



28 March 2019

(19-1957)

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Committee on Sanitary and Phytosanitary Measures

Original: English

NOTIFICATION OF EMERGENCY MEASURES

1. Notifying Member: <u>NEW ZEALAND</u> If applicable, name of local government involved:
2. Agency responsible: Ministry for Primary Industries
3. Products covered (provide tariff item number(s) as specified in national schedules deposited with the WTO; ICS numbers should be provided in addition, where applicable): Seed for sowing
4. Regions or countries likely to be affected, to the extent relevant or practicable: <input checked="" type="checkbox"/> All trading partners <input type="checkbox"/> Specific regions or countries:
5. Title of the notified document: IHS 155.02.05: Seeds for sowing. Language(s): English. Number of pages: 140 https://members.wto.org/crnattachments/2019/SPS/NZL/19_1643_00_e.pdf https://members.wto.org/crnattachments/2019/SPS/NZL/19_1643_01_e.pdf
6. Description of content: The standard describes the import specifications and entry conditions for seeds for sowing imported into New Zealand. Conditions for <i>Tomato brown rugose fruit virus</i> (ToBRFV) The measures are as follows: An additional declaration for 'pest free area' endorsed on the phytosanitary certificate by the NPPO of the exporting country with the following wording: <i>'The (insert seed species) seeds were sourced from pest free area, free from Tomato brown rugose fruit virus'.</i> OR An additional declaration for 'pest free place of production' endorsed on the phytosanitary certificate by the NPPO of the exporting country with the following wording: <i>'The (insert seed species) seeds was sourced from a 'pest free place of production' free from for Tomato brown rugose fruit virus'.</i> OR An additional declaration for testing endorsed on the phytosanitary certificate by the NPPO of the exporting country with the following wording: <i>'The (insert seed species) seed lot was officially tested, on a representative sample of a minimum of 3000 seeds officially drawn according to the ISTA or AOSA sampling methodology, using an approved ELISA NPPO testing method and found free from Tomato brown rugose fruit virus'.</i>
7. Objective and rationale: <input type="checkbox"/> food safety, <input type="checkbox"/> animal health, <input checked="" type="checkbox"/> plant protection, <input type="checkbox"/> protect humans from animal/plant pest or disease, <input type="checkbox"/> protect territory from other damage from pests.

8. Nature of the urgent problem(s) and reason for urgent action: There is an unmanaged risk of *Tomato brown rugose fruit virus* on the *Solanum lycopersicum* (tomato) and *Capsicum* sp. (pepper) on the seeds for sowing pathway and it needs to be managed urgently.

The amendment is urgent because the risk of introduction and establishment of *Tomato brown rugose virus* (ToBRFV) via importation of *Solanum lycopersicum* (tomato) and *Capsicum* sp. (pepper) seeds for sowing is immediate.

There are no specific measures in place for this pathogen on the IHS 155.02.05: Seeds for sowing and tomato and capsicum seeds are actively imported into New Zealand from countries where the pathogen is known to occur.

Emergency measures have been implemented under SPS agreement Article 7, annexe B, parts 2 and 6 for the pathogen while a Pest Risk Analysis is completed.

The following host species will now require regulation for *Tomato brown rugose fruit virus*: Tomato and Capsicum.

The proposed measures will apply to all countries and are detailed in the *Solanum lycopersicum* (page 98) and *Capsicum* (page 30) specific requirements of the seeds for sowing import health standard

9. Is there a relevant international standard? If so, identify the standard:

Codex Alimentarius Commission (e.g. title or serial number of Codex standard or related text):

World Organization for Animal Health (OIE) (e.g. Terrestrial or Aquatic Animal Health Code, chapter number):

International Plant Protection Convention (e.g. ISPM number): ISPM N° 4 and 10

None

Does this proposed regulation conform to the relevant international standard?

Yes No

If no, describe, whenever possible, how and why it deviates from the international standard:

10. Other relevant documents and language(s) in which these are available:

11. Date of entry into force (dd/mm/yy)/period of application (as applicable):
11 March 2019

Trade facilitating measure

12. Agency or authority designated to handle comments: National Notification Authority, National Enquiry Point. Address, fax number and e-mail address (if available) of other body:

Mrs Sally Jennings, Coordinator, SPS New Zealand, PO Box 2526, Wellington, New Zealand. Tel: +(64 4) 894 0431; Fax: +(64 4) 894 0733; E-mail: sps@mpi.govt.nz
Website: <https://www.mpi.govt.nz/importing/overview/access-and-trade-into-new-zealand/world-trade-organization-notifications/>

13. Text(s) available from: National Notification Authority, National Enquiry Point. Address, fax number and e-mail address (if available) of other body:

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