

MINISTRY OF AGRICULTURE, LIVESTOCK AND FOOD SUPPLY
SECRETARIAT OF ANIMAL AND PLANT HEALTH AND INSPECTION

NORMATIVE INSTRUCTION N° , OF

THE SECRETARY OF ANIMAL AND PLANT HEALTH AND INSPECTION OF THE MINISTRY OF AGRICULTURE, LIVESTOCK AND FOOD SUPPLY, based in his attribution given by the Art. 42, annex I, from Decree 5.351, of 21 January 2005, and according to the provisions of the Decree 885, of 31 August 2005, that approves the text of the International Plant Protection Convention - IPPC, in the Decree 5759, of 17 April 2006, in the text of Chapters I and II of Plant Health Regulation, approved by Decree 24.114, of 12 April 1934, in Art. 2 of Edict 127, of 15 April 1997, the Decree 1.355, of 30 December 1994, that approves the Final Minute of the Uruguay Round of Multilateral Commercial Negotiations, concerning the Agreement on the Application of Sanitary and Phytosanitary Measures – SPS Agreement, in the Normative Instruction 23, of 2 August 2004, the Normative Instruction 6, of 16 May 2005, and also considering the Pest Risk Analysis related to Processes 21044.006373/1997-27, 21044.005785/1997-59, 21044.004268/1997-71, 21044.004280/1997-77, 21044.003548/1998-43, 21044.002303/1998-81, 21000.003009/2003-01, 21000.007899/2003-12, 21000.010495/2003-14, 21000.010503/2003-14, 21000.007900/2003-17, 21000.010493/2003-17, 21000.011139/2003-18, 21000.011142/2003-23, 21000.013268/2003-32, 21000.011140/2003-34, 21000.013271/2003-56, 21000.003008/2003-59, 21000.011141/2003-89 and 21000.006315/2003-91, decides:

Art. 1 - Approve the phytosanitary requirements for importation of broccoli seeds (*Brassica oleracea* var. *italica*), Chinese broccoli seeds (*Brassica oleracea* var. *alboglabra*) Brussels sprouts seeds (*Brassica oleracea* var. *gemmifera*), collards seeds (*Brassica oleracea* var. *acephala*), cabbage turnip seeds (*Brassica oleracea* var. *gongylodes*), heading Chinese cabbage seeds (*Brassica campestris* var. *pekinensis* and *Brassica campestris* var. *chinensis*), Kohlrabi seeds (*Brassica oleracea* var. *gongylodes*), turnip seeds (*Brassica rapa*), cauliflower seeds (*Brassica oleracea* var. *botrytis*), mustard seeds (*Brassica juncea*) and cabbage seeds (*Brassica oleracea* var. *capitata*) (Category 4, Class 3) produced in the United States of America - USA.

Art. 2 – The consignment of seeds specified in Art. 1 must be accompanied by Phytosanitary Certificate – PC, issued by the National Plant Protection Organization – NPPO of United States of America, with the following Additional Declaration – AD:

I – AD5 – The seeds production sites were submitted to official inspection during crop season and the fungi *Ascochyta cheiranthi*, *Cercospora armoraciae*, *Cladosporium variabile*, *Colletotrichum higginsianum*, *Fusarium oxysporum* f. sp. *spinaciae*, *Fusarium oxysporum* var. *redolens*, *Pyrenopeziza brassicae*, *Pythium coloratum*, *Pythium perniciosum*, *Pythium paroecandrum*, *Pythium tracheiphilum* and *Verticillium longisporum*, the weeds *Acroptilon repens*, *Alopecurus myosuroides*, *Amaranthus blitoides*, *Arctotheca calendula*, *Brassica tournefortii*, *Cardaria draba*, *Carduus pycnocephalus*, *Chondrilla juncea*, *Emex australis*, *Euphorbia esula*, *Euphorbia helioscopia*, *Heliotropium europeum*, *Hibiscus trionum*, *Hieracium pilosella*,

Hirschfeldia incana, *Hordeum leporinum*, *Imperata cylindrica*, *Lolium rigidum*, *Myagrum perfoliatum*, *Phalaris paradoxa*, *Polygonum nepalense*, *Senecio vulgaris*, *Setaria pumila*, *Sisymbrium orientale*, *Sonchus arvensis*, *Vulpia ciliata*, *Cirsium arvense*, *Cuscuta campestris*, *Cuscuta epithimum*, *Cuscuta europaea*, *Orobancha* spp and *Striga* spp. were not detected;

II - AD15 - The consignment of seeds is free from the fungi *Fusarium oxysporum* f. sp. *spinaciae*, *Fusarium oxysporum* var. *redolens*, *Pyrenopeziza brassicae*, *Pythium coloratum*, *Pythium perniciosum*, *Pythium paroecandrum*, *Pythium tracheiphilum* and *Verticillium longisporum* and the weeds *Cirsium arvense*, *Cuscuta campestris*, *Cuscuta epithimum*, *Cuscuta europaea*, *Orobancha* spp and *Striga* spp., according to the results of official laboratory analysis.

III - AD10 – The seeds were produced according to phytosanitary certification procedures approved by the NPPO of Brazil for the bacteria *Pseudomonas syringae* pv. *alisalensis*, *Rhodococcus fascians*, *Xanthomonas campestris* pv. *armoraciae* and *Xanthomonas campestris* pv. *raphani* and for the virus *Tobacco rattle virus* using appropriate indicators or equivalent methods, and have been found free from *Pseudomonas syringae* pv. *alisalensis*, *Rhodococcus fascians*, *Xanthomonas campestris* pv. *armoraciae*, *Xanthomonas campestris* pv. *raphani* and *Tobacco rattle virus*.

IV – AD2 – The consignment of seeds was treated with (specify: product, dose or concentration, temperature), for the control of the insects *Acanthoscelides fraterculus* and *Latheticus oryzae*, and the mite *Acarus siro*, under official supervision;

V – AD9 - The seeds were produced in (place/production site) free from the nematode *Ditylenchus dipsaci* according to ISPM 10 (FAO) and recognized by the NPPO of Brazil.

Paragraph 1 – Alternately, for any of the aforementioned pests, the NPPO can declare option AD7 - The seeds were produced in an area known to Brazil's NPPO as free from (specify pest(s)), in compliance with ISPM No. 4 of the Food and Agriculture Organization (FAO).

Paragraph 2 – To comply with the Additional Declarations AD7, AD9 and AD10, the pest free areas, place/production site free from pests and the phytosanitary certification procedures of the country of origin, respectively, must be officially recognized by the NPPO of Brazil by publication in the Union Official Diary.

Art. 3 - The consignments of brassicas seeds specified in Art. 1 will be inspected at the point of entry (Phytosanitary Inspection – PI), and will be subject to sampling for phytosanitary analysis by official laboratory or quarantine analysis by plant quarantine station, both (laboratory and quarantine station) accredited by the NPPO of Brazil.

Single Paragraph - All costs associated with transport and testing of samples will be undertaken at the expense of the interested party. After sampling, the remaining material of the consignment will be retained by the interested party, and shall be neither planted nor commercialized until the conclusion of the analysis.

Art. 4 - In case of detecting any pest in the importing consignment cited in the Art. 1, the procedures given in the Plant Health Regulation (Decree 24.114), of 12 April 1934, shall be adopted.

Single Paragraph - If quarantine pests are intercepted on the consignment, the NPPO of the country of origin will be notified, and the NPPO of Brazil may suspend importation until the conclusion of the Pest Risk Analysis review.

Art. 5 - The NPPO of USA shall communicate to the NPPO of Brazil regarding any occurrence of new pests in their territory.

Art. 6 – In case of no compliance with the requirements of Art. 2 of this Normative Instruction, the consignment will not be internalized.

Art. 7 - This Normative Instruction shall take effect on the date of its publication.

INÁCIO AFONSO KROETZ