



27 June 2022

(22-4939)

Page: 1/3

Committee on Sanitary and Phytosanitary Measures

Original: English

**NOTIFICATION OF EMERGENCY MEASURES**

<b>1. Notifying Member:</b> <u>JAPAN</u> <b>If applicable, name of local government involved:</b>
<b>2. Agency responsible:</b> Ministry of Agriculture, Forestry and Fisheries
<b>3. Products covered (provide tariff item number(s) as specified in national schedules deposited with the WTO; ICS numbers should be provided in addition, where applicable):</b> Seeds for planting of tomato (including <i>Lycopersicon esculentum</i> (= <i>Solanum lycopersicum</i> ), <i>S. arcanum</i> , <i>S. cheesmaniae</i> , <i>S. chilense</i> , <i>S. galapagense</i> , <i>S. peruvianum</i> , <i>S. pimpinellifolium</i> ) and sweet pepper (chili peppers, shishito pepper, bell pepper) ( <i>Capsicum annuum</i> )
<b>4. Regions or countries likely to be affected, to the extent relevant or practicable:</b> <input checked="" type="checkbox"/> All trading partners <input type="checkbox"/> Specific regions or countries:
<b>5. Title of the notified document:</b> Emergency measure to prevent <i>Tomato brown rugose fruit virus</i> (ToBRFV) from entering Japan through importation of host seeds of ToBRFV. <b>Language(s):</b> . <b>Number of pages:</b>
<b>6. Description of content:</b> To prevent ToBRFV from entering Japan, the Ministry of Agriculture, Forestry and Fisheries of Japan (MAFF) take the emergency measure for seeds listed in item 3. This measure includes three underlined changes from current measure as provided for in item 36 of the annexed table 2-2 of the ordinance for enforcement of the plant protection act and the details of requirements for ToBRFV:  A. Current measure For seeds, either: i. The samples randomly taken from parent plants and ones with suspected symptoms are tested during harvest period by an appropriate genetic method such as RT-PCR assay and found to be free from <i>Tomato brown rugose fruit virus</i> ; or ii. The seeds are tested prior to export by an appropriate genetic method such as RT-PCR assay and found to be free from <i>Tomato brown rugose fruit virus</i> ; 4,600 seeds are randomly taken from a lot as samples in accordance with the International Seed Testing Association (ISTA) procedures; or in case that the number of seeds of a lot is less than 46,000, 10% of the seeds are used for the testing; they are divided into at most 400 seeds as sub-samples.  In addition, National Plant Protection Organizations (NPPO) of the exporting countries will be required to declare as below in the column of Additional declaration of Phytosanitary Certificate. "Fulfills item 36 of the Annexed Table 2-2 of the Ordinance for Enforcement of the Plant Protection Act (MAF Ordinance No. 73/1950)"  B. Emergency measure For seeds, either: i. The samples randomly taken from parent plants and ones with suspected symptoms are tested during harvest period by an appropriate genetic method such as RT-PCR assay and found to be free from <i>Tomato brown rugose fruit virus</i> ; or

<p>ii. The seeds are tested prior to export by Real-time RT-PCR assay using such method as described in the International Seed Federation (ISF) protocol (2020) and found to be free from <i>Tomato brown rugose fruit virus</i>; 4,600 seeds are randomly taken from a lot as samples in accordance with the International Seed Testing Association (ISTA) procedures; or in case that the number of seeds of a lot is less than 46,000, 10% of the seeds are used for the testing; they are divided into at most 400 seeds as sub-samples.</p> <p>In addition, the NPPO will be required to declare as below in the column of Additional declaration of Phytosanitary Certificate.</p> <p>i. "Fulfills item 36 (Appropriate genetic method for parent plants) of the Annexed Table 2-2 of the Ordinance for Enforcement of the Plant Protection Act (MAF Ordinance No. 73/1950)"</p> <p>ii. "Fulfills item 36 (Real-time RT-PCR for seeds) of the Annexed Table 2-2 of the Ordinance for Enforcement of the Plant Protection Act (MAF Ordinance No. 73/1950)"</p>
<p><b>7. Objective and rationale:</b> <input type="checkbox"/> food safety, <input type="checkbox"/> animal health, <input checked="" type="checkbox"/> plant protection, <input type="checkbox"/> protect humans from animal/plant pest or disease, <input type="checkbox"/> protect territory from other damage from pests.</p>
<p><b>8. Nature of the urgent problem(s) and reason for urgent action:</b> ToBRFV is spreading worldwide. To prevent ToBRFV from entering Japan, an additional declaration is to be provided in Phytosanitary Certificate for the import of seeds and plants of tomato (<i>Solanum lycopersicum</i>) and sweet pepper (<i>Capsicum annuum</i>). This is the urgent action prior to the revision of the details of requirements for ToBRFV upon the detection of ToBRFV in Real-time RT-PCR assay which was not detected in conventional RT-PCR assay for the same sample during inspection in Japan.</p>
<p><b>9. Is there a relevant international standard? If so, identify the standard:</b></p> <p><input type="checkbox"/> <b>Codex Alimentarius Commission (e.g. title or serial number of Codex standard or related text):</b></p> <p><input type="checkbox"/> <b>World Organization for Animal Health (OIE) (e.g. Terrestrial or Aquatic Animal Health Code, chapter number):</b></p> <p><input checked="" type="checkbox"/> <b>International Plant Protection Convention (e.g. ISPM number):</b> IPPC Article 7, ISPM 1 and ISPM 20</p> <p><input type="checkbox"/> <b>None</b></p> <p><b>Does this proposed regulation conform to the relevant international standard?</b></p> <p><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p><b>If no, describe, whenever possible, how and why it deviates from the international standard:</b></p>
<p><b>10. Other relevant documents and language(s) in which these are available:</b></p> <ul style="list-style-type: none"> <li>- List of the Plants Subject to Specific Phytosanitary Measures to be Carried Out in Exporting Countries (Annexed Table 2-2 of the Ordinance for Enforcement of the Plant Protection Act) and the Details of Requirements for Each of the Quarantine Pests. (online), available from <a href="https://www.maff.go.jp/pps/j/law/houki/shorei/E_Annexed_Table2-2_from_20210428.html">https://www.maff.go.jp/pps/j/law/houki/shorei/E_Annexed_Table2-2_from_20210428.html</a></li> <li>- ISF (2020) ISHI-Veg Protocols. (online), available from <a href="https://worldseed.org/wp-content/uploads/2020/11/Tomato-ToBRFV_2020v1.5.pdf">https://worldseed.org/wp-content/uploads/2020/11/Tomato-ToBRFV_2020v1.5.pdf</a>, (Last updated 2020-11)</li> </ul>
<p><b>11. Date of entry into force (dd/mm/yy)/period of application (as applicable):</b> 1 August 2022</p> <p><input type="checkbox"/> <b>Trade facilitating measure</b></p>

**12. Agency or authority designated to handle comments: [ ] National Notification Authority, [X] National Enquiry Point. Address, fax number and e-mail address (if available) of other body:**

Standards Information Service  
International Trade Division  
Economic Affairs Bureau  
Ministry of Foreign Affairs  
2-2-1 Kasumigaseki, Chiyoda-ku  
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Tel: +(81 3) 5501 8344  
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**13. Text(s) available from: [ ] National Notification Authority, [X] National Enquiry Point. Address, fax number and e-mail address (if available) of other body:**

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## List of the Plants Subject to Specific Phytosanitary Measures to be Carried Out in Exporting Countries (Annexed Table 2-2 of the Ordinance for Enforcement of the Plant Protection Act) and the Details of Requirements for Each of the Quarantine Pests

Last updated 23 March, 2022

### Common requirements

The plants must be accompanied by a phytosanitary certificate or a certified copy of the phytosanitary certificate issued by the NPPO of an exporting country to certify that the plants have been inspected and are considered to be free from quarantine pests.

**Note:** This table is applicable from 23 March, 2022.

Item No	Region/countries	Plants	Quarantine pests	Requirements
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36	All region / countries	<p>Live plants and plant parts for planting (excluding fruits) and seeds for planting of the following plants:</p> <p>tomato (including <i>Lycopersicon esculentum</i> (syn. <i>Solanum lycopersicum</i>), <i>Solanum arcanum</i>, <i>Solanum cheesmaniae</i>, <i>Solanum chilense</i>, <i>Solanum galapagense</i>, <i>Solanum peruvianum</i>, <i>Solanum pimpinellifolium</i>), sweet pepper (chili peppers, shishito pepper, bell pepper) (<i>Capsicum annuum</i>)</p>	Tomato brown rugose fruit virus	<p>(1) For seeds:</p> <p>The plants must fulfill the following specific requirement AND the phytosanitary certificate or the certified copy of the phytosanitary certificate must include "The required additional declaration" mentioned below.</p> <p>Either</p> <p>The samples randomly taken from parent plants and ones with suspected symptoms are tested during harvest period by an appropriate genetic method such as RT-PCR assay and found to be free from Tomato brown rugose fruit virus;</p> <p>or</p> <p>The seeds are tested prior to export by an appropriate genetic method such as RT-PCR assay and found to be free from Tomato brown rugose fruit virus; 4,600 seeds are randomly taken from a lot as samples in accordance with the International Seed Testing Association (ISTA) procedures; or in case that the number of seeds of a lot is less than 46,000, 10% of the seeds are used for the testing; they are divided into at most 400 seeds as sub-samples.</p> <p>(2) For Live plants and plant parts for planting (excluding seeds and fruits):</p> <p>The plants must fulfill the following specific requirement AND the phytosanitary certificate or the certified copy of the phytosanitary certificate must include "The required additional declaration" mentioned below.</p> <p>The plants randomly taken from a lot and plants with suspected symptoms are tested during the growing season or prior to export by an appropriate genetic method such as RT-PCR assay and found to be free from Tomato brown rugose fruit virus.</p> <p>The required additional declaration: Fulfills item 36 of the Annexed Table 2-2 of the Ordinance for Enforcement of the Plant Protection Act (MAF Ordinance No73/1950)</p>
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