

EU Invasive Species Regulation

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Defra



Regulation of the European Parliament and of the Council on the prevention and management of the introduction and spread of invasive alien species

Adopted in European Parliament – 16 April 2014

Adopted by Council – 16 September 2014?

Comes into Force 1 January 2015

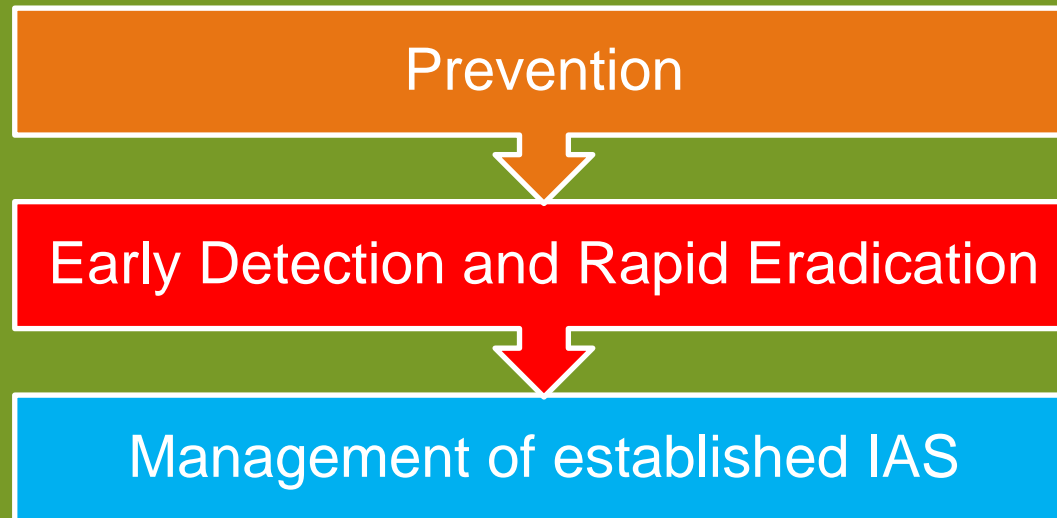
Scope



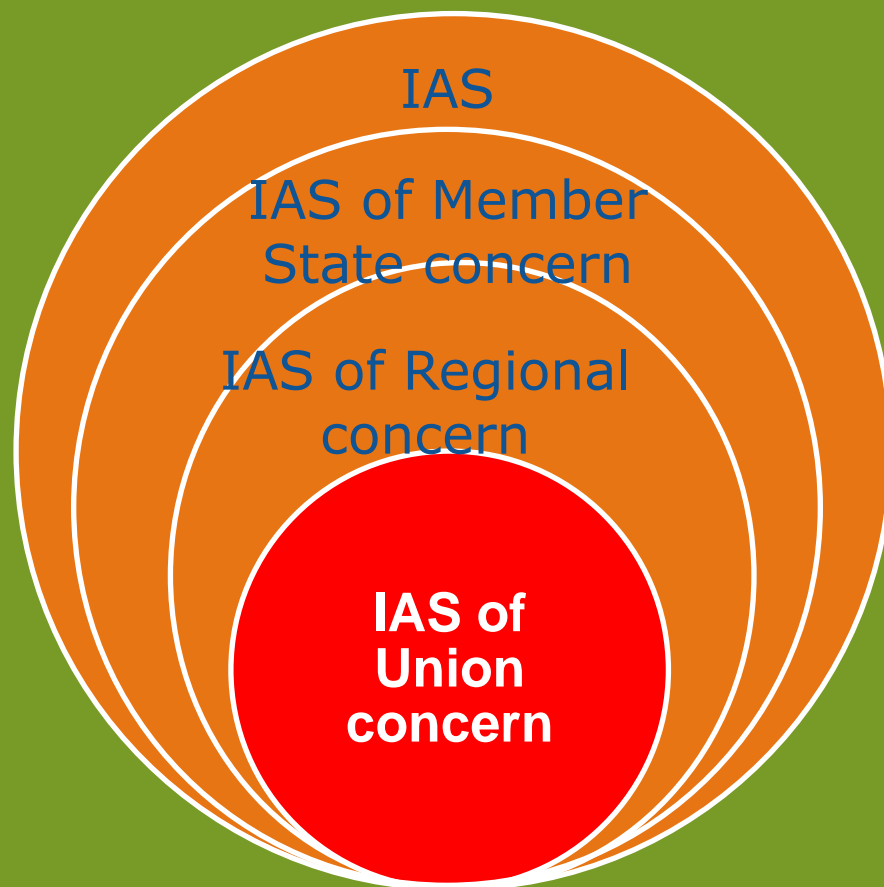
Covers the territories
of Member States
including marine sub-
regions and areas as
defined in EC
Directive 2008/56*

Intended to work with existing regimes (MSFD,
WFD etc) and neither duplicate requirements or
leave gaps

Objectives



Layers of Species of concern



Possible species??

- Quagga mussel
- Asian shore crab
- American lobster
- Asian clam
- Curly haired urchin shrimp
- Killer shrimp
- Chinese Mitten crab
- Signal crayfish
- Water Hyacinth
- Himalayan Balsam

IAS of Union Concern

- Core provision of the Reg
- Dynamic list
- Possibility of Emergency listing
- Based on full risk assessment (Art 5)

- How and when the list is selected is of paramount importance

IAS of Union Concern

List selection will be based upon the risk of a species’:

- the nature and scale of the current and forecast impacts on biodiversity, ecosystems services, as well as human health and safety and the economy
- the likely rate of spread and reproduction;
- the pathways, and likelihood of introduction now and in the future;
- current presence or distribution;

IAS of Union Concern

Prevention

Border control (Art 15)

- MS to put in place border control structures – prevent intentional introductions of IAS

Pathways (Art 13)

- MS analyse and identify priority pathways (i.e. Shipping?)
 - National action plan for priority pathways

IAS of Union Concern

Prevention

Restrictions/Bans (Art 7)

- Import to the Union
- Keeping or breeding
- Transportation
- Placing on the market
- Using or exchanging
- Permitting to reproduce
- Release into the environment

Permits (Art 8)

- Research
- Ex-Situ conservation
- Medicines

Authorisations (Art 9)

- Exceptional Cases
- Compelling Public Interest
- Social or Economic

Transitional Provisions (Arts 31 and 32)

- Non commercial pet owners
- Commercial stocks

IAS of Union Concern

Early Detection and Rapid Eradication

Surveillance (Art 14)

- MS to set up surveillance systems – detect IAS in the environment

Applies only to land, and marine territorial waters

Early detection (Art 16)

- MS to immediately notify Commission and other MS of detection of IAS of Union concern

Rapid eradication (Art 17)

- MS to proceed with rapid eradication - (SCOs?)
- Due regard to human health, environment and animal welfare

Limited Derogations (Art 18)

- Not technically feasible
- Cost benefit analysis
- Harm to the Environment

IAS of Union Concern

Management of established IAS

Management (Article 19)

- Obligation on MS to manage IAS of Union concern widely spread in their territory
- Management = eradication, control or containment
- Due regard to human health, environment and animal welfare

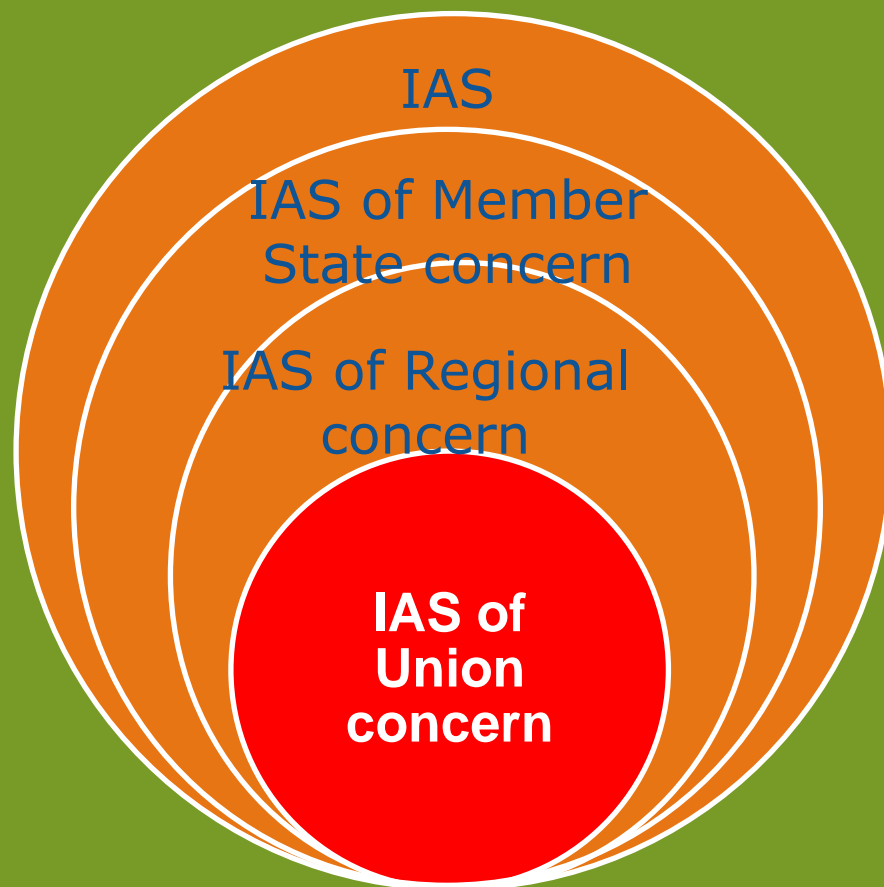
Restoration (Art 20)

- Proportionate restoration measures for ecosystems

Cost recovery (Art 21)

- Polluter Pays Principle

Layers of Species of concern



IAS of National Concern

(EU Native or Non-EU)

Member States may Establish National lists

And apply and undertake:

Art 7 restrictions etc

Pathway Action Plans

Surveillance

Border Controls*

Detection and eradication

Management and restoration

IAS of Regional Concern (EU Native or Non-EU)

- Selected from National lists by Member States
- Proposed to the Commission and legislated on at EU level

EU region-wide requirements imposed:

- Pathway Action Plans
- Surveillance
- Border Controls*
- Detection and eradication
- Management and restoration

IAS of Union/National/Regional Concern

Additional Features

- **Management Committee**
- **Scientific Forum**
- **Public Participation**
- **Reporting**
- **Information System**

- **Penalties**

- **More stringent national rules***
- **Regional Cooperation**

IAS of Union/National/Regional Concern

Next Steps

Domestic

- Border Control Legislation (by end 2015)
- Penalties and Sanctions Legislation (by end 2015)
- Permitting Legislation
- Establishment of a national list?

EU

- Establishment of Committee
- Presentation of proposed list of EU concern Species (by end of 2015)
- Information support system (by end 2015)