NOTIFICATION

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| **1.** | **Notifying Member:** NICARAGUA  **If applicable, name of local government involved:** |
| **2.** | **Agency responsible:** *Instituto de Protección y Sanidad Agropecuaria*, IPSA (Institute for Agricultural and Livestock Protection and Health) |
| **3.** | **Products covered (provide tariff item number(s) as specified in national schedules deposited with the WTO; ICS numbers should be provided in addition, where applicable):** *Musaceae* plant products |
| **4.** | **Regions or countries likely to be affected, to the extent relevant or practicable:**  **[X] All trading partners**  **[ ] Specific regions or countries:** |
| **5.** | **Title of the notified document:** *Resolución Ejecutiva No. 005-2023 Declaratoria de alerta fitosanitaria y aplicación de medidas fitosanitarias para la prevención de la introducción del hongo que provoca la marchitez por fusarium,* Fusarium oxysporum *f. sp.* cubense *raza 4 tropical (*Foc *R4)* (Executive Resolution No. 005-2023: Declaration of phytosanitary alert and implementation of phytosanitary measures to prevent the introduction of the banana wilt fungus, *Fusarium oxysporum* f. sp. *cubense* tropical race 4 (*Foc* TR4)). **Language(s):** Spanish. **Number of pages:** 4  <https://members.wto.org/crnattachments/2023/SPS/NIC/23_9229_00_s.pdf> |
| **6.** | **Description of content:** The purposes of this Resolution are to:   * Declare the Phytosanitary Alert Device for the banana wilt fungus (*Fusarium oxysporum* f. sp. *cubense* tropical race 4), in accordance with Chapter VI, Article 30 of Nicaragua Phytosanitary Protection Law No. 1020; * Declare the banana wilt fungus (*Fusarium oxysporum* f. sp. *cubense* tropical race 4) to be a quarantine pest absent from the national territory, in accordance with International Standard for Phytosanitary Measures (ISPM) No. 8: Determination of pest status in an area; * Strengthen the phytosanitary surveillance system in commercial plantations of *musaceae* and risk sites to prevent its entry, establishment and spread, and to reduce possible negative impacts on national production; * Strengthen the phytosanitary diagnostic capacity of laboratories of the Institute for Agricultural and Livestock Protection and Health in order to improve the response to and timely identification of this pest; * Develop and adopt an action plan to strengthen the capacities to prevent, prepare for, respond to and recover from the disease known as banana Fusarium wilt, caused by the fungus *Fusarium oxysporum* f. sp. *cubense* tropical race 4 (*Foc* TR4) in Nicaragua; * Establish the following phytosanitary measures in the national territory to prevent the introduction of the banana wilt fungus, *Fusarium oxysporum* f. sp. *cubense* tropical race 4 (Foc TR4):  1. Prohibit the importation of host plants, *musaceae* plant products or regulated articles from countries where *Fusarium oxysporum* f. sp. *cubense* tropical race 4 is present; 2. Allow the importation of *musaceae* germplasm produced in vitro from promising materials in production centres approved by the NPPO of the exporting contracting party, subject to a risk assessment, inspection at origin, quarantine, and recognition by the NPPOs of the contracting parties; 3. Passengers, carriers and crew entering the country must comply with the biosecurity measures implemented by the Institute for Agricultural and Livestock Protection and Health to prevent the introduction of the fungus *Fusarium oxysporum* f. sp. *cubense* tropical race 4, including through the use of fixed or mobile foot or shoe baths or phytosanitary mats, as the case may be, at points of entry and border checkpoints;  * Other measures set out in Executive Resolution No. 005-2023. |
| **7.** | **Objective and rationale: [ ] food safety, [ ] animal health, [ ] plant protection, [ ] protect humans from animal/plant pest or disease, [X] protect territory from other damage from pests.** |
| **8.** | **Is there a relevant international standard? If so, identify the standard:**  **[ ] Codex Alimentarius Commission *(e.g. title or serial number of Codex standard or related text)*:**  **[ ] World Organisation for Animal Health (OIE) *(e.g. Terrestrial or Aquatic Animal Health Code, chapter number)*:**  **[ ] International Plant Protection Convention *(e.g. ISPM No.)*:**  **[X] None**  **Does this proposed regulation conform to the relevant international standard?**  **[ ] Yes [ ] No**  **If no, describe, whenever possible, how and why it deviates from the international standard:** |
| **9.** | **Other relevant documents and language(s) in which these are available:** *Ley No. 1020, Ley de protección fitosanitaria de Nicaragua* (Law No. 1020: "Nicaragua Phytosanitary Protection Law") (available in Spanish) |
| **10.** | **Proposed date of adoption *(dd/mm/yy)*:** 18 January 2023  **Proposed date of publication *(dd/mm/yy)*:** 18 April 2023 |
| **11.** | **Proposed date of entry into force: [ ] Six months from date of publication, and/or *(dd/mm/yy)*:** 18 January 2023  **[X] Trade facilitating measure** |
| **12.** | **Final date for comments: [ ] Sixty days from the date of circulation of the notification and/or *(dd/mm/yy)*:** Not applicable  **Agency or authority designated to handle comments: [ ] National Notification Authority, [X] National Enquiry Point. Address, fax number and email address (if available) of other body:**  *Instituto de Protección y Sanidad Agropecuaria*, IPSA (Institute for Agricultural and Livestock Protection and Health)  Santiago Alejandro Rodriguez Perez  Legal advisor  Carretera Norte, Paso a desnivel Portezuelo 100 metros al este, 150 metros al sur  Tel.: (+505) 8835 9151  Email: [santiago.rodriguez@ipsa.gob.ni](mailto:santiago.rodriguez@ipsa.gob.ni)  Website: <http://www.ipsa.gob.ni/> |
| **13.** | **Text(s) available from: [X] National Notification Authority, [X] National Enquiry Point. Address, fax number and email address (if available) of other body:**  *Ministerio de Fomento, Industria y Comercio* (Ministry of Development, Industry and Trade)  *Dirección de Normalización y Metrología* (Directorate of Standardization and Metrology)  *Oficina de Información y Notificación* (Information and Notification Office)  Kilómetro 6 de Carrera a Masaya, frente a Camino de Oriente  Tel.: (+505) 2248 9300, Ext. 1314, 1320, 1310  Email: [normalizacion@mific.gob.ni](mailto:normalizacion@mific.gob.ni)  [imartinez@mific.gob.ni](mailto:imartinez@mific.gob.ni)  [notificacion@mific.gob.ni](mailto:notificacion@mific.gob.ni)  *Instituto de Protección y Sanidad Agropecuaria*, IPSA (Institute for Agricultural and Livestock Protection and Health)  Santiago Alejandro Rodriguez Perez  Legal advisor  Carretera Norte, Paso a desnivel Portezuelo 100 metros al este, 150 metros al sur  Tel.: (+505) 8835 9151  Email: [santiago.rodriguez@ipsa.gob.ni](mailto:santiago.rodriguez@ipsa.gob.ni)  Website: <http://www.ipsa.gob.ni/> |