

Voluntary Report – Voluntary - Public Distribution

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Report Name: India Notifies Plant Quarantine Second Amendment Order Specific to the Import of US-origin Sweet Cherries

Country: India

Post: New Delhi

Report Category: FAIRS Subject Report

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Report Highlights:

India notified its draft Plant Quarantine (Regulation of Import into India) (Second Amendment) Order (2022), to the Sanitary-Phytosanitary (SPS) Committee of the World Trade Organization (WTO) and is inviting comments. The amendment is specific to the import of U.S.-origin cherries and includes additional provisions to facilitate the import of U.S. sweet cherries. The final order, when published, will allow U.S.-origin cherries to be shipped to India under the new protocol. The timeline to comment closes on June 27, 2022.

DISCLAIMER: The information contained in this report was retrieved from the Government of India and World Trade Organization websites: <https://agricoop.nic.in/en/circulars/plant-protection> and <http://www.wto.org>. The Foreign Agricultural Service (FAS) Office of Agricultural Affairs at the U.S. Embassy in New Delhi, USDA and/or the U.S. government make no claim of accuracy or authenticity. The Government of India has not officially endorsed this report. Import approval for any product is subject to local rules and regulations as interpreted by Indian officials at the time of product entry. [Note: Use Google Chrome to access the links that do not open in Internet Explorer. Indian host sites will geo-block site access on a rolling basis].

GENERAL INFORMATION

On April 28, 2022, India's Ministry of Agriculture and Farmers Welfare/Plant Protection Division notified its draft Plant Quarantine (PQ) (Regulation of Import into India) (Second Amendment) Order (2022), to the World Trade Organization (WTO) Sanitary-Phytosanitary (SPS) Committee and has invited comments (see, Appendix I). The corresponding WTO notification number is [G/SPS/N/IND/279](#) and the timeline to submit comment on the draft order closes on June 27, 2022.

The amendment is specific to the import of U.S.-origin cherries. It includes additional provisions to facilitate the import of U.S. sweet cherries and allows for these cherries to be imported via a systems approach. The final order, when published, will allow U.S.-origin cherries to be shipped to India under the new protocol.

TRADE IMPACT

FAS New Delhi (Post), as result of the new protocol, projects U.S.-origin cherry exports potentially climbing upwards of \$5 million annually, an increase of around 500 metric tons (MT). In calendar year 2021 (January-December), exports of U.S. cherries to India reached nearly \$451,000 (59 MT), up by 225 percent from the 2020 level.

India levies a 30 percent basic customs duty on U.S. origin cherries. Significant market potential exists in the country's major metropolitan areas, specifically in high-end retail stores as well as in the hotel, restaurant, and institutional (HRI) sectors.

**APPENDIX 1: DRAFT PLANT QUARANTINE (REGULATION OF IMPORT INTO INDIA)
(SECOND AMENDMENT) ORDER, 2022**

[TO BE PUBLISHED IN THE GAZETTE OF INDIA, EXTRAORDINARY, PART II, SECTION - 3, SUB-SECTION (ii)]

GOVERNMENT OF INDIA
MINISTRY OF AGRICULTURE & FARMERS WELFARE
(DEPARTMENT OF AGRICULTURE & FARMERS WELFARE)

NOTIFICATION

New Delhi, the April, 2022

S.O. (E). - In exercise of the powers conferred by sub-section (1) of section 3 of the Destructive Insects and Pests Act, 1914 (2 of 1914), the Central Government hereby makes the following Order further to amend the Plant Quarantine (Regulation of Import into India) Order, 2003, namely:-

1. Short title and Commencement.- (1) This Order may be called the Plant Quarantine (Regulation of Import into India) (Second Amendment) Order, 2022.
(2) It shall come into force on the date of its publication in the Official Gazette.
2. Amendment of Schedule VI.- In the Schedule VI to the Plant Quarantine (Regulation of Import into India) Order, 2003-

(i) Against serial number 293, the following entries relating to column (2) (3), (4), (5) and (6) shall be inserted namely:

S. No.	Plant species	Category of plant material	Country of origin	Additional declarations required to be incorporated into Phytosanitary Certificate	Special conditions of import
(1)	(2)	(3)	(4)	(5)	(6)
293.	(v) <i>Prunus avium</i> (Sweet cherry)	(i). Fresh fruit for consumption	(i) USA (Pacific North West region- Idaho, Oregon, Washington)	Free from: 1. <i>Chloristoneura rosaceana</i> (Oblique banded leafroller) 2. <i>Grapholia molesta</i> (Oriental fruit moth) 3. <i>Grapholia packardi</i> (Cherry fruit worm) 4. <i>Grapholia prunivora</i> (Plum moth) 5. <i>Phenacoccus aceris</i> (Apple mealy bug) 6. <i>Rhagoletis fausta</i> (Black cherry fruit fly) 7. <i>Rhagoletis indifferens</i> (Western cherry fruit worm) 8. <i>Rhagoletis pomonella</i> (Apple maggot) 9. <i>Phytophthora cryptogea</i> (Tomato fruit rot)	(i) Consignment complies with Systems Approach as per agreed protocol and procured from production area of Idaho, Oregon and Washington. (The same to be endorsed in Phytosanitary certificate.)

[F.No.8-34/2021-PP.II]

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Attachments:

No Attachments.