

Information on the conditions for the operation of a vine stock nursery undertaking and the procedure for having it registered in the register of propagation material undertakings pursuant to Joint Ministerial Decision No 2128/83966/01.08.2017 (Government Gazette, Series II, No 2725)

Vine stock nursery undertaking

Production: of graftable rootstock cuttings of vine, nursery cuttings of vine, top graft cuttings of vine varieties, and trade solely in the material produced by the undertaking.

Process steps

Submission of an application

- ✓ To start a vine stock nursery undertaking, the parties concerned (natural or legal persons) should submit to the local Rural Development and Control Department (TAAE), whether directly or through a Citizen Service Centre – Single Service Centre (KEP-EKE), a notice of launch of operations with physical presence, along with the necessary supporting documents.

Registration in the register

- ✓ As soon as it is established that the conditions are met, a Certificate of Fulfilment of Legal Conditions will be issued to the party concerned and the undertaking will be registered in the relevant register kept by the Ministry of Rural Development and Food for 5 years.

Renewal of registration in the register

- ✓ To carry on the operations of a vine stock nursery undertaking, the parties concerned (natural or legal persons) should submit to the local Rural Development and Control Department (TAAE), whether directly or through a KEP-EKE, an application for reviewing whether the legal conditions for operation with physical presence are still met, along with the necessary supporting documents. If it is established that the conditions are still met, a certificate will be issued to the undertaking, which will retain its registration in the register.

Changes to the undertaking

- ✓ Undertakings already registered in the register should submit a change of status application to the local TAAE, whether directly or through a KEP-EKE, in the event of: (a) any change to the planted area (varieties / surface area) and (b) any change to their actual and legal status, within thirty (30) days of occurrence thereof, in order to have the register of undertakings updated, provided that the relevant conditions are met. They should also replace the scientist in charge within three (3) months of his severance for any reason whatsoever. The notice should be accompanied by the supporting documents required in each case (see below).

Means of identity verification, identification and signature

Natural persons: The documents (originals or photocopies) indicating the natural person's details (police ID card or passport).

Legal persons: The General Certificate from the General Commercial Register (GEMI) or the certificate or registration / clearance of the Agricultural Cooperative with the National Register of Agricultural Cooperatives and the other collective bodies referred to in Law 4384/2016 (Government Gazette, Series I, No 78), along with the legalising documents for the representation of the legal person (originals or photocopies).

Necessary supporting documents

1. Copy of payment of the fee referred to in Article 27(1) of Law 1564/1985 (e-paravolo).
2. Certificate of Pursuing the Occupation of Geotechnician from the Geotechnical Chamber of Greece (GEOTEE) or the diploma of the scientist in charge.
3. A detailed periodic declaration of the employment of the scientist in charge along with proof of registration with the Single Social Security Organisation (EFKA) or, in the absence thereof, a copy of the notice of recruitment of the scientist in charge. Where a scientist in charge must be employed on the basis of an independent service agreement, a private independent service agreement along with proof of posting thereof on the online TAXIS application of the Independent Authority for Public Revenue (AADE).
4. The documents indicating the natural person's details or, in the case of a legal person, the General Certificate from the General Commercial (GEMI) or the certificate of registration / clearance of the Agricultural Cooperative with the National Register of Agricultural Cooperatives and the other collective bodies referred to in Law 4384/2016 (Government Gazette, Series I, No 78), along with the legalising documents for the representation of the legal person.
5. Proof of the right to use the land property associated with the undertaking's activity (title, lease agreements, etc.).
6. Results of laboratory nematode soil testing carried out.
7. A solemn declaration by the notifying party that there are no vineyards with inferior quality material or common vine varieties grown in the perimeter of the land on which the stock nursery is to be set up, within a distance of twenty (20) metres.

The forms used to notify the launch of operations and to request a review of whether the legal conditions are still met or to declare a change of status for the undertaking are posted on the Ministry's website:

<http://www.minagric.gr/index.php/el/for-farmer-2/crop-production/polylikomenu>, entry No 7)

Applicable fees and online payment method

Fees:

- ✓ launch of operations of a vine stock nursery undertaking: **EUR 400**

- ✓ review of whether the legal conditions for the operation of a vine stock nursery undertaking are still met: **EUR 150**
- ✓ changes to the undertaking: **free of charge**

Payment should be made using the e-paravolo application of the Independent Authority for Public Revenue (AADE)

<https://www.aade.gr/epiheiriseis/forologikes-ypiresies/e-parabolo/e-parabolo-me-kodikoyis-taxisnet> or

<https://www1.gsis.gr/sgsisapps/eparavolo/public/welcome.htm>

choose the public body: Rural Development / Plant Production Inputs – Processing, Packaging and Product Control for Plant Production;

choose the fee category: issuance of a certificate of registration or review/ update/ renewal of registration, as appropriate.

and choose the type of fee: VINE STOCK NURSERY

Conditions for launch of operations of a vine stock nursery and registration in the register:

1. A scientist in charge should be employed.
2. The nursery should be set up on irrigated land that is free from any developed trees or shrubs, where there are favourable climate conditions and which has not been used for vine cultivation purposes at least in the last ten (10) years. In terms of plant health, the soil must not be in a zone that is affected by communicable diseases and pests and must be free from nematodes. Soils samples must be taken by the scientist in charge and sent to a laboratory for nematode testing.
3. Suitable facilities and mechanical equipment must be available depending on the type of propagation material produced (graftable rootstock cuttings, nursery cuttings or top graft cuttings).
4. There must be no vineyards with inferior quality material or common vine varieties grown in the perimeter of the land on which the stock nursery is to be set up within a distance of twenty (20) metres.

Deadlines for or estimated time of completion of the procedure / Rules on the competent authority's failure to reply and legal consequences:

The supporting documents should be submitted along with the notice (no deadline).

Processing time:

- 1) REGISTRATION OF AN UNDERTAKING IN THE REGISTER OF UNDERTAKINGS**
 - ✓ Within 3 months of submission of the notice, the undertaking will be registered in the register of undertakings engaging in the production of and trade in propagation material of the cultivated plant species referred to in Article 6 and, after verifying that the relevant conditions are met, a Certificate of Fulfilment of Legal Conditions will be issued for engaging in the relevant activity, whereupon the undertaking will launch its operations lawfully. The certificate will remain in force for five (5) years of issue date. If the relevant conditions are not met, the competent agencies will instruct the party

concerned in writing to comply with one (1) month of receipt of the relevant notice. If the party concerned fails to comply within the above deadline, it will be notified in writing that the undertaking is not allowed to launch its operations. The party concerned may submit a new notice.

- ✓ If the request filed (for registration of the undertaking in the register) has not been processed within 3 months of submission, the undertaking will be free to launch its operations. If the competent agencies establish that the relevant conditions are met, the undertaking will be registered in the register and a Certificate of Fulfilment of Legal Conditions will be issued to it in order to engage in the relevant activity. The certificate will enter into force on the day following the date of completion of three (3) months of submission of the notice and will remain in force for five (5) years.

If the competent agencies establish that the relevant conditions are not met, the undertaking will be requested in writing to comply within 1 month of receipt of the relevant notice. If the undertaking concerned fails to comply with the above deadline, it will be notified in writing that it is not allowed to carry on its operations. The undertaking concerned may submit a new notice.

2) RENEWAL OF REGISTRATION OF THE UNDERTAKING IN THE REGISTER

The registration of undertakings in the register referred to in Article 6 (register of undertakings) will remain in force for five (5) years. In the event that the party concerned wishes to carry on the operations of the undertaking for another five (5) years, it should, before lapse of 5 years, submit an application for reviewing whether the legal conditions for the operation of the undertaking are still met to the local TAAE, whether directly or through a KEP-EKE, along with a receipt of payment of the fee and the updated supporting documents. The undertaking may carry on its operations lawfully during the interim period between submission of the application and issuance of a Certificate of Fulfilment of Legal Conditions or of an order of closure of the undertaking.

Legal means of redress/appeal

This refers to lodging an appeal against the deletion from the register of an already registered undertaking (Article 5(3) of Law 1564/1985 [Government Gazette, Series I, No 164]). The undertaking will be deleted if:

1. it has discontinued its operations for three consecutive months;
2. one of the conditions for registration in the register is no longer met;
3. the undertaking has repeatedly failed to comply with the provisions of the ministerial decisions that regulate the matters associated with the operation of such undertakings and the production of, and trade in, the propagation material that they produce and place on the market.

An appeal against the deletion of the undertaking from the register may be lodged by the party concerned before the Minister for Rural Development and Food within 30 days of notification of the relevant decision to said party.

A fee of EUR 25.00 should be paid for lodging the above appeal.

Payment should be made using the e-paravolo application of the Independent Authority for Public Revenue (AADE)

<https://www.aade.gr/epiheiriseis/forologikes-ypiresies/e-parabolo/e-parabolo-me-kodikoyis-taxisnet> or

<https://www1.gsis.gr/sgsisapps/eparavolo/public/welcome.htm>

choose the public body: Rural Development / Plant Production Inputs – Processing, Packaging and Product Control for Plant Production;

choose the fee category: objection to the deletion;

and choose the type of fee: VINE STOCK NURSERY.

Competent authorities for registration of undertakings in the register

- ✓ Ministry of Rural Development and Food / Directorate-General for Decentralised Structures / Directorates for Decentralised Agencies / Rural Development and Control Departments (TAAEs):
 1. for the receipt of applications/notices for the launch of operations of vine stock nursery undertakings, whether directly or through a KEP-EKE;
 2. for making a recommendation to the Directorate for Propagation Material of Cultivated Plant Species and Plant Genetic Resources that the conditions for registration in the register are met.
- ✓ Ministry of Rural Development and Food / Directorate-General for Agriculture / Directorate for Propagation Material of Cultivated Plant Species and Plant Genetic Resources:

for registration in the register following a positive recommendation from TAAEs.

Links:

Relevant legislation:

<http://www.minagric.gr/index.php/el/for-farmer-2/crop-production/polylikomenu>

<http://www.minagric.gr/index.php/el/for-farmer-2/crop-production/polylikomenu/551-nomothesia-polyliko/epixeirisis-polyliko-cat/2765-poll-yliko>

<http://www.minagric.gr/index.php/el/for-farmer-2/crop-production/polylikomenu/550-nomothesia-polyliko/emporika-polylikou/2763-antapodotikateli-polyliko>

Competent authorities:

Ministry of Rural Development and Food / Directorate-General for Agriculture / Directorate for Propagation Material of Cultivated Plant Species and Plant Genetic Resources / Department of Propagation Material of Trees and Vines (competent authority for the content of and registration in the register)

Contact details:

Sotirios Kosmas (Tel.: 2108205351, email: skosmas@minagric.gr)

Ministry of Rural Development and Food / Directorate-General for Decentralised Structures / Directorates for Decentralised Agencies / Rural Development and

Control Departments (TAAEs) (competent authority for the receipt and checking of applications)

Contact details:

1. Directorate of Decentralised Agencies of East Macedonia & Thrace: Georgia Veneti (Tel.: 2510228450, email: gveneti@minagric.gr)
2. Directorate of Decentralised Agencies of Attica and the Aegean Sea: Nestoras Petalas (Tel.: 2102125026, email: npetalas@minagric.gr)
3. Directorate of Decentralised Agencies of Epirus and West Macedonia: Ioanna Chouliara (Tel.: 2651044055, email: ichouliara@minagric.gr)
4. Directorate of Decentralised Agencies of Thessaly and Continental Greece: Chrysoula Terzoudi (Tel.: 2410671061, email: hrterzoudi@minagric.gr)
5. Directorate of Decentralised Agencies of Central Macedonia: Aikaterini Chondrogianni (Tel.: 2310476636, email: kchondrogianni@minagric.gr)
6. Directorate of Decentralised Agencies of Crete: Ioannis Troullakis (Tel.: 2810222428, email: itroullakis@minagric.gr)
7. Directorate of Decentralised Agencies of Peloponnese, West Greece and the the Ionian Sea: Petros Orfanos (Tel.: 2610437120, email: porfanos@minagric.gr)