

行政院農業委員會動植物防疫檢疫局 函

地址：100臺北市中正區和平西路二段100號9樓
承辦人：周俊男
電話：(02)3343-2053
傳真：(02)2304-7455
電子信箱：

受文者：本局高雄分局

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主旨：有關歐盟預告修正Council Directive 2000/29/EC部分輸入土壤、栽培介質與附帶栽培介質植物及其他物品檢疫規定並預計於108年9月1日起實施案，詳如說明，請轉知相關業者預做準備，請查照。

說明：

- 一、依據駐歐盟兼比利時代表處經濟組108年3月28日比貿字第1080000157號函辦理。
- 二、旨揭法規全文可至(<https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32019L0523&qid=1560480989858&from=EN>)下載，摘述重要修正內容如下：
 - (一)禁止自歐盟外其他國家(瑞士除外)輸入土壤(包含附帶土壤者)及附帶土壤有機物的栽培介質。前揭栽培介質不包含未曾使用於種植植物及其他農業用途之泥炭苔或椰纖(Cocus nucifera)(附件1)。
 - (二)附帶栽培介質之植物(植物組織培養苗及產自瑞士者除外)須符合以下條件並加註於輸出國植物檢疫證明書(附件2)：
 - 1、種植前栽培介質須儲藏於避免有害生物汙染之環境，並符合以下條件之一：
 - (1)不得附帶土壤或有機質且未曾使用於種植植物或其他農業用途。
 - (2)如為泥炭苔或椰纖，須未曾使用於種植植物或其他農業用途。
 - (3)依據Council Directive 2000/29/EC Article13(1)(ii)進行處理。



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2、種植期間栽培介質須符合以下(1)或(2)條件之一：

(1)採取適當措施避免栽培介質受有害生物污染，至少包括以下措施：

甲、使用物理隔離避免土壤及其他污染源污染。

乙、衛生管理措施。

丙、使用無有害生物污染之水。

(2)輸出前2周內以不含有害生物之水清洗去除土壤，並重新種植於符合前揭說明二、(二)、1之栽培介質，並採取前揭說明二、(二)、2、(1)之措施。

(三)以下植物、植物產品及物品自歐盟以外地區輸入前，須經輸出國檢疫合格(附件3)：

1、附著於植物之用於維持植物生命(vitality)之栽培介質。

2、自第三國(瑞士除外)輸入特定供農業或林業使用的機械及車輛。

正本：本局基隆分局、本局新竹分局、本局臺中分局、本局高雄分局

副本：社團法人中華盆花發展協會、社團法人臺灣蘭花產銷發展協會、本局植物檢疫

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(iv) heading (d) is amended as follows:

— in point 1, the text in the third column is replaced by the following:

'EL (except the Regional Units of Argolida, Arta, Chania and Lakonia), M, P (except Algarve, Madeira and the county of Odemira in Alentejo);

(3) Annex III is amended as follows:

(a) Part A, point 14 is replaced by:

<p>'14. Soil as such, consisting in part of solid organic substances and growing medium as such, which consists in whole or in part of solid organic substances, other than that composed entirely of peat or fibre of <i>Cocos nucifera</i> L., previously not used for growing of plants or for any agricultural purposes</p>	<p>Third countries except Switzerland'</p>
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(b) Part B is amended as follows:

(i) in point 1, the text in the right hand column is replaced by the following:

'E (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 of Guipuzcoa (Basque Country), the Comarcas of Garrigues, Noguera, Pla d'Urgell, Segrià and Urgell in the province of Lleida (Comunidad autonoma de Catalunya), the Comarcas de L'Alt Vinalopó and El Vinalopó Mitjà in the province of Alicante and the municipalities of Alborache and Turís in the province of Valencia (Comunidad Valenciana)), EE, F (Corsica), IRL (except Galway city), I (Abruzzo, Apulia, Basilicata, Calabria, Campania, Lazio, Liguria, Lombardy (except the provinces of Mantua, Milano, Sondrio and Varese, and the communes of Bovisio Masciago, Cesano Maderno, Desio, Limbiate, Nova Milanese and Varedo in Monza Brianza Province), Marche, Molise, Piedmont (except the communes of Busca, Centallo, Scarnafigi, Tarantasca and Villafalletto in the province of Cuneo), Sardinia, Sicily (excluding the municipalities of Cesarò (Messina Province), Maniace, Bronte, Adrano (Catania Province) and Centuripe, Regalbuto and Troina (Enna Province)), Tuscany, Umbria, Valle d'Aosta, Veneto (except the provinces of Rovigo and Venice, the communes of Barbona, Boara Pisani, Castelbaldo, Masi, Piacenza d'Adige, S. Urbano and, Vescovana in the province of Padova and the area situated to the south of highway A4 in the province of Verona)), LV, LT (except the municipalities of Babtai and Kėdainiai (region of Kaunas)), P, SI (except the regions Gorenjska, Koroška, Maribor and Notranjska, the communes of Lendava, Renče-Vogrsko (south from the highway H4) and Velika Polana, and the settlements Fuzina, Gabrovčec, Glogovica, Gorenja vas, Gradiček, Grintovec, Ivančna Gorica, Krka, Krška vas, Male Lese, Malo Črnelo, Malo Globoko, Marinča vas, Mleščevo, Mrzlo Polje, Muljava, Podbukovje, Potok pri Muljavi, Šentvid pri Stični, Škrjanče, Trebnja Gorica, Velike Lese, Veliko Črnelo, Veliko Globoko, Vir pri Stični, Vrhpolje pri Šentvidu, Zagradec and Znojile pri Krki in the commune Ivančna Gorica), SK (except the county of Dunajská Streda, Hronovce and Hronské Kľačany (Levice County), Dvory nad Žitavou (Nové Zámky County), Málíнец (Poltár County), Hrhov (Rožňava County), Veľké Ripňany (Topoľčany County), Kazimír, Luhyňa, Malý Horeš, Svätušé and Zatín (Trebíšov County)), FI, UK (Isle of Man and Channel Islands)'

(ii) in point 2, the text in the right hand column is replaced by the following:

'E (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 of Guipuzcoa (Basque Country), the Comarcas of Garrigues, Noguera, Pla d'Urgell, Segrià and Urgell in the province of Lleida (Comunidad autonoma de Catalunya), the Comarcas de L'Alt Vinalopó and El Vinalopó Mitjà in the province of Alicante and the municipalities of Alborache and Turís in the province of Valencia (Comunidad Valenciana)), EE, F (Corsica), IRL (except Galway city), I (Abruzzo, Apulia, Basilicata, Calabria, Campania, Lazio, Liguria, Lombardy (except the provinces of Mantua, Milano, Sondrio and Varese, and the communes of Bovisio Masciago, Cesano Maderno, Desio, Limbiate, Nova Milanese and Varedo in Monza Brianza Province), Marche, Molise, Piedmont (except the communes of Busca, Centallo, Scarnafigi, Tarantasca and Villafalletto in the province of Cuneo), Sardinia, Sicily (excluding the municipalities of Cesarò (Messina Province), Maniace, Bronte, Adrano (Catania Province) and Centuripe, Regalbuto and Troina (Enna Province)), Tuscany, Umbria, Valle d'Aosta, Veneto (except the provinces of Rovigo and Venice, the communes of Barbona, Boara Pisani, Castelbaldo, Masi, Piacenza d'Adige, S. Urbano and, Vescovana in the province of Padova and the area situated to the south of highway A4 in the province of Verona)), LV, LT (except the municipalities of Babtai and Kėdainiai (region of Kaunas)), P, SI (except the regions Gorenjska, Koroška, Maribor

25.7.4. Fruits of <i>Solanaceae</i> originating in Australia, the Americas and New Zealand	<p>Without prejudice to the provisions applicable to the fruits in Annex IV(A)(I) (16.6.), (25.7.1.), (25.7.2.), (25.7.3.), (36.2.) and (36.3.), official statement that the fruits:</p> <p>(a) originate in a country recognised as being free from <i>Bactericera cockerelli</i> (Sulc.) in accordance with relevant International Standards for Phytosanitary Measures, provided that this freedom status has been communicated in advance in writing by the national plant protection organisation of the third country concerned to the Commission,</p> <p>or</p> <p>(b) originate in an area established by the national plant protection organisation in the country of origin as being free from <i>Bactericera cockerelli</i> (Sulc.) in accordance with the relevant International Standards for Phytosanitary Measures, which is mentioned on the certificates referred to in Article 13(1)(ii) under the rubric 'Additional declaration', provided that this freedom status has been communicated in advance in writing by the national plant protection organisation of the third country concerned to the Commission,</p> <p>or</p> <p>(c) originate in a place of production, where official inspections and surveys for the presence of <i>Bactericera cockerelli</i> (Sulc.) including its immediate vicinity are carried out during the last three months prior to export and subject to effective treatments to ensure freedom from the harmful organism, and representative samples of the fruit have been inspected prior to export,</p> <p>and</p> <p>information on traceability is included in the certificates referred to in Article 13(1)(ii)</p> <p>or</p> <p>(d) originate in an insect proof site of production, established by the national plant protection organisation in the country of origin, as being free from <i>Bactericera cockerelli</i> (Sulc.), on the basis of official inspections and surveys carried out during the three months prior to export,</p> <p>and</p> <p>information on traceability is included in the certificates referred to in Article 13(1)(ii).'</p>
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— point 34 is replaced by the following:

34. Growing medium, attached to or associated with plants, intended to sustain the vitality of the plants, with the exception of sterile medium of <i>in-vitro</i> plants, originating in third countries other than Switzerland.	<p>Official statement that:</p> <p>(a) the growing medium, at the time of planting of the associated plants:</p> <p>(i) was free from soil and organic matter and not previously used for growing plants or for any agricultural purposes,</p> <p>or</p> <p>(ii) was composed entirely of peat or fibre of <i>Cocos nucifera</i> L. and not previously used for growing plants or for any agricultural purposes</p> <p>or</p> <p>(iii) was subjected to effective treatment to ensure freedom from harmful organisms and the treatment data should be indicated on the certificates referred to in Article 13(1)(ii) under the rubric 'Additional declaration'</p> <p>and</p> <p>in all the above cases was stored and maintained under appropriate conditions to keep freedom from harmful organisms</p> <p>and</p>
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	<p>(b) since planting:</p> <p>(i) appropriate measures have been taken to ensure that the growing medium has been kept free from harmful organisms, including at least:</p> <ul style="list-style-type: none"> — physical isolation of the growing medium from soil and other possible sources of contamination — hygiene measures — using water free from harmful organisms <p>or</p> <p>(ii) within two weeks prior to export the growing medium including, where appropriate, soil has been completely removed by washing using water free from harmful organisms. Replanting may be performed in the growing medium that shall meet the requirements laid down in point (a). Appropriate conditions shall be maintained to keep freedom from harmful organisms as stipulated in point (b).'</p>
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— the following points are inserted after point 34:

34.1. Bulbs, corms, rhizomes and tubers, intended for planting, other than tubers of <i>Solanum tuberosum</i> , originating in third countries other than Switzerland	Without prejudice to the provisions applicable in Annex IV(A)(I)(30), official statement that the consignment or lot shall not contain more than 1 % by net weight of soil and growing medium.
34.2. Tubers of <i>Solanum tuberosum</i> originating in third countries other than Switzerland	Without the prejudice to provisions applicable in Annex III(A)(10), (11) and (12) and Annex IV(A)(I) (25.1.), (25.2.), (25.3.), (25.4.1.) and (25.4.2.), official statement that the consignment or lot shall not contain more than 1 % by net weight of soil and growing medium.
34.3. Root and tubercle vegetables originating in third countries other than Switzerland	Without the prejudice to provisions applicable in Annex III(A)(10), (11) and (12), official statement that the consignment or lot shall not contain more than 1 % by net weight of soil and growing medium.
34.4. Machinery and vehicles which have been operated for agricultural or forestry purposes, imported from third countries other than Switzerland	Without prejudice to the provisions applicable in Annex IV(B)(30), official statement that machinery or vehicles are cleaned and free from soil and plant debris.'

(ii) Section II is amended as follows:

— the following points are inserted after point 2:

2.1. Whether or not listed among the CN codes in Part A of Annex V, wood of <i>Juglans</i> L. and <i>Pterocarya</i> Kunth, other than in the form of:	Official statement that the wood:
<ul style="list-style-type: none"> — chips, particles, sawdust, shavings, wood waste and scrap obtained in whole or part from these plants, 	<p>(a) originates in an area known to be free from <i>Geosmithia morbida</i> Kolarik, Freeland, Utley & Tisserat and its vector <i>Pityophthorus juglandis</i> Blackman, established by the competent authorities in accordance with relevant International Standards for Phytosanitary Measures,</p> <p>or</p>

- the sixth indent is replaced by the following:
 - ‘— *Fraxinus L., Juglans L., Ulmus davidiana* Planch. and *Pterocarya L.*, including wood which has not kept its natural round surface, originating in Canada, China, Democratic People's Republic of Korea, Japan, Mongolia, Republic of Korea, Russia, Taiwan and USA;’
- the eighth indent is replaced by the following:
 - ‘— *Amelanchier* Medik., *Aronia* Medik., *Cotoneaster* Medik., *Crataegus L., Cydonia* Mill., *Malus* Mill., *Pyracantha M. Roem., Pyrus L.* and *Sorbus L.*, including wood which has not kept its natural round surface, except sawdust or shavings, originating in Canada or the USA;’
- a ninth indent is added:
 - ‘— *Prunus L.* including wood which has not kept its natural round surface, originating in Canada, China, Democratic People's Republic of Korea, Mongolia, Japan, Republic of Korea, the USA or Vietnam.’
- point 7 is replaced by:
 - ‘7. Growing medium, attached to or associated with plants, intended to sustain the vitality of the plants originating in third countries other than Switzerland.’
- the following point is inserted after point 7:
 - ‘7.1. Machinery and vehicles which have been operated for agricultural or forestry purposes and meeting one of the following descriptions laid down in Part II of Annex I to Council Regulation (EEC) No 2658/87 imported from third countries other than Switzerland:

'CN code	Description
ex 8432	Agricultural, horticultural or forestry machinery for soil preparation or cultivation; lawn or sports-ground rollers
ex 8433 53	Root or tuber harvesting machines
ex 8436 80 10	Forestry machinery
ex 8701 20 90	Tractors (other than tractors of heading 8709): Road tractors for semi-trailers used
ex 8701 91 10	Agricultural tractors and forestry tractors, wheeled, of an engine power not exceeding 18 kW

