

THIS REPORT CONTAINS ASSESSMENTS OF COMMODITY AND TRADE ISSUES MADE BY
USDA STAFF AND NOT NECESSARILY STATEMENTS OF OFFICIAL U.S. GOVERNMENT
POLICY

Voluntary Public

Date: 11/19/2010

GAIN Report Number: MX0085

Mexico

Post: Mexico

NOM-013 Finalized for Christmas Tree Imports

Report Categories:

Wood Products

Solid Wood Products

Sanitary/Phytosanitary/Food Safety

Policy and Program Announcements

FAIRS Subject Report

Pest/Disease Occurrences

Approved By:

Erik Hansen

Prepared By:

Dulce Flores

Report Highlights:

The Secretariat of Environment and Natural Resources (SEMARNAT) published in the *Diario Oficial* (Federal Register), on November 6, 2010, the final NOM-013-SEMARNAT-2010, that regulates the sanitary requirements for the import of natural Christmas trees into Mexico, which entered into force on November 7, 2010. Since 2009, SEMARNAT had been working to modify the original regulation published in 2004, which was issued to protect the country from possible pests that could severely damage the domestic tree industry and/or create other ecological problems if left unregulated.

General Information:

Introduction: This report summarizes a SEMARNAT announcement published in Mexico's *Diario Oficial* on November 6, 2010, that regulates the sanitary requirements for the import of natural Christmas trees of the species *Pinus* and *Abies*, and the species *Pseudotsuga menziesii*.

Disclaimer: This summary is based on a cursory review of the subject announcement and therefore should not, under any circumstances, be viewed as a definitive reading of the regulation in question, or of its implications for U.S. agricultural export trade interests. In the event of a discrepancy or discrepancies between this summary and the complete regulation or announcement as published in Spanish, the latter shall prevail.

Title: Mexican Official Norm NOM-013-SEMARNAT-2010 that regulates the sanitary imports of natural Christmas trees of the species *Pinus* and *Abies*, and the species *Pseudotsuga menziesii*.

Executive Summary: SEMARNAT published the final standard, NOM-013-SEMARNAT-2010, in the *Diario Oficial*, on November 6, 2010. The NOM regulates the sanitary requirements for the import of natural Christmas trees of the species *Pinus* and *Abies*, and the species *Pseudotsuga menziesii* into Mexico. Since 2009, SEMARNAT had been working to modify the original regulation published in 2004, which was issued to protect the country from possible pests that could severely damage the domestic tree industry and/or create other ecological problems if left unregulated. Attempts to modify the NOM had been rejected by the Federal Commission for Regulatory Improvement (COFEMER) until now. This new regulation replaces NOM-013-SEMARNAT-2004.

Additional Information:

Due to concerns with pests on imported Christmas trees, Mexican officials published on November 6, 2009, an emergency regulation, NOM-EM-158-SEMARNAT-2009, that added several new pests to the original quarantine list. On May 6, 2010, SEMARNAT extended the emergency regulation for another six months. SEMARNAT stated that since the circumstances that led to the publication of the emergency regulation on November 6, 2009, continued, the NOM would be extended for six months starting from May 7, 2010 (See GAIN Report MX0029).

SEMARNAT stated that phytosanitary conditions of the countries and regions where trees are cultivated had changed, and therefore the presence of new pest or pests of concern had to be considered. A pest risk analysis for Christmas trees, which confirmed the existence of new quarantine pests affecting regulated species, was implemented and completed in November 2009. It substantiated the need for including stricter phytosanitary measures on the importation of trees. During the public comment period for this final NOM, Mexico decided that it could eliminate some pests from the quarantine list since they were already present in Mexico and not subject to official control programs.

Important Dates:

- 1. Publication Date:** November 6, 2010
- 2. Effective Date:** November 7, 2010

The following information is a summary of the regulation. Please consult the full text of the norm for

more complete information on the sanitary requirements for the importation of Christmas trees into Mexico.

Specifications:

Quarantine pests of concern for natural Christmas trees.

Insects:

Rhyacionia bouliana
Cylindrocopturus furnissi
Tomicus piniperda
Lymantria dispar (European and Asian races)
Pissodes strobi
Contarinia constricta
Choristoneura fumiferana
Choristoneura occidentalis
Diprion similis
Orgyia pseudotsugata
Paradiplosis tumifex
Vespula germanica

Mites:

Nalepella ednae
Epitrimerus pseudotsugae

Pathogenic fungi:

Cronartium ribicola
Phytophthora ramorum
Cronartium quercum var. *fusiforme*
Grovesiella abieticola
Diaporthe lokoyae (*Phomopsis lokoyae*)
Rhabdocline weirii
Rhabdocline pseudotsugae
Lophodermium seditiosum

Imports of the following species of the genus *Pinus* are not allowed as they are bearers of “white pine rust” (*Cronartium ribicola*):

Pinus albicaulis
P. aristata
P. armandii
P. ayacahuite
P. balfouriana
P. cembra
P. dalantensis
P. fenzeliana

- P. flexilis*
- P. griffithi*
- P. himekomatsu*
- P. koraiensis*
- P. lambertiana*
- P. monticola*
- P. morrisonicola*
- P. parvifolia*
- P. peuce*
- P. pentaphylla*
- P. pumila*
- P. reflexa*
- P. sibirica*
- P. strobiformis*
- P. strobus*
- P. wallichiana*
- P. wangii*

In accordance with ANNEX 1, importation of Christmas trees that come from plantations located in counties where the national phytosanitary protection organizations of Canada and the United States report the presence of *Lymantria dispar* are not allowed.

Live Christmas trees with or without substrate, of the species of *Pinus* and *Abies*, and the species *Pseudotsuga menziesii* are not allowed.

Areas where Christmas trees that are intended for export to Mexico must have a pest control program. Treatment with prescribed pesticides should be performed to the treetops between 3 to 6 weeks before harvest.

SEMARNAT, through the Federal Attorney for Environmental Protection, is responsible for the enforcement of this standard. Official personnel will perform inspection work and monitor, as necessary, Christmas trees imports.

ANNEX 1

List of areas with infestations or possible infestations of Gypsy Moth (*Lymantria dispar*) in Canada and The United States of America

Canada

Nova Scotia	
County	Regulated Area
Annapolis	
Digby	
Halifax	All areas south and west of the lines described by the following roads: Route No. 354 to No. 568. East of No. 568 (Beaverbank-Windsor Junction Road) to No. 416. To the east and north of No. 416 (Fall River Rd) at No. 2. South of No. 2 to No. 102/118. South of No. 118 to No. 107. South of No. 107 to No. 7. East of No. 7 to No. 328. South of No. 328 to Cole Harbour.

Hants	All areas to the east of route No. 354
Kings	
Lunenburg	
Queens	
Shelburne	
Yarmouth	
New Brunswick	
County	Regulated Area
York	Fredericton City, Counties of: North Lake, McAdam, Queensbury (all areas south and east of Scotch Lake Road starting to the west of Bear Island and St. John River and ending at the border of the municipality to the east).
Charlotte	St. James, St. Stephen, St. David, St. Croix, St. Patrick, Dumbarton, Dufferin, St. George, St. Andrews, Campobello Island, Grand Manan Island.
Sunbury	Burton, Lincoln, Gladstone, Blissville, Sheffield.
Queens	Canning, Cambridge, Waterborough (all areas east of Highway 10 or south of Highway 2), Johnston, Wickham, Gagetown, Chipman (all areas south or west of Highway 10)
Kings	Springfield, Greenwich, Kars.
Ontario	
Counties, Regional Municipalities and Districts	Regulated Area
Algoma District	All areas south of Highway 17 East, including the city of Sault Ste Marie, plus the full geographic townships: Denis, Prince, Parke, Korah; Tarentorus, Garden River First Nation, MacDonald, Laird, Tarbutt; Tarbutt Additional, Johnson, Plummer Additional; Lefroy, Thessalon, Bright Additional, Bright, Thompson, Cobden, Striker, Long; Spragge; Lewis, Shedden, Indian Reserve # 7.
Brant County	
Bruce County	
Municipality of Chatham-Kent	
Dufferin County	
Durham Regional Municipality	
Elgin County	
Essex County	
Frontenac County	
Grey County	
Haldimand-Norfolk Regional Municipality	
Haliburton County	
Halton Regional Municipality	
Hamilton-Wentworth Regional Municipality	
Hastings County	
Huron County	
Lambton County	
Lanark County	
Leeds-Grenville County	
Lennox-Addington County	
Manitoulin District	Includes all areas of St. Joseph Island, Cockburn Island, Manitoulin Island, Great Cloche Island and all

	Indian Reservations.
Middlesex County	
Muskoka County	
Niagara Regional Municipality	
Nipissing District	All areas south of the Ottawa and Mattawa rivers to the City of North Bay, including the city itself. All areas south of Highway 17 and that are west of the city of North Bay.
Northumberland County	
Ottawa-Carleton Regional Municipality	
Oxford County	
Parry Sound County	
Peel Regional Municipality	
Perth County	
Peterborough County	
Prescott-Russell County	
Prince Edward County	
Renfrew County	
Simcoe County	
Stormont-Dundas-Glengarry County	
Sudbury District	All areas south of Highway 17 and the city of Sudbury and the complete geographic townships of: Victoria Salter, May, Hallam, Shakespeare, Dunlop, Porter, Baldwin, Nairn, Hymen, Lorne, Louise, Graham Waters, McKim , Neelon, Dryden, and Indian reservations #4, #5, and #6.
Victoria County	
Waterloo Regional Municipality	
Wellington County	
York County	
Quebec	
Regions	Municipalities (indicated for those regions where the complete region is not regulated)
Acton	
Antoine-Labelle	Notre-Dame-du-Laus, Notre-Dame-de-Pontmain, Lac-du-Cerf, Saint-Aimé-du-lac-des-Iles, Kiamika, Lac-Nominique, L'Annonciation, Marchand, La Macaza, L'Ascension, Sainte-Véronique, Lac-Saguay, Chute-Saint-Philippe, Val-Barrette, Lac-des-Ecorces, Beaux-Rivages, Mont-Laurier, Des Ruisseaux, Ferme-Neuve M, Lac-Saint-Paul, Mont-Saint-Michel, Sainte-Anne-du-Lac, and Lac-Ernest.
Argenteuil	
Arthabaska	
Asbestos	
Beauce-Sartigan	
Beauharnois-Salaberry	
Becancour	
Bellechasse	
Brome-Missisquoi	
Champlain	
Coaticook	

Communaute Urbaine de L'outaouais	
Communaute urbaine de Montreal	
Communaute urbaine de Quebec	
D'autray	
Desjardins	
Deux Montagnes	
Drummond	
Francheville	
Joliette	
Kamouraska	Mont-Carmel.
La Côte de Beaupre	Beaupré, Sainte-Anne-de-Beaupré, Château-Richer, L'Ange-Gardien, and Boischatel.
La Haute-Yamaska	
La Jacques-Cartier	Sainte-Catherine-de-la-Jacques-Cartier, Fossambault-sur-le-Lac, Lac-Saint-Joseph, Shannon, Saint-Gabriel-de-Valcartier, Lac-Delage, Stoneham-et-Tewkesbury, Lac-Beauport, and Sainte-Brigitte-de-Laval.
La Nouvelle-Beauce	
La Riviere Du Nord	
La Vallee-De-La Gatineau	Denholm, Low, Kazabazua, Lac-Sainte-Marie, Northfield, Gracefield, Wright, Cayamant, Blue Sea, Bouchette, Sainte-Thérèse-de-la-Gatineau, Messines, Maniwaki V, Déléage, Egan-Sud, Montcerf, Bois-Franc, Aumond, Grand-Remous Lytton, Maniwaki
La Vallee- Du-Richelieu	
Lajemmerais	
L'amiante	
L'assomption	
Laval	
Le Bas Richelieu	
Le Centre de la Mauricie	Charette, Saint-Elie, Saint-Mathieu-du-parc, Saint-Boniface de Shawinigan, Shawinigan, Shawinigan-Sud, Notre-dame-du-Mont-Carmel, Lac-à-la-Tortue, Saint-Georges, Grand-Mère, Saint-Gérard-des-Laurentides, and Saint-Jean-des-Piles.
Le Granit	
Le Haut Richelieu	
Le Haut Saint-Laurent	
Le Haut- Saint-François	
Le Val- Saint-François	
L'erable	
Les Chutes de la Chaudiere	
Les Collines-de-L'outaouais	
Les Etchemins	
Les Jardins de Napierville	
Les Laurentides	
Les Maskoutains	
Les Moulins	
Les Pays D'en Haut	

L'île D'orleans	
L'islet	
Lotbiniere	
Maskinonge	Maskinongé, Saint-Joseph-de-Maskinongé, Louiseville, Yamachiche, Saint-Barnabé, Saint-Sévère, Saint-Léon-le-Grand, Sainte-Ursule, Saint-Justin, Saint-Edouard-de-Maskinongé, Sainte-Angèle-de-Prémont, Saint-Paulin, and Saint-Alexis-des-Monts.
Matawinie	Saint-Félix-de-Valois M, Saint-Jean-de-Matha, Sainte-Béatrix, Saint-Alphonse-Rodriguez, Sainte-Marcelline-de-Kildare, Rawdon, Chertsey, Entrelacs, Notre-Dame-de-la-Merci, Saint-Donat, Saint-Côme, Sainte-Emélie-de-l'Energie, Saint-Damien, Saint-Zénon, and Saint-Michel-des-Saints.
Mekinac	Notre-Dame-de-Montauban, Lac-aux-Sables, Saint-Adelphe, Saint-Séverin, Saint-Tite V, Hérouxville, Grandes-Piles V, Saint-Roch-de-Mékinac, and Sainte-Thècle.
Memphremagog	
Mirabel	
Montcalm	
Montmagny	
Nicolet-Yamaska	
Papineau	
Pontiac	Bristol, Shawville, Clarendon, Portage-du-Fort, Bryson, Campbell's Bay, Grand-Calumet, Litchfield, Thorne, Alleyn-et-Cawood, Leslie-Clapham-et-Huddersfield, Fort-Coulonge, Mansfield-et-Pontefract, Waltham, Chapeau, L'Isle-aux-Allumettes, Chichester, Sheen-Esher-Aberdeen-et-Malakoff, and Rapides-des-Joachims.
Portneuf	Neuville, Pointe-aux-Trembles, Pont-Rouge V, Sainte-Jeanne-de-Pont-Rouge, Donnacona, Cap-Santé, Saint-Basile-Sud, Saint-Basile, Notre-Dame-de-Portneuf, Portneuf, Deschambault, Saint-Gilbert, Saint-Marc-des-Carières, Grondines, Saint-Casimir M, Saint-Casimir P, Saint-Thuribe, Saint-Ubalde, Saint-Alban, Sainte-Christine-d'Auvergne, Saint-Léonard-de-Portneuf, Lac-Sergent, Saint-Raymond V, Saint-Raymond P, and Rivière-à-Pierre.
Riviere-Du-Loup	Rivière-du-Loup V.
Robert-Cliche	
Roussillon	
Rouville	
La-Region-Sherbrookoise	
Temiscamingue	Témiscaming V, Béarn, and Ville-Marie.
Therese de Blainville	
Vaudreuil-Soulanges	

United States of America

The following states are within the area considered to be infested by Gypsy Moth:

Connecticut	Maryland	New Hampshire	Pennsylvania
Delaware	Massachusetts	New Jersey	Rhode Island
The District of Columbia	Michigan	New York	Vermont

Parts of the following states are within the area considered to be infested by Gypsy Moth:

States	Counties
Indiana	Allen, Elkart, DeKalb, LaGrange, Noble, Porter, and Steuben.
Illinois	Lake.
Maine	Androscoggin, Cumberland, Hancock, Kennebec, Knox, Lincoln, Sagadahoc, Waldo, Washington, York, Southern portions/counties of: Aroostook, Franklin, Oxford, Penobscot, Piscataquis, and Somerset.
North Carolina	Currituck and the eastern part (barrier island) of Dare.
Ohio	Ashland, Ashtabula, Belmont, Carroll, Columbiana, Coshocton, Cuyahoga, Defiance, Erie, Fairfield, Fulton, Geauga, Guernsey, Harrison, Henry, Hocking, Holmes, Huron, Jefferson, Knox, Lake, Licking, Lorain, Lucas, Mahoning,

	Medina, Morgan, Monroe, Muskingum, Noble, Ottawa, Perry, Portage, Richland, Sandusky, Stark, Summit, Trumbull, Tuscarawas, Washington, Wayne, Williams, and Wood.
Virginia	Accomack, Albemarle, Alleghany, Amelia, Amherst, Appomattox, Arlington, Augusta, Bath, Bedford, Botetourt, Brunswick, Buckingham, Campbell, Caroline, Charles City, Charlotte, Chesterfield, Clarke, Culpeper, Cumberland, Dinwiddie, Essex, Fairfax, Fauquier, Fluvanna, Frederick, Gloucester, Goochland, Greene, Greensville, Halifax, Hanover, Henrico, Highland, Isle of Wight, James City King and Queen, King George, King William, Lancaster, Loudoun, Louisa, Lunenburg, Madison, Mathews, Mecklenburg, Middlesex, Nelson, New Kent, Northampton, Northumberland, Nottoway, Orange, Page, Pittsylvania, Powhatan, Prince Edward, Prince George, Prince William, Rappahannock, Richmond, Rockbridge, Rockingham, Shenandoah, Southhampton, Spotsylvania, Stafford, Surry, Sussex, Warren, Westmoreland, and York.

Cities of:

Virginia	Alexandria, Buena Vista, Bedford, Charlottesville, Chesapeake, Columbia Heights, Danville, Emporia, Fairfax, Falls Church, Franklin, Fredericksburg, Hampton, Harrisonburg, Hopewell, Lexington, Lynchburg, Manassas, Manassas Park, Newport News, Norfolk, Petersburg, Poquoson, Portsmouth, Richmond, Staunton, South Boston, Suffolk, Virginia Beach, Waynesboro, Williamsburg, and Winchester.
West Virginia	Barbour, Berkeley, Braxton, Brooke, Calhoun, Doddridge, Grant, Gilmer, Greenbrier, Hampshire, Hancock, Hardy, Harrison, Jefferson, Lewis, Marion, Marshall, Mineral, Monongalia, Morgan, Nicholas, Ohio, Pendleton, Pleasants, Pocahontas, Preston, Randolph, Richie, Taylor, Tyler, Tucker, Upshur, Webster, Wetzel, Wirt, Wood.
Wisconsin	Adams, Brown, Calumet, Columbia, Dane, Door, Dodge, Florence, Fond du Lac, Forest, Green Lake, Jefferson, Kenosha, Kewaunee, Langlade, Lincoln, Marathon, Manitowoc, Marinette, Marquette, Menominee, Milwaukee, Oconto, Oneida, Outagamie, Ozaukee, Portage, Racine, Rock, Shawano, Sheboygan, Vilas, Walworth, Washington, Waukesha, Waupaca, Waushara, Winnebago, Wood.

For accuracy, consult information from the following web sites:

<http://www.inspection.gc.ca/english/plaveg/protect/dir/psbe.shtml> and
http://www.aphis.usda.gov/plant_health/plant_pest_info/index.shtml

For More Information:

FAS/Mexico Web Site: We are available at www.mexico-usda.com or visit the FAS headquarters' home page at www.fas.usda.gov for a complete selection of FAS worldwide agricultural reporting.

FAS/Mexico YouTube Channel: Catch the latest videos of FAS Mexico at work
<http://www.youtube.com/user/ATOMexicoCity>

Other Relevant Reports Submitted by FAS/Mexico:

Report Number	Subject	Date Submitted
MX0054	Mexico Increases Trucking Retaliation Against Ag Products	8/18/10
MX0031	Christmas Tree NOM Extended for Six Months	5/6/10
MX0029	Christmas Tree NOM Could Impact U.S. Exports	04/30/10