



2025/1316

3.7.2025

COMMISSION IMPLEMENTING REGULATION (EU) 2025/1316

of 2 July 2025

on temporary measures to prevent the introduction into, establishment and spread within the Union territory of *Curtobacterium flaccumfaciens* pv. *flaccumfaciens* (Hedges) Collins and Jones, and amending Implementing Regulation (EU) 2019/2072

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) 2016/2031 of the European Parliament and of the Council of 26 October 2016 on protective measures against pests of plants, amending Regulations (EU) No 228/2013, (EU) No 652/2014 and (EU) No 1143/2014 of the European Parliament and of the Council and repealing Council Directives 69/464/EEC, 74/647/EEC, 93/85/EEC, 98/57/EC, 2000/29/EC, 2006/91/EC and 2007/33/EC⁽¹⁾, and in particular Article 28(1), point (g), Article 41(3), first subparagraph, and Article 72(1), second subparagraph, point (e), thereof,

Whereas:

- (1) *Curtobacterium flaccumfaciens* pv. *flaccumfaciens* (Hedges) Collins and Jones ('the specified pest') is listed in Part A of Annex II to Commission Implementing Regulation (EU) 2019/2072⁽²⁾ as a pest not known to occur in the Union territory.
- (2) In 2024, the specified pest was found present on imported seeds of *Phaseolus vulgaris* L.
- (3) Additionally, in the recent years, outbreaks of the specified pest have been reported in the Union territory, in fields where *Phaseolus vulgaris* L. and *Vicia faba* L. were grown.
- (4) Plants for planting of *Glycine max* L. Merr., *Phaseolus coccineus* L., *Phaseolus lunatus* L., *Phaseolus vulgaris* L., *Vigna angularis* (Willd.) Ohwi & H. Ohashi, *Vigna mungo* (L.) Hepper, *Vigna radiata* (L.) R. Wilczek, *Vigna unguiculata* (L.) Walp. and *Vicia faba* L. ('specified plants') should be subject to certain measures. This is because, in accordance with an Opinion of the European Food Safety Authority, those plants are the main hosts of the specified pest⁽³⁾, and they are also the plants on which the specified pest was either found during import controls or at outbreaks in the Union territory.
- (5) Member States should annually perform surveys for the presence of the specified pest, employing a risk-based approach, to ensure the early detection of the specified pest and clarify the status of its presence in the Union territory. Those surveys should consist of visual examinations and, where necessary, testing of the specified plants for the presence of the specified pest.
- (6) Moreover, and in order to protect the Union territory from the phytosanitary risk of the specified pest, special requirements should be set out in Annex VII to Implementing Regulation (EU) 2019/2072 for the introduction into the Union of the specified plants from all third countries.
- (7) Those requirements should consist of different options, namely: requirement for the plants to originate from countries or areas which are free from the specified pest; requirement for the plants to originate from production sites which are subject to specific conditions; and requirement for the plants to be subjected to sampling and testing pursuant to certain rules. Each of those options is sufficient to reduce the respective phytosanitary risk to an acceptable level.

⁽¹⁾ OJ L 317, 23.11.2016, p. 4, ELI: <http://data.europa.eu/eli/reg/2016/2031/oj>.

⁽²⁾ Commission Implementing Regulation (EU) 2019/2072 of 28 November 2019 establishing uniform conditions for the implementation of Regulation (EU) 2016/2031 of the European Parliament and the Council, as regards protective measures against pests of plants, and repealing Commission Regulation (EC) No 690/2008 and amending Commission Implementing Regulation (EU) 2018/2019 (OJ L 319, 10.12.2019, p. 1, ELI: http://data.europa.eu/eli/reg_impl/2019/2072/oj).

⁽³⁾ Scientific Opinion on the pest categorisation of *Curtobacterium flaccumfaciens* pv. *flaccumfaciens*. EFSA Journal 2018; 16(5):5299, 22 pp. <https://doi.org/10.2903/j.efsa.2018.5299>.

- (8) Given the increasing demand in the Union for seeds of host plants of the specified pest, it is necessary to adopt requirements for introduction of those seeds into the Union territory.
- (9) Moreover, seeds of *Phaseolus lunatus* L., *Vigna angularis* (Willd.) Ohwi & H. Ohashi, *Vigna mungo* (L.) Hepper, *Vigna radiata* (L.) R.Wilczek and *Vigna unguiculata* (L.) Walp., should be listed in Part A of Annex XI to Implementing Regulation (EU) 2019/2072.
- (10) Implementing Regulation (EU) 2019/2072 should therefore be amended accordingly.
- (11) Given the still uncertain status of the presence of that pest in the Union territory, the requirement to perform annual surveys for the presence of the specified pest should apply during a limited period of time, during which the Commission will reassess the need for continuing the annual surveys based on the knowledge about the presence of the specified pest obtained by the competent authorities during the annual surveys.
- (12) The requirements concerning the introduction into the Union territory of the specified plants should apply from 23 April 2026. This is necessary in order to allow the competent authorities of the third countries sufficient time to adapt to those requirements.
- (13) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS REGULATION:

Article 1

Subject matter

This Regulation sets out measures to prevent the introduction into the Union territory, and the establishment and the spread within that territory, of *Curtobacterium flaccumfaciens* pv. *flaccumfaciens* (Hedges) Collins and Jones.

Article 2

Definitions

For the purposes of this Regulation, the following definitions apply:

- (1) 'specified pest' means *Curtobacterium flaccumfaciens* pv. *flaccumfaciens* (Hedges) Collins and Jones;
- (2) 'specified plants' means plants for planting of *Glycine max* L. Merr., *Phaseolus coccineus* L., *Phaseolus lunatus* L., *Phaseolus vulgaris* L., *Vigna angularis* (Willd.) Ohwi & H.Ohashi, *Vigna mungo* (L.) Hepper, *Vigna radiata* (L.) R.Wilczek, *Vigna unguiculata* (L.) Walp. and *Vicia faba* L.

Article 3

Surveys of the Union territory

1. The competent authorities shall annually conduct risk-based surveys for the presence of the specified pest on specified plants, at appropriate times of the year to detect the specified pest.

Those surveys shall be carried out by inspection of the specified plants and, in the case of any suspicion for the presence of the specified pest, by sampling and testing for that presence using appropriate methods with molecular identification.

2. By 30 April of each year, Member States shall submit to the Commission and the other Member States the results of the surveys carried out pursuant to paragraph 1 during the preceding year.

*Article 4***Amendment of Implementing Regulation (EU) 2019/2072**

Implementing Regulation (EU) 2019/2072 is amended in accordance with the Annex to this Regulation.

*Article 5***Entry into force and application**

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

Article 3 shall apply until 30 April 2029.

Article 4 shall apply from 23 April 2026.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 2 July 2025.

For the Commission

The President

Ursula VON DER LEYEN

ANNEX

Amendment of Implementing Regulation (EU) 2019/2072

Annexes VII and XI are amended as follows:

- (1) in Annex VII, the following point is inserted between points 74 and 75:

74.1	Plants for planting of <i>Glycine max</i> L. Merr., <i>Phaseolus coccineus</i> L., <i>Phaseolus lunatus</i> L., <i>Phaseolus vulgaris</i> L., <i>Vigna angularis</i> (Willd.) Ohwi & H. Ohashi, <i>Vigna mungo</i> (L.) Hepper, <i>Vigna radiata</i> (L.) R. Wilczek, <i>Vigna unguiculata</i> (L.) Walp. and <i>Vicia faba</i> L.	ex 0602 90 30 ex 0602 90 50 ex 0602 90 99 ex 0713 31 00 ex 0713 32 00 0713 33 10 ex 0713 35 00 ex 0713 39 00 ex 0713 50 00 ex 0713 90 00 1201 10 00	Third countries	Official statement that: (a) the plants for planting originate in a country recognised as being free from <i>Curtobacterium flaccumfaciens</i> pv. <i>flaccumfaciens</i> (Hedges) Collins and Jones in accordance with the relevant International Standards for Phytosanitary Measures, or (b) the plants for planting originate in an area established by the national plant protection organisation in the country of origin as being free from <i>Curtobacterium flaccumfaciens</i> pv. <i>flaccumfaciens</i> (Hedges) Collins and Jones, in accordance with the International Standard for Phytosanitary Measures ISPM 4 (*); the pest free area is mentioned on the phytosanitary certificate, or (c) the plants for planting originate from a site of production complying with the following conditions: (i) it is registered and supervised by the national plant protection organisation in the country of origin; (ii) official inspection of the site of production and its immediate vicinity has been carried out prior to harvest, and no presence of <i>Curtobacterium flaccumfaciens</i> pv. <i>flaccumfaciens</i> (Hedges) Collins and Jones has been detected;
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				<p>(iii) prior to export, a representative sample of the plants for planting has been tested using appropriate methods with molecular identification and found free from <i>Curtobacterium flaccumfaciens</i> pv. <i>flaccumfaciens</i> (Hedges) Collins and Jones,</p> <p>or</p> <p>(d) in case of plants for planting in the form of seeds, prior to their export, from each lot a sample has been tested using appropriate methods with molecular identification and found free from <i>Curtobacterium flaccumfaciens</i> pv. <i>flaccumfaciens</i> (Hedges) Collins and Jones.</p> <p>In case of point (d), the size of the sample shall be such as to enable at least the detection of 0,5 % level of infection with a level of confidence of 99 %. However, in the case of seed lots smaller than 8 000 seeds, a representative sample of 10 % of the lot has been tested and found free from <i>Curtobacterium flaccumfaciens</i> pv. <i>flaccumfaciens</i> (Hedges) Collins and Jones in this test.</p>
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(*) ISPM 4 "Requirements for the establishment of pest free areas."

(2) Annex XI is amended as follows:

(i) in Part A, under point '8. Seeds of:', the following entry is added:

' <i>Phaseolus lunatus</i> L., <i>Vigna angularis</i> (Willd.) Ohwi & H. Ohashi, <i>Vigna mungo</i> (L.) Hepper, and <i>Vigna radiata</i> (L.) R. Wilczek, <i>Vigna unguiculata</i> (L.) Walp.	<p>Beans of the species <i>Vigna mungo</i> (L.) Hepper or <i>Vigna radiata</i> (L.) Wilczek, <i>Vigna unguiculata</i> (L.) Walp. for sowing:</p> <p>ex 0713 31 00</p> <p>ex 0713 35 00</p> <p>Small red (Adzuki) beans (<i>Vigna angularis</i>) for sowing:</p> <p>ex 0713 32 00</p> <p>Beans (<i>Phaseolus lunatus</i>, <i>Phaseolus coccineus</i>) for sowing:</p> <p>-- Other</p> <p>ex 0713 39 00</p>	Third countries other than Switzerland'
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- (ii) in Part B, in the second column, the entry 'Dried leguminous vegetables, shelled, not skinned or split, for sowing...' is replaced by the following:

'Dried leguminous vegetables, shelled, not skinned or split, for sowing:

ex 0713 20 00

ex 0713 34 00

ex 0713 39 00

ex 0713 40 00

ex 0713 60 00

ex 0713 90 00 (other than *Phaseolus lunatus* and *Phaseolus coccineus*).'
