

ORDINANCE SDA/MAPA Nº 1.342, OF JULY 28, 2025

Establishes the phytosanitary requirements for the import of *Cannabis sativa* seeds produced in any origin.

THE SECRETARY OF AGRICULTURAL PROTECTION, OF THE MINISTRY OF AGRICULTURE AND LIVESTOCK, in the use of the attributions conferred on it by arts. 22 and 49 of Annex I of Decree nº 11.332, of January 1, 2023, in view of the provisions of Decree nº 24,114, of April 12, 1934, in Decree nº 1,355, of December 30, 1994, in Decree nº 5,759, of April 17, 2006, in MAPA Ordinance nº 65, of March 30, 2021, in Normative Instruction nº 25, of April 7, 2020, and considering the need to comply with the decision rendered by the Superior Court of Justice in the Incident of Assumption of Jurisdiction nº 16, arising from Special Appeal nº 2024250/PR (2022/0210283-1), with regard to the competences of this Ministry, and what is contained in Process nº 21000.068391/2024-15, resolves:

Art. 1 The phytosanitary requirements for the import of *Cannabis sativa* seeds (Category 4), of any origin, are hereby established.

Art. 2º The seeds must be accompanied by a Phytosanitary Certificate, issued by the National Plant Protection Organization - NPPO of the country of origin, with the following Additional Declarations:

I - "The consignment was inspected and found free from *Grapholita delineana*.";

II - "The consignment is free from *Ditylenchus dipsaci*, *Curvularia pseudobrachyspora*, *Diaporthe eres*, *Fusarium oxysporum* f. sp. *cannabis*, *Fusarium redolens*, *Pseudoperonospora cannabina*, *Ramularia collo-cygni*, *Septoria cannabis* and *Nepovirus arabis*, according to the result of the official laboratory analysis Nº ()"; and,

III - "The place of production was inspected during crop development and found free from *Orobanche ramosa*." and "The consignment is free from *Orobanche ramosa*, according to the result of the official laboratory analysis Nº ()".

Art. 3º According to the phytosanitary status in its territory, the country of origin may, alternatively, declare for the regulated pests above:

I - "(Name of pest/s) is an absent quarantine pest for (country of origin)."; or

II - "(Name of pest/s) is not present (country of origin)."

Art. 4º The country of origin must previously communicate, for approval by the NPPO of Brazil, the Additional Declaration that will be used in the issuance of the Phytosanitary Certificate.

§ 1º If there is no prior communication and approval provided for in the caput of this article, the country of origin must comply with the provisions of art. 2º, being unable to use the alternative declarations provided for in art. 3º.

§ 2º The country of origin must inform the change in the phytosanitary status of the indicated pests, when there is a change in the status in its territory.

Art. 5º The consignments are subject to inspection at the point of entry (Phytosanitary Inspection), as well as the collection of samples for phytosanitary analysis in official laboratories or laboratories accredited by the Ministry of Agriculture and Livestock.

§ 1. The costs of sending the samples and the phytosanitary analysis will be borne by the interested party.

§ 2. At the inspection's discretion, the interested party may remain as the depositary of the remainder of the consignment until the inspection process is completed.

Art. 6º In the event of interception of a quarantine pest or a pest that presents quarantine potential for Brazil, the consignment will be destroyed or rejected and the NPPO in the country of origin will be notified, and the NPPO in Brazil may suspend imports of *Cannabis sativa* seeds from this country until the review of the Pest Risk Analysis.

Sole paragraph. In the case referred to in the caput, the Brazilian NPPO may suspend imports of *Cannabis sativa* seeds until the corresponding Pest Risk Analysis has been reviewed.

Art. 7º The consignment will not be internalized when it fails to comply with the requirements established in this Ordinance.

Art. 8º Compliance with this Ordinance does not exempt compliance with any other legal requirements related to *Cannabis sativa*.

Art. 9º This Ordinance shall come into force on the date of its publication