



16 October 2015

(15-5426)

Page: 1/2

Committee on Sanitary and Phytosanitary Measures

Original: English

NOTIFICATION

Addendum

The following communication, received on 15 October 2015, is being circulated at the request of the Delegation of the United States of America.

Final Rule: Importation of Kiwi from Chile into the United States (APHIS-2014-0002)

The Animal and Plant Health Inspection Service is amending the fruits and vegetables regulations to list kiwi (*Actinidia deliciosa* and *Actinidia chinensis*) from Chile as eligible for importation into the United States subject to a systems approach. Under this systems approach, the fruit will have to be grown in a place of production that is registered with the Government of Chile and certified as having a low prevalence of *Brevipalpus chilensis*. The fruit will have to undergo pre-harvest sampling at the registered production site. Following post-harvest processing, the fruit will have to be inspected in Chile at an approved inspection site. Each consignment of fruit will have to be accompanied by a phytosanitary certificate with an additional declaration stating that the fruit had been found free of *Brevipalpus chilensis* based on field and packinghouse inspections. This rule allows for the safe importation of kiwi from Chile using mitigation measures other than fumigation with methyl bromide.

This notice is available in English at: <http://www.regulations.gov/#!documentDetail:D=APHIS-2014-0002-0011>.

Under the regulations in Subpart-Fruits and Vegetables (7 CFR 319.56-1 through 319.56-73, referred to below as the regulations), the Animal and Plant Health Inspection Service (APHIS) of the US Department of Agriculture prohibits or restricts the importation of fruits and vegetables into the United States from certain parts of the world to prevent plant pests from being introduced into and spread within the United States. On 16 October 2014, we published in the Federal Register (79 FR 62055-62058, Docket No. APHIS-2014-0002) a proposal to amend the regulations by listing kiwi (*Actinidia deliciosa* and *Actinidia chinensis*) from Chile as eligible for importation into the United States under the same systems approach as baby kiwi from Chile, which are eligible for importation under the conditions in § 319.56-53. We also prepared a commodity import evaluation document (CIED) titled Importation of Fresh Fruits of Kiwi (*Actinidia deliciosa* and *Actinidia chinensis*) from Chile into the United States. The CIED assesses the risks associated with the importation of kiwi from Chile into the United States under the listed phytosanitary measures. APHIS solicited comments concerning our proposal for 60 days ending 15 December 2014. APHIS received seven comments by that date.

To view the proposed rule, supporting documents, and the comments received, go to: <http://www.regulations.gov/#!documentDetail:D=APHIS-2014-0002-0001>.

Federal Register /Vol. 80, No. 180 /Thursday, 17 September 2015 pgs. 55739-55741

This addendum concerns a:

- ☐ Modification of final date for comments
- ☒ Notification of adoption, publication or entry into force of regulation
- ☐ Modification of content and/or scope of previously notified draft regulation
- ☐ Withdrawal of proposed regulation
- ☐ Change in proposed date of adoption, publication or date of entry into force
- ☐ Other:

Comment period: *(If the addendum extends the scope of the previously notified measure in terms of products and/or potentially affected Members, a new deadline for receipt of comments should be provided, normally of at least 60 calendar days. Under other circumstances, such as extension of originally announced final date for comments, the comment period provided in the addendum may vary.)*

- ☐ Sixty days from the date of circulation of the addendum to the notification and/or (dd/mm/yy): Final Rule. Effective 19 October 2015.

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

Ms Claudia Ferguson, Senior Regulatory Policy Specialist, Regulatory Coordination and Compliance, PPQ, APHIS, 4700 River Road Unit 133, Riverdale, MD 20737-1236; +(301) 851 2352

Text(s) available from: ☒ National Notification Authority, ☐ National Enquiry Point. Address, fax number and e-mail address (if available) of other body:

United States SPS National Notification Authority, USDA Foreign Agricultural Service, International Regulations and Standards Division (IRSD), Stop 1014, Washington D.C. 20250; Tel: +(1 202) 720 1301; Fax: +(1 202) 720 0433; E-mail: us.spsenquirypoint@fas.usda.gov
