

# Appendix A

## Annex 11 review recommendations for stakeholder engagement

January 2024

### Background

The aim of this review is to examine the UK pest risk of produce (**fruit and vegetable**) commodities listed in Annex 11A, and high priority produce commodities identified in Annex 11B.

Goods have been determined to be high priority on the basis of:

- a). trade volumes supporting prioritisation
- b). products are specifically identifiable within commodity (CN) codes)
- c). identified as a priority by industry organisations
- d) not otherwise recently addressed as regards their regulatory status

Options are:

- To regulate the commodities for all third countries, based on risk evidence (in most cases this means retaining current Annex listings).

- To regulate the commodities for specific regions / countries, based on risk evidence, with some regions / countries being moved between Annexes
- To deregulate commodities / commodities for specific regions or countries (move to Annex 11C) where evidence suggests these do not pose a risk to the UK.

Also in scope, but not for the initial timelines, are to examine the cut flower / plant parts commodities listed in Annex 11A – these have currently been classified as medium risk, but pending risk assessment. A few commodities in these categories, which were more easily definable from commodity codes, have been assessed.

Root and tubercle vegetables and other vegetables where the principal risk is their association with soil (eg carrots, parsnips, leeks) have not been assessed. Root and tubercle vegetables are currently regulated in Annex 11A due to association with soil and all countries will retain the status quo (i.e. all countries currently subject to the requirements of this Annex).

## Goods being deregulated

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

Current schedule section	Commodity	Commodity volume (5 year average in tonnes) where could be ascertained	Action proposed
11B - Coffee berries (other than beans), fresh, whole in husk, not roasted	<i>Coffea</i> fruit (berries)		Add Coffee berries to 11C – all countries.
11B - Oleaginous fruits, fresh, not broken - olives	<i>Olea europea</i> – fruit (olives)		Add <i>Olea europea</i> fruits, fresh not broken to 11C – all countries.
11B - Hops cones, fresh	<i>Humulus</i> cones/flowers	EU – 530 tonnes Non-EU – 434 tonnes – commodity code includes hop cones, fresh or dried	Add <i>Humulus</i> cones, fresh to 11C – all countries.
11B - Chicory ( <i>Cichorium</i> spp.), fresh or chilled, other than planted in a growing substrate	<i>Cichorium</i> (chicory) above ground parts	EU – 9,656 tonnes Non-EU – 114 tonnes – commodity code is fresh or chilled chicory (excluding witloof chicory)	Add Chicory ( <i>Cichorium</i> spp.), fresh or chilled, other than planted in a growing substrate to 11C – all countries.

11B - Capers, fresh or chilled, other than planted in a growing substrate	<i>Capparis spinosa</i> (capers) flower buds (inc. fruit – caper berries)	EU – 16.8 tonnes Non-EU – 6.5 tonnes	Add capers, fresh or chilled, other than planted in a growing substrate to 11C – all countries.
11B - Juniper berries, neither crushed nor ground	<i>Juniperus</i> fruit/berry	EU – 366 tonnes Non-EU – 1698 tonnes – commodity code includes Juniper berries and seeds of anise, badian, caraway or fennel, neither crushed nor ground	Add Juniper berries, neither crushed nor ground to 11C – all countries.
11B - Globe artichoke	<i>Cynara cardunculus</i> vegetable	EU – 735 tonnes Non-EU – 30.4 tonnes	Add globe artichokes, fresh or chilled to 11C – all countries
11B - Fennel	<i>Foeniculum vulgare</i> vegetable	EU – 3,557 tonnes Non-EU – 7.9 tonnes	Add fennel, fresh or chilled to 11C – all countries
11A – <i>Carica papaya</i> fruit	<i>Carica papaya</i> fruit	EU – 633 tonnes Non-EU – 5181 tonnes	Add papaya, fresh or chilled to 11C – all countries
11A – <i>Ribes</i> fruit	<i>Ribes</i> fruit	EU – 895 tonnes Non-EU – 9.6 tonnes	Add <i>Ribes</i> fruit, fresh or chilled to 11C for all parts of the world except North and Central America, which will be maintained in 11A (see table below).
11A – <i>Syzygium</i> fruit	<i>Syzygium</i> fruit	-	Add <i>Syzygium</i> fruit, fresh or chilled to 11C – all countries
11A – Cucumbers and gherkins, fresh or chilled	<i>Cucumis sativus</i> fruit	EU – 175,824 tonnes Non-EU – 2,869 tonnes	Add cucumbers and gherkins, fresh or chilled to 11C for EU plus other mainland European countries. Maintain 11A on product originating in Americas. Maintain 11B for all other areas (see tables below).
11B - All plants from the EU, Switzerland and Liechtenstein other than:  Fruit of <i>Cydonia</i> and <i>Prunus</i>	See first column		Add all plants from Annex 11B, other than Fruit of <i>Cydonia</i> and <i>Prunus</i> , to 11C – from the EU, Switzerland and Liechtenstein

## Goods remaining at medium risk from all or specific regions

N.B. In legislation this means being listed in Annex 11A. Goods come in with phytosanitary certificates and have higher levels of checks, due to potential risks. Where there are changes to specific regions this is **highlighted in yellow**.

Schedule 11A section	Commodity and where current regulations apply	Commodity volume (5 year average in tonnes) where could be ascertained	Action proposed
<b>Parts of plants, other than fruit and seeds of:</b>			
7. Foliage, branches and other parts of tomato or eggplant plants, without flowers or flower buds – for bouquets or ornamental purposes.  Vegetable products of tomato and eggplant plants, not elsewhere specified	<i>Solanum lycopersicum</i> L. – Any third country	-	All countries to be retained in 11A
	<i>Solanum melongena</i> L. – Any third country	-	All countries to be retained in 11A
8. <i>Zea mays</i> L. - maize	<i>Zea mays</i> L. (maize) – Any third country	-	All countries to be retained in 11A
9. Cut flowers, and flower buds, foliage, branches and other parts of plants for bouquets or other ornamental purposes Vegetable products not elsewhere specified	<i>Convolvulus</i> – Americas, Australia and New Zealand	-	Retain Americas, Australia and New Zealand in 11A. Other regions <sup>1</sup> currently remaining in 11B (where those requirements currently apply) will be further assessed, but currently no requirements to add to 11A.
	<i>Micromeria</i> – Americas, Australia and New Zealand	-	Retain Americas, Australia and New Zealand in 11A. Other regions <sup>1</sup> currently remaining in 11B (where those requirements currently apply) will be further assessed, but currently no requirements to add to 11A.

<sup>1</sup> Except for the EU, Switzerland and Liechtenstein – see last row of “Goods being deregulated”

10. Leafy vegetables of <i>Apium graveolens</i> L. <i>Eryngium</i> Tournier ex Linnaeus, <i>Limnophila</i> R.Br. and <i>Ocimum</i> Vegetables, fresh or chilled.  Plants and parts of plants used in perfumery, pharmacy or for pesticide purposes – fresh, not cut, crushed or powdered	<i>Apium graveolens</i> – celery – Any third country	EU – 43,945 tonnes Non-EU – 13.33 tonnes	All countries to be retained in 11A
	<i>Eryngium</i> – Any third country	-	All countries to be retained in 11A
	<i>Limnophila</i> – Any third country	-	All countries to be retained in 11A. Potential reassessment following <i>Bemisia tabaci</i> policy review (consultation ended on December 19th 2023 ( <a href="https://planthealthportal.defra.gov.uk/assets/uploads/Bt-Policy-Review-2023-26Sep2023.pdf">https://planthealthportal.defra.gov.uk/assets/uploads/Bt-Policy-Review-2023-26Sep2023.pdf</a> )).
	<i>Ocimum</i> – Any third country	-	All countries to be retained in 11A
11. Leaves of <i>Manihot esculenta</i> Crantz	<i>Manihot esculenta</i> (cassava) leaves – Any third country	-	All countries to be retained in 11A. Potential reassessment following <i>Bemisia tabaci</i> policy review (consultation ended on December 19th 2023 ( <a href="https://planthealthportal.defra.gov.uk/assets/uploads/Bt-Policy-Review-2023-26Sep2023.pdf">https://planthealthportal.defra.gov.uk/assets/uploads/Bt-Policy-Review-2023-26Sep2023.pdf</a> )).
13. Cut flowers and flower buds, foliage, branches and other plant parts suitable for bouquets or for ornamental purposes. Vegetable products not elsewhere specified	<i>Dendranthema</i> (Chrysanthemums) – Any third country	EU – 14,361 tonnes Non-EU – 8,557 tonnes	All countries to be retained in 11A
	<i>Dianthus</i> – Any third country	EU – 3,772 tonnes Non-EU – 5,306 tonnes	All countries to be retained in 11A
	<i>Gypsophila</i> – Any third country	-	All countries to be retained in 11A
	<i>Pelargonium</i> – Any third country	-	All countries to be retained in 11A

	<i>Solidago</i> – Any third country	-	All countries to be retained in 11A
<b>Fruits of:</b>			
19. <i>Momordica</i> L. and Solanaceae Juss.	<i>Momordica</i> – Any third country	-	All countries to be retained in 11A
	Solanaceae – Any third country	-	All countries to be retained in 11A
20. <i>Carica papaya</i> L., <i>Cydonia</i> Mill., <i>Fragaria</i> L., <i>Malus</i> Mill., <i>Persea americana</i> Mill., <i>Prunus</i> L., <i>Pyrus</i> L., <i>Ribes</i> L., <i>Rubus</i> L., <i>Syzygium</i> Gaertn., <i>Vaccinium</i> L. and <i>Vitis</i> L.	<i>Cydonia</i> Mill. – Any third country	EU – 143 tonnes Non-EU – 489 tonnes	Retain 11A for North America (Canada, USA, Mexico). <b>11B for all other regions.</b>
	<i>Prunus</i> L. – Any third country	EU – 95,750 tonnes Non-EU – 33,293 tonnes	<b>EU plus other mainland European countries move to Annex 11B.</b> All other regions retain in 11A
	<i>Ribes</i> L. – Any third country	EU – 895 tonnes Non-EU – 9.6 tonnes	Retain 11A for North and Central America. <b>Deregulate for all other regions</b>
20 A. Cucurbitaceae	Cucumbers and gherkins, fresh or chilled - Americas	EU – 175,824 tonnes Non-EU – 2,869 tonnes	Retain 11A for Americas. <b>Deregulate EU plus other mainland European countries. Retain 11B all other regions (see table below).</b>
	Other fruit, fresh or chilled - Americas	-	Retain 11A for Americas. Retain 11B for all other regions <sup>1</sup> (where those requirements currently apply). Potential reassessment if able to identify and assess individual products linked to commodity (CN) codes more specifically.

## Goods moved to medium risk from all or specific regions.

N.B. In legislation this means being listed in Annex 11A. Goods come in with phytosanitary certificates and have higher levels of checks, due to potential risks. Further assessment of these goods is likely following availability of more evidence from inspections.

Schedule 11A section	Commodity and where current regulations apply	Commodity volume (5 year average in tonnes) where could be ascertained	Action proposed
9. Cut flowers, and flower buds, foliage, branches and other parts of plants for bouquets or other ornamental purposes Vegetable products not elsewhere specified	<i>Ipomoea</i> – Americas, Australia and New Zealand.	-	All countries to be included in 11A in line with other commodities where <i>Bemisia tabaci</i> being found. Potential reassessment following the <i>Bemisia tabaci</i> policy review (consultation ended on December 19 <sup>th</sup> 2023 ( <a href="https://planthealthportal.defra.gov.uk/assets/uploads/Bt-Policy-Review-2023-26Sep2023.pdf">https://planthealthportal.defra.gov.uk/assets/uploads/Bt-Policy-Review-2023-26Sep2023.pdf</a> )) and if individual products linked to commodity (CN) codes more specifically can be identified and assessed.
	Solanaceae – Americas, Australia and New Zealand	-	All countries to be included in 11A which aligns with requirements on solanaceous produce and planting material. Potential reassessment if individual products linked to commodity (CN) codes more specifically can be identified and assessed.
Spinach – originally considered low risk and in Annex 11B	<i>Spinacia oleracea</i> - leaves	EU – 18,801 tonnes Non-EU – 57.8 tonnes – commodity includes fresh or chilled spinach, New Zealand spinach and orache spinach	Add <i>Spinacia oleracea</i> , fresh or chilled to 11A – all countries. May be reviewed following period of monitoring of this commodity. Risk level increased due to interceptions of whiteflies ( <i>Bemisia tabaci</i> and <i>Liriomyza</i> spp.) and some association with Colorado Potato Beetle.

## Goods remaining low risk

N.B. In legislation this means being listed in Annex 11B. Goods come in with phytosanitary certificates, but are lower risk and have lower levels of checks. Where there are changes to specific regions this is **highlighted in yellow**.

Schedule 11B section	Commodity	Commodity volume (5 year average in tonnes) where could be ascertained	Action proposed
Mustard greens	<i>Brassica junica</i>		Retain in 11B – all countries <sup>1</sup> will retain the status quo (i.e. all countries currently subject to the requirements of this Annex).
	<i>Brassica oleracea</i>		Retain in 11B – all countries <sup>1</sup> will retain the status quo (i.e. all countries currently subject to the requirements of this Annex).
	<i>Brassica sp.</i>		Retain in 11B – all countries <sup>1</sup> will retain the status quo (i.e. all countries currently subject to the requirements of this Annex).
Headed lettuce	<i>Latuca sativa</i> above ground parts		Retain in 11B – all countries <sup>1</sup> will retain the status quo (i.e. all countries currently subject to the requirements of this Annex).
	<i>Lactuca sp.</i> above ground parts	EU – 65,867 tonnes Non-EU – 114 tonnes – commodity code is fresh / chilled lettuce excluding cabbage lettuce	Retain in 11B – all countries <sup>1</sup> will retain the status quo (i.e. all countries currently subject to the requirements of this Annex).
Pomegranate	<i>Punica granatum</i> fruit		Retain in 11B – all countries <sup>1</sup> will retain the status quo (i.e. all countries currently subject to the requirements of this Annex).
Chard, leafy veg – no roots	<i>Beta vulgaris</i>		Retain in 11B – all countries <sup>1</sup> will retain the status quo (i.e. all countries currently subject to the requirements of this Annex).
Cucumbers and gherkins, fresh	<i>Cucumis sativus</i>	EU – 175,824 tonnes Non-EU – 2,869 tonnes	<b>Retain 11A for Americas (see table above).</b> <b>Deregulate EU plus other mainland European countries.</b> Retain 11B all other regions.

Buttercups – cut flowers	<i>Ranunculus</i>		Retain in 11B – all countries <sup>1</sup> will retain the status quo (i.e. all countries currently subject to the requirements of this Annex).
Gladioli – cut flowers	<i>Gladiolus</i>		Retain in 11B – all countries <sup>1</sup> will retain the status quo (i.e. all countries currently subject to the requirements of this Annex).
Lilies – cut flowers	<i>Lilium</i>		Retain in 11B – all countries <sup>1</sup> will retain the status quo (i.e. all countries currently subject to the requirements of this Annex).