Commission Implementing Regulation (EU) 2016/1141 of 13 July 2016 adopting a list of invasive alien species of Union concern pursuant to Regulation (EU) No 1143/2014 of the European Parliament and of the Council

COMMISSION IMPLEMENTING REGULATION (EU) 2016/1141

of 13 July 2016

adopting a list of invasive alien species of Union concern pursuant to Regulation (EU) No 1143/2014 of the European Parliament and of the Council

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) No 1143/2014 of the European Parliament and of the Council of 22 October 2014 on the prevention and management of the introduction and spread of invasive alien species[(1)], and in particular of Article 4(1) thereof,

Whereas:

(1) Regulation (EU) No 1143/2014 provides that a list of invasive alien species of Union concern ('the Union list') is to be adopted on the basis of the criteria laid down in Article 4(3) thereof and meeting the conditions laid down in Article 4(6), which stipulates that the implementation costs, the cost of inaction, the cost-effectiveness and the socioeconomic aspects must be given due consideration.

(2) The Commission has concluded on the basis of the available scientific evidence and the risk assessments carried out pursuant to Article 5(1) of Regulation (EU) No 1143/2014 that all criteria set out in Article 4(3) of that Regulation are met for the following invasive alien species: *Baccharis halimifolia* L, *Cabomba caroliniana* Gray, *Callosciurus erythraeus* Pallas, 1779, *Corvus splendens* Viellot, 1817, *Eichhornia crassipes* (Martius) Solms, *Eriocheir sinensis* H. Milne Edwards, 1854, *Heracleum persicum* Fischer, *Heracleum sosnowskyi* Mandenova, *Herpestes javanicus* É. Geoffroy Saint-Hilaire, 1818, *Hydrocotyle ranunculoides* L. f., *Lagarosiphon major* (Ridley) Moss, *Lithobates (Rana) catesbeianus* Shaw, 1802, *Ludwigia grandiflora* (Michx.) Greuter & Burdet, *Ludwigia peploides* (Kunth) P.H. Raven, *Lysichiton americanus* Hultén and St. John, *Muntiacus reevesi* Ogilby, 1839, *Myocastor coypus* Molina, 1782, *Myriophyllum aquaticum* (Vell.) Verdc., *Nasua nasua* Linnaeus, 1766, *Orconectes limosus* Rafinesque, 1817, *Orconectes virilis* Hagen, 1870, *Oxyura jamaicensis* Gmelin, 1789, *Pacifastacus leniusculus* Dana, 1852, *Parthenium hysterophorus* L., *Perccottus glenii* Dybowski, 1877, *Persicaria perfoliata* (L.) H. Gross (*Polygonum perfoliatum* L.), *Procambarus clarkii* Girard, 1852, *Procambarus fallax* (Hagen, 1870) f. *virginalis*, *Procyon lotor* Linnaeus, 1758, *Pseudorasbora parva* Temminck & Schlegel, 1846, *Pueraria montana* (Lour.) Merr. *var. lobata* (Willd.) (*Pueraria lobata* (Willd.) Ohwi), *Sciurus carolinensis* Gmelin, 1788, *Sciurus niger* Linnaeus, 1758, *Tamias sibiricus* Laxmann, 1769, *Threskiornis aethiopicus* Latham, 1790, *Trachemys scripta* Schoepff, 1792, *Vespa velutina nigrithorax* de Buysson, 1905.

Changes to legislation: *There are outstanding changes not yet made to Commission Implementing Regulation (EU) 2016/1141. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

(3) The Commission has also concluded that those invasive alien species meet all of the conditions set out in Article 4(6) of Regulation (EU) No 1143/2014. In particular, some of those species are already established in the territory of the Union or even widely spread in certain Member States and there may be cases where it is not possible to eradicate such species in a cost-effective manner. However, it is appropriate to include those species in the Union list, as there are other cost-effective measures that can be implemented: to prevent new introductions or further spread in the territory of the Union; to promote early detection and rapid eradication of species where they are not yet present or not yet widely spread; and to manage them, as appropriate to the specific circumstances of the Member States concerned, including by fishing, hunting or trapping, or any other type of harvesting for consumption or export, provided that these activities are carried out within a national management programme.

(4) The measures provided for in this Regulation are in accordance with the opinion of the Committee on Invasive Alien Species,

HAS ADOPTED THIS REGULATION:

Article 1

The list set out in the Annex to this Regulation shall constitute the initial list of invasive alien species of Union concern pursuant to Article 4(1) of Regulation (EU) No 1143/2014.

Article 2

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

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ANNEX

LIST OF INVASIVE ALIEN SPECIES OF UNION CONCERN

Species	**CN codes for live specimens**	**CN codes for parts that can reproduce**	**Categories of associated goods**
(i)	(ii)	(iii)	(iv)
[F2*Acacia saligna* (Labill.) H.L.Wendl. (*Acacia cyanophylla* Lindl.)	ex 0602 90 47	ex 1209 99 99 (seeds)	
Acridotheres tristis Linnaeus, 1766	ex 0106 39 80	ex 0407 19 90 (fertilised eggs for incubation)	
Ailanthus altissima (Mill.) Swingle	ex 0602 90 48	ex 1209 99 99 (seeds)	**]**
[F1*Alopochen aegyptiacus* Linnaeus, 1766	ex 0106 39 80	ex 0407 19 90 (fertilised eggs for incubation)	
Alternanthera philoxeroides (Mart.) Griseb.	ex 0602 90 50	ex 1209 99 99 (seeds)	(12)
[F2*Andropogon virginicus* L.	ex 0602 90 50	ex 1209 99 99 (seeds)	(13)
Arthurdendyus triangulatus (Dendy, 1894) Jones & Gerard (1999)	ex 0106 90 00	—	(5)**]**
Asclepias syriaca L.	ex 0602 90 50	ex 1209 99 99 (seeds)	(7)**]**
Baccharis halimifolia L.	ex**[**F3 0602 90 46 or 0602 90 48**]**	ex 0602 90 45 (rooted cuttings and young plants) ex 1209 99 99 (seeds)	
Cabomba caroliniana Gray	ex 0602 90 50	ex 1209 99 99 (seeds)	
Callosciurus erythraeus Pallas, 1779	ex 0106 19 00	—	
[F2*Cardiospermum grandiflorum* Sw.	ex 0602 90 50	ex 1209 99 99 (seeds)	
Cortaderia jubata (Lemoine ex Carrière) Stapf	ex 0602 90 50	ex 1209 99 99 (seeds)	**]**

a **[**F1 The inclusion of *Nyctereutes procyonoides* Gray, 1834 shall apply as of 2 February 2019.**]**

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Corvus splendens Viellot, 1817	ex 0106 39 80	ex 0407 19 90 (fertilised eggs for incubation)	
[F2*Ehrharta calycina* Sm.	ex 0602 90 50	ex 1209 99 99 (seeds)	(13)**]**
Eichhornia crassipes (Martius) Solms	ex 0602 90 50	**[**F4ex 1209 99 99**]** (seeds)	
[F1*Elodea nuttallii* (Planch.) St. John	ex 0602 90 50	ex 1209 99 99 (seeds)	**]**
Eriocheir sinensis H. Milne Edwards, 1854	ex**[**F3**]**0306 33 90	—	
[F1*Gunnera tinctoria* (Molina) Mirbel	ex 0602 90 50	ex 1209 99 99 (seeds)	
[F2*Gymnocoronis spilanthoides* (D.Don ex Hook. & Arn.) DC.	ex 0602 90 50	ex 1209 99 99 (seeds)	**]**
Heracleum mantegazzianum Sommier & Levier	ex 0602 90 50	ex 1209 99 99 (seeds)	**]**
Heracleum persicum Fischer	ex 0602 90 50	ex 1209 99 99 (seeds)	(6)
Heracleum sosnowskyi Mandenova	ex 0602 90 50	ex 1209 99 99 (seeds)	
Herpestes javanicus É. Geoffroy Saint-Hilaire, 1818	ex 0106 19 00	—	
[F2*Humulus scandens* (Lour.) Merr.	ex 0602 90 50	ex 1209 99 99 (seeds)	**]**
Hydrocotyle ranunculoides L. f.	ex 0602 90 50	ex 1209 99 99 (seeds)	
[F1*Impatiens glandulifera* Royle	ex 0602 90 50	ex 1209 99 99 (seeds)	**]**
Lagarosiphon major (Ridley) Moss	ex 0602 90 50	—	
[F2*Lepomis gibbosus* Linnaeus, 1758	ex 0301 99 17	ex 0511 91 90 (fertile fish eggs for hatching)	(1), (2), (3), (4)
Lespedeza cuneata (Dum.Cours.) G.Don (*Lespedeza juncea*	ex 0602 90 50	ex 1209 99 99 (seeds)	(13)**]**

a **[**F1The inclusion of *Nyctereutes procyonoides* Gray, 1834 shall apply as of 2 February 2019.**]**

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var. *sericea* (Thunb.) Lace & Hauech)			
Lithobates (Rana) catesbeianus Shaw, 1802	ex 0106 90 00	—	
Ludwigia grandiflora (Michx.) Greuter & Burdet	ex 0602 90 50	ex 1209 99 99 (seeds)	
Ludwigia peploides (Kunth) P.H. Raven	ex 0602 90 50	ex 1209 99 99 (seeds)	
[F2*Lygodium japonicum* (Thunb.) Sw.	ex 0602 90 50	ex 1209 99 99 (seeds)	(5)**]**
Lysichiton americanus Hultén and St. John	ex 0602 90 50	ex 1209 99 99 (seeds)	
[F1*Microstegium vimineum* (Trin.) A. Camus	ex 0602 90 50	ex 1209 99 99 (seeds)	(7), (12)**]**
Muntiacus reevesi Ogilby, 1839	ex 0106 19 00	—	
Myocastor coypus Molina, 1782	ex 0106 19 00	—	
Myriophyllum aquaticum (Vell.) Verdc.	ex 0602 90 50	ex 1209 99 99 (seeds)	
[F1*Myriophyllum heterophyllum* Michaux	ex 0602 90 50	ex 1209 99 99 (seeds)	**]**
Nasua nasua Linnaeus, 1766	ex 0106 19 00	—	
[F1*Nyctereutes procyonoides* Gray, 1834[a]	ex 0106 19 00	—	
Ondatra zibethicus Linnaeus, 1766	ex 0106 19 00	—	**]**
[F4*Orconectes limosus* Rafinesque, 1817 (*Faxonius limosus* Rafinesque, 1817)**]**	ex**[**F3 0306 39 10**]**	—	
[F4*Orconectes virilis* Hagen, 1870	ex**[**F3 0306 39 10**]**	—	

a **[**F1 The inclusion of *Nyctereutes procyonoides* Gray, 1834 shall apply as of 2 February 2019.**]**