

Commission Delegated Regulation (EU) 2019/2123 of 10 October 2019 supplementing Regulation (EU) 2017/625 of the European Parliament and of the Council as regards rules for the cases where and the conditions under which identity checks and physical checks on certain goods may be performed at control points and documentary checks may be performed at distance from border control posts (Text with EEA relevance)

## CHAPTER II

### Documentary checks performed at a distance from a border control post

#### *Article 7*

#### **Documentary checks on consignments of plants, plant products and other objects performed at a distance from a border control post**

Documentary checks on consignments of plants, plant products and other objects as referred to in point (c) of Article 47(1) of Regulation (EU) 2017/625 entering the Union may be performed by either of the following:

- (a) where consignments arrive at a border control post, competent authorities situated at a distance from the border control post or at a control point other than a border control post, provided they are situated in the same Member State as the border control post of arrival of the consignment;
- (b) where consignments are subject to a reduced frequency rate as laid down in the rules referred to in point (g) of Article 1(2) of Regulation (EU) 2017/625 and arrive at a point of entry other than the border control post, the competent authorities at the point of entry into the Union.

#### *Article 8*

#### **Conditions for the performance of documentary checks on consignments of plants, plant products and other objects performed at a distance from a border control post**

1 The performance of documentary checks referred to in Article 7 shall be subject to compliance with the following conditions:

- a the competent authorities referred to in Article 7 shall perform documentary checks on:
  - (i) official certificates and results of laboratory tests uploaded in IMSOC by the competent authorities of the border control post of arrival of consignment,
  - (ii) official certificates and results of laboratory tests uploaded in IMSOC by the operator where the competent authorities of the border control post have checked that they correspond to the original certificates or results of laboratory tests,
  - (iii) official certificates and results of laboratory tests submitted in IMSOC by the competent authorities of third countries, or

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- (iv) original official certificates, when the competent authorities referred to in Article 7 are part of the designated border control post as referred to in Article 4(2) of Commission Implementing Regulation (EU) 2019/1012<sup>(1)</sup>;
- b the consignment shall not be transported to the control point for identity and physical checks by the operator from the border control post until the competent authorities referred to in Article 7 have informed the competent authorities of the border control post of the satisfactory results of the documentary checks.

2 Where the consignment of plants, plant products and other objects is to be transported by the operator to a control point for the performance of identity checks and physical checks, Articles 2, 4 and 5 shall apply.

3 A consignment of plants, plant products and other objects may be transported by the operator from the border control post to a control point for the performance of documentary checks, provided that the control point is under the supervision of the same competent authority as the border control post.

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- (1) Commission Delegated Regulation (EU) 2019/1012 of 12 March 2019 supplementing Regulation (EU) 2017/625 of the European Parliament and of the Council by derogating from the rules on the designation of control points and from the minimum requirements for border control posts ([OJ L 165, 21.6.2019, p. 4](#)).

**Changes to legislation:**

There are outstanding changes not yet made to Commission Delegated Regulation (EU) 2019/2123. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

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**Changes and effects yet to be applied to the whole legislation item and associated provisions**

- Signature words omitted by [S.I. 2020/1631 reg. 25\(12\)](#)
- Art. 1(1)(a)(i) word substituted by [S.I. 2020/1631 reg. 25\(2\)\(a\)\(i\)\(cc\)](#)
- Art. 1(1)(a)(i) words inserted by [S.I. 2020/1631 reg. 25\(2\)\(a\)\(i\)\(aa\)](#)
- Art. 1(1)(a)(i) words inserted by [S.I. 2020/1631 reg. 25\(2\)\(a\)\(i\)\(bb\)](#)
- Art. 1(1)(a)(ii) words inserted by [S.I. 2020/1631 reg. 25\(2\)\(a\)\(ii\)](#)
- Art. 1(1)(b) words inserted by [S.I. 2020/1631 reg. 25\(2\)\(b\)](#)
- Art. 1(1A)(1B) inserted by [S.I. 2020/1631 reg. 25\(2\)\(c\)](#)
- Art. 1A inserted by [S.I. 2020/1631 reg. 25\(3\)](#)
- Art. 2(1)(c) word substituted by [S.I. 2020/1631 reg. 25\(4\)\(a\)\(i\)](#)
- Art. 2(1)(d) words substituted by [S.I. 2020/1631 reg. 25\(4\)\(a\)\(ii\)](#)
- Art. 2(1)(g)(i) word substituted by [S.I. 2020/1631 reg. 25\(4\)\(a\)\(iii\)\(bb\)](#)
- Art. 2(1)(g)(i) words inserted by [S.I. 2020/1631 reg. 25\(4\)\(a\)\(iii\)\(aa\)](#)
- Art. 2(1)(h) words substituted by [S.I. 2020/1631 reg. 25\(4\)\(a\)\(iv\)](#)
- Art. 4(1)(b) word substituted by [S.I. 2020/1631 reg. 25\(6\)\(b\)](#)
- Art. 4(1)(b) words inserted by [S.I. 2020/1631 reg. 25\(6\)\(a\)](#)
- Art. 7(a) words omitted by [S.I. 2020/1631 reg. 25\(9\)\(b\)](#)
- Art. 7(b) words substituted by [S.I. 2020/1631 reg. 25\(9\)\(c\)](#)
- Art. 8(1)(a)(i) words substituted by [S.I. 2020/1631 reg. 25\(10\)](#)
- Art. 8(1)(a)(iii) words substituted by [S.I. 2020/1631 reg. 25\(10\)](#)
- Art. 8(1)(a)(ii) words substituted by [S.I. 2020/1631 reg. 25\(10\)](#)