



IMPACT ASSESSMENT SHEET LEGISLATIVE, REGULATORY AND OTHER MEASURES



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1. Draft law contact information

Title of the draft law:	Draft law on measures for protection against organisms harmful to plants and on official controls and other official activities in the field of plant health		
Initiating minister:	The Minister for Agriculture, Food and Viticulture		
Author(s):	Paul REDING; Jeanne DIECKMANN		
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Objective of the draft law:	The objective of this draft law is to implement the provisions of Regulations (EU) 2016/2031 and 2017/625, and thus to protect plants against harmful organisms.		
Other Ministry(ies)/Agency(ies)/Municipality(ies) involved:			
Date:	18/09/2025		

2. Objectives with constitutional value

Does the draft law contribute to the achievement of objectives with constitutional value? <input checked="" type="checkbox"/> yes <input type="checkbox"/> no
If yes, please select the relevant objectives and provide a brief explanation in the "Comments" box indicating how this/these objective(s) are achieved:
<input type="checkbox"/> Guarantee the right to work and ensure that this right is exercised
<input type="checkbox"/> Promote social dialogue
<input type="checkbox"/> Ensure that all persons can live with dignity and have adequate housing
<input checked="" type="checkbox"/> Ensure protection of the human and natural environment by working to establish a sustainable balance between conserving nature, particularly its capacity for renewal, safeguarding biodiversity, and meeting the needs of present



and future generations

Commit to tackling climate change and working towards climate neutrality

Protect animal welfare

Promote access to culture and the right to cultural fulfilment

Promote the protection of cultural heritage

Promote the freedom of scientific research while respecting the values of a democratic society based on fundamental rights and civil liberties

Comments:

3. Better regulation

1) Professional chamber(s) to be consulted for opinion 1:

- Chamber of Civil Servants and Public-Sector Employees
- Chamber of Employees
- Chamber of Skilled Trades and Crafts
- Chamber of Commerce
- Chamber of Agriculture

1 Please indicate the professional chamber(s) involved in the draft law under this heading following its approval by the Government Council.

2) Other stakeholders (different organisations, citizens, etc.) to be consulted for their opinion: Yes No

If so, which one(s):

Comments / Observations

3) If EU directives are transposed, is the principle of 'the directive, nothing but the directive' respected?

- Yes No NA²

If not, why?

4) Those affected by the draft law:

- Businesses / Professions: Yes No
- Citizens: Yes No
- Administrations: Yes No

5) Is the 'think small first' principle respected?

- Yes No NA²

Comments / Observations

6) Does the draft law contribute to administrative simplification, in particular by removing or simplifying existing authorisation and declaration processes, reducing administrative response times, reducing the administrative burden for those affected or improving the quality of procedures or of regulations?

Comments / Observations

7) Does the draft law in question contain specific provisions concerning the protection of individuals with regard to the processing of personal data?

If yes, which data and/or administration(s) are involved?

A Grand-Ducal Regulation shall specify the procedures and arrangements for registration and application referred to in Article 8 of the preliminary draft.



8) Do the personnel in the administration concerned require training?

Yes

No

NA²

If yes, which?

Officials and other servants of the competent administrations in salary categories A, salary groups A1 and A2, salary category B, salary group B1 shall require special eight-hour professional training on the theoretical and practical elements necessary for the performance of their duties. This training includes modules on the Criminal Code and the Code of Criminal Procedure that cover topics such as the role of the public prosecutor's office, the classification of offences, the judicial system and the specific powers of authorised officials and agents, including the detection and recording of offences under this law.

Comments / Observations

²NA : Non applicable.

4. Digitalisation and data

9) Is it necessary to adapt an IT system within the State (e-Government or back-office application)?

Yes

If so, what is the timeframe for having the new system available?

10) Does the draft law take account of the "digital by default" principle?

Yes

11) Does the draft law create an administrative procedure that requires personal information or data on citizens?

Yes

If so, can that personal information or data be obtained from one or more administrations in accordance with the 'once only' principle?

No

12) Does the draft law envisage the creation or adaptation of a database?

Yes



5. Equal opportunities (to be completed for the Grand Ducal regulations)³

13) Is the draft law:		
- mainly focused on equality between women and men?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
- positive in terms of equality between women and men?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
If yes, explain how:	<input type="text"/>	
- neutral in terms of gender equality	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If so, why:	<input type="text" value="there is no differentiation between men and women"/>	
- negative in terms of equality between women and men?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
If yes, explain how:	<input type="text"/>	
14) Is the financial impact different for women and men?		
	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
If yes, explain how:	<input type="text"/>	

³ For draft laws, please refer to Point 1 'Ensuring social inclusion and education for all.' of the sustainability check (Nohaltegekeetscheck).

6. Draft laws requiring notification to the European Commission

9) 'Services' Directive: Does the draft law introduce a requirement for cross-border establishment or provision of services?		
	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
If so, please contact the Ministry of the Economy and follow the steps below:		
	https://meco.gouvernement.lu/fr/domaines-activites/politique-europeenne/notifications-directive-services.html	
10) 'Technical Regulations' Directive: Does the draft law introduce a technical regulation or requirement in relation to an information society product or service (field of technology and information)?		
	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
If yes, please contact ILNAS by taking the following steps:		
	https://portail-qualite.public.lu/content/dam/qualite/publications/normalisation/2017/ilnas-notification-infolyer-web.pdf	