



**COUNCIL OF
THE EUROPEAN UNION**



Council Conclusions on the evaluation of the existing control measures relating to carnation leaf-rollers and San José scale

*2952nd AGRICULTURE and FISHERIES Council meeting
Luxembourg, 22 and 23 June 2009*

The Council adopted the following conclusions:

"THE COUNCIL

- Having acknowledged the conclusions on the review of the EC Plant Health Regime adopted on 21 November 2008;
- Considering that only effective and well-founded measures against the introduction into the Community and the spread within the Community of organisms harmful to plants and plant products can protect the Community satisfactorily;
- Recognizing that interaction between harmful organisms and their host plants is not constant and it changes over time as a result of changes in the climate and changes in the properties of the harmful organisms themselves and their hosts as well as in the means of controlling them;
- Recognizing that it is reasonable to evaluate after a certain lapse of time individual pieces of Community phytosanitary legislation laying down concrete measures against specific harmful organisms to avoid unjustified restrictions of trade in the related commodities, while continuing to provide protection in the Community against harmful organisms;

P R E S S

- Recalling that San José Scale and carnation leaf-rollers are no longer regulated by Council Directive 2000/29/EC as harmful organisms which shall not be introduced into or spread within the Community;
- Highlighting that improvement of the transparency and consistency of Community law is an essential element of good law-making and a part of Better Regulation,

INVITES THE COMMISSION:

- To carry out within a reasonable timeframe an assessment of the existing control measures on carnation leaf-rollers and San José Scale;
 - To carry out a proportionate Pest Risk Analysis to assist in this assessment, taking into account, in particular, existing experience and available scientific evidence including distribution data on carnation leaf-rollers and San José Scale within the Community;
 - To present, if appropriate, a proposal for Community legislation, taking into account the results of the assessment, including an amendment or repeal of the Council Directives on control of carnation leaf-rollers and on control of San José Scale;
 - To give the Council regular feedback on progress."
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