SCOTTISH STATUTORY INSTRUMENTS

2024 No. 324

AGRICULTURE

FOOD

The Official Controls (Import of High Risk Food and Feed of Non-Animal Origin) Amendment (Scotland) (No. 2) Regulations 2024

Made - - - -	*5th November 2024*
Laid before the Scottish Parliament	*7th November 2024*
Coming into force - -	*18th December 2024*

The Scottish Ministers make the following Regulations in exercise of the powers conferred by Article 53(1)(b) 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(**a**) ("Regulation 178/2002"), and Articles 34(6), 47(2)(b) and 54(4)(a) and (b) 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(**b**) ("Regulation 2017/625") and all other powers enabling them to do so.

There has been consultation as required by Article 9 of Regulation 178/2002 and as required by Article 144(7) of Regulation 2017/625.

Citation, commencement and extent

1.—(1) These Regulations may be cited as the Official Controls (Import of High Risk Food and Feed of Non-Animal Origin) Amendment (Scotland) (No. 2) Regulations 2024 and come into force on 18 December 2024.

(2) These Regulations extend to Scotland only.

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(**c**) is amended as follows.

(2) In Article 1(1)(b) (subject matter and scope), after "pesticide residues" omit ", pentachlorophenol and dioxins".

(**a**) EUR 2002/178, as amended by S.I. 2019/641 and S.I. 2020/1504.
(**b**) EUR 2017/625, as amended by S.I. 2020/1481.
(**c**) EUR 2019/1793, as amended by S.I. 2020/16.

(3) In Article 3(d) (sampling and analyses), for "Annex II", substitute "Annex I".

(4) In Article 10 (results of sampling and analyses performed by the competent authorities of the third country)—

(a) in paragraph (2), omit sub-paragraph (c),

(b) omit paragraph (3).

(5) For Annex I(**a**) (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), substitute the Annex in schedule 1 of these Regulations.

(6) For Annex II(**b**) (food and feed from certain third countries subject to special conditions for entry into Great Britain due to contamination risk by mycotoxins, including aflatoxins, pesticide residues and microbiological contamination), substitute the Annex in schedule 2 of these Regulations.

JENNI MINTO
Authorised to sign by the Scottish Ministers

St Andrew's House,
Edinburgh
5th November 2024

(**a**) EUR 2019/1793, as amended by S.S.I. 2022/341 and S.S.I. 2024/12.
(**b**) EUR 2019/1793, as amended by S.S.I. 2022/341 and S.S.I. 2024/12.

SCHEDULE 1

Regulation 2(5)

New Annex I of Commission Implementing Regulation (EU) 2019/1793

"ANNEX I

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			
	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		
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07;08		
	Oilcake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of groundnut oil ***(Food and***	2305 00 00			

	feed)				
	Peanut butter ***(Food and feed)***	2008 11 10			
Brazil (BR)	Black pepper *(Piper)* ***(Food – neither crushed nor ground)***	ex0904 11 00	10	*Salmonella*(2)	50
China (CN)	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	10
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	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		
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07;08		
	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			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Sweet peppers *(Capsicum annuum)* ***(Food – crushed or ground)***	ex0904 22 00	11	*Salmonella*(3)	10

Colombia (CO)	Granadilla (*Passiflora ligularis*) and passion fruit (*Passiflora edulis*) ***(Food)***	ex0810 90 20	40; 50	Pesticide residues[4]	10
Dominican Republic (DO)	Aubergines *(Solanum melongena)* ***(Food – fresh or chilled)***	0709 30 00	05	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			
	Yardlong beans *(Vigna unguiculata* subsp. *sesquipedalis)* ***(Food – fresh, chilled or frozen)***	ex0708 20 00 ex0710 22 00	10 10		
Ecuador (EC)	Bananas ***(Food – fresh or dried)***	0803 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			
Georgia (GE)	Hazelnuts *(Corylus spp.)*,	0802 21 00		Aflatoxins	20

	in shell ***(Food)***				
	Hazelnuts *(Corylus spp.)*, shelled ***(Food)***	0802 22 00			
	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		
	Hazelnut oil ***(Food)***	ex1515 90 99	20		
	Flour, meal and powder of hazelnuts ***(Food)***	ex1106 30 90	40		
	Hazelnut paste ***(Food)***	ex2007 10 10 ex2007 10 99 ex2007 99 39 ex2007 99 39 ex2007 99 50 ex2007 99 97	70 40 05 06 33 23		
	Mixtures of nuts or dried fruits containing hazelnuts ***(Food)***	ex0813 5039 ex0813 5091 ex0813 5099	70 70 70	Aflatoxins	20
Ghana (GH)	Palm oil ***(Food)***	1511 10 90 1511 90 11 ex1511 90 19 1511 90 99	90	Sudan dyes[8]	20
Israel (IL)	Basil (holy,	ex1211 90 86	20	Pesticide	10

	sweet) ***(Food – fresh or chilled herbs)***			residues[4] [14]	
	Mint ***(Food – fresh or chilled herbs)***	ex1211 90 86	30	Pesticide residues[4]	
India (IN)	Cinnamon and cinnamon-tree flowers ***(Food – dried spices)***	0906		Pesticide residues[4] [21]	10
	Cloves (whole fruit, cloves and stems) ***(Food – dried spices)***	0907		Pesticide Residues[4] [21]	10
	Cumin seeds – neither crushed nor ground ***(Food)***	0909 31 00		Pesticide residues[4] [21]	10
	Cumin seeds – crushed or ground ***(Food)***	0909 32 00		Pesticide residues[4] [21]	10
	Curry leaves *(Bergera/ Murraya koenigii)* ***(Food – fresh, chilled, frozen or dried)***	ex1211 90 86	10	Pesticide residues[4] [9]	50
	Drumsticks *(Moringa oleifera)* ***(Food – fresh, chilled or frozen)***	ex0709 99 90 ex0710 80 95	10 75	Pesticide residues[4]	20
	Fenugreek leaves ***(Food)***	ex0910 99 91 ex0910 99 99		Pesticide residues[4] [14]	10
	Ginger, saffron, turmeric (*Curcuma*), thyme, bay leaves, curry and other spices ***(Food – dried spices)***	0910		Pesticide residues[4] [21]	10
	Guar gum ***(Food and feed)***	ex1302 32 90		Pentachlorophenol and dioxins	20
	Nutmeg *(Myristica fragrans)*	0908 11 00 0908 12 00		Aflatoxins	50

	(Food – dried spices)				
	Nutmeg, mace and cardamoms ***(Food – dried spices)***	0908		Pesticide residues[4] [21]	10
	Okra ***(Food – fresh, chilled or frozen)***	ex0709 99 90 ex0710 80 95	20 30	Pesticide residues[4] [10]	20
	Peppers of the genus *Capsicum* (sweet or other than sweet) ***(Food – dried, roasted, crushed or ground)***	0904 21 10 ex0904 22 00 ex0904 22 00 ex0904 21 90 ex2005 99 10 ex2005 99 10 ex2005 99 80	 11 19 20 10 90 94	Aflatoxins	20
	Rice ***(Food)***	1006		Aflatoxins and Ochratoxin A Pesticide residues[4] [13]	5 5
	Seeds of anise, badian, fennel, coriander, cumin or caraway; juniper berries ***(Food – dried spices)***	0909		Pesticide residues[4] [21]	10
	Yardlong beans *(Vigna unguiculata subsp. sesquipedalis)* ***(Food- fresh, chilled or frozen)***	ex0708 20 00 ex0710 22 00	10 10	Pesticide residues[4]	20
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 ex0710 80 59	20 20	Pesticide residues[4]	10
Cambodia (KH)	Chinese celery *(Apium*	ex0709 40 00	20	Pesticide residues[4] [11]	50

	graveolens) ***(Food – fresh or chilled herb)***				
	Yardlong beans *(Vigna unguiculata* subsp. *sesquipedalis)* ***(Food – fresh, chilled or frozen***)	ex0708 20 00 ex0710 22 00	10 10	Pesticide residues[4] [12]	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
Sri Lanka (LK)	Mukunuwenna (*Alternanthera sessilis*) ***(Food)***	ex0709 99 90	35	Pesticide residues[4] [5]	10
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			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Groundnut	ex1208 90 00	20		

	flours and meals ***(Food and feed)***				
	Groundnuts paste ***(Food and Feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07; 08		
	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			
	Peanut butter ***(Food and feed)***	2008 11 10			
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 Pesticide residues[4]	5 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			
	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		
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07;08		
	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			
	Peanut butter ***(Food and feed)***	2008 11 10			
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 41; 49 41; 49	*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	ex0709 60 99	20	Pesticide	50

	genus *Capsicum* (other than sweet) ***(Food – fresh, chilled or frozen***)	ex0710 80 59	20	residues[4] [15]	
Türkiye (TR)	Grapefruits ***(Food)***	0805 40 00		Pesticide residues[4] [14]	10
	Lemons (*Citrus limon, Citrus limonum*) ***(Food – fresh, chilled or dried)***	0805 50 10		Pesticide residues[4] [14]	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
	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
	Pomegranates ***(Food – fresh or chilled)***	ex0810 90 75	30	Pesticide residues[4] [15]	20
	Sesamum seeds ***(Food)***	1207 40 90		*Salmonella*[2]	10
	Sweet Peppers *(Capsicum annuum)* ***(Food – fresh, chilled or frozen)***	0709 60 10 0710 80 51		Pesticide residues[4] [16] [21]	20
	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 41; 49 41; 49	*Salmonella*[2]	10
	Unprocessed whole, ground,	ex1212 99 95	20	Cyanide	50

	milled, cracked, chopped apricot kernels intended to be placed on the market for the final consumer[17] [18] ***(Food)***				
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			
	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		
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07;08		
	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			
	Peanut butter ***(Food and feed)***	2008 11 10			

Uzbekistan (UZ)	Apricots, otherwise prepared or preserved ***(Food)***	2008 50		Sulphites[19]	50
	Dried apricots ***(Food)***	0813 10 00			
Vietnam (VN)	Basil (holy, sweet) ***(Food – fresh or chilled herbs)***	ex1211 90 86	20	Pesticide residues[4] [20]	50
	Coriander leaves ***(Food – fresh or chilled herbs)***	ex0709 99 90	72		
	Mint ***(Food – fresh or chilled herbs)***	ex1211 90 86	30		
	Okra ***(Food – fresh, chilled or frozen)***	ex0709 99 90 ex0710 80 95	20 30		
	Parsley ***(Food – fresh or chilled herbs)***	ex0709 99 90	40		
	Peppers of the genus *Capsicum* (other than sweet) ***(Food – fresh, chilled or frozen)***	ex0709 60 99 ex0710 80 59	20 20		
	Pitahaya (dragon fruit) ***(Food – fresh or chilled)***	ex0810 90 20	10		

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

[2] The sampling and the analyses are to be performed in accordance with the sampling procedures and the analytical reference methods set out in point 1(a) of Annex III of these Regulations.

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

[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(**a**) 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 Carbofuran (sum of carbofuran (including any carbofuran generated from carbosulfan, benfuracarb or furathiocarb) and 3-OH carbofuran expressed as carbofuran).

(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 Acephate.

(10) Residues of Diafenthiuron.

(11) Residues of Phenthoate.

(12) Residues of Chlorbufam.

(13) Residues of Picoxystrobin.

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

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

(16) Residues of Ethoprofos.

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

(18) 'Placing on the market' and 'final consumer' as respectively defined in Article 3(8) and (18) of Regulation (EC) No 178/2002.

(19) The following reference methods may be used: (1) BS EN 1988-1:1998 *"Foodstuffs. Determination of sulphite – 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) 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; and (3) ISO 5522:1981 "*Fruits, vegetables and derived products – Determination of total sulphur dioxide content*", published by the International Organisation of Standardisation (ISO) on 1 September 1981, last reviewed and confirmed on 13 January 2022, available from ISO at https://www.iso.org/home.html.

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

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

(**a**) EUR 2005/396, as amended by S.I. 2019/557. S.I. 2019/557 was amended by S.I. 2019/1410 and S.I. 2020/1376.
(**b**) EUR 2004/852, as amended by S.I. 2019/642.

SCHEDULE 2

Regulation 2(6)

New Annex II of Commission Implementing Regulation (EU) 2019/1793

"ANNEX II

Food and feed from certain third countries subject to special conditions for entry into Great Britain due to contamination risk by mycotoxins, including aflatoxins, pesticide residues 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			
	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		
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07;08		
	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			
	Peanut butter	2008 11 10			

	(Food and feed				
Azerbaijan (AZ)	Hazelnuts *(Corylus spp.)*, in shell ***(Food)***	0802 21 00		Aflatoxins	20
	Hazelnuts *(Corylus spp.)*, shelled ***(Food)***	0802 22 00			
	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		
	Hazelnut oil ***(Food)***	ex1515 90 99	20		
	Flour, meal and powder of hazelnuts ***(Food)***	ex1106 30 90	40		
	Hazelnut paste ***(Food)***	ex2007 10 10 ex2007 10 99 ex2007 99 39 ex2007 99 50 ex2007 99 97	70 40 05; 06 33 23		
	Mixtures of nuts or dried fruits containing hazelnuts ***(Food)***	ex0813 50 39 ex0813 50 91 ex0813 50 99	70 70 70		
Bangladesh (BD)	Food containing or consisting of betel leaves	ex1404 90 00		*Salmonella*[(2)]	50

	(*Piper betle*) ***(Food)***				
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
	Tea, whether or not flavoured ***(Food)***	0902		Pesticide Residues(4) (5)	5
Egypt (EG)	Groundnuts (peanuts), in shell ***(Food and feed)***	1202 41 00		Aflatoxins	20
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	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		
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07;08		
	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			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Vine leaves ***(Food)***	ex2008 99 99	11;19	Pesticide residues(5) (8)	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			
	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			
	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		
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07;08		
	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			
	Peanut butter ***(Food and feed)***	2008 11 10			
The Gambia (GM)	Groundnuts (peanuts), in shell	1202 41 00		Aflatoxins	50

	(Food and feed)				
	Groundnuts (peanuts), shelled ***(Food and feed)***	1202 42 00			
	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		
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07;08		
	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			
	Peanut butter ***(Food and feed)***	2008 11 10			
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			
	Groundnuts (peanuts), otherwise prepared or preserved ***(Food and feed)***	2008 11 91 2008 11 96 2008 11 98			
	Groundnut flours and meals	ex1208 90 00	20		

	(Food and feed)				
	Groundnuts paste (***Food and feed***)	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07;08		
	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			
	Peanut butter ***(Food and feed)***	2008 11 10			
	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[5] [7] [9]	20
	Peppers of the genus Capsicum (other than sweet) ***(Food – fresh, chilled or frozen)***	ex0709 60 99 ex0710 80 59	20 20	Pesticide residues[5] [6]	20
	Sesamum seeds ***(Food)***	1207 40 90		*Salmonella*[2]	30
				Pesticides residues[5] [7]	30
Iran (IR)	Pistachios, in shell ***(Food)***	0802 51 00		Aflatoxins	50
	Pistachios, shelled ***(Food)***	0802 52 00			
	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	20 20 19 19 19 19 19 19 19 19 19 19 19 19 19		

		ex2008 97 78 ex2008 97 92 ex2008 97 93 ex2008 97 94 ex2008 97 96 ex2008 97 97 ex2008 97 98	19 19 19 19 19 19 19		
	Flour, meal and powder of pistachios ***(Food)***	ex1106 30 90	50		
	Pistachio paste ***(Food)***	ex2007 10 10 ex2007 10 99 ex2007 99 39 ex2007 99 50 ex2007 99 97	60 30 03; 04 32 22		
	Mixtures of nuts or dried fruits containing pistachios ***(Food)***	ex0813 50 39 ex0813 50 91 ex0813 50 99	60 60 60		
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[5] [7]	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	1202 42 00			

	(Food and feed)				
	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		
	Groundnuts paste ***(Food and feed)***	ex2007 10 10 ex2007 10 99 ex2007 99 39	80 50 07;08		
	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			
	Peanut butter ***(Food and feed)***	2008 11 10			
	Sesamum seeds ***(Food)***	1207 40 90		*Salmonella*(2)	50
Türkiye (TR)	Dried figs ***(Food)***	0804 20 90		Aflatoxins	20
	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 ex2008 97 96 ex2008 97 97	11 11 11 11 11 11 11 11 11 11 11 11 11 11 11 11 11 11 11		

		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 10 10 10 10 60 95 60		
	Flour, meal or powder of dried figs ***(Food)***	ex1106 30 90	60		
	Mixtures of nuts or dried fruits containing figs ***(Food)***	ex0813 50 99	50		
	Pistachios, in shell ***(Food)***	0802 51 00		Aflatoxins	50
	Pistachios, shelled ***(Food)***	0802 52 00			
	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		
	Pistachio paste ***(Food)***	ex2007 10 10 ex2007 10 99 ex2007 99 39 ex2007 99 50 ex2007 99 97	60 30 03; 04 32 22		

	Mixtures of nuts or dried fruits containing pistachios ***(Food)***	ex0813 50 39 ex0813 50 91 ex0813 50 99	60 60 60		
	Vine leaves ***(Food)***	ex2008 99 99	11; 19	Pesticide residues[5] [8]	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 are to be performed in accordance with the sampling procedures and the analytical reference methods set out in point 1(a) of Annex III of these Regulations.

[3] The sampling and the analyses shall be performed in accordance with the sampling procedures and the analytical reference methods set out in point 1(b) of Annex III of these Regulations.

[4] Residues of Tolfenpyrad.

[5] 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(**a**) 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).

[6] Residues of Carbofuran (sum of carbofuran (including any carbofuran generated from carbosulfan, benfuracarb or furathiocarb) and 3-OH carbofuran expressed as carbofuran).

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

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

[9] Residues of chlorpyrifos/chlorpyrifos-methyl and fenbutatin 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."

(**a**) EUR 2005/396, amended by S.I. 2019/557. S.I. 2019/557 was amended by S.I. 2020/1376.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend 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 ("Regulation (EU) 2019/1793").

Regulation 2(2) and (4) make consequential amendments to Regulation (EU) 2019/1793 following the deletion of guar gum in Annex II in these Regulations.

Regulation 2(3) amends Regulation (EU) 2019/1793 to make provision in relation to sampling and analysis for the hazard pentachlorophenol and dioxins in guar gum listed in Annex I.

Regulation 2(5) provides that Annex I of Regulation (EU) 2019/1793 is substituted, with amendments, with a new Annex I in schedule 1 of the Regulations, which contains a list which sets out food and feed of non-animal origin from certain third countries which is subject to a temporary increase of official controls at border control posts and control points in Great Britain.

Regulation 2(6) provides that Annex II of Regulation (EU) 2019/1793 is substituted, with amendments, with a new Annex in schedule 2 of these Regulations. The new Annex II in schedule 2 comprises two tables. Table 1 contains the list of food and feed from certain third countries subject to special conditions for entry into Great Britain due to contamination risk by mycotoxins, including aflatoxins, pesticide residues and microbiological contamination. Table 2 contains the list of compound food containing any of the foods listed in Table 1 of 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.

No business and regulatory impact assessment has been prepared for these Regulations as no impact upon business, charities or voluntary bodies is foreseen. A Child Rights and Wellbeing Impact Assessment has been prepared and is available online at legislation.gov. A Policy Note has been published alongside this instrument at www.legislation.gov.uk.

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