

Plan for the implementation of NAPPO standards

1. Name of Standard

RSPM No. 33 - Guidelines for Regulating the Movement of Ships and Cargo from Areas Infested with the Asian Gypsy Moth

2. Country Reporting

Canada

3. Relevant Authority

3.1 Canada:

3.1.1 *Plant Protection Act*

Under the authority of the *Plant Protection Act*, the Canadian Food Inspection Agency (CFIA) has the mandate to control the importation or entry to Canada of “any thing that is a pest, that is or could be infested with a pest...” This includes conveyances or cargoes that may be infested with a quarantine pest. Canada lists *Lymantria dispar* (Asian biotype) as such a pest based upon a pest risk analysis (PRA) conducted in July 1991. The PRA identified marine vessels and cargoes as a primary conveyance for the pest to Canada and as such the application of regulations necessary to prevent the insect’s entry into Canada. Canada established regulations in 1991 for vessels entering Canada following visits to ports known to be infested with the pest in the Russian Federation. In 2007, infested ports in Japan were also regulated.

3.1.2 Revisions to authority

No revisions to relevant *Acts* or *Regulations (Plant Protection Act)* are thought to be required.

4. Obtaining Authority to Adopt the Standard

Changes to Legal Authority: no changes to *Acts* or *Regulations* are expected to be required.

5. Implementation of Standard

Implementation of RSPM No. 33 is dependent on revision of administrative requirements prescribed in policy documents. Policy directive D-95-03 - *Asian Gypsy Moth (Lymantria dispar) Plant Protection Policy for Ships* requires minor amendments to reflect the standards established in RSPM No. 33. The standard also requires that countries undertake consultation with the maritime communities. Regulated countries should also be provided with sufficient time to adapt to the new regulations. As such, a graduated enforcement approach that is harmonized amongst NAPPO countries is advocated.

Proposed Timeline:

August 2009 - Adoption of RSPM No. 33 by the NAPPO Executive Committee

September 2009 - February 2010 - NAPPO countries will apply their current phytosanitary requirements while working with affected countries to phase-in implementation of RSPM 33.

March 2010- February 2012- Countries will continue to regulate as per their AGM policies as they continue to work towards full implementation of the requirements of RSPM 33. Written notification of non-compliance will be provided to the Ship's Master and National Plant Protection Organization of the regulated country.

March 2012- Full Implementation of RSPM No. 33

Ships and cargo from regulated areas at the time of female AGM flight which arrive in North America at a time when larvae may spread through ballooning must meet the requirements of RSPM 33. Written notification of non-compliance will be provided to the Ship's Master and National Plant Protection Organization of the regulated country.

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