

COMMISSION IMPLEMENTING DECISION (EU) 2017/1161**of 23 June 2017****amending Implementing Decision (EU) 2016/159 laying down the procedures for the submission of applications for grants and requests for payment, and the information relating thereto, in respect of the emergency measures against plant pests referred to in Regulation (EU) No 652/2014 of the European Parliament and of the Council***(notified under document C(2017) 4221)*

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 652/2014 of the European Parliament and of the Council of 15 May 2014 laying down provisions for the management of expenditure relating to the food chain, animal health and animal welfare, and relating to plant health and plant reproductive material, amending Council Directives 98/56/EC, 2000/29/EC and 2008/90/EC, Regulations (EC) No 178/2002, (EC) No 882/2004 and (EC) No 396/2005 of the European Parliament and of the Council, Directive 2009/128/EC of the European Parliament and of the Council and Regulation (EC) No 1107/2009 of the European Parliament and of the Council and repealing Council Decisions 66/399/EEC, 76/894/EEC and 2009/470/EC⁽¹⁾, and in particular Article 36(5) thereof,

Whereas:

- (1) Commission Implementing Decision (EU) 2016/159⁽²⁾ lays down the procedures for the submission of applications for grants and requests for payment, and the information relating thereto, in respect of the emergency measures against plant pests referred to in Regulation (EU) No 652/2014.
- (2) In accordance with Article 54 of Regulation (EU) No 652/2014, point (d) of Article 18(1) of that Regulation applies from 1 January 2017. In order to include costs of compensating the owners concerned for the value of the destroyed plants, plants products or other objects subject to the measures referred to in Article 18 of that Regulation, under the measures foreseen in Article 1 of Implementing Decision (EU) 2016/159, that Decision needs to be amended accordingly.
- (3) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS DECISION:

*Article 1***Amendment to Implementing Decision (EU) 2016/159**

Implementing Decision (EU) 2016/159 is amended as follows:

- (1) the first subparagraph of Article 1 is replaced by the following:

'In order to be granted a financial contribution of the Union the Member States shall provide, within 2 months from the official confirmation of the presence of a pest referred to in Article 17 of Regulation (EU) No 652/2014, preliminary information concerning the outbreak of the pest. That preliminary information shall be submitted by means of an electronic file, in accordance with the template set out in Annex I to this Decision. The notifications to the Commission as described in Article 1 and 2 of Implementing Decision 2014/917/EU are considered as such preliminary information.'

⁽¹⁾ OJ L 189, 27.6.2014, p. 1.

⁽²⁾ Commission Implementing Decision (EU) 2016/159 of 4 February 2016 laying down the procedures for the submission of applications for grants and requests for payment, and the information relating thereto, in respect of the emergency measures against plant pests referred to in Regulation (EU) No 652/2014 of the European Parliament and of the Council (OJ L 31, 6.2.2016, p. 51).

(2) the second subparagraph of Article 1 is replaced by the following:

‘No later than 6 months after the official confirmation of the presence of the pest, Member States shall submit to the Commission an application for a grant pursuant to Article 16(1) of Regulation (EU) No 652/2014 by means of an electronic file, in accordance with templates 1 and 2 set out in Annex II to this Decision.’;

(3) in the third subparagraph of Article 1, the following point is inserted:

‘(e) the estimated costs of compensation to owners for the values of the destroyed plants, plant products or other objects as referred to in Article 18(1)(d) of Regulation (EU) No 652/2014.’;

(4) the fifth subparagraph of Article 1 is replaced by the following:

‘Applications for a grant for the estimated cost essential for the eradication and/or containment of a pest for which an application was already sent in previous calendar years, shall contain the updated versions of Annex II (1 and 2) to this Decision.’;

(5) in Article 2, points (a) and (b) are replaced as below, and the following point (c) is inserted:

‘(a) the request for payment for the eligible costs incurred, using an electronic file in accordance with templates 1 and 2 set out in Annex III to this Decision; consequently, if applicable, the request for payment set out in Annex III (1) should be applied;

(b) a final technical report in accordance with Annex IV to this Decision;

(c) the applications for a grant for the estimated costs of compensation to owners for the values of the destroyed plants, plant products or other objects as referred to in Article 18(1)(d) of Regulation (EU) No 652/2014 shall contain Annex III (2) to this Decision.’;

(6) Article 4 is replaced by the following:

‘Article 4

This Decision shall apply with respect to pest outbreaks notified to the Commission as of 1 January 2017.’;

(7) Annexes I, II, III and IV are amended in accordance with the Annex to this Decision.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 23 June 2017.

For the Commission
Vytenis ANDRIUKAITIS
Member of the Commission

ANNEX

The Annexes to Implementing Decision (EU) 2016/159 are amended as follows:

(1) Annex I is replaced by the following:

'ANNEX I

PRELIMINARY INFORMATION	
Information required within two months of the official confirmation of the occurrence of primary outbreak of the pest:	
To be addressed to: SANTE-D4-EMERGENCY-PLANT-HEALTH@ec.europa.eu	
1. Date	DD/MM/YY
2. Member State	
3. Contact Person	
4. Region	
5. Number of hectares (affected)	
6. Number of outbreaks	
7. Pest (common name)	
Latin name	
8. Crop / Tree (common name)	
Latin name	
9. Type of measures	Eradication <input type="checkbox"/> Containment (in the buffer zone) <input type="checkbox"/> Other Measures <input type="checkbox"/>
10. EUROPHYT notification number	
11. Overview of the measures to be applied or that have already been applied in the affected area'	

(2) Annex II is replaced by the following:

'ANNEX II

Template 1			
A. Eradication	<input type="checkbox"/>		
B. Containment (in the buffer zone)	<input type="checkbox"/>		
C. Other protective measures ⁽¹⁾	<input type="checkbox"/>		
PRELIMINARY BUDGET			
No later than six months after the official confirmation of the occurrence of primary outbreak of the pest and every three months thereafter.			
<u>To be addressed to: SANTE-D4-EMERGENCY-PLANT-HEALTH@ec.europa.eu</u>			
First submission	<input type="text"/>		
Update	<input type="text"/>		
For the period from	<input type="text" value="DD/MM/YY"/>	to	<input type="text" value="DD/MM/YY"/>
Outbreak reference	<input type="text" value="MS / Pest / Year"/>	Region	<input type="text"/>
EUROPHYT Notification Date	<input type="text"/>		
Contact person for this budget:	<input type="text"/>		
Telephone:	<input type="text"/>		
E-mail address	<input type="text"/>		
Eligible Measures	Estimated hourly rate (for official personnel)	MS total estimated amount requested (In euro, VAT excluded)	EU approved co-funded amount (In euro, VAT excluded) to be filled in by the Commission
Eligible direct costs			
A. Visual inspection, sampling & trapping activities			
1. Costs for official personnel ⁽²⁾	<input type="text"/>	<input type="text"/>	<input type="text"/>
2. Costs for contracted personnel	<input type="text"/>	<input type="text"/>	<input type="text"/>
3. Other costs (consumables, materials)	<input type="text"/>	<input type="text"/>	<input type="text"/>

B. Laboratory tests			
1. Costs for official personnel ⁽²⁾			
2. Costs for private entities contracted to perform the task			
3. Other costs (kits, reagents, consumables)			
C. Treatment of plants and plant products			
1. Costs for official personnel ⁽²⁾			
2. Costs for private entities contracted to perform the task			
3. Costs for renting of equipment			
4. Other costs (consumables, materials, preventive treatment, plant products)			
D. Destruction and/or removal of plants			
1. Costs for official personnel ⁽²⁾			
2. Costs for private entities contracted to perform the task			
3. Costs for renting of equipment			
4. Other costs (consumables, materials)			
E. Cleaning and/or disinfection of premises, land, water, soil, growing media, machinery and equipment			
1. Costs for official personnel ⁽²⁾			
2. Costs for private entities contracted to perform the task			
3. Costs for renting of equipment			
4. Other costs (consumables, materials)			
F. Compensating the operators/owners concerned for treatment, destruction/removal, cleaning/disinfection			
1. Costs of compensation for treatment			
2. Costs of compensation for destruction / removal of plants			
3. Costs of compensation for cleaning / disinfection			
G. Compensating the owners concerned for the value of the destroyed plants, plant objects or other objects			
1.			

H. Exceptional and duly justified costs for other measures than those listed from A to G ⁽³⁾		
1.		
Please explain and justify the measure and related costs:		
Sub-total:	— EUR	— EUR
Indirect costs — 7% overheads on direct costs, other than those of compensations		
Sub-total:	— EUR	— EUR
Total amount (In euro, VAT excluded)		
Total:	— EUR	— EUR
Co-funding rate (50% / 75%)		
Requested amount for EU co-funding	— EUR	— EUR
Date:	DD/MM/YY	
Name of responsible:		Signature:

⁽¹⁾ Article 16.1(c) of Regulation No 652/2014.

⁽²⁾ Please indicate estimated hourly rate for all official personnel, in the designated column.

⁽³⁾ Article 18.1(e) of Regulation No 652/2014.

Template 2	
A. Eradication	<input type="checkbox"/>
B. Containment (in the buffer zone)	<input type="checkbox"/>
C. Other protective measures ⁽¹⁾	<input type="checkbox"/>
PLAN OF ERADICATION / CONTAINMENT ACTIVITIES	
No later than six months after the official confirmation of the occurrence of primary outbreak of the pest and every three months thereafter.	
To be addressed to: SANTE-D4-EMERGENCY-PLANT-HEALTH@ec.europa.eu	
First submission	<input type="text"/>
Update	<input type="text"/>
For the period from	DD/MM/YY
to	DD/MM/YY
Outbreak reference	MS / Pest / Year
	Region <input style="width: 100px;" type="text"/>
EUROPHYT Notification Date	<input type="text"/>
Contact person for this budget:	<input type="text"/>
Telephone:	<input type="text"/>
E-mail address	<input type="text"/>
Measures implemented / to be implemented	
A. Detailed description of the technical measures to be implemented (Please describe below the a. plan of the measures, b. activities, c. timeline, d. eradication or containment etc.)	

B. Detailed description of the goal to be achieved concerning the eradication/containment/other measures as a result of the implementation of the measures (Please describe the main goals to be achieved)	
Eligible Measures	Estimated number of activities
C. Visual inspection (Please describe below the activities)	
D. Sampling (Please describe below the activities)	
E. Trapping (Please describe below the activities)	
F. Laboratory/testing (Please describe below the activities)	
G. Treatment of plants and plant products (Please specify below the activities)	
H. Destruction and/or removal of plants (Please describe below the activities)	
I. Cleaning and/or disinfection of premises, land, water, soil, growing media, machinery and equipment (Please describe below the activities)	
J. Measures for compensating the operators/owners concerned for treatment, destruction/removal, cleaning/disinfection (Please describe below the activities)	

K. Measures for compensating the owners concerned for the value of the destroyed plants, plant objects or other objects (Please describe below the activities)				
L. Exceptional and duly justified activities for other measures than those listed from A to K ⁽¹⁾ (Please describe below the activities)				
M. Geographical information about the pest outbreak (please complete the table)				
Map of the Infected / Demarcated area	YES	<input type="radio"/>	NO	<input type="radio"/>
GIS signal spot	YES	<input type="radio"/>	NO	<input type="radio"/>
Latitudes and longitudes	YES	<input type="radio"/>	NO	<input type="radio"/>
Prefecture map (outbreak area)	YES	<input type="radio"/>	NO	<input type="radio"/>
Member state map (outbreak area)	YES	<input type="radio"/>	NO	<input type="radio"/>
Date:	<input type="text" value="DD/MM/YY"/>			
Name of responsible:	<input type="text"/>		Signature:	<input type="text"/>

⁽¹⁾ Article 18.1 (e) of Regulation No 652/2014.

⁽²⁾ As explained in point 5.2.1 ix) of the Guidelines for plant health emergency measures.’

(3) Annex III is replaced by the following:

'ANNEX III

Template 1			
A. Eradication	<input type="checkbox"/>		
B. Containment (in the buffer zone)	<input type="checkbox"/>		
C. Other protective measures ⁽¹⁾	<input type="checkbox"/>		
REQUEST FOR PAYMENT under Grant Decision SANTE/EM/PH/YEAR/NO./MS			
To be addressed to: SANTE-D4-EMERGENCY-PLANT-HEALTH@ec.europa.eu			
First submission	<input type="text"/>		
Update	<input type="text"/>		
For the period from	<input type="text" value="DD/MM/YY"/>	to	<input type="text" value="DD/MM/YY"/>
Outbreak reference	<input type="text" value="MS / Pest / Year"/>	Region	<input type="text"/>
EUROPHYT Notification Date	<input type="text"/>		
Contact person for this budget:	<input type="text"/>	Exchange rate	<input type="text"/>
Telephone:	<input type="text"/>		
E-mail address	<input type="text"/>		
Eligible Measures and associated costs ⁽²⁾	Number of hours (for official personnel)	MS total amount requested (In euro, VAT excluded)	EU approved co-funded amount (In euro, VAT excluded) to be filled in by the Commission
Eligible direct costs			
A. Costs for visual inspection, sampling & trapping activities			
1. Costs for official personnel			
2. Costs for contracted personnel			
3. Costs of consumables			
4. Costs of materials			

B. Laboratory tests			
1. Costs for official personnel			
2. Costs for private entities contracted to perform the task			
3. Costs for kits and reagents			
4. Costs for consumables			
C. Treatment of plants and plant products			
1. Costs for official personnel			
2. Costs for private entities contracted to perform the task			
3. Costs for renting of equipment			
4. Costs of consumables			
5. Costs of materials			
6. Costs for preventive treatment			
7. Costs for plant products			
D. Costs for destruction and/or removal of plants			
1. Costs for official personnel			
2. Costs for private entities contracted to perform the task			
3. Costs for renting of equipment			
4. Costs of consumables			
5. Costs of materials			
E. Cleaning and/or disinfection of premises, land, water, soil, growing media, machinery and equipment			
1. Costs for official personnel ⁽²⁾			
2. Costs for private entities contracted to perform the task			
3. Costs for renting of equipment			
4. Costs of consumables			
5. Costs of materials			
F. Compensating the operators/owners concerned for treatment, destruction/removal, cleaning/disinfection			
1. Costs of compensation for treatment			
2. Costs of compensation for destruction / removal of plants			
3. Costs of compensation for cleaning / disinfection			

G. Compensating the owners concerned for the value of the destroyed plants, plant objects or other objects		
1.		
Please specify species and quantities		
H. Exceptional and duly justified costs for other measures than those listed from A to G ⁽³⁾		
1.		
Please explain and justify the measure and related costs:		
Sub-total:	— EUR	— EUR
Indirect costs — 7% overheads on direct costs, other than those of compensations		
Sub-total:	— EUR	— EUR
Total amount (In euro, VAT excluded)		
Total:	— EUR	— EUR
Co-funding rate (50% / 75%)		
Amount requested for EU co-funding	— EUR	— EUR
<ol style="list-style-type: none"> 1. this expenditure was actually incurred, accurately accounted for, the above costs correspond to the resources employed for the work and those resources were reasonable and necessary for the work; 2. all supporting documents relating to the expenditure are available for inspection; 3. no other Union contribution was requested for this action and all revenue accruing from operations for this action is declared to the Commission (in particular for survey for pests programmes); 4. control procedures apply, in particular to verify the accuracy of the amounts declared, to prevent, detect and correct irregularities; 5. all costs were incurred within the period set with the grant decision; 6. all costs were paid before the submission of the request of payment. 		
Date:		
Name of responsible:		

(1) Article 16. 1 (c) of Regulation No 652/2014.

(2) The request for payment must be provided by Member States together with an excel sheet, detailing the individual costs and allowing the reconstruction of the costs included in the Request for payment.

(3) Article 18.1 (e) of Regulation No 652/2014.

Template 2 — REQUEST FOR PAYMENT — COMPENSATION FOR PLANTS

[To be addressed to: SANTE-D4-EMERGENCY-PLANT-HEALTH@ec.europa.eu](mailto:SANTE-D4-EMERGENCY-PLANT-HEALTH@ec.europa.eu)

Submission deadline: No later than six months of the end date fixed in the financial decision or the confirmation of the completion of the eradication and / or containment of pest

Outbreak reference MS / PEST / YEAR

PLANTS

EUROPHYT Notification No	Plants owner or grower		Location of destructed plants	Date of destruction	Method of destruction	Date of payment	Species	Quantity (ha/m ² /number of plants)	Amount paid for the <u>market value</u> of the plants
	Surname	Forename							
Total									EUR 0,00

PLANT PRODUCTS

EUROPHYT Notification No	Plant products owner		Location of destructed plant products	Date of destruction	Method of destruction	Date of payment	Type of plant products	Quantity (number of units)	Amount paid for the <u>market value</u> of the plant products
	Surname	Forename							
Total									EUR 0,00

OTHER OBJECTS

EUROPHYT Notification No	Other objects owner		Location of destructed other objects	Date of destruction	Method of destruction	Date of payment	Type of objects	Quantity (number of units)	Amount paid for the <u>market value</u> of other objects
	Surname	Forename							
Total									EUR 0,00 [*]

(4) the following Annex IV is added:

'ANNEX IV

A. Eradication	<input type="checkbox"/>
B. Containment (in the buffer zone)	<input type="checkbox"/>
C. Other protective measures ⁽¹⁾	<input type="checkbox"/>
FINAL TECHNICAL REPORT	
To be addressed to: SANTE-D4-EMERGENCY-PLANT-HEALTH@ec.europa.eu	
First submission	<input type="text"/>
Update	<input type="text"/>
Dates of Implementation of Measures	<input style="background-color: #e0ffe0;" type="text" value="DD/MM/YY"/> to <input style="background-color: #e0ffe0;" type="text" value="DD/MM/YY"/>
Outbreak reference	<input style="background-color: #e0ffe0;" type="text" value="MS / Pest / Year"/> Region <input style="background-color: #e0ffe0;" type="text"/>
EUROPHYT Notification Date	<input style="background-color: #e0ffe0;" type="text"/>
Contact person for this budget:	<input style="background-color: #e0ffe0;" type="text"/>
Telephone:	<input style="background-color: #e0ffe0;" type="text"/>
E-mail address	<input style="background-color: #e0ffe0;" type="text"/>
Actions implemented	
A. Detailed description of the technical measures implemented (Please describe below the a. plan of the measures, b. activities, c. timeline, d. eradication or containment etc.)	

B. Detailed description of the goal achieved concerning the eradication/containment/other measures as a result of the implementation of the measures (Please describe the main goals achieved)	
Eligible Measures	Number of activities implemented
C. Visual inspection (Please describe below the activities)	
D. Sampling (Please describe below the activities)	
E. Trapping (Please describe below the activities)	
F. Laboratory/testing (Please describe below the activities)	
G. Treatment of plants and plant products (Please specify below the activities)	
H. Destruction and/or removal of plants (Please describe below the activities)	
I. Cleaning and/or disinfection of premises, land, water, soil, growing media, machinery and equipment (Please describe below the activities)	
J. Measures for compensating the operators/owners concerned for treatment, destruction/removal, cleaning/disinfection (Please describe below the activities)	

K. Measures for compensating the owners concerned for the value of the destroyed plants, plant objects or other objects (Please describe below the activities)		
L. Exceptional and duly justified activities for other measures than those listed from A to K ⁽¹⁾ (Please describe below the activities)		
M. Geographical information about the pest outbreak (please complete the table)		
Map of the Infected / Demarcated area	YES	<input type="radio"/> NO <input type="radio"/>
GIS signal spot	YES	<input type="radio"/> NO <input type="radio"/>
Latitudes and longitudes	YES	<input type="radio"/> NO <input type="radio"/>
Prefecture map (outbreak area)	YES	<input type="radio"/> NO <input type="radio"/>
Member state map (outbreak area)	YES	<input type="radio"/> NO <input type="radio"/>
ADDITIONAL COMPULSORY INFORMATION	Annex No.	
1. Additional documents concerning the technical measures implemented, with key figures and tables;		
2. Detailed maps of the demarcated area(s) at the time of implementation of measures;		
3. Other relevant information, useful for a better understanding of implemented measures		
Date:	<input type="text" value="DD/MM/YY"/>	
Name of responsible:	<input type="text"/>	Signature: <input type="text"/>

⁽¹⁾ Article 18.1 (e) of Regulation No 652/2014.

⁽²⁾ As explained in point 5.2.1 ix) of the Guidelines for plant health emergency measures.'