OFFERYNNAU STATUDOL CYMRU

2024 Rhif 119 (Cy. 27)

AMAETHYDDIAETH, CYMRU

BWYD, CYMRU

Rheoliadau Rheolaethau Swyddogol (Mewnforio Bwyd a Bwyd Anifeiliaid Risg Uchel Nad Ydynt yn Dod o Anifeiliaid) (Diwygio Rheoliad Gweithredu'r Comisiwn (EU) 2019/1793) (Cymru) 2024

Gwnaed	*31 Ionawr 2024*
Gosodwyd gerbron Senedd Cymru	*2 Chwefror 2024*
Yn dod i rym	*7 Mawrth 2024*

WELSH STATUTORY INSTRUMENTS

2024 No. 119 (W. 27)

AGRICULTURE, WALES

FOOD, WALES

The Official Controls (Import of High-Risk Food and Feed of Non-Animal Origin) (Amendment of Commission Implementing Regulation (EU) 2019/1793) (Wales) Regulations 2024

Made	*31 January 2024*
Laid before Senedd Cymru	*2 February 2024*
Coming into force	*7 March 2024*

£13.57

OFFERYNNAU STATUDOL CYMRU

WELSH STATUTORY INSTRUMENTS

2024 Rhif 119 (Cy. 27)

2024 No. 119 (W. 27)

AMAETHYDDIAETH, CYMRU

AGRICULTURE, WALES

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FOOD, WALES

Rheoliadau Rheolaethau Swyddogol (Mewnforio Bwyd a Bwyd Anifeiliaid Risg Uchel Nad Ydynt yn Dod o Anifeiliaid) (Diwygio Rheoliad Gweithredu'r Comisiwn (EU) 2019/1793) (Cymru) 2024

The Official Controls (Import of High-Risk Food and Feed of Non-Animal Origin) (Amendment of Commission Implementing Regulation (EU) 2019/1793) (Wales) Regulations 2024

NODYN ESBONIADOL

(Nid yw'r nodyn hwn yn rhan o'r Rheoliadau)

Mae'r Rheoliadau hyn yn diwygio, o ran Cymru, Reoliad Gweithredu'r Comisiwn (EU) 2019/1793 ar gynyddu dros dro reolaethau swyddogol a mesurau brys sy'n rheoli mynediad i'r Undeb i nwyddau penodol o drydydd gwledydd penodol (EUR 2019/1793).

Mae rheoliad 2 yn gwneud darpariaeth i ddiweddaru'r rhestrau o fwyd a bwyd anifeiliaid risg uchel nad ydynt yn dod o anifeiliaid yn Atodiadau 1 a 2 i EUR 2019/1793. Mae rheoliad 2(4) a (5), ac Atodlenni 1 a 2, yn amnewid yr Atodiadau hynny. Amnewidir Atodiad 1 drwy ddefnyddio pwerau yn Erthyglau 47(2)(b) a 54(4)(a) o Reoliad (EU) 2017/625 Senedd Ewrop a'r Cyngor ar reolaethau swyddogol a gweithgareddau swyddogol eraill a gyflawnir i sicrhau y cymhwysir y gyfraith o ran bwyd a bwyd anifeiliaid, rheolau ynghylch iechyd a lles anifeiliaid, iechyd planhigion a chynhyrchion diogelu planhigion (EUR 2017/625). Amnewidir Atodiad 2 drwy ddefnyddio pwerau yn Erthygl 53 o Reoliad (EC) Rhif 178/2002 Senedd Ewrop a'r Cyngor sy'n gosod egwyddorion a gofynion cyffredinol cyfraith bwyd, yn sefydlu Awdurdod Diogelwch Bwyd Ewrop ac yn gosod gweithdrefnau o ran materion diogelwch bwyd (EUR 2002/178) ac Erthygl 54(4)(b) o EUR 2017/625.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend, in relation to Wales, Commission Implementing Regulation (EU) 2019/1793 on the temporary increase of official controls and emergency measures governing the entry into the Union of certain goods from certain third countries (EUR 2019/1793).

Regulation 2 makes provision to update the lists of high-risk food and feed of non-animal origin in Annexes 1 and 2 to EUR 2019/1793. Regulation 2(4) and (5), and Schedules 1 and 2, substitute those Annexes. The substitution of Annex 1 is made using powers in Articles 47(2)(b) and 54(4)(a) of Regulation (EU) 2017/625 of the European Parliament and of the Council on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products (EUR 2017/625). The substitution of Annex 2 is made using powers in Article 53 of Regulation (EC) No 178/2002 of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety (EUR 2002/178) and Article 54(4)(b) of EUR 2017/625.

Mae rheoliad 2(2), (3) a (6), ac Atodlen 3, yn diwygio EUR 2019/1793 i wneud darpariaeth mewn perthynas â samplu a dadansoddi ar gyfer y perygl *Listeria*. Nodir y weithdrefn samplu ragnodedig a'r dull cyfeirio dadansoddol rhagnodedig ar gyfer rheoli presenoldeb *Listeria* mewn bwyd yn yr Atodiad 3a newydd i EUR 2019/1793 (a fewnosodir gan reoliad 2(6) ac Atodlen 3).

Mae rheoliad 3 yn gwneud diwygiadau canlyniadol i Reoliadau Rheolaethau Swyddogol (Mewnforio Bwyd a Bwyd Anifeiliaid Risg Uchel Nad Ydynt yn Dod o Anifeiliaid) (Diwygio Rheoliad Gweithredu'r Comisiwn (EU) 2019/1793) (Cymru) 2022 (O.S. 2022/1330 (Cy. 269), i ddileu diwygiadau cynharach i EUR 2019/1793 a ddisodlir gan y diwygiadau a wneir gan y Rheoliadau hyn.

Mae Atodiad 1 i EUR 2019/1793 yn cynnwys y rhestr o fwyd a bwyd anifeiliaid nad ydynt yn dod o anifeiliaid sy'n ddarostyngedig i gynnydd dros dro mewn rheolaethau swyddogol mewn safleoedd rheoli ar y ffin neu mewn safleoedd rheoli ym Mhrydain Fawr. Mae'r newidiadau a wneir i Atodiad 1 fel a ganlyn.

- Cofnod newydd ar gyfer past cnau daear o Bolivia (ar gyfer afflatocsinau). Mae amlder y gwiriadau wedi ei ragnodi ar 50%.
- Mae'r cofnodion ar gyfer cnau daear (pysgnau) a chynhyrchion cysylltiedig, o Frasil, (ar gyfer afflatocsinau) wedi eu dileu.
- Cywiriad i gyfeirnod troednodyn y tabl yn y cofnod ar gyfer cnau daear (pysgnau) a chynhyrchion cysylltiedig, o Frasil (ar gyfer gweddillion plaleiddiaid).
- Cofnod newydd ar gyfer past cnau daear o Frasil (ar gyfer gweddillion plaleiddiaid). Mae amlder y gwiriadau wedi ei ragnodi ar 20%.
- Cofnod newydd ar gyfer past cnau daear o Tsieina (ar gyfer afflatocsinau). Mae amlder y gwiriadau wedi ei ragnodi ar 10%.
- Mae amlder y gwiriadau ar bupurau melys (*Capsicum annum*) o Tsieina (ar gyfer *Salmonella*) wedi ei leihau i 10% (o 20%).
- Cofnod newydd ar gyfer granadila (*Passiflora ligularis*) a ffrwyth y dioddefaint (*Passiflora edulis*) o Colombia (ar gyfer gweddillion plaleiddiaid). Mae amlder y gwiriadau wedi ei ragnodi ar 10%.
- Cywiriad i'r cofnod ar gyfer ffa llathen o Weriniaeth Dominica (ar gyfer gweddillion plaleiddiaid).

Regulation 2(2), (3) and (6), and Schedule 3, amend EUR 2019/1793 to make provision in relation to sampling and analysis for the hazard *Listeria*. The prescribed sampling procedure and analytical reference method for the control of presence of *Listeria* in food is set out in the new Annex 3a to EUR 2019/1793 (inserted by regulation 2(6) and Schedule 3).

Regulation 3 makes consequential amendments to the Official Controls (Import of High-Risk Food and Feed of Non-Animal Origin) (Amendment of Commission Implementing Regulation (EU) 2019/1793) (Wales) Regulations 2022 (S.I. 2022/1330 (W. 269), to remove earlier amendments to EUR 2019/1793 that are superseded by the amendments made by these Regulations.

Annex 1 to EUR 2019/1793 contains the list of food and feed of non-animal origin that is subject to a temporary increase in official controls at border control posts or at control points in Great Britain. The changes being made to Annex 1 are as follows.

- A new entry for groundnuts paste from Bolivia (for aflatoxins). The frequency of checks is prescribed at 50%.
- The entries for groundnuts (peanuts) and associated products, from Brazil, (for aflatoxins) have been removed.
- A correction to the table footnote reference in the entry for groundnuts (peanuts) and associated products, from Brazil (for pesticides residues).
- A new entry for groundnuts paste from Brazil (for pesticide residues). The frequency of checks is prescribed at 20%.
- A new entry for groundnuts paste from China (for aflatoxins). The frequency of checks is prescribed at 10%.
- The frequency of checks on sweet peppers (*Capsicum annum*) from China (for *Salmonella*) is decreased to 10% (from 20%).
- A new entry for granadilla (*Passiflora ligularis*) and passion fruit (*Passiflora edulis*) from Colombia (for pesticide residues). The frequency of checks is prescribed at 10%.
- A correction to the entry for yardlong beans from the Dominican Republic (for pesticides residues).

- Cofnod newydd ar gyfer bananas o Ecuador (ar gyfer gweddillion plaleiddiaid). Mae amlder y gwiriadau wedi ei ragnodi ar 5%.
- Cofnod newydd ar gyfer orenau o'r Aifft (ar gyfer gweddillion plaleiddiaid). Mae amlder y gwiriadau wedi ei ragnodi ar 10%.
- Mae amlder y gwiriadau ar olew palmwydd o Ghana (ar gyfer llifynnau Sudan) wedi ei ostwng i 20% (o 50%).
- Cofnod newydd ar gyfer sinamon a blodau coed sinamon o India (ar gyfer gweddillion plaleiddiaid). Mae amlder y gwiriadau wedi ei ragnodi ar 10%.
- Cofnod newydd ar gyfer clofs (ffrwythau cyfan, ewinedd a choesynnau) o India (ar gyfer gweddillion plaleiddiaid). Mae amlder y gwiriadau wedi ei ragnodi ar 10%.
- Cofnod newydd ar gyfer drymffyn (*Moringa oleifera*) o India (ar gyfer gweddillion plaleiddiaid). Mae amlder y gwiriadau wedi ei ragnodi ar 20%.
- Cofnod newydd ar gyfer sinsir, saffrwm, tyrmerig (*Curcuma*), teim, dail llawryf, cyrri a sbeisys eraill, o India (ar gyfer gweddillion plaleiddiaid). Mae amlder y gwiriadau wedi ei ragnodi ar 10%.
- Cofnod newydd ar gyfer nytmeg, mas a chardamoms o India (ar gyfer gweddillion plaleiddiaid). Mae amlder y gwiriadau wedi ei ragnodi ar 10%.
- Cofnodion newydd ar gyfer reis o India (ar gyfer afflatocsinau ac ocratocsin A, ac ar gyfer gweddillion plaleiddiaid). Mae amlderau'r gwiriadau ar gyfer afflatocsinau ac ocratocsin A, ac ar gyfer gweddillion plaleiddiaid wedi eu rhagnodi ar 5%.
- Cofnod newydd ar gyfer hadau anis, badian, ffenigl, coriander, cwmin neu garwe, ac ar gyfer aeron meryw, o India (ar gyfer gweddillion plaleiddiaid). Mae amlder y gwiriadau wedi ei ragnodi ar 10%.
- Cofnod newydd ar gyfer hadau melon o Iran (ar gyfer afflatocsinau). Mae amlder y gwiriadau wedi ei ragnodi ar 10%.
- Cofnod newydd ar gyfer pupurau o'r genws *Capsicum* (ac eithrio pupurau melys) o Kenya (ar gyfer gweddillion plaleiddiaid). Mae amlder y gwiriadau wedi ei ragnodi ar 10%.
- Cywiriad i'r cofnod ar gyfer ffa llathen o Cambodia (ar gyfer gweddillion plaleiddiaid).

- A new entry for bananas from Ecuador (for pesticide residues). The frequency of checks is prescribed at 5%.
- A new entry for oranges from Egypt (for pesticide residues). The frequency of checks is prescribed at 10%.
- The frequency of checks on palm oil from Ghana (for Sudan dyes) is decreased to 20% (from 50%).
- A new entry for cinnamon and cinnamon-tree flowers from India (for pesticide residues). The frequency of checks is prescribed at 10%.
- A new entry for cloves (whole fruit, cloves and stems) from India (for pesticide residues). The frequency of checks is prescribed at 10%.
- A new entry for drumsticks (*Moringa oleifera*) from India (for pesticide residues). The frequency of checks is prescribed at 20%.
- A new entry for ginger, saffron, turmeric (*Curcuma*), thyme, bay leaves, curry and other spices, from India (for pesticide residues). The frequency of checks is prescribed at 10%.
- A new entry for nutmeg, mace and cardamoms from India (for pesticide residues). The frequency of checks is prescribed at 10%.
- New entries for rice from India (for aflatoxins and ochratoxin A, and for pesticide residues). The frequencies of checks for aflatoxins and ochratoxin A, and for pesticide residues are prescribed at 5%.
- A new entry for seeds of anise, badian, fennel, coriander, cumin or caraway, and for juniper berries, from India (for pesticide residues). The frequency of checks is prescribed at 10%.
- A new entry for melon seeds from Iran (for aflatoxins). The frequency of checks is prescribed at 10%.
- A new entry for peppers of the genus *Capsicum* (other than sweet) from Kenya (for pesticide residues). The frequency of checks is prescribed at 10%.
- A correction to the entry for yardlong beans from Cambodia (for pesticides residues).

- Cofnod newydd ar gyfer ffa llygatddu (*Vigna unguiculata* subspp.) o Madagascar (ar gyfer gweddillion plaleiddiaid). Mae amlder y gwiriadau wedi ei ragnodi ar 10%.
- Cofnodion newydd ar gyfer reis o Bacistan (ar gyfer afflatocsinau ac ocratocsin A, ac ar gyfer gweddillion plaleiddiaid). Mae amlderau'r gwiriadau ar gyfer afflatocsinau ac ocratocsin A, ac ar gyfer gweddillion plaleiddiaid wedi eu rhagnodi ar 5%.
- Mae'r cofnod ar gyfer cymysgeddau sbeis o Bacistan (ar gyfer afflatocsinau) wedi ei ddileu. Trosglwyddir y cofnod i Atodiad 2, Tabl 1 gyda lleihad i amlder y gwiriadau (o 50% i 10%).
- Cofnod newydd ar gyfer past cnau daear o Senegal (ar gyfer afflatocsinau). Mae amlder y gwiriadau wedi ei ragnodi ar 50%.
- Cofnod newydd ar gyfer hadau *Sesamum* o Syria. Mae amlder y gwiriadau wedi ei ragnodi ar 10%.
- Cofnod newydd ar gyfer tahini a halfa o hadau *Sesamum*, o Syria. Mae amlder y gwiriadau wedi ei ragnodi ar 10%.
- Mae amlder y gwiriadau ar gyfer pupurau o'r genws *Capsicum* (ac eithrio pupurau melys) o Wlad Thai wedi ei gynyddu i 50% (o 20%).
- Mae'r cofnodion ar gyfer cnau cyll (*Corylus* spp.*)* a chynhyrchion cysylltiedig, o Türkiye, (ar gyfer afflatocsinau) wedi eu dileu.
- Cofnod newydd ar gyfer past cnau daear o'r Unol Daleithiau (ar gyfer afflatocsinau). Mae amlder y gwiriadau wedi ei ragnodi ar 10%.
- Cofnod newydd ar gyfer pitahaya (ffrwyth y ddraig) o Fietnam (ar gyfer gweddillion plaleiddiaid). Mae amlder y gwiriadau wedi ei ragnodi ar 50%. Trosglwyddir y cofnod i Atodiad 1 (o Atodiad 2, Tabl 1) gyda chynnydd yn amlder y gwiriadau (o 10%).

Yn Atodiad 2 i EUR 2019/1793, mae Tabl 1 yn cynnwys y rhestr o fwyd a bwyd anifeiliaid nad ydynt yn dod o anifeiliaid y mae amodau arbennig wedi eu rhagnodi ar eu cyfer sy'n rheoli eu mynediad i Brydain Fawr. Mae'r newidiadau a wneir i Atodiad 2, Tabl 1, fel a ganlyn.

- Cofnod newydd ar gyfer madarch enoki o Tsieina (ar gyfer *Listeria*). Mae amlder y gwiriadau wedi ei ragnodi ar 20%.
- Cofnod newydd ar gyfer past cnau daear o'r Aifft (ar gyfer afflatocsinau). Mae amlder y gwiriadau wedi ei ragnodi ar 20%.

- A new entry for cow peas (*Vigna unguiculata* subspp.) from Madagascar (for pesticide residues). The frequency of checks is prescribed at 10%.
- New entries for rice from Pakistan (for aflatoxins and ochratoxin A, and for pesticide residues). The frequencies of checks for aflatoxins and ochratoxin A, and for pesticide residues are prescribed at 5%.
- The entry for spice mixes from Pakistan (for aflatoxins) has been removed. The entry is transferred into Annex 2, Table 1 with a decrease to the frequency of checks (from 50% to 10%).
- A new entry for groundnuts paste from Senegal (for aflatoxins). The frequency of checks is prescribed at 50%.
- A new entry for *Sesamum* seeds from Syria. The frequency of checks is prescribed at 10%.
- A new entry for tahini and halva from *Sesamum* seeds, from Syria. The frequency of checks is prescribed at 10%.
- The frequency of checks on peppers of the genus *Capsicum* (other than sweet) from Thailand is increased to 50% (from 20%).
- The entries for hazelnuts (*Corylus* spp.*)* and associated products, from Türkiye, (for aflatoxins) have been removed.
- A new entry for groundnuts paste from the United States (for aflatoxins). The frequency of checks is prescribed at 10%.
- A new entry for pitahaya (dragon fruit) from Vietnam (for pesticide residues). The frequency of checks is prescribed at 50%. The entry is transferred into Annex 1 (from Annex 2, Table 1) with an increase in the frequency of checks (from 10%).

In Annex 2 to EUR 2019/1793, Table 1 contains the list of food and feed of non-animal origin for which special conditions are prescribed governing their entry into Great Britain. The changes being made to Annex 2, Table 1, are as follows.

- A new entry for enoki mushrooms from China (for *Listeria*). The frequency of checks is prescribed at 20%.
- A new entry for groundnuts paste from Egypt (for aflatoxins). The frequency of checks is prescribed at 20%.

- Cofnod newydd ar gyfer dail gwinwydd o'r Aifft (ar gyfer gweddillion plaleiddiaid). Mae amlder y gwiriadau wedi ei ragnodi ar 20%.
- Cofnod newydd ar gyfer past cnau daear o Ghana (ar gyfer afflatocsinau). Mae amlder y gwiriadau wedi ei ragnodi ar 50%.
- Cofnod newydd ar gyfer past cnau daear o'r Gambia (ar gyfer afflatocsinau). Mae amlder y gwiriadau wedi ei ragnodi ar 50%.
- Mae amlder y gwiriadau ar nytmeg (*Myristica fragrans*) o Indonesia (ar gyfer afflatocsinau) wedi ei leihau i 10% (o 20%).
- Cofnod newydd ar gyfer past cnau daear o India (ar gyfer afflatocsinau). Mae amlder y gwiriadau wedi ei ragnodi ar 50%.
- Cofnod newydd ar gyfer pupurau o'r genws *Capsicum* (pupurau melys neu bupurau heblaw pupurau melys) (bwyd – wedi eu sychu, eu rhostio, eu gwasgu neu eu malu) o India (ar gyfer gweddillion plaleiddiaid). Mae amlder y gwiriadau wedi ei ragnodi ar 20%.
- Mae amlder y gwiriadau ar bupurau o'r genws *Capsicum* (ac eithrio pupurau melys) (bwyd – ffres, wedi eu hoeri neu wedi eu rhewi) o India (ar gyfer gweddillion plaleiddiaid) wedi ei gynyddu i 20% (o 10%).
- Cofnod newydd ar gyfer madarch enoki o Dde Korea (ar gyfer *Listeria*). Mae amlder y gwiriadau wedi ei ragnodi ar 20%.
- Cofnod newydd ar gyfer cymysgeddau sbeis o Bacistan (ar gyfer afflatocsinau). Mae amlder y gwiriadau wedi ei ragnodi ar 10%. Trosglwyddir y cofnod i Atodiad 2, Tabl 1 (o Atodiad 1) gyda lleihad i amlder y gwiriadau (o 50%).
- Cofnod newydd ar gyfer past cnau daear o Sudan (ar gyfer afflatocsinau). Mae amlder y gwiriadau wedi ei ragnodi ar 50%.
- Mae'r cofnod ar gyfer pitahaya (ffrwyth y ddraig) o Fietnam (ar gyfer gweddillion plaleiddiaid) wedi ei ddileu. Trosglwyddir y cofnod i Atodiad 1 gyda chynnydd yn amlder y gwiriadau (o 10% i 50%).

Yn Atodiad 2 i EUR 2019/1793, mae Tabl 2 yn cynnwys rhestr o fwyd cyfansawdd sy'n cynnwys unrhyw fwyd a restrir yn Nhabl 1 yn Atodiad 2 oherwydd y risg o halogi gan afflatocsinau mewn swm sy'n fwy na 20% o naill ai cynnyrch unigol neu swm y cynhyrchion hynny. Mae Tabl 2 yn cael ei ailddatgan heb unrhyw newidiadau.

- A new entry for vine leaves from Egypt (for pesticide residues). The frequency of checks is prescribed at 20%.
- A new entry for groundnuts paste from Ghana (for aflatoxins). The frequency of checks is prescribed at 50%.
- A new entry for groundnuts paste from The Gambia (for aflatoxins). The frequency of checks is prescribed at 50%.
- The frequency of checks on nutmeg (*Myristica fragrans*) from Indonesia (for aflatoxins) is decreased to 10% (from 20%).
- A new entry for groundnuts paste from India (for aflatoxins). The frequency of checks is prescribed at 50%.
- A new entry for peppers of the genus *Capsicum* (sweet or other than sweet) (food – dried, roasted, crushed or ground) from India (for pesticide residues). The frequency of checks is prescribed at 20%.
- The frequency of checks on peppers of the genus *Capsicum* (other than sweet) (food – fresh, chilled or frozen) from India (for pesticide residues) is increased to 20% (from 10%).
- A new entry for enoki mushrooms from South Korea (for *Listeria*). The frequency of checks is prescribed at 20%.
- A new entry for spice mixes from Pakistan (for aflatoxins). The frequency of checks is prescribed at 10%. The entry is transferred into Annex 2, Table 1 (from Annex 1) with a decrease to the frequency of checks (from 50%).
- A new entry for groundnuts paste from Sudan (for aflatoxins). The frequency of checks is prescribed at 50%.
- The entry for pitahaya (dragon fruit) from Vietnam (for pesticides residues) has been removed. The entry is transferred into Annex 1 with an increase in the frequency of checks (from 10% to 50%).

In Annex 2 to EUR 2019/1793, Table 2 contains a list of compound food containing any of the food listed in Table 1 to Annex 2 due to the risk of contamination by aflatoxins in a quantity above 20% of either a single product or as the sum of those products. Table 2 is restated with no changes.

Mae Atodiad 2a i EUR 2019/1793 yn cynnwys y rhestr o fwyd a bwyd anifeiliaid nad ydynt yn dod o anifeiliaid sydd wedi eu gwahardd rhag dod i Brydain Fawr. Nid oes unrhyw newidiadau yn cael eu gwneud i Atodiad 2a.

Annex 2a to EUR 2019/1793 contains the list of food and feed of non-animal origin that is prohibited from entering Great Britain. There are no changes being made to Annex 2a.

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Asesiadau Effaith Rheoleiddiol mewn perthynas â'r Rheoliadau hyn. O ganlyniad, ystyriwyd nad oedd yn angenrheidiol cynnal asesiad effaith rheoleiddiol o'r costau a'r manteision sy'n debygol o ddeillio o gydymffurfio â'r Rheoliadau hyn.

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. As a result, it was not considered necessary to carry out a regulatory impact assessment as to the likely costs and benefits of complying with these Regulations.

2024 Rhif 119 (Cy. 27)

AMAETHYDDIAETH, CYMRU

BWYD, CYMRU

Rheoliadau Rheolaethau Swyddogol (Mewnforio Bwyd a Bwyd Anifeiliaid Risg Uchel Nad Ydynt yn Dod o Anifeiliaid) (Diwygio Rheoliad Gweithredu'r Comisiwn (EU) 2019/1793) (Cymru) 2024

Gwnaed	*31 Ionawr 2024*
Gosodwyd gerbron Senedd Cymru	*2 Chwefror 2024*
Yn dod i rym	*7 Mawrth 2024*

Mae Gweinidogion Cymru yn gwneud y Rheoliadau hyn drwy arfer y pwerau a roddir gan—

- Erthyglau 34(6), 47(2)(b), 54(4)(a) a (b) a 144(6)(a) o Reoliad (EU) 2017/625 Senedd Ewrop a'r Cyngor ar reolaethau swyddogol a gweithgareddau swyddogol eraill a gyflawnir i sicrhau y cymhwysir y gyfraith o ran bwyd a bwyd anifeiliaid, rheolau ynghylch iechyd a lles anifeiliaid, iechyd planhigion a chynhyrchion diogelu planhigion(**1**);
- Erthyglau 53(1)(b) a 57a(6)(a) o Reoliad (EC) Rhif 178/2002 Senedd Ewrop a'r Cyngor sy'n gosod egwyddorion a gofynion cyffredinol cyfraith bwyd, yn sefydlu Awdurdod

(**1**) EUR 2017/625, a ddiwygiwyd gan O.S. 2020/1481; mae offerynnau diwygio eraill ond nid yw'r un ohonynt yn berthnasol. Mae'r term "the appropriate authority" wedi ei ddiffinio yn Erthygl 3(2A) o EUR 2017/625.

2024 No. 119 (W. 27)

AGRICULTURE, WALES

FOOD, WALES

The Official Controls (Import of High-Risk Food and Feed of Non-Animal Origin) (Amendment of Commission Implementing Regulation (EU) 2019/1793) (Wales) Regulations 2024

Made	*31 January 2024*
Laid before Senedd Cymru	*2 February 2024*
Coming into force	*7 March 2024*

The Welsh Ministers make these Regulations in exercise of the powers conferred by—

- Articles 34(6), 47(2)(b), 54(4)(a) and (b) and 144(6)(a) of Regulation (EU) 2017/625 of the European Parliament and of the Council on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products(**1**);
- Articles 53(1)(b) and 57a(6)(a) of Regulation (EC) No 178/2002 of the European Parliament and of the Council laying down the general principles and requirements of

(**1**) EUR 2017/625, amended by S.I. 2020/1481; there are other amending instruments but none is relevant. The term "the appropriate authority" is defined in Article 3(2A) of EUR 2017/625.

Diogelwch Bwyd Ewrop ac yn gosod gweithdrefnau o ran materion diogelwch bwyd(**1**).

Cynhaliwyd ymgynghoriad fel sy'n ofynnol gan Erthygl 144(7) o Reoliad (EU) 2017/625 ac fel sy'n ofynnol gan Erthygl 9 o Reoliad (EC) Rhif 178/2002.

Enwi, rhychwant, cymhwyso a dod i rym

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Rheolaethau Swyddogol (Mewnforio Bwyd a Bwyd Anifeiliaid Risg Uchel Nad Ydynt yn Dod o Anifeiliaid) (Diwygio Rheoliad Gweithredu'r Comisiwn (EU) 2019/1793) (Cymru) 2024.

(2) Mae'r Rheoliadau hyn—

(a) yn rhychwantu Cymru a Lloegr;

(b) yn gymwys o ran Cymru;

(c) yn dod i rym ar 7 Mawrth 2024**.**

Diwygio Rheoliad Gweithredu'r Comisiwn (EU) 2019/1793

2.—(1) Mae Rheoliad Gweithredu'r Comisiwn (EU) 2019/1793 ar gynyddu dros dro reolaethau swyddogol a mesurau brys sy'n rheoli mynediad i'r Undeb i nwyddau penodol o drydydd gwledydd penodol(**2**) wedi ei ddiwygio fel a ganlyn.

(2) Yn Erthygl 3 (samplu a dadansoddiadau)—

(a) ar ôl paragraff (e) mewnosoder—

"(ea) for food listed in Annex 2 due to the risk of presence of *Listeria*, the sampling and the analyses for the control of *Listeria* must be performed in accordance with the sampling procedures and the analytical reference methods laid down in Annex 3a;"

(b) ym mharagraff (f), yn lle "and (e)" rhodder ", (e) and (ea)".

(3) Yn Erthygl 10 (canlyniadau samplu a dadansoddiadau a gyflawnir gan awdurdodau cymwys y drydedd wlad), ym mharagraff (2), ar ôl is-baragraff (d) mewnosoder—

"(e) the absence of *Listeria* in 25 g, for consignments of food listed in Annex 2 due to risk of microbiological contamination by *Listeria*."

(**1**) EUR 2002/178, a ddiwygiwyd gan O.S. 2019/641 a 2022/377. Diwygiwyd O.S. 2019/641 gan O.S. 2020/1504. Mae'r term "appropriate authority" wedi ei ddiffinio yn Erthygl 3(19) o EUR 2002/178.

(**2**) EUR 2019/1793, a ddiwygiwyd gan O.S. 2020/1631 a 2022/1330 (Cy. 269); mae offerynnau diwygio eraill ond nid yw'r un ohonynt yn berthnasol.

food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety(**1**).

There has been consultation as required by Article 144(7) of Regulation (EU) 2017/625 and as required by Article 9 of Regulation (EC) No 178/2002.

Title, extent, application and coming into force

1.—(1) The title of these Regulations is the Official Controls (Import of High-Risk Food and Feed of Non-Animal Origin) (Amendment of Commission Implementing Regulation (EU) 2019/1793) (Wales) Regulations 2024.

(2) These Regulations—

(a) extend to England and Wales;

(b) apply in relation to Wales;

(c) come into force on 7 March 2024.

Amendment of Commission Implementing Regulation (EU) 2019/1793

2.—(1) Commission Implementing Regulation (EU) 2019/1793 on the temporary increase of official controls and emergency measures governing the entry into the Union of certain goods from certain third countries(**2**) is amended as follows.

(2) In Article 3 (sampling and analyses)—

(a) after paragraph (e) insert—

"(ea) for food listed in Annex 2 due to the risk of presence of *Listeria*, the sampling and the analyses for the control of *Listeria* must be performed in accordance with the sampling procedures and the analytical reference methods laid down in Annex 3a;"

(b) in paragraph (f), for "and (e)" substitute ", (e) and (ea)".

(3) In Article 10 (results of sampling and analyses performed by the competent authorities of the third country), in paragraph (2), after sub-paragraph (d) insert—

"(e) the absence of *Listeria* in 25 g, for consignments of food listed in Annex 2 due to risk of microbiological contamination by *Listeria*."

(**1**) EUR 2002/178, amended by S.I. 2019/641 and 2022/377. S.I. 2019/641 was amended by S.I. 2020/1504. The term "appropriate authority" is defined in Article 3(19) of EUR 2002/178.

(**2**) EUR 2019/1793, amended by S.I. 2020/1631 and 2022/1330 (W. 269); there are other amending instruments but none is relevant.

(4) Yn lle Atodiad 1, rhodder yr Atodiad 1 a geir yn Atodlen 1 i'r Rheoliadau hyn.

(5) Yn lle Atodiad 2, rhodder yr Atodiad 2 a geir yn Atodlen 2 i'r Rheoliadau hyn.

(6) Ar ôl Atodlen 3, mewnosoder yr Atodlen 3a a geir yn Atodlen 3 i'r Rheoliadau hyn.

Diwygio Rheoliadau Rheolaethau Swyddogol (Mewnforio Bwyd a Bwyd Anifeiliaid Risg Uchel Nad Ydynt yn Dod o Anifeiliaid) (Diwygio Rheoliad Gweithredu'r Comisiwn (EU) 2019/1793) (Cymru) 2022

3. Yn Rheoliadau Rheolaethau Swyddogol (Mewnforio Bwyd a Bwyd Anifeiliaid Risg Uchel Nad Ydynt yn Dod o Anifeiliaid) (Diwygio Rheoliad Gweithredu'r Comisiwn (EU) 2019/1793) (Cymru) 2022(**1**)—

(a) yn rheoliad 2 (diwygio Rheoliad Gweithredu'r Comisiwn (EU) 2019/1793), hepgorer paragraffau (2) a (3);

(b) hepgorer Atodlenni 1 a 2.

(4) For Annex 1, substitute the Annex 1 contained in Schedule 1 to these Regulations.

(5) For Annex 2, substitute the Annex 2 contained in Schedule 2 to these Regulations.

(6) After Annex 3, insert the Annex 3a contained in Schedule 3 to these Regulations.

Amendment of the Official Controls (Import of High-Risk Food and Feed of Non-Animal Origin) (Amendment of Commission Implementing Regulation (EU) 2019/1793) (Wales) Regulations 2022

3. In the Official Controls (Import of High-Risk Food and Feed of Non-Animal Origin) (Amendment of Commission Implementing Regulation (EU) 2019/1793) (Wales) Regulations 2022(**1**)—

(a) in regulation 2 (amendment of Commission Implementing Regulation (EU) 2019/1793), omit paragraphs (2) and (3);

(b) omit Schedules 1 and 2.

Lynne Neagle

Y Dirprwy Weinidog Iechyd Meddwl a Llesiant, o dan awdurdod y Gweinidog Iechyd a Gwasanaethau Cymdeithasol, un o Weinidogion Cymru
31 Ionawr 2024

Deputy Minister for Mental Health and Wellbeing, under the authority of the Minister for Health and Social Services, one of the Welsh Ministers
31 January 2024

(**1**) O.S. 2022/1330 (Cy. 269).

(**1**) S.I. 2022/1330 (W. 269).

ATODLEN 1 Rheoliad 2(4)

Yr Atodiad i'w roi yn lle Atodiad 1 i Reoliad Gweithredu'r Comisiwn (EU) 2019/1793

"ANNEX 1

Food and feed of non-animal origin from certain third countries subject to a temporary increase of official controls at border control posts and control points

Country of origin	*Food and feed (intended use)*	*CN code*[(1)]	*TARIC sub-division*	*Hazard*	*Frequency of physical and identity checks (%)*
Bolivia (BO)	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	50
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
Brazil (BR)	Black pepper (*Piper*) ***(Food – neither crushed nor ground)***	ex0904 11 00	10	*Salmonella*[(2)]	50
	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Pesticide residues[(4)]	20

	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
China (CN)	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	10
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
	Sweet peppers (*Capsicum annuum*) ***(Food – crushed or ground)***	ex0904 22 00	11	*Salmonella*[(3)]	10

	Tea, whether or not flavoured ***(Food)***	0902		Pesticide residues[4] [5]	20
Colombia (CO)	Granadilla (*Passiflora ligularis)* and passion fruit (*Passiflora edulis*) ***(Food)***	ex0810 90 20	30	Pesticide residues[4]	10
Dominican Republic (DO)	Aubergines (*Solanum melongena*) ***(Food – fresh or chilled)***	0709 30 00		Pesticide residues[4]	20
	Peppers of the genus *Capsicum* (other than sweet) ***(Food – fresh, chilled or frozen)***	ex0709 60 99 ex0710 80 59	20 20	Pesticide residues[4] [6]	50
	Sweet peppers (*Capsicum annuum*) ***(Food – fresh, chilled or frozen)***	0709 60 10 0710 80 51		Pesticide residues[4] [6]	50
	Yardlong beans (*Vigna unguiculata* subsp. *sesquipedalis*) ***(Food – fresh, chilled or frozen)***	ex0708 20 00 ex0710 22 00	10 10	Pesticide residues[4] [6]	50
Ecuador (EC)	Bananas ***(Food - fresh or dried)***	0803 90 10 0803 90 90		Pesticide residues[4]	5
Egypt (EG)	Oranges ***(Food – fresh or dried)***	0805 10		Pesticide residues[4]	10
	Peppers of the genus *Capsicum* (other than sweet) ***(Food – fresh, chilled or frozen)***	ex0709 60 99 ex0710 80 59	20 20	Pesticide residues[4] [7]	20
	Sweet peppers (*Capsicum annuum*) ***(Food – fresh, chilled or frozen)***	0709 60 10 0710 80 51		Pesticide residues[4] [7]	20
Georgia (GE)	Hazelnuts (*Corylus* spp.), in shell ***(Food)***	0802 21 00		Aflatoxins	20
	Hazelnuts (*Corylus* spp.), shelled ***(Food)***	0802 22 00			
	Flour, meal and powder of hazelnuts ***(Food)***	ex1106 30 90	40		
	Hazelnuts, otherwise prepared or preserved ***(Food)***	ex2008 19 19 ex2008 19 95 ex2008 19 99	30 20 30		

Ghana (GH)	Palm oil ***(Food)***	1511 10 90 1511 90 11 ex1511 90 19 1511 90 99	 90	Sudan dyes[8]	20
India (IN)	Cinnamon and cinnamon-tree flowers ***(Food – dried spices)***	0906		Pesticide residues[4] [9]	10
	Cloves (whole fruit, cloves and stems) ***(Food – dried spices)***	0907		Pesticide residues[4] [9]	10
	Curry leaves (*Bergera/ Murraya koenigii*) ***(Food – fresh, chilled, frozen or dried)***	ex1211 90 86	10	Pesticide residues[4] [10]	50
	Drumsticks (*Moringa oleifera*) ***(Food – fresh, chilled or frozen)***	ex0709 99 90 ex0710 80 95	10 75	Pesticide residues[4]	20
	Ginger, saffron, turmeric (*Curcuma*), thyme, bay leaves, curry and other spices ***(Food – dried spices)***	0910		Pesticide residues[4] [9]	10
	Nutmeg, mace and cardamoms ***(Food – dried spices)***	0908		Pesticide residues[4] [9]	10
	Okra ***(Food – fresh, chilled or frozen)***	ex0709 99 90 ex0710 80 95	20 30	Pesticide residues[4] [11]	20
	Rice ***(Food)***	1006		Aflatoxins and Ochratoxin A Pesticide residues[4]	5 5
	Seeds of anise, badian, fennel, coriander, cumin or caraway; juniper berries ***(Food – dried spices)***	0909		Pesticide residues[4] [9]	10
Iran (IR)	Melon seeds ***(Food)***	1207 70		Aflatoxins	10
Kenya (KE)	Beans (*Vigna* spp., *Phaseolus* spp.) ***(Food – fresh or chilled)***	0708 20		Pesticide residues[4]	10
	Peppers of the genus *Capsicum* (other than sweet) ***(Food – fresh, chilled or frozen)***	ex0709 60 99 ex 0710 80 59	20 20	Pesticide residues[4]	10

Cambodia (KH)	Chinese celery (*Apium graveolens*) ***(Food – fresh or chilled herb)***	ex0709 40 00	20	Pesticide residues[4] [12]	50
	Yardlong beans (*Vigna unguiculata* subsp. *sesquipedalis*) ***(Food – fresh, chilled or frozen***)	ex0708 20 00 ex0710 22 00	10 10	Pesticide residues[4] [13]	50
Lebanon (LB)	Turnips (*Brassica rapa* subsp. *rapa*) ***(Food – prepared or preserved by vinegar or acetic acid)***	ex2001 90 97	11; 19	Rhodamine B	50
	Turnips (*Brassica rapa* subsp. *rapa*) ***(Food – prepared or preserved by brine or citric acid, not frozen)***	ex2005 99 80	93	Rhodamine B	50
Madagascar (MG)	Cow peas (*Vigna unguiculata* subspp.) ***(Food)***	0713 35 00		Pesticide residues[4]	10
	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	50
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
Malaysia (MY)	Jackfruit (*Artocarpus heterophyllus*) ***(Food – fresh)***	ex0810 90 20	20	Pesticide residues[4]	50
Nigeria (NG)	*Sesamum* seeds ***(Food)***	1207 40 90		*Salmonella*[2]	50
Pakistan (PK)	Rice ***(Food)***	1006		Aflatoxins and Ochratoxin A	5

				Pesticide residues[4]	5
Sierra Leone (SL)	Watermelon (egusi, *Citrullus* spp.) seeds and derived products ***(Food)***	ex1207 70 00 ex1208 90 00 ex2008 99 99	10 10 50	Aflatoxins	50
Senegal (SN)	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	50
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
Syria (SY)	*Sesamum* seeds ***(Food)***	1207 40 90		*Salmonella*[2]	10
	Tahini and halva from *Sesamum* seeds ***(Food)***	ex1704 90 99 ex1806 20 95 ex1806 90 50 ex1806 90 60 ex2008 19 19 ex2008 19 99	12; 92 13; 93 10 11; 91 40 40	*Salmonella*[2]	10
	Turnips (*Brassica rapa* subsp. *rapa*) ***(Food – prepared or preserved by vinegar or acetic acid)***	ex2001 90 97	11; 19	Rhodamine B	50
	Turnips (*Brassica rapa* subsp. *rapa*) ***(Food – prepared or preserved by brine or citric acid, not frozen)***	ex2005 99 80	93	Rhodamine B	50

Thailand (TH)	Food containing or consisting of betel leaves (*Piper betle*) ***(Food)***	ex1404 90 00		*Salmonella*[3]	10
	Peppers of the genus *Capsicum* (other than sweet) ***(Food – fresh, chilled or frozen)***	ex0709 60 99 ex0710 80 59	20 20	Pesticide residues[4] [14]	50
Türkiye (TR)	Lemons (*Citrus limon, Citrus limonum*) ***(Food – fresh, chilled or dried)***	0805 50 10		Pesticide residues[4] [15]	20
	Mandarins (including tangerines and satsumas), clementines, wilkings and similar citrus hybrids ***(Food – fresh or dried)***	0805 21 0805 22 0805 29		Pesticide residues[4]	20
	Oranges ***(Food – fresh or dried)***	0805 10		Pesticide residues[4]	20
	Pomegranates ***(Food – fresh or chilled)***	ex0810 90 75	30	Pesticide residues[4] [16]	20
	Peppers of the genus *Capsicum* (other than sweet) ***(Food – fresh, chilled or frozen)***	ex0709 60 99 ex0710 80 59	20 20	Pesticide residues[4]	20
	Sweet Peppers (*Capsicum annuum*) ***(Food – fresh, chilled or frozen)***	0709 60 10 0710 80 51		Pesticide residues[4] [17]	20
	Unprocessed whole, ground, milled, cracked, chopped apricot kernels intended to be placed on the market for the final consumer[18] [19] ***(Food)***	ex1212 99 95	20	Cyanide	50
Uganda (UG)	Peppers of the genus *Capsicum* (other than sweet) ***(Food – fresh, chilled or frozen)***	ex0709 60 99 ex0710 80 59	20 20	Pesticide residues[4]	50
United States (US)	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	10

	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
Uzbekistan (UZ)	Dried apricots ***(Food)***	0813 10 00		Sulphites[20]	50
	Apricots, otherwise prepared or preserved ***(Food)***	2008 50			
Vietnam (VN)	Basil (holy, sweet) ***(Food – fresh or chilled herbs)***	ex1211 90 86	20	Pesticide residues[4] [21]	50
	Coriander leaves ***(Food – fresh or chilled herbs)***	ex0709 99 90	72	Pesticide residues[4] [21]	50
	Mint ***(Food – fresh or chilled herbs)***	ex1211 90 86	30	Pesticide residues[4] [21]	50
	Okra ***(Food – fresh, chilled or frozen)***	ex0709 99 90 ex0710 80 95	20 30	Pesticide residues[4] [21]	50
	Parsley ***(Food – fresh or chilled herbs)***	ex0709 99 90	40	Pesticide residues[4] [21]	50
	Peppers of the genus *Capsicum* (other than sweet) ***(Food – fresh, chilled or frozen)***	ex0709 60 99 ex0710 80 59	20 20	Pesticide residues[4] [21]	50
	Pitahaya (dragon fruit) ***(Food – fresh or chilled)***	ex0810 90 20	10	Pesticide residues[4] [21]	50

[1] Where only certain products under any CN code are required to be examined, the CN code is marked “ex”.

(2) The sampling and the analyses must be performed in accordance with the sampling procedures and the analytical reference methods set out in point 1(a) of Annex 3 to this Regulation.

(3) The sampling and the analyses must be performed in accordance with the sampling procedures and the analytical reference methods set out in point 1(b) of Annex 3 to this Regulation.

(4) Residues of at least those pesticides listed in the control programme adopted in accordance with Article 29(2) of Regulation (EC) No 396/2005 of the European Parliament and of the Council on maximum residue levels of pesticides in or on food and feed of plant and animal origin(**1**) that can be analysed with multi-residue methods based on GC-MS and LC-MS (pesticides to be monitored in/on products of plant origin only).

(5) Residues of Tolfenpyrad.

(6) Residues of Amitraz (amitraz including the metabolites containing the 2,4 -dimethylaniline moiety expressed as amitraz), Diafenthiuron, Dicofol (sum of p,p' and o,p' isomers) and Dithiocarbamates (dithiocarbamates expressed as CS2, including maneb, mancozeb, metiram, propineb, thiram and ziram).

(7) Residues of Dicofol (sum of p,p' and o,p' isomers), Dinotefuran, Folpet, Prochloraz (sum of prochloraz, BTS 44595 (M201-04) and BTS 44596 (M201-03), expressed as prochloraz), Thiophanate-methyl and Triforine.

(8) For the purposes of this Annex, "Sudan dyes" refers to the following chemical substances: (i) Sudan I (CAS Number 842-07-9); (ii) Sudan II (CAS Number 3118-97-6); (iii) Sudan III (CAS Number 85-86-9); (iv) Scarlet Red or Sudan IV (CAS Number 85-83-6).

(9) Residues of Ethylene Oxide (sum of ethylene oxide and 2-chloro-ethanol, expressed as ethylene oxide).

(10) Residues of Acephate.

(11) Residues of Diafenthiuron.

(12) Residues of Phenthoate.

(13) Residues of Chlorbufam.

(14) Residues of Formetanate (sum of formetanate and its salts expressed as formetanate (hydrochloride)) Prothiofos and Triforine.

(15) Residues of chlorpyrifos/chlorpyrifos-methyl and fenbutatin oxide.

(16) Residues of Prochloraz (sum of prochloraz, BTS 44595 (M201-04) and BTS 44596 (M201-03), expressed as prochloraz).

(17) Residues of Diafenthiuron, Formetanate (sum of formetanate and its salts expressed as formetanate (hydrochloride)) and Thiophanate-methyl.

(18) "Unprocessed products" as defined in Regulation (EC) No 852/2004 of the European Parliament and of the Council on the hygiene of foodstuffs(**2**).

(19) "Placing on the market" and "final consumer" as defined in Regulation (EC) No 178/2002 of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety.

(20) The following reference methods may be used: (1) BS EN 1988-1:1998 "Foodstuffs. Determination–of sulfite - Optimized Monier-Williams method", published by the British Standards Institution on 15 June 1998 (ISBN 0 580 29239 8), available from the British Standards Institution at https://knowledge.bsigroup.com; (2) BS EN 1988-2:1998 "Foodstuffs. Determination–of sulfite - Enzymatic method", published by the British Standards Institution on 15 June 1998 (ISBN 0 580 29240 1), available from the British Standards Institution at https://knowledge.bsigroup.com; (3) ISO 5522:1981 "Fruits, vegetables and derived products — Determination of total sulphur dioxide content", published by the International Organization for Standardization in September 1981, edition 1, available from the ISO at https://www.iso.org.

(21) Residues of Dithiocarbamates (dithiocarbamates expressed as CS2, including maneb, mancozeb, metiram, propineb, thiram and ziram), Phenthoate and Quinalphos."

(**1**) EUR 2005/396, a ddiwygiwyd gan O.S. 2019/557. Diwygiwyd O.S. 2019/557 gan O.S. 2020/1376.

(**2**) EUR 2004/852, a ddiwygiwyd gan O.S. 2019/642; mae offerynnau diwygio eraill ond nid yw'r un ohonynt yn berthnasol.

Yr Atodiad i'w roi yn lle Atodiad 2 i Reoliad Gweithredu'r Comisiwn (EU) 2019/1793

"ANNEX 2

Food and feed from certain third countries subject to special conditions for the entry into Great Britain due to contamination risk by mycotoxins, including aflatoxins, pesticide residues, pentachlorophenol and dioxins and microbiological contamination

Table 1

Food and feed of non-animal origin referred to in Article 1(1)(b)(i)

Country of origin	*Food and feed (intended use)*	*CN code*[(1)]	*TARIC sub-division*	*Hazard*	*Frequency of physical and identity checks (%)*
Argentina (AR)	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	5
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
Azerbaijan (AZ)	Hazelnuts (*Corylus* spp.), in shell ***(Food)***	0802 21 00		Aflatoxins	20
	Hazelnuts (*Corylus* spp.), shelled ***(Food)***	0802 22 00			

	Mixtures of nuts or dried fruits containing hazelnuts ***(Food)***	ex0813 50 39 ex0813 50 91 ex0813 50 99	70 70 70		
	Hazelnut paste ***(Food)***	ex2007 10 10 ex2007 10 99 ex2007 99 39 ex2007 99 50 ex2007 99 97	70 40 05; 06 33 23		
	Hazelnuts, otherwise prepared or preserved, including mixtures ***(Food)***	ex2008 19 12 ex2008 19 19 ex2008 19 92 ex2008 19 95 ex2008 19 99 ex2008 97 12 ex2008 97 14 ex2008 97 16 ex2008 97 18 ex2008 97 32 ex2008 97 34 ex2008 97 36 ex2008 97 38 ex2008 97 51 ex2008 97 59 ex2008 97 72 ex2008 97 74 ex2008 97 76 ex2008 97 78 ex2008 97 92 ex2008 97 93 ex2008 97 94 ex2008 97 96 ex2008 97 97 ex2008 97 98	30 30 30 20 30 15 15 15 15 15 15 15 15 15 15 15 15 15 15 15 15 15 15 15 15 15		
	Flour, meal and powder of hazelnuts ***(Food)***	ex1106 30 90	40		
	Hazelnut oil ***(Food)***	ex1515 90 99	20		
Bangladesh (BD)	Food containing or consisting of betel leaves (*Piper betle*) ***(Food)***	ex1404 90 00		*Salmonella*[(2)]	50
Brazil (BR)	Brazil nuts, in shell ***(Food)***	0801 21 00		Aflatoxins	50
	Mixtures of nuts or dried fruits containing Brazil nuts in shell ***(Food)***	ex0813 50 31 ex0813 50 39 ex0813 50 91 ex0813 50 99	20 20 20 20		
China (CN)	Enoki Mushrooms ***(Food)***	ex0709 59 00		*Listeria*	20

Egypt (EG)	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	20
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
	Vine leaves ***(Food)***	ex2008 99 99	11; 19	Pesticide residues[4] [5]	20
Ethiopia (ET)	Ginger, saffron, turmeric (*Curcuma*), thyme, bay leaves, curry and other spices ***(Food – dried spices)***	0910		Aflatoxins	50
	Pepper of the genus *Piper*, dried or crushed or ground fruit of the genus *Capsicum* or of the genus *Pimenta* ***(Food – dried spices)***	0904		Aflatoxins	50
	Sesamum seeds ***(Food)***	1207 40 90		*Salmonella*[2]	50
Ghana (GH)	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	50
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			

	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
The Gambia (GM)	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	50
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
Indonesia (ID)	Nutmeg (*Myristica fragrans*) ***(Food – dried spices)***	0908 11 00 0908 12 00		Aflatoxins	10
India (IN)	Food containing or consisting of betel leaves (*Piper betle*) ***(Food)***	ex1404 90 00		*Salmonella*(3)	10
	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	50
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			

	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
	Guar gum ***(Food and feed)***	ex1302 32 90		Pentachloroph enol and dioxins(6)	5
	Nutmeg (*Myristica fragrans*) ***(Food – dried spices)***	0908 11 00 0908 12 00		Aflatoxins	20
	Peppers of the genus *Capsicum* (sweet or other than sweet) ***(Food – dried, roasted, crushed or ground)***	0904 21 10 ex0904 22 00 ex0904 21 90 ex2005 99 10 ex2005 99 80	 11; 19 20 10; 90 94	Aflatoxins	20
	Peppers of the genus *Capsicum* (sweet or other than sweet) ***(Food – dried, roasted, crushed or ground)***	0904 ex2005 99 10 ex2005 99 80	 10; 90 94	Pesticide residues(4) (7)	20
	Peppers of the genus *Capsicum* (other than sweet) ***(Food – fresh, chilled or frozen)***	ex0709 60 99 ex0710 80 59	20 20	Pesticide residues(4) (7)	20
	Sesamum seeds ***(Food)***	1207 40 90		*Salmonella*(2) Pesticides residues(4) (8)	20 50
Iran (IR)	Pistachios, in shell ***(Food)***	0802 51 00		Aflatoxins	50
	Pistachios, shelled ***(Food)***	0802 52 00			
	Mixtures of nuts or dried fruits containing	ex0813 50 39 ex0813 50 91	60 60		

	pistachios ***(Food)***	ex0813 50 99	60		
	Pistachio paste ***(Food)***	ex2007 10 10 ex2007 10 99 ex2007 99 39 ex2007 99 50 ex2007 99 97	60 30 03; 04 32 22		
	Pistachios, prepared or preserved, including mixtures ***(Food)***	ex2008 19 13 ex2008 19 93 ex2008 97 12 ex2008 97 14 ex2008 97 16 ex2008 97 18 ex2008 97 32 ex2008 97 34 ex2008 97 36 ex2008 97 38 ex2008 97 51 ex2008 97 59 ex2008 97 72 ex2008 97 74 ex2008 97 76 ex2008 97 78 ex2008 97 92 ex2008 97 93 ex2008 97 94 ex2008 97 96 ex2008 97 97 ex2008 97 98	20 20 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19		
	Flour, meal and powder of pistachios ***(Food)***	ex1106 30 90	50		
South Korea (KR)	Enoki mushrooms ***(Food)***	ex0709 59 00		*Listeria*	20
Sri Lanka (LK)	Peppers of the genus *Capsicum* (sweet or other than sweet) ***(Food – dried, roasted, crushed or ground)***	0904 21 10 ex0904 21 90 ex0904 22 00 ex2005 99 10 ex2005 99 80	 20 11; 19 10; 90 94	Aflatoxins	50
Nigeria (NG)	Watermelon (egusi, *Citrullus* spp.) seeds and derived products ***(Food)***	ex1207 70 00 ex1208 90 00 ex2008 99 99	10 10 50	Aflatoxins	50
Pakistan (PK)	Peppers of the genus *Capsicum* (other than sweet) ***(Food – fresh, chilled or frozen)***	ex0709 60 99 ex0710 80 59	20 20	Pesticide residues[(4)]	20
	Spice mixes ***(Food)***	0910 91 10 0910 91 90		Aflatoxins	10

Sudan (SD)	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	50
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Blawd a phrydau bwyd cnadaear ***(Food and feed)***	ex1208 90 00	20		
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
	Sesamum seeds ***(Food)***	1207 40 90		*Salmonella*(2)	50
Türkiye (TR)	Dried figs ***(Food)***	0804 20 90		Aflatoxins	20
	Mixtures of nuts or dried fruits containing figs ***(Food)***	ex0813 50 99	50		
	Dried fig paste ***(Food)***	ex2007 10 10 ex2007 10 99 ex2007 99 39 ex2007 99 50 ex2007 99 97	50 20 01; 02 31 21		
	Dried figs, prepared or preserved, including mixtures ***(Food)***	ex2008 97 12 ex2008 97 14 ex2008 97 16 ex2008 97 18 ex2008 97 32 ex2008 97 34 ex2008 97 36 ex2008 97 38 ex2008 97 51 ex2008 97 59 ex2008 97 72 ex2008 97 74 ex2008 97 76 ex2008 97 78	11 11 11 11 11 11 11 11 11 11 11 11 11 11		

		ex2008 97 92 ex2008 97 93 ex2008 97 94 ex2008 97 96 ex2008 97 97 ex2008 97 98 ex2008 99 28 ex2008 99 34 ex2008 99 37 ex2008 99 40 ex2008 99 49 ex2008 99 67 ex2008 99 99	11 11 11 11 11 11 10 10 10 10 60 95 60		
	Flour, meal or powder of dried figs ***(Food)***	ex1106 30 90	60		
	Pistachios, in shell ***(Food)***	0802 51 00		Aflatoxins	50
	Pistachios, shelled ***(Food)***	0802 52 00			
	Mixtures of nuts or dried fruits containing pistachios ***(Food)***	ex0813 50 39 ex0813 50 91 ex0813 50 99	60 60 60		
	Pistachio paste ***(Food)***	ex2007 10 10 ex2007 10 99 ex2007 99 39 ex2007 99 50 ex2007 99 97	60 30 03; 04 32 22		
	Pistachios, prepared or preserved, including mixtures ***(Food)***	ex2008 19 13 ex2008 19 93 ex2008 97 12 ex2008 97 14 ex2008 97 16 ex2008 97 18 ex2008 97 32 ex2008 97 34 ex2008 97 36 ex2008 97 38 ex2008 97 51 ex2008 97 59 ex2008 97 72 ex2008 97 74 ex2008 97 76 ex2008 97 78 ex2008 97 92 ex2008 97 93 ex2008 97 94 ex2008 97 96 ex2008 97 97 ex2008 97 98	20 20 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19		

	Flour, meal and powder of pistachios ***(Food)***	ex1106 30 90	50		
	Vine leaves ***(Food)***	ex2008 99 99	11; 19	Pesticide residues[4] [5]	50
Uganda (UG)	*Sesamum* seeds ***(Food)***	1207 40 90		*Salmonella*[2]	20

[1] Where only certain products under any CN code are required to be examined, the CN code is marked "ex".

[2] The sampling and the analyses must be performed in accordance with the sampling procedures and the analytical reference methods set out in point 1(a) of Annex 3 to this Regulation.

[3] The sampling and the analyses must be performed in accordance with the sampling procedures and the analytical reference methods set out in point 1(b) of Annex 3 to this Regulation.

[4] Residues of at least those pesticides listed in the control programme adopted in accordance with Article 29(2) of Regulation (EC) No 396/2005 of the European Parliament and of the Council on maximum residue levels of pesticides in or on food and feed of plant and animal origin that can be analysed with multi-residue methods based on GC-MS and LC-MS (pesticides to be monitored in/on products of plant origin only).

[5] Residues of dithiocarbamates (dithiocarbamates expressed as CS2, including maneb, mancozeb, metiram, propineb, thiram and ziram) and metrafenone.

[6] The analytical report referred to in Article 10(3) of this Regulation must be issued by a laboratory accredited for the analysis of PCP in food and feed in accordance with BS EN ISO/IEC 17025:2017 "General requirements for the competence of testing and calibration laboratories" (published by the British Standards Institution on 30 June 2018 (ISBN 978 0 539 01414 3), and available from the British Standards Institution at https://knowledge.bsigroup.com). The analytical report must indicate: (a) the results of sampling and analysis for the presence of PCP, performed by the competent authorities of the country of origin or of the country where the consignment is consigned from if that country is different from the country of origin; (b) the measurement uncertainty of the analytical result; (c) the limit of detection (LOD) of the analytical method; (d) the limit of quantification (LOQ) of the analytical method. The extraction before analysis must be performed with an acidified solvent. The analysis must be carried out according to the modified version of the QuEChERS method or according to an equally reliable method. The modified version of the QuEChERS method is set out in the document "Analytical Quality Control and Method Validation Procedures for Pesticide Residues Analysis in Food and Feed" (SANTE 2017/11813), implemented on 1 January 2020 and available at https://www.eurl-pesticides.eu/userfiles/file/EurlALL/AqcGuidance_SANTE_2019_12682.pdf.

[7] Residues of Carbofuran.

[8] Residues of Ethylene Oxide (sum of ethylene oxide and 2-chloro-ethanol, expressed as ethylene oxide).

Table 2

Compound food referred to in Article 1(1)(b)(ii)

Compound food containing any of the individual products listed in Table 1 of this Annex due to risk of contamination by aflatoxins in a quantity above 20% of either a single product or as the sum of products listed.

CN Code[1]	*Description*
ex1704 90	Sugar confectionery (including white chocolate), not containing cocoa, other than chewing gum, whether or not sugar-coated.
ex1806	Chocolate and other food preparations containing cocoa.
ex1905	Bread, pastry, cakes, biscuits and other bakers' wares, whether or not containing cocoa; communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products.
0910 91	Mixtures of spices[2].

[1] Where only certain products under any CN code are required to be examined, the CN code is marked "ex".

[2] Mixtures of two or more of the products of different headings are to be classified in heading 0910."

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"ANNEX 3a

Sampling procedure and analytical reference method for the control of presence of *Listeria* in food

Sampling procedure and analytical reference method for the control of presence of *Listeria* in food, referred to in Article 3(ea)

Analytical reference method[(1)]	***Weight of consignment***	***Number of sample units (n)***	***Sampling procedures***	***Analytical result required for each sample unit of the same consignment***
BS EN ISO 11290-1:2017[(2)]	Any weight	5	n sample units are collected of a minimum of 100 g each. If batches are identified in the CHED, the sample units must be collected from the different batches randomly chosen from the consignment. If batches cannot be identified, the sample units are collected randomly from the consignment. Pooling of sample units is not allowed. Each sample unit must be tested separately.	No detection of *Listeria* in 25g

[(1)] The listed method must be used, or a method validated against it in accordance with the protocol set out in BS EN ISO 16140-2:2016 "Microbiology of the food chain. Method validation - Protocol for the validation of alternative (proprietary) methods against a reference method". BS EN ISO 16140-2:2016 was published by the British Standards Institution on 31 July 2016 (ISBN 978 0 580 69940 5). Available from the British Standards Institution https://knowledge.bsigroup.com.

[(2)] Under reference BS EN ISO 11290-1:2017 "Microbiology of the food chain. Horizontal method for the detection and enumeration of *Listeria monocytogenes* and of *Listeria* spp. - Detection method". Published by the British Standards Institution on 31 August 2017 (ISBN 978 0 580 77715 8). Available from the British Standards Institution https://knowledge.bsigroup.com."

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Argraffwyd a chyhoeddwyd yn y DU gan Y Llyfrfa Cyf dan awdurdod a goruchwyliaeth Jeff James, Rheolwr Llyfrfa Ei Fawrhydi ac Argraffydd Deddfau Senedd y Brenin.

SCHEDULE 1

Regulation 2(4)

Annex to be substituted for Annex 1 to Commission Implementing Regulation (EU) 2019/1793

"ANNEX 1

Food and feed of non-animal origin from certain third countries subject to a temporary increase of official controls at border control posts and control points

Country of origin	*Food and feed (intended use)*	*CN code*[1]	*TARIC sub-division*	*Hazard*	*Frequency of physical and identity checks (%)*
Bolivia (BO)	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	50
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
Brazil (BR)	Black pepper (*Piper*) ***(Food – neither crushed nor ground)***	ex0904 11 00	10	*Salmonella*[2]	50
	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Pesticide residues[4]	20

	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
China (CN)	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	10
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
	Sweet peppers (*Capsicum annuum*) ***(Food – crushed or ground)***	ex0904 22 00	11	*Salmonella*[(3)]	10

	Tea, whether or not flavoured ***(Food)***	0902		Pesticide residues[4] [5]	20
Colombia (CO)	Granadilla (*Passiflora ligularis)* and passion fruit (*Passiflora edulis*) ***(Food)***	ex0810 90 20	30	Pesticide residues[4]	10
Dominican Republic (DO)	Aubergines (*Solanum melongena*) ***(Food – fresh or chilled)***	0709 30 00		Pesticide residues[4]	20
	Peppers of the genus *Capsicum* (other than sweet) ***(Food – fresh, chilled or frozen)***	ex0709 60 99 ex0710 80 59	20 20	Pesticide residues[4] [6]	50
	Sweet peppers (*Capsicum annuum*) ***(Food – fresh, chilled or frozen)***	0709 60 10 0710 80 51		Pesticide residues[4] [6]	50
	Yardlong beans (*Vigna unguiculata* subsp. *sesquipedalis*) ***(Food – fresh, chilled or frozen)***	ex0708 20 00 ex0710 22 00	10 10	Pesticide residues[4] [6]	50
Ecuador (EC)	Bananas ***(Food - fresh or dried)***	0803 90 10 0803 90 90		Pesticide residues[4]	5
Egypt (EG)	Oranges ***(Food – fresh or dried)***	0805 10		Pesticide residues[4]	10
	Peppers of the genus *Capsicum* (other than sweet) ***(Food – fresh, chilled or frozen)***	ex0709 60 99 ex0710 80 59	20 20	Pesticide residues[4] [7]	20
	Sweet peppers (*Capsicum annuum*) ***(Food – fresh, chilled or frozen)***	0709 60 10 0710 80 51		Pesticide residues[4] [7]	20
Georgia (GE)	Hazelnuts (*Corylus* spp.), in shell ***(Food)***	0802 21 00		Aflatoxins	20
	Hazelnuts (*Corylus* spp.), shelled ***(Food)***	0802 22 00			
	Flour, meal and powder of hazelnuts ***(Food)***	ex1106 30 90	40		
	Hazelnuts, otherwise prepared or preserved ***(Food)***	ex2008 19 19 ex2008 19 95 ex2008 19 99	30 20 30		

Ghana (GH)	Palm oil ***(Food)***	1511 10 90 1511 90 11 ex1511 90 19 1511 90 99	 90	Sudan dyes[8]	20
India (IN)	Cinnamon and cinnamon-tree flowers ***(Food – dried spices)***	0906		Pesticide residues[4] [9]	10
	Cloves (whole fruit, cloves and stems) ***(Food – dried spices)***	0907		Pesticide residues[4] [9]	10
	Curry leaves (*Bergera/ Murraya koenigii*) ***(Food – fresh, chilled, frozen or dried)***	ex1211 90 86	10	Pesticide residues[4] [10]	50
	Drumsticks (*Moringa oleifera*) ***(Food – fresh, chilled or frozen)***	ex0709 99 90 ex0710 80 95	10 75	Pesticide residues[4]	20
	Ginger, saffron, turmeric (*Curcuma*), thyme, bay leaves, curry and other spices ***(Food – dried spices)***	0910		Pesticide residues[4] [9]	10
	Nutmeg, mace and cardamoms ***(Food – dried spices)***	0908		Pesticide residues[4] [9]	10
	Okra ***(Food – fresh, chilled or frozen)***	ex0709 99 90 ex0710 80 95	20 30	Pesticide residues[4] [11]	20
	Rice ***(Food)***	1006		Aflatoxins and Ochratoxin A Pesticide residues[4]	5 5
	Seeds of anise, badian, fennel, coriander, cumin or caraway; juniper berries ***(Food – dried spices)***	0909		Pesticide residues[4] [9]	10
Iran (IR)	Melon seeds ***(Food)***	1207 70		Aflatoxins	10
Kenya (KE)	Beans (*Vigna* spp., *Phaseolus* spp.) ***(Food – fresh or chilled)***	0708 20		Pesticide residues[4]	10
	Peppers of the genus *Capsicum* (other than sweet) ***(Food – fresh, chilled or frozen)***	ex0709 60 99 ex 0710 80 59	20 20	Pesticide residues[4]	10

Cambodia (KH)	Chinese celery (*Apium graveolens*) ***(Food – fresh or chilled herb)***	ex0709 40 00	20	Pesticide residues[4] [12]	50
	Yardlong beans (*Vigna unguiculata* subsp. *sesquipedalis*) ***(Food – fresh, chilled or frozen***)	ex0708 20 00 ex0710 22 00	10 10	Pesticide residues[4] [13]	50
Lebanon (LB)	Turnips (*Brassica rapa* subsp. *rapa*) ***(Food – prepared or preserved by vinegar or acetic acid)***	ex2001 90 97	11; 19	Rhodamine B	50
	Turnips (*Brassica rapa* subsp. *rapa*) ***(Food – prepared or preserved by brine or citric acid, not frozen)***	ex2005 99 80	93	Rhodamine B	50
Madagascar (MG)	Cow peas (*Vigna unguiculata* subspp.) ***(Food)***	0713 35 00		Pesticide residues[4]	10
	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	50
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
Malaysia (MY)	Jackfruit (*Artocarpus heterophyllus*) ***(Food – fresh)***	ex0810 90 20	20	Pesticide residues[4]	50
Nigeria (NG)	*Sesamum* seeds ***(Food)***	1207 40 90		*Salmonella*[2]	50
Pakistan (PK)	Rice ***(Food)***	1006		Aflatoxins and Ochratoxin A	5

				Pesticide residues[4]	5
Sierra Leone (SL)	Watermelon (egusi, *Citrullus* spp.) seeds and derived products ***(Food)***	ex1207 70 00 ex1208 90 00 ex2008 99 99	10 10 50	Aflatoxins	50
Senegal (SN)	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	50
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
Syria (SY)	*Sesamum* seeds ***(Food)***	1207 40 90		*Salmonella*[2]	10
	Tahini and halva from *Sesamum* seeds ***(Food)***	ex1704 90 99 ex1806 20 95 ex1806 90 50 ex1806 90 60 ex2008 19 19 ex2008 19 99	12; 92 13; 93 10 11; 91 40 40	*Salmonella*[2]	10
	Turnips (*Brassica rapa* subsp. *rapa*) ***(Food – prepared or preserved by vinegar or acetic acid)***	ex2001 90 97	11; 19	Rhodamine B	50
	Turnips (*Brassica rapa* subsp. *rapa*) ***(Food – prepared or preserved by brine or citric acid, not frozen)***	ex2005 99 80	93	Rhodamine B	50

Thailand (TH)	Food containing or consisting of betel leaves (*Piper betle*) ***(Food)***	ex1404 90 00		*Salmonella*[3]	10
	Peppers of the genus *Capsicum* (other than sweet) ***(Food – fresh, chilled or frozen)***	ex0709 60 99 ex0710 80 59	20 20	Pesticide residues[4] [14]	50
Türkiye (TR)	Lemons (*Citrus limon, Citrus limonum*) ***(Food – fresh, chilled or dried)***	0805 50 10		Pesticide residues[4] [15]	20
	Mandarins (including tangerines and satsumas), clementines, wilkings and similar citrus hybrids ***(Food – fresh or dried)***	0805 21 0805 22 0805 29		Pesticide residues[4]	20
	Oranges ***(Food – fresh or dried)***	0805 10		Pesticide residues[4]	20
	Pomegranates ***(Food – fresh or chilled)***	ex0810 90 75	30	Pesticide residues[4] [16]	20
	Peppers of the genus *Capsicum* (other than sweet) ***(Food – fresh, chilled or frozen)***	ex0709 60 99 ex0710 80 59	20 20	Pesticide residues[4]	20
	Sweet Peppers (*Capsicum annuum*) ***(Food – fresh, chilled or frozen)***	0709 60 10 0710 80 51		Pesticide residues[4] [17]	20
	Unprocessed whole, ground, milled, cracked, chopped apricot kernels intended to be placed on the market for the final consumer[18] [19] ***(Food)***	ex1212 99 95	20	Cyanide	50
Uganda (UG)	Peppers of the genus *Capsicum* (other than sweet) ***(Food – fresh, chilled or frozen)***	ex0709 60 99 ex0710 80 59	20 20	Pesticide residues[4]	50
United States (US)	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	10

	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
Uzbekistan (UZ)	Dried apricots ***(Food)***	0813 10 00		Sulphites[20]	50
	Apricots, otherwise prepared or preserved ***(Food)***	2008 50			
Vietnam (VN)	Basil (holy, sweet) ***(Food – fresh or chilled herbs)***	ex1211 90 86	20	Pesticide residues[4] [21]	50
	Coriander leaves ***(Food – fresh or chilled herbs)***	ex0709 99 90	72	Pesticide residues[4] [21]	50
	Mint ***(Food – fresh or chilled herbs)***	ex1211 90 86	30	Pesticide residues[4] [21]	50
	Okra ***(Food – fresh, chilled or frozen)***	ex0709 99 90 ex0710 80 95	20 30	Pesticide residues[4] [21]	50
	Parsley ***(Food – fresh or chilled herbs)***	ex0709 99 90	40	Pesticide residues[4] [21]	50
	Peppers of the genus *Capsicum* (other than sweet) ***(Food – fresh, chilled or frozen)***	ex0709 60 99 ex0710 80 59	20 20	Pesticide residues[4] [21]	50
	Pitahaya (dragon fruit) ***(Food – fresh or chilled)***	ex0810 90 20	10	Pesticide residues[4] [21]	50

[1] Where only certain products under any CN code are required to be examined, the CN code is marked “ex”.

(2) The sampling and the analyses must be performed in accordance with the sampling procedures and the analytical reference methods set out in point 1(a) of Annex 3 to this Regulation.

(3) The sampling and the analyses must be performed in accordance with the sampling procedures and the analytical reference methods set out in point 1(b) of Annex 3 to this Regulation.

(4) Residues of at least those pesticides listed in the control programme adopted in accordance with Article 29(2) of Regulation (EC) No 396/2005 of the European Parliament and of the Council on maximum residue levels of pesticides in or on food and feed of plant and animal origin(**1**) that can be analysed with multi-residue methods based on GC-MS and LC-MS (pesticides to be monitored in/on products of plant origin only).

(5) Residues of Tolfenpyrad.

(6) Residues of Amitraz (amitraz including the metabolites containing the 2,4 -dimethylaniline moiety expressed as amitraz), Diafenthiuron, Dicofol (sum of p,p' and o,p' isomers) and Dithiocarbamates (dithiocarbamates expressed as CS2, including maneb, mancozeb, metiram, propineb, thiram and ziram).

(7) Residues of Dicofol (sum of p,p' and o,p' isomers), Dinotefuran, Folpet, Prochloraz (sum of prochloraz, BTS 44595 (M201-04) and BTS 44596 (M201-03), expressed as prochloraz), Thiophanate-methyl and Triforine.

(8) For the purposes of this Annex, "Sudan dyes" refers to the following chemical substances: (i) Sudan I (CAS Number 842-07-9); (ii) Sudan II (CAS Number 3118-97-6); (iii) Sudan III (CAS Number 85-86-9); (iv) Scarlet Red or Sudan IV (CAS Number 85-83-6).

(9) Residues of Ethylene Oxide (sum of ethylene oxide and 2-chloro-ethanol, expressed as ethylene oxide).

(10) Residues of Acephate.

(11) Residues of Diafenthiuron.

(12) Residues of Phenthoate.

(13) Residues of Chlorbufam.

(14) Residues of Formetanate (sum of formetanate and its salts expressed as formetanate (hydrochloride)) Prothiofos and Triforine.

(15) Residues of chlorpyrifos/chlorpyrifos-methyl and fenbutatin oxide.

(16) Residues of Prochloraz (sum of prochloraz, BTS 44595 (M201-04) and BTS 44596 (M201-03), expressed as prochloraz).

(17) Residues of Diafenthiuron, Formetanate (sum of formetanate and its salts expressed as formetanate (hydrochloride)) and Thiophanate-methyl.

(18) "Unprocessed products" as defined in Regulation (EC) No 852/2004 of the European Parliament and of the Council on the hygiene of foodstuffs(**2**).

(19) "Placing on the market" and "final consumer" as defined in Regulation (EC) No 178/2002 of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety.

(20) The following reference methods may be used: (1) BS EN 1988-1:1998 "Foodstuffs. Determination–of sulfite - Optimized Monier-Williams method", published by the British Standards Institution on 15 June 1998 (ISBN 0 580 29239 8), available from the British Standards Institution at https://knowledge.bsigroup.com; (2) BS EN 1988-2:1998 "Foodstuffs. Determination–of sulfite - Enzymatic method", published by the British Standards Institution on 15 June 1998 (ISBN 0 580 29240 1), available from the British Standards Institution at https://knowledge.bsigroup.com; (3) ISO 5522:1981 "Fruits, vegetables and derived products — Determination of total sulphur dioxide content", published by the International Organization for Standardization in September 1981, edition 1, available from the ISO at https://www.iso.org.

(21) Residues of Dithiocarbamates (dithiocarbamates expressed as CS2, including maneb, mancozeb, metiram, propineb, thiram and ziram), Phenthoate and Quinalphos."

(**1**) EUR 2005/396, amended by S.I. 2019/557. S.I. 2019/557 was amended by S.I. 2020/1376.
(**2**) EUR 2004/852, amended by S.I. 2019/642; there are other amending instruments but none is relevant.

SCHEDULE 2

Regulation 2(5)

Annex to be substituted for Annex 2 to Commission Implementing Regulation (EU) 2019/1793

"ANNEX 2

Food and feed from certain third countries subject to special conditions for the entry into Great Britain due to contamination risk by mycotoxins, including aflatoxins, pesticide residues, pentachlorophenol and dioxins and microbiological contamination

Table 1

Food and feed of non-animal origin referred to in Article 1(1)(b)(i)

Country of origin	*Food and feed (intended use)*	*CN code[(1)]*	*TARIC sub-division*	*Hazard*	*Frequency of physical and identity checks (%)*
Argentina (AR)	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	5
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
Azerbaijan (AZ)	Hazelnuts (*Corylus* spp.), in shell ***(Food)***	0802 21 00		Aflatoxins	20
	Hazelnuts (*Corylus* spp.), shelled ***(Food)***	0802 22 00			
	Mixtures of nuts or dried fruits containing	ex0813 50 39 ex0813 50 91	70 70		

	hazelnuts ***(Food)***	ex0813 50 99	70		
	Hazelnut paste ***(Food)***	ex2007 10 10 ex2007 10 99 ex2007 99 39 ex2007 99 50 ex2007 99 97	70 40 05; 06 33 23		
	Hazelnuts, otherwise prepared or preserved, including mixtures ***(Food)***	ex2008 19 12 ex2008 19 19 ex2008 19 92 ex2008 19 95 ex2008 19 99 ex2008 97 12 ex2008 97 14 ex2008 97 16 ex2008 97 18 ex2008 97 32 ex2008 97 34 ex2008 97 36 ex2008 97 38 ex2008 97 51 ex2008 97 59 ex2008 97 72 ex2008 97 74 ex2008 97 76 ex2008 97 78 ex2008 97 92 ex2008 97 93 ex2008 97 94 ex2008 97 96 ex2008 97 97 ex2008 97 98	30 30 30 20 30 15 15 15 15 15 15 15 15 15 15 15 15 15 15 15 15 15 15 15 15		
	Flour, meal and powder of hazelnuts ***(Food)***	ex1106 30 90	40		
	Hazelnut oil ***(Food)***	ex1515 90 99	20		
Bangladesh (BD)	Food containing or consisting of betel leaves (*Piper betle*) ***(Food)***	ex1404 90 00		*Salmonella*(2)	50
Brazil (BR)	Brazil nuts, in shell ***(Food)***	0801 21 00		Aflatoxins	50
	Mixtures of nuts or dried fruits containing Brazil nuts in shell ***(Food)***	ex0813 50 31 ex0813 50 39 ex0813 50 91 ex0813 50 99	20 20 20 20		
China (CN)	Enoki Mushrooms ***(Food)***	ex0709 59 00		*Listeria*	20
Egypt (EG)	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	20

	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
	Vine leaves ***(Food)***	ex2008 99 99	11; 19	Pesticide residues(4) (5)	20
Ethiopia (ET)	Ginger, saffron, turmeric (*Curcuma*), thyme, bay leaves, curry and other spices ***(Food – dried spices)***	0910		Aflatoxins	50
	Pepper of the genus *Piper*, dried or crushed or ground fruit of the genus *Capsicum* or of the genus *Pimenta* ***(Food – dried spices)***	0904		Aflatoxins	50
	Sesamum seeds ***(Food)***	1207 40 90		*Salmonella*(2)	50
Ghana (GH)	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	50
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		

	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
The Gambia (GM)	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	50
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
Indonesia (ID)	Nutmeg (*Myristica fragrans*) ***(Food – dried spices)***	0908 11 00 0908 12 00		Aflatoxins	10
India (IN)	Food containing or consisting of betel leaves (*Piper betle*) ***(Food)***	ex1404 90 00		*Salmonella*(3)	10
	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	50
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts),	2008 11 91			

	otherwise prepared or preserved ***(Food and feed)***	2008 11 96 2008 11 98			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
	Guar gum ***(Food and feed)***	ex1302 32 90		Pentachloroph enol and dioxins(6)	5
	Nutmeg (*Myristica fragrans*) ***(Food – dried spices)***	0908 11 00 0908 12 00		Aflatoxins	20
	Peppers of the genus *Capsicum* (sweet or other than sweet) ***(Food – dried, roasted, crushed or ground)***	0904 21 10 ex0904 22 00 ex0904 21 90 ex2005 99 10 ex2005 99 80	 11; 19 20 10; 90 94	Aflatoxins	20
	Peppers of the genus *Capsicum* (sweet or other than sweet) ***(Food – dried, roasted, crushed or ground)***	0904 ex2005 99 10 ex2005 99 80	 10; 90 94	Pesticide residues(4) (7)	20
	Peppers of the genus *Capsicum* (other than sweet) ***(Food – fresh, chilled or frozen***)	ex0709 60 99 ex0710 80 59	20 20	Pesticide residues(4) (7)	20
	Sesamum seeds ***(Food)***	1207 40 90		*Salmonella*(2) Pesticides residues(4) (8)	20 50
Iran (IR)	Pistachios, in shell ***(Food)***	0802 51 00		Aflatoxins	50
	Pistachios, shelled ***(Food)***	0802 52 00			
	Mixtures of nuts or dried fruits containing pistachios ***(Food)***	ex0813 50 39 ex0813 50 91 ex0813 50 99	60 60 60		
	Pistachio paste ***(Food)***	ex2007 10 10 ex2007 10 99	60 30		

		ex2007 99 39 ex2007 99 50 ex2007 99 97	03; 04 32 22		
	Pistachios, prepared or preserved, including mixtures ***(Food)***	ex2008 19 13 ex2008 19 93 ex2008 97 12 ex2008 97 14 ex2008 97 16 ex2008 97 18 ex2008 97 32 ex2008 97 34 ex2008 97 36 ex2008 97 38 ex2008 97 51 ex2008 97 59 ex2008 97 72 ex2008 97 74 ex2008 97 76 ex2008 97 78 ex2008 97 92 ex2008 97 93 ex2008 97 94 ex2008 97 96 ex2008 97 97 ex2008 97 98	20 20 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19		
	Flour, meal and powder of pistachios ***(Food)***	ex1106 30 90	50		
South Korea (KR)	Enoki mushrooms ***(Food)***	ex0709 59 00		*Listeria*	20
Sri Lanka (LK)	Peppers of the genus *Capsicum* (sweet or other than sweet) ***(Food – dried, roasted, crushed or ground)***	0904 21 10 ex0904 21 90 ex0904 22 00 ex2005 99 10 ex2005 99 80	 20 11; 19 10; 90 94	Aflatoxins	50
Nigeria (NG)	Watermelon (egusi, *Citrullus* spp.) seeds and derived products ***(Food)***	ex1207 70 00 ex1208 90 00 ex2008 99 99	10 10 50	Aflatoxins	50
Pakistan (PK)	Peppers of the genus *Capsicum* (other than sweet) ***(Food – fresh, chilled or frozen)***	ex0709 60 99 ex0710 80 59	20 20	Pesticide residues[(4)]	20
	Spice mixes ***(Food)***	0910 91 10 0910 91 90		Aflatoxins	10
Sudan (SD)	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	50

	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Groundnut flours and meals ***(Food and feed)***	ex1208 90 00	20		
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and feed)***	2305 00 00			
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
	Sesamum seeds ***(Food)***	1207 40 90		*Salmonella*(2)	50
Türkiye (TR)	Dried figs ***(Food)***	0804 20 90		Aflatoxins	20
	Mixtures of nuts or dried fruits containing figs ***(Food)***	ex0813 50 99	50		
	Dried fig paste ***(Food)***	ex2007 10 10 ex2007 10 99 ex2007 99 39 ex2007 99 50 ex2007 99 97	50 20 01; 02 31 21		
	Dried figs, prepared or preserved, including mixtures ***(Food)***	ex2008 97 12 ex2008 97 14 ex2008 97 16 ex2008 97 18 ex2008 97 32 ex2008 97 34 ex2008 97 36 ex2008 97 38 ex2008 97 51 ex2008 97 59 ex2008 97 72 ex2008 97 74 ex2008 97 76 ex2008 97 78 ex2008 97 92 ex2008 97 93 ex2008 97 94	11 11 11 11 11 11 11 11 11 11 11 11 11 11 11 11 11		

		ex2008 97 96 ex2008 97 97 ex2008 97 98 ex2008 99 28 ex2008 99 34 ex2008 99 37 ex2008 99 40 ex2008 99 49 ex2008 99 67 ex2008 99 99	11 11 11 10 10 10 10 60 95 60		
	Flour, meal or powder of dried figs ***(Food)***	ex1106 30 90	60		
	Pistachios, in shell ***(Food)***	0802 51 00		Aflatoxins	50
	Pistachios, shelled ***(Food)***	0802 52 00			
	Mixtures of nuts or dried fruits containing pistachios ***(Food)***	ex0813 50 39 ex0813 50 91 ex0813 50 99	60 60 60		
	Pistachio paste ***(Food)***	ex2007 10 10 ex2007 10 99 ex2007 99 39 ex2007 99 50 ex2007 99 97	60 30 03; 04 32 22		
	Pistachios, prepared or preserved, including mixtures ***(Food)***	ex2008 19 13 ex2008 19 93 ex2008 97 12 ex2008 97 14 ex2008 97 16 ex2008 97 18 ex2008 97 32 ex2008 97 34 ex2008 97 36 ex2008 97 38 ex2008 97 51 ex2008 97 59 ex2008 97 72 ex2008 97 74 ex2008 97 76 ex2008 97 78 ex2008 97 92 ex2008 97 93 ex2008 97 94 ex2008 97 96 ex2008 97 97 ex2008 97 98	20 20 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19 19		
	Flour, meal and powder of pistachios ***(Food)***	ex1106 30 90	50		

	Vine leaves ***(Food)***	ex2008 99 99	11; 19	Pesticide residues[4] [5]	50
Uganda (UG)	*Sesamum* seeds ***(Food)***	1207 40 90		*Salmonella*[2]	20

[1] Where only certain products under any CN code are required to be examined, the CN code is marked "ex".

[2] The sampling and the analyses must be performed in accordance with the sampling procedures and the analytical reference methods set out in point 1(a) of Annex 3 to this Regulation.

[3] The sampling and the analyses must be performed in accordance with the sampling procedures and the analytical reference methods set out in point 1(b) of Annex 3 to this Regulation.

[4] Residues of at least those pesticides listed in the control programme adopted in accordance with Article 29(2) of Regulation (EC) No 396/2005 of the European Parliament and of the Council on maximum residue levels of pesticides in or on food and feed of plant and animal origin that can be analysed with multi-residue methods based on GC-MS and LC-MS (pesticides to be monitored in/on products of plant origin only).

[5] Residues of dithiocarbamates (dithiocarbamates expressed as CS2, including maneb, mancozeb, metiram, propineb, thiram and ziram) and metrafenone.

[6] The analytical report referred to in Article 10(3) of this Regulation must be issued by a laboratory accredited for the analysis of PCP in food and feed in accordance with BS EN ISO/IEC 17025:2017 "General requirements for the competence of testing and calibration laboratories" (published by the British Standards Institution on 30 June 2018 (ISBN 978 0 539 01414 3), and available from the British Standards Institution at https://knowledge.bsigroup.com). The analytical report must indicate: (a) the results of sampling and analysis for the presence of PCP, performed by the competent authorities of the country of origin or of the country where the consignment is consigned from if that country is different from the country of origin; (b) the measurement uncertainty of the analytical result; (c) the limit of detection (LOD) of the analytical method; (d) the limit of quantification (LOQ) of the analytical method. The extraction before analysis must be performed with an acidified solvent. The analysis must be carried out according to the modified version of the QuEChERS method or according to an equally reliable method. The modified version of the QuEChERS method is set out in the document "Analytical Quality Control and Method Validation Procedures for Pesticide Residues Analysis in Food and Feed" (SANTE 2017/11813), implemented on 1 January 2020 and available at https://www.eurl-pesticides.eu/userfiles/file/EurlALL/AqcGuidance_SANTE_2019_12682.pdf.

[7] Residues of Carbofuran.

[8] Residues of Ethylene Oxide (sum of ethylene oxide and 2-chloro-ethanol, expressed as ethylene oxide).

Table 2

Compound food referred to in Article 1(1)(b)(ii)

Compound food containing any of the individual products listed in Table 1 of this Annex due to risk of contamination by aflatoxins in a quantity above 20% of either a single product or as the sum of products listed.

CN Code[1]	*Description*
ex1704 90	Sugar confectionery (including white chocolate), not containing cocoa, other than chewing gum, whether or not sugar-coated.
ex1806	Chocolate and other food preparations containing cocoa.
ex1905	Bread, pastry, cakes, biscuits and other bakers' wares, whether or not containing cocoa; communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products.
0910 91	Mixtures of spices[2].

[1] Where only certain products under any CN code are required to be examined, the CN code is marked "ex".

[2] Mixtures of two or more of the products of different headings are to be classified in heading 0910."

SCHEDULE 3

Regulation 2(6)

Annex 3a to be inserted into Commission Implementing Regulation (EU) 2019/1793

"ANNEX 3a

Sampling procedure and analytical reference method for the control of presence of *Listeria* in food

Sampling procedure and analytical reference method for the control of presence of *Listeria* in food, referred to in Article 3(ea)

Analytical reference method[(1)]	***Weight of consignment***	***Number of sample units (n)***	***Sampling procedures***	***Analytical result required for each sample unit of the same consignment***
BS EN ISO 11290-1:2017[(2)]	Any weight	5	n sample units are collected of a minimum of 100 g each. If batches are identified in the CHED, the sample units must be collected from the different batches randomly chosen from the consignment. If batches cannot be identified, the sample units are collected randomly from the consignment. Pooling of sample units is not allowed. Each sample unit must be tested separately.	No detection of *Listeria* in 25g

[(1)] The listed method must be used, or a method validated against it in accordance with the protocol set out in BS EN ISO 16140-2:2016 "Microbiology of the food chain. Method validation - Protocol for the validation of alternative (proprietary) methods against a reference method". BS EN ISO 16140-2:2016 was published by the British Standards Institution on 31 July 2016 (ISBN 978 0 580 69940 5). Available from the British Standards Institution https://knowledge.bsigroup.com.

[(2)] Under reference BS EN ISO 11290-1:2017 "Microbiology of the food chain. Horizontal method for the detection and enumeration of *Listeria monocytogenes* and of *Listeria* spp. - Detection method". Published by the British Standards Institution on 31 August 2017 (ISBN 978 0 580 77715 8). Available from the British Standards Institution https://knowledge.bsigroup.com."

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