



EUROPEAN COMMISSION

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Ms Maria Malmer Stenergard
Minister for Foreign Affairs
Arvfurstens Palace
Gustav Adolfs torg 1
SE - 103 39 Stockholm
Sweden

Subject: Notification 2025/698/SE

Draft Ordinance on invasive alien species

Delivery of comments pursuant to Article 5(2) of Directive (EU) 2015/1535

Madam,

Within the framework of the notification procedure laid down under Directive (EU) 2015/1535¹, the Swedish authorities notified to the Commission on 20th of November 2025 the draft ‘Ordinance on invasive alien species’, under the reference 2025/698/SE (hereafter, the ‘notified draft’).

According to the notification message, the notified draft implements a ban on introducing into the country certain invasive alien species listed in its annex.

The examination of the notified draft has prompted the Commission to issue the following comments.

Any change affecting the national and EU lists of invasive species may have an impact on the EU internal market. Sweden should provide the necessary evidence to show if the notified draft introduces new conditions for invasive species to be put on the Swedish market.

¹ Directive (EU) 2015/1535 of the European Parliament and of the Council of 9 September 2015 laying down a procedure for the provision of information in the field of technical regulations and of rules on Information Society services, OJ L 241, 17.9.2015, p. 1.

Some of the species listed in the notified draft are listed in the EU commercial designation list (notably, Article 37 of Regulation (EU) No 1379/2013²) by many Member States (in some cases even including Sweden), e.g.: bighead carp (*Hypophthalmichthys nobilis*), channel catfish (*Ictalurus punctatus*) and American lobster (*Homarus americanus*). The Commission has set up a website for the purpose of commercial designations of fishery and aquaculture products³. Even if the above-mentioned species are probably niche species, including them in a national list of invasive species could, in principle, result in marketing and trade restrictions on the Swedish market for producers/importers in other Member States.

The Commission invites the Swedish authorities to take the above-mentioned comments into account.

The Commission furthermore reminds the Swedish authorities that once the definitive text has been adopted, they are required to communicate it to the Commission in accordance with Article 5(3) of Directive (EU) 2015/1535.

Yours faithfully,

For the Commission

Kerstin Jorna
Director-General

Directorate-General for Internal
Market, Industry, Entrepreneurship
and SMEs

² Regulation (EU) No 1379/2013 of the European Parliament and of the Council of 11 December 2013 on the common organisation of the markets in fishery and aquaculture products, OJ L 354, 28.12.2013, p. 1.

³ Commercial designations of fishery and aquaculture products official website link: https://fish-commercial-names.ec.europa.eu/fish-names/home_en