and corresponding risk management measures listed in marketing directives → moved to implementing legislation of plant health Regulation (EU) 2016/2031

These slides accompany the explanation of the acquis to Albania and North Macedonia and can only be used for that purpose. Their content is subject to further development of the acquis and interpretation by the Court of Justice of the European Union

European Commission