NOTIFICATION OF EMERGENCY MEASURES

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| **1.** | **Notifying Member:** CHILE**If applicable, name of local government involved:** |
| **2.** | **Agency responsible:** *Servicio Agrícola y Ganadero*, SAG (Agriculture and Livestock Service) |
| **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):** Seeds of certain fruit and vegetable crops and aromatic and medicinal plant species |
| **4.** | **Regions or countries likely to be affected, to the extent relevant or practicable:****[X]** **All trading partners****[ ] Specific regions or countries:** |
| **5.** | **Title of the notified document:** *Resolución Exenta Nº: 2314 de 2022, Modifica Resolución Exenta Nº:7675 de 2016 que establece requisitos fitosanitarios para la importación de semillas de especies hortícolas, chacras, aromáticas y medicinales, procedentes de todo origen, en el sentido de establecer medidas de emergencia para prevenir el ingreso de Tomato brown rugose fruit virus (ToBRFV)* (Exempt Resolution No. 2314 of 2022 amending Exempt Resolution No. 7675 of 2016 establishing phytosanitary requirements for the importation of seeds, of any origin, of certain fruit and vegetable crops and aromatic and medicinal plant species, to establish emergency measures to prevent the entry of Tomato brown rugose fruit virus (ToBRFV)) **Language(s):** Spanish **Number of pages:** 3<https://members.wto.org/crnattachments/2022/SPS/CHL/22_3650_00_s.pdf> |
| **6.** | **Description of content:** The notified Resolution amends Resolution No. 7.675 of 2016 by replacing the text of clause 2 of the Resolution with the following:"For each seed species specified in clause 1 of this Resolution, an alternative additional declaration stating that the pest/s is/are not present in the country of origin will be accepted. However, in the case of Tomato brown rugose fruit virus (ToBRFV), it cannot be certified by means of an alternative additional declaration that the pest is not present in the country of origin, as certification by sampling and official laboratory analysis is mandatory".It should also be noted that shipments en route to Chile with a certification dated prior to the entry into force of this standard shall be exempt from this requirement.Further details can be found in the documents attached to this notification. |
| **7.** | **Objective and rationale: [ ] food safety, [ ] animal health, [X] plant protection, [ ] protect humans from animal/plant pest or disease, [X] protect territory from other damage from pests.** |
| **8.** | **Nature of the urgent problem(s) and reasons for urgent action:** Urgent action required given:* Information currently available: in the marketing of seeds of *Solanum lycopersicum* L. and *Capsicum* spp., batches of different origins are frequently mixed, which increases the risk of spread of the pest. In addition, due to the characteristics of the virus, there is uncertainty regarding the global presence of the pest. Consequently, the new measures shall apply to all seeds of *Solanum lycopersicum* L. and *Capsicum* spp., regardless of whether the country is declared to be free from the pest.
* SAG Resolution No. 5.464 of 2019 introduced an amendment to Resolution No. 7.675 of 2016, to the effect that Tomato brown rugose fruit virus (ToBRFV) in seeds of *Capsicum annuum*, *Solanum lycopersicum (=Lycopersicon esculentum)* and *Lycopersicon esculentum x Lycopersicon hirsutum*, coming from countries of origin in which this pest is not present, may declare this status.
* Regardless of the phytosanitary status of the country of origin, all shipments of host seeds of Tomato brown rugose fruit virus (ToBRFV) are required to be certified at the nursery or shipment level, as per the results of an official laboratory analysis, owing to the international movement of seeds and because it is an emerging quarantine pest that has a significant impact on production and the economy.
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| **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 Organisation for Animal Health (OIE) *(e.g. Terrestrial or Aquatic Animal Health Code, chapter number)*:****[X] International Plant Protection Convention *(e.g. ISPM No.)*:*** International Standards for Phytosanitary Measures (ISPM) No. 1: Phytosanitary principles for the protection of plants and the application of phytosanitary measures in international trade
* ISPM No. 2: Guidelines for pest risk analysis
* ISPM No. 11: Pest risk analysis for quarantine pests, given that a pest risk analysis was carried out prior to the establishment of requirements

**[ ] None****Does this proposed regulation conform to the relevant international standard?****[X] 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:** *Resolución Exenta Nº:7675 de 2016 que establece requisitos fitosanitarios para la importación de semillas de especies hortícolas, chacras, aromáticas y medicinales, procedentes de todo origen, en el sentido de establecer medidas de emergencia para prevenir el ingreso de Tomato brown rugose fruit virus (tobrfv)* |
| **11.** | **Date of entry into force (*dd/mm/yy*)/period of application (as applicable):** 4 August 2022**[ ] Trade facilitating measure** |
| **12.** | **Agency or authority designated to handle comments: [X] National Notification Authority, [ ] National Enquiry Point**. **Address, fax number and email address (if available) of other body:**Email: sps.chile@sag.gob.cl |
| **13.** | **Text(s) available from: [X] National Notification Authority, [ ] National Enquiry Point**. **Address, fax number and email address (if available) of other body:**Email: sps.chile@sag.gob.cl |