



Specification: Development and implementation of legislation and regulations for NPPOs to manage the pest risks from the international movement of regulated articles other than plants and plant products, Guide (2018-008)

Status box

This status box is not an official part of the Guide and will be modified by the IPPC Secretariat	
Topic number	2018-008
Title	Development and implementation of legislation and regulations for NPPOs to manage the pest risks from the international movement of regulated articles other than plants and plant products, Guide (2018-008)
Type of implementation resource	IPPC Guide
Date of this document	2022-02-11
Current document stage	Approved specification
Major stages completed	<p>2019-04: CPM-14 (2019) added this topic to List of Implementation and Capacity Development Topics; priority 1</p> <p>2019-05: Implementation and Capacity Development Committee (IC) lead identified (Chris DALE (AU))</p> <p>2021-04: draft Specification was updated by the Implementation and Facilitation Unit (IFU) with input from IC lead</p> <p>2021-04: Commented by IC through OCS</p> <p>2021-05: Comments reviewed of by IC lead</p> <p>2021-05: IC approved draft specification for consultation (e-decision 2021_eIC_09)</p> <p>2021-07: 2021 IPPC Consultation</p> <p>2021-11: Approved specification</p>
Implementation and Capacity Development Committee (IC) lead	2020-07: IC Chris DALE (AU)
IPPC Secretariat lead	2021-03: IFU Natsumi YAMADA
Working Group experts	
Notes	2022-01: Edited

1. Title

Development and implementation of legislation and regulations for national plant protection organizations to manage the pest risks from the international movement of regulated articles other than plants and plant products (2018-008)

2. Type of implementation resource

New Guide

3. Convention articles, ISPMs and CPM recommendations to be addressed by the proposed implementation resource

International Plant Protection Convention (Articles I, II, IV and VII: provisions to manage pest risks on regulated articles)

ISPM 1: *Phytosanitary principles for the protection of plants and the application of phytosanitary measures in international trade*

ISPM 41: *International movement of used vehicles, machinery and equipment*

CPM Recommendation (R-06): *Sea containers*

CPM Recommendation (R-09): *Safe provision of food and other humanitarian aid to prevent the introduction of plant pests during an emergency situation*

4. Scope

This guide will describe the framework for national plant protection organizations (NPPOs) to develop and implement legislation to manage pest risks on regulated articles other than plants and plant products. The regulated articles included are storage facilities, packaging, conveyances (aircraft, vessels, etc.), shipping containers, soil and any other organism, object or material capable of harbouring or spreading plant pests. The scope of this guide does not include plants and plant products. The guide will provide model legislation and guidance to assist NPPOs to work with border agencies and provide recommendations to harmonize the use of phytosanitary measures applied to regulated articles.

5. Purpose

This guide will provide guidance for NPPOs to develop and apply legislation to enable them to manage pest risks in regulated articles other than plants and plant products.

In addition, this guide will provide NPPOs with the necessary guidance to implement the relevant provisions of the Convention. It will also provide guidance to NPPOs in working with other agencies within their governments by providing model legislation and frameworks for sharing biosecurity functions with organizations which may not traditionally hold them.

The development of guidance, including a generic international model on how to manage pest risk when using multiple organizations along the import pathway, will minimize pest risks and promote safe trade.

The guide will enhance and improve the understanding for contracting parties of the presence, impact and management of contaminating pests. The guide will involve the development of supporting material for identifying conveyances, potential contaminating pests and their impacts on natural and production ecosystems, risk management activities and the environment.

The guide will also provide procedures, guidance and supporting criteria for regulated articles that may not be managed by contracting parties. The implementation resource will create a framework for NPPOs to assess and make decisions on how to regulate regulated articles and conveyances such as international vessels, shipping containers, international aircraft, airfreight containers, mail articles, and international vessel and aircraft passengers.

6. Content for proposed implementation resource

The proposed guide should include the content based on the outcomes of the following tasks:

- 1) Identify relevant ISPMs, which consider pest risks on regulated articles other than plants and plant products, and consider how these ISPMs can be reflected in national legislation;
- 2) Discuss phytosanitary measures currently applied by NPPOs to address pest risks on regulated articles other than plants and plant products, and consider pest risk management measures when multiple organizations are associated with the import pathway;
- 3) Identify types of legislation currently applied by NPPOs to address pest risk on regulated articles;
- 4) Identify challenges in regulating imports of regulated articles and discuss how to address these challenges;
- 5) Identify and define the types of regulated articles the guide will address and consider how the regulated articles pose a risk of harbouring or spreading contaminating pests;
- 6) Identify the types of quarantine contaminating pests that may be associated with regulated articles and discuss possible phytosanitary measures that may be applied to mitigate and manage these pest risks;
- 7) Develop a draft model legislation and regulations for managing regulated articles that may be adapted for use by an NPPO;
- 8) Identify regulated articles to reduce pest risks in the pathways;
- 9) Identify critical elements and requirements to be included in the above framework;
- 10) Provide guidance to assist NPPOs to implement provisions of the Convention pertaining to regulated articles;
- 11) Provide guidance to NPPOs regarding communicating phytosanitary import requirements to exporting countries, as well as best practices for communicating these best practices and posting to the country page on the International Phytosanitary Portal (IPP);
- 12) Suggest best practices with respect to working with other border agencies;
- 13) Suggest best practices for non-compliance and emergency action and reporting;
- 14) Provide case studies and examples to enhance the information in the guide;
- 15) Identify existing, relevant technical resources that could be made available on the IPP.

7. Financial and in-kind contributions

Contracting parties are encouraged to identify any financial or in-kind contributions that will be provided to support the development of this guide or to facilitate the translation of the final product.

8. Selection criteria for working group experts

The IPPC Secretariat and the Implementation and Capacity Development Committee support equity, diversity, and inclusiveness and encourage all interested experts to submit their candidature to participate in the working group that will be tasked with developing this IPPC Guide or training material.

The members of the working group will be selected based on their technical and practical expertise in the subject matter. Geographical representation from both developing and developed countries will also be considered to ensure that the material developed is globally applicable and reflects best practices from all over the world.

The following criteria should be used for selecting working group members:

(1) Practical expertise and knowledge in one or more of the following areas:

- developing legislation, regulation and policies to identify, prioritize and manage; phytosanitary risks on regulated articles, NPPO communication specialists, lawyers/jurists familiar with NPPO and border agency authorities;
- implementing risk management and risk mitigation controls on regulated articles;
- managing phytosanitary import and export systems;
- conducting investigations, coordinating pest notification, response and emergency actions in association with contaminating pests;
- carrying out risk assessment and risk management;
- experts from agencies other than NPPOs involved with plant health related regulated articles;

(2) Strong working knowledge of English and ability to formulate ideas and write clearly in English.

9. References and supporting materials

CPM Recommendation (R-06). 2021. *Sea containers*. Rome, IPPC Secretariat, FAO. Rome, IPPC Secretariat, FAO. <https://www.ippc.int/en/publications/84233/>

CPM Recommendation (R-09). 2021. *Safe provision of food and other humanitarian aid to prevent the introduction of plant pests during an emergency situation*. Rome, IPPC Secretariat, FAO. <https://www.ippc.int/en/publications/89314/>

IMO (International Maritime Organization). 2014. *IMO/ILO/UNECE Code of Practice for Packing of Cargo Transport Units (CTU Code)*. London. <https://wwwcdn.imo.org/localresources/en/OurWork/Safety/Documents/1497.pdf>

IPPC Secretariat. 1997. *International Plant Protection Convention*. Rome, IPPC Secretariat, FAO.

IPPC Secretariat. 2017. Background information for the IPP: Development of the draft ISPM on *Minimising Pest Movement by Sea Containers (2008-001)* Rome, IPPC Secretariat, FAO.
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IPPC Secretariat. 2018. IPPC factsheet on *Sea Container Cleanliness* [online]. Rome, IPPC Secretariat, FAO. <http://www.fao.org/documents/card/en/c/18960EN>

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IPPC Secretariat. 2020. IPPC factsheet on *Reducing the spread of invasive pests by sea containers*. Rome, IPPC Secretariat, FAO. <http://www.fao.org/documents/card/en/c/ca7670en>

IPPC Secretariat. 2020. *Sea container supply chains and cleanliness: an IPPC best practice guide on measures to minimize pest contamination*. Rome, IPPC Secretariat, FAO.
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ISPM 1. 2021. *Phytosanitary principles for the protection of plants and the application of phytosanitary measures in international trade*. Rome, IPPC Secretariat, FAO. <https://www.ippc.int/en/publications/596/>

ISPM 5. *Glossary of phytosanitary terms*. Rome, IPPC Secretariat, FAO.
<https://www.ippc.int/en/publications/622/>

ISPM 41. 2021. *International movement of used vehicles, machinery and equipment*. Rome, IPPC Secretariat, FAO. <https://www.ippc.int/en/publications/84343/>

Specification 55. 2012. *Safe handling and disposal of waste with potential pest risk generated during international voyages*. Rome, IPPC Secretariat, FAO.
https://assets.ippc.int/static/media/files/publications/2014/03/04/spec_55_wastedisposal_2014-03-04.pdf