

# Agenda

1. The new SPS regime EU to GB
  - Plants and plant products
  - Live animals and products of animal origin
  - Live seafood and fishery products
  - IPAFFS
2. The new SPS regime GB to EU
3. Food Labelling
4. Marketing Standards
5. Geographical Indications
6. Wood Packaging Materials
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# Introduction to phased approach - EU to GB

- New sanitary and phytosanitary (SPS) controls will apply to goods imported to GB from the EU from 1 January 2021
- These controls will be introduced in stages up to **1 July 2021**, with different controls introduced at each stage for different commodities
- Some processes and procedures will be introduced in stages up to **1 July 2021** for the import of live animals, animal products, fish and shellfish and their products, plants and plant products and high-risk food and feed not of animal origin

## **Controls will be introduced in stages, and include the requirements for:**

- Import pre-notifications (GB importer action)
- Health certification (such as an Export Health Certificate or Phytosanitary Certificate)
- Documentary, identity and physical checks at the border or inland
- Entry via a point of entry with an appropriate Border Control Post (BCP) with relevant checking facilities from **1 July 2021**

# Imports - Plants and Plant Products (SPS)

- Requirement for pre-notification and phytosanitary certificates for 'high priority' plants and plant products from **1 January 2021**
- Sanitary and phytosanitary (SPS) checks will take place away from the border at places of destination or other approved premises
- An exhaustive list of 'high priority' plants and plant products is [available here on GOV.UK](#).
- The requirement for phytosanitary certificates is extended to all regulated plants and plant products, from **1 April 2021**
- For a list of plants and plant products that do not require SPS certificates, please refer to the GOV.UK website, [available here](#)
- From **1 July 2021**, there will be an increased number of physical and identity checks
- All checks will take place at Border Control Posts (BCPs)

# Imports - Plants and Plant Products (SPS)

## 1 January 2021:

- Pre-notification and phytosanitary certificates will be required for 'high-priority' plants/products
- Documentary checks will be carried out remotely
- Physical checks will be carried out on 'high-priority' will take place at destination or other authorised premises
- EU Exporters must apply for a phytosanitary certificate from the relevant competent authority of the EU country of origin
- GB Importers must submit import notifications prior to arrival, along with the phytosanitary certificate
- Checks will be carried out by Plant Health and Seed Inspectors (PHSI) from the Animal and Plant Health Agency (APHA) and the Forestry Commission (FC) in England and Wales, and the Scottish Government in Scotland

# Imports - Plants and Plant Products (SPS)

## 1 April 2021:

- All regulated plants and plant products will be required to be accompanied by a phytosanitary certificate (i.e. not only those categorised as 'high-priority')

## 1 July 2021:

- Physical checks for plants/products increase
- Commodities subject to sanitary and phytosanitary (SPS) controls will need to enter via a Point of Entry with an appropriate Border Control Post (BCP)
- All ID and physical checks for plants and their products will move to Border Control Posts, either at existing points of entry or at new inland sites

# Plants and Plant Products: FAQs

**What do physical checks actually look like for these goods? Will every good be checked, or a sample from a consignment of goods?**

- Most physical checks on high priority plants and plant products from the EU will take place away from the border initially, and will be based on an assessment of risks
- Plants and plant products will be physically checked by examining the contents of consignments to ensure there is no evidence of the presence of harmful plant pests and diseases

**Will importers incur any additional charges because of these new checks?**

- Fees will be applied for checks on EU imports, as is the case for imports from non-EU countries now

**Will this also mean any changes to imports from countries outside the EU?**

- For plants and plant products, a common import regime will ultimately apply to all third countries, so any changes will apply equally to EU and non-EU countries

# Live Animals and Animal Products - EU to GB

(This includes live aquatic animals and fishery products)

## Health certificates

- Requirements for export health certificates (EHCs) will be introduced in phases from January to July 2021
- Health certificates will be substantially the same as existing EU certificates for imports from the rest of the world. You should use existing EU EHCs for guidance on what will be required

## 1 January 2021:

- Pre-notification and health certificates will be required for live animals. Physical checks for live animals will continue to be carried out at destination
- Products of Animal Origin (POAO) subject to safeguard measures will need pre-notification by the GB importer and the relevant EHC
- GB Importer will supply a unique notification number (UNN) that must be added to the EHC
- Animal by-products (ABPs) will continue with the current requirement to be accompanied by official commercial documentation. High-risk ABPs will require pre-authorisation, and high-risk ABP as well as Category 3 Processed Animal Protein will require pre-notification in advance

# Live Animals and Animal Products - EU to GB

## 1 April 2021:

- All **products of animal origin (POAO)** – for example meat and fish, honey, milk or egg products – will now require the relevant Export Health Certificates (EHCs) and pre-notification by the GB importer using Import of Products Animals Food and Feed System (IPAFFS)
- EU exporters will be required to obtain the relevant EHC and ensure that it travels with the consignment
- GB Import requirements for **live animals, high-risk animal by-products (ABPs) and POAO under safeguard measures** introduced on 1 January 2021 will continue to apply
- New import requirements for low-risk ABPs will not apply until 1 July 2021



# Live Animals and Animal Products - EU to GB

1 July 2021:

- All **live animals and products of animal origin (POAO)** will require pre-notification by the GB importer using IPAFFS and must be accompanied by an Export health certificate (EHC). They will need to enter via a Point of Entry with an appropriate **Border Control Post (BCP)** with relevant checking facilities.
- **Animal by-products (ABP)** must be accompanied by an EHC or other official documentation, depending on the ABP commodity being imported. Certain ABP will need to arrive at an established point of entry with an appropriate BCP. For certain ABP, pre-notification by the GB importer will be required
- **ID & physical checks** for animal products will be introduced, which will be carried out at Border Control Posts, either at existing points of entry or at new inland sites
- POAO, germinal products and ABP imported from the EU will be subject to a **minimum level of 1% physical checks**. High-risk live animals will continue to be checked at 100%. Some commodities, such as shellfish and certain ABPs, will be subject to higher minimum check levels.
- During 2021, controls will be reviewed in light of **existing and new trade agreements and any changes in risk status**. Any changes following this review will be introduced after January 2022.

# POAO – Fishery Products – EU to GB

**Imports of most fishery products and live shellfish ready for human consumption will require:**

From **January 2021:**

- Catch certificates and other IUU documents will be required and subject to risk-based documentary checks. The GB importer will need to send these to the importing competent authority e.g Port Health Authorities prior to arrival. Exempt species are detailed in Annex I of the IUU Regulation

From **April 2021:** As above, but

- Goods to be accompanied by an Export Health Certificate (EHC), which will be subject to documentary checks
- Import pre-notifications submitted by the GB importer in advance of arrival using IPAFFS.

From **July 2021:** As above, but

- Entry via an established point of entry with an appropriate border control post

# Import of Products Animals Food and Feed System (IPAFFS) - SPS EU to GB

**New sanitary and phytosanitary (SPS) controls will apply to goods exported to GB from the EU from 1 January 2021**

- IPAFFS will be used by GB importers to pre-notify some SPS imports
- The system is already live and currently being used for the notification of live animals, germinal products and animal by-products (ABP) travelling on Intra Trade Animal Health Certificates (ITAHCs) and commercial documents (DOCOMs) alongside TRACES & TRACES NT
- From 2021, IPAFFS will be used to pre-notify GB officials before goods subject to SPS controls enter the country from the EU in a phased approach starting with live animals, germinal products and ABP

# Import of Products Animals Food and Feed System (IPAFFS) - SPS EU to GB

- The IPAFFS system will replace TRACES/TRACES NT (Trade and Control Expert System) in GB
- To support trader readiness and adoption of IPAFFS ahead of the end of transition, a phased migration is planned.

COMMODITY	IPAFFS 'Go Live'
	EU / EEA countries
Live Animals	Already live
Animal By Products	Already live
Germinal Products	Already live
Products of Animal Origin	1 <sup>st</sup> April 2021
High Risk Food / Feed not of Animal Origin	1 <sup>st</sup> April 2021
Plant / Plant Products	From 1 <sup>st</sup> Feb 2021 (specific date tbc)

# Export Certification Requirements – GB to EU

- From 1<sup>st</sup> January 2021 EU will require GB exporters to have **export health certificates** (EHCs) and **phytosanitary certificates**.
- The Export Health Certificate Online (EHC Online) service will be used to control the safe export of live animals and products of animal origin (POAO) and apply for EHCs. The system is already live
- Applications for certificates for live aquatic animals are via the Centre for Environment Marine Aquaculture and Science and Marine Scotland.
- An online service will be introduced for the application, processing and issuing of phytosanitary certificates for plants and plant products. The system to apply for **export plant health phytosanitary certificates** for exporting controlled plants and plant products from GB will move to EHC Online.
- Exporters moving sanitary and phytosanitary goods from GB to the EU will need to work with their EU importers to pre-notify the EU authorities using the **TRACES NT system**.

# Food Labelling

For an overview of the actions food and drink businesses may need to take, visit [here](#)

For food labelling specific guidance, visit [here](#)

## Placing food on the GB and NI markets

- Guidance on **food and drink labelling changes from 1 January 2021** is [available here](#).
- The UK Government recognises that businesses will need time to adapt to these new labelling rules
- You'll need to make any required labelling changes for goods sold in GB by **30 September 2022**
- Goods sold in NI will continue to follow EU rules for labelling, but you may need to make some labelling changes However, the UK Government recognises that businesses will need time to adapt to these new labelling rules
- Your label can contain other information if you need to comply with labelling requirements for another market

## Placing food from GB on the EU Market

- The European Commission issued advice in its notice to stakeholders, [Withdrawal of the UK and EU food law](#), on the changes required to food labels for the EU market
- Based on this notice, UK businesses will need to make the required changes to food labels in order to place food on the EU market as soon as the TP has ended
- GB exporters are advised to seek advice from EU importing contacts

# Food Labelling

## **Food business operator (FBO) addresses for goods marketed in the UK:**

Pre-packaged food or caseins sold in NI must include a NI or EU FBO address from 1 January 2021. If the FBO is not in NI or EU, include the address of your importer, based in NI or the EU.

You can continue to use an EU, GB or NI address for the FBO on pre-packaged food or caseins sold in GB until 30 September 2022.

From 1 October 2022, pre-packaged food or caseins sold in GB must include a UK address for the FBO. If the FBO is not in the UK, include the address of your importer, based in the UK.

# Food Labelling

## Origin labelling in general for goods marketed in GB

- You may label food from NI and sold in GB as 'UK(NI)', 'United Kingdom (Northern Ireland)' or 'UK'.
- Food from and sold in GB can be labelled as 'origin EU' until 30 September 2022.
- From 1 October 2022, food from GB must not be labelled as 'origin EU'.

## Origin labelling in general for goods marketed in NI

- Where EU law does not require an EU member state to be indicated, food from and sold in NI can continue to use 'origin EU' or 'origin UK'.
- You should label food from and sold in NI as 'UK(NI)' or 'United Kingdom (Northern Ireland)' where EU law requires member state from 1 January 2021.

## Origin labelling of specific foods

Some foods will continue to require either the country or countries of origin or the origin to be described using specific other terms, known as origin indicators.

For details of origin labelling of these foods, see our guidance [here](#).



# Food Labelling

**For UK food placed on the EU market, at the end of the Transition Period, the following changes will take effect immediately:**

- **Country of origin labelling:** it will be inaccurate to label GB food as origin 'EU'. Food from NI can continue to use 'origin EU'. Food from NI should be labelled 'UK(NI)' or 'United Kingdom (Northern Ireland)' where EU law requires member state.
- **The EU organic logo:** belongs to the EU Commission and cannot be used from 1 January 2021 unless: your control body is authorised by the EU to certify UK goods for export to the EU, or the UK and the EU agree to recognise each other's standards
- **The EU emblem:** must not be placed on GB produced goods except where the ongoing use of the emblem after exit day has been authorised by the EU
- **GB products of animal origin:** exported to the EU27 must carry the 'GB' or full country name 'United Kingdom' on the health and identification marks. For guidance see the Food Standards Agency [food.gov.uk](https://www.food.gov.uk)
- **Food Business Operator addresses:** pre-packaged food and caseins must have an EU or NI address, or an address of the EU or NI importer on the packaging or food label

# Marketing Standards

- Marketing standards inspections will continue after the end of the transition period but will be managed to minimise delays at the border and disruption to trade flows.
- If you export these products to the EU from 1 January 2021, you will need to meet the marketing standards requirements for third countries set out in the EU marketing standards regulations, until more information is available.
- If you import these products to GB from the EU, the marketing standards requirements may change. They will be different for each product so check the specific guidance for the product you're importing.
- Goods being moved from GB to NI will have specific marketing standards certification and inspection requirements. Further information will be provided when available.
- There will be no change to the marketing standards requirements for moving goods to GB from NI.
- There will also be no changes to marketing standards requirements for goods moving from NI to the EU, and from the EU to NI.

# Marketing Standards

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# Marketing Standards – Wine

## Imports from the EU to GB

- VI-1 certificates will not be required for EU wine imported into GB from 1 January 2021 to 30 June 2021.

## Exports from GB to the EU

- The UK is no longer a member of the EU and will be classed as a third country from 1 January 2021.
- Consignments of wine exported from GB to the EU will be subject to EU third country requirements for wine, which include having an EU VI-1.
- GB exporters will need to apply for a VI-1 certificate from the Department for Environment, Food and Rural Affairs (Defra). Guidance on how you can apply for an EU VI-1 will be published on GOV.UK.
- There are some situations where you do not need a VI-1 to export wine from GB to the EU, read more [here](#).

For further information on the import and export processes for wine, visit [here](#).

# Marketing Standards – Fruit and Vegetables

## Imports from the EU to GB

- If you import fruit and vegetables from the EU into GB, marketing standards processes at UK borders will change from 1 January 2021.
- Imports should be accompanied by an EU Certificate of Conformity issued by the exporting member state.
- A small sample of imports from the EU will be selected for checks to ensure they're complying with GB marketing standards.
- The process for EU Member States to request GB Approved Inspection Services (AIS) status will be published before 1 January 2023.

## Exports from GB to the EU

- You should prepare for the third country import requirements in the EU marketing standards regulations if you export fruit and vegetables from GB to the EU from 1 January 2021.
- The UK has applied to the EU for Approved Inspection Service status.
- For further information on the import and export processes for fruit and vegetables, please refer to the guidance [here](#).

# Marketing Standards – Poultry Meat

## Imports from the EU to GB

- To ensure there is no disruption to import trade on 1 January 2021, marketing standards for poultry meat imported into GB from the EU will not change straight away.
- EU poultry meat with farming or chilling methods will not need third country listing or an EU competent authority certificate until 1 January 2022.
- The process for EU member states to apply for third country listing will be published in 2021.

## Exports from GB to the EU

- The UK is no longer a member of the EU and from 1 January 2021 will be classed as a third country.
- If you export poultry meat to the EU from GB from 1 January 2021, you should prepare for the third country import requirements in the EU marketing standards regulations.

# Marketing Standards – Poultry Meat Continued

- GB exports bearing one or more of these farming or chilling method marks (optional indications) must have a poultry meat optional indications certificate from a GB competent authority from 1 January 2021. These poultry meat optional indications certificates will be issued by:
  - The Department for Environment, Food and Rural Affairs (Defra) in England and Wales
  - The Scottish government in Scotland
- For exports of poultry meat from GB to the EU, you will also need to get an export health certificate.
- Poultry meat, along with all products of animal origin, should enter the EU through a Border Control Post (BCP).
- For further information on the import and export processes for poultry meat, please refer the guidance [here](#).

# Marketing Standards – Eggs

## Imports from the EU to GB

- To ensure there is no disruption to trade on 1 January 2021, you can continue to import eggs into GB from the EU from 1 January 2021.
- Guidance on egg marking will be published [here](#) when available.

## Exports from GB to the EU

- If you export eggs from GB to the EU from 1 January 2021, you should prepare for the third country import requirements in the EU marketing standards regulations.
- When exporting eggs and egg products, they should enter the EU via a Border Control Post, accompanied by a signed export health certificate.
- The UK has applied to the EU to carry out an assessment called an ‘evaluation of equivalence’ for egg marketing standards. Guidance on egg marking will be published [here](#) when the ‘equivalence’ decision is made.
- The UK has also applied for EU third country listing for products of animal origin (POAO) to allow exports, including eggs, to continue to the EU.
- For further information on the import and export processes for eggs, please refer the GOV.UK guidance [here](#).



# Marketing Standards – Hatching Eggs and Chicks

## Imports from the EU to GB

- If you are importing hatching eggs and chicks to GB from the EU, there will be changes to the information you need to provide from 1 January 2021. Please see [specific guidance here](#) for information on how to mark individual hatching eggs, packs of hatching eggs and packs of chicks, after 1 January 2021.

## Exports from GB to the EU

- If you export hatching eggs and chicks to the EU from 1 January 2021, you should prepare for the third country import requirements in the EU marketing standards regulations.
- The EU will only accept GB exports of packs of chicks where the individual chicks are from the same sender and country of origin. Chicks must be packed by species, type and category of poultry. Each pack must contain one species, category and type of poultry from the same establishment.
- Please see [specific guidance here](#) for information on how to mark individual hatching eggs, packs of hatching eggs and packs of chicks, after 1 January 2021.

# Marketing Standards – Beef and Veal

## Imports from the EU to GB

- From 1 January 2021, the EU will have to tell Defra who their competent authorities are for beef and veal labelling and provide a list of approved establishments so businesses can continue to export beef and veal (from animals slaughtered at under 12 months of age) to GB.
- Details of the EU's competent authorities and approved operators will be published when available.
- There will be no new certification rules for beef and veal imported to GB from the EU.

## Exports from GB to the EU

- The UK is no longer a member of the EU and from 1 January 2021, will be classed as a third country.
- The UK has applied to the EU to be a listed third country to allow exports to the EU to continue from 1 January 2021.
- If the EU lists the UK there will be no change to the process if you export beef and veal (from animals aged under 12 months at the time of slaughter) from GB to the EU.

For further information on the import and export processes for beef & veal, please refer the GOV.UK guidance [here](#).

# Marketing Standards – Hop and Hop Products

## Imports from the EU to GB

- To ensure there is no disruption to trade, hops and hop products imported into GB from 1 January 2021 to 30 June 2021 must continue to be accompanied by one of the following documents:
  1. EU Attestation of Equivalence issued by an authorised agency listed in [Annex I of EC Regulation 1295/2008](#)
  2. EU certificate from EU member states only, issued by an approved certification centre
- All imports from a third country will require a GB Attestation of Equivalence from 1 July 2021. The process for GB Attestation of Equivalence requirements and listing will be published on GOV.UK in early 2021.

## Exports from GB to the EU

- The UK is no longer a member of the EU and from 1 January 2021 will be classed as a third country.
- You'll need to comply with EU third country import requirements to export hops and hop products from GB to the EU from 1 January 2021. To do this you'll need to apply for an EU Attestation of Equivalence from the Rural Payments Agency (RPA).

# Marketing Standards – Hop and Hop Products Continued

- The UK government has applied to the EU to list the RPA as the UK agency authorised to issue EU Attestations of Equivalence.
- For further information on the import and export processes, please refer the GOV.UK guidance [here](#).

# Geographical Indications (GIs) - The new UK Geographic Origin (GO) schemes

- The UK Government will establish **new UK GI schemes** on 1 January 2021.
- All existing UK products registered under the EU's GI schemes by the end of the transition period will remain protected under the UK GI schemes.
- The new UK GI logos are available to download on GOV.UK and can be used from 1 January 2021.
- Producers of GIs registered before the end of the transition period, that are required to use the UK GI logos, will have until 1 January 2024 to adopt the logos. The logos will remain optional for producers outside of GB.
- All UK GIs registered under the EU GI schemes at the end of the transition period to continue to receive protection in the EU.



# Wood Packaging Material

- From 1 January 2021 all wood packaging material moving between GB and the EU must meet **ISPM15 international standards** by undergoing heat treatment and marking
- This includes pallets, crates, boxes, cable drums, spools and dunnage
- Wood packaging material may be subject to official checks either upon or after entry to the EU
- As there will be no immediate change to the biosecurity threat of wood packaging material originating from the EU at the end of the Transition Period, the UK will maintain its current risk-based checking regime for EU wood packaging material
- More information can be found on the [gov.uk website here](#)

# Chemicals

- GB will replace EU regulations with an independent regulatory framework, **UK REACH** which will come into force on **1 January 2021**
- Both GB and the EU will operate REACH frameworks, but the two systems will not be linked in any way. As such, businesses will need to take steps to ensure regulatory requirements are fulfilled on both sides of the channel in order to maintain continuity of supply chains
- **For Exports to GB:** For many chemical shipments, there will be minimal impact at points of entry because regulatory control takes place away from the border
- **For Imports to the EU:** There are additional requirements for exporters, namely appointing an EU-based Only Representative to maintain access to the EU market, but these do not take place at the border
- Under the Northern Ireland Protocol, the existing EU chemicals regime EU REACH will continue to apply in Northern Ireland. This will mean that there will be no change for NI-based businesses and they can continue trading with the EU/EEA as they already do.

# Chemicals

## Actions for EU businesses - access to the GB market:

### Option 1:

Your GB customer will register the substance under UK REACH. A 'notification' provision is available for your GB downstream users to ensure continuity of supply at the end of the Transition Period

### Option 2:

The EEA exporter can register the substance under UK REACH using a UK-based entity. Either a GB based Only Representative or an affiliate GB importer



# Pesticides

- We will introduce a new independent pesticides regulatory regime in GB from 1 January 2021
- Existing active substance approvals, Plant Protection Product (PPP) authorisations and Maximum Residue Levels (MRLs) in place will continue to be valid
- Applicants will need to apply for new registrations under both the GB and EU regimes to gain access to both markets
- Applicants, authorisation holders and approval holders can be based anywhere in the world, as was the case under the EU pesticides regime
- Under the terms of the Northern Ireland Protocol, the EU pesticides regime will continue to apply in Northern Ireland after the end of the Transition Period, in essentially the same way as during the Transition Period
- Further detail can be found on the [Health and Safety Executive website here](#).