

Basic information

2021/2946(DEA)

DEA - Delegated acts procedure

Rules on the official controls in respect of consignments of organic products and in-conversion products intended for import into the Union and on the certificate of inspection

Supplementing [2014/0100\(COD\)](#)

Subject

3.10.09.04 Organic farming

3.70.17 European ecolabel and ecolabelling, ecodesign

Procedure completed - delegated act enters into force

Key players

European Parliament

Committee responsible

Rapporteur

Appointed

AGRI Agriculture and Rural Development

Key events

Date	Event	Reference	Summary
21/10/2021	Non-legislative basic document published	C(2021)07387	Summary
21/10/2021	Initial period for examining delegated act 2 month(s)		
10/11/2021	Committee referral announced in Parliament		
06/01/2022	Delegated act not objected by Parliament		

Technical information

Procedure reference	2021/2946(DEA)
Procedure type	DEA - Delegated acts procedure
Procedure subtype	Examination of delegated act
Amendments and repeals	Supplementing 2014/0100(COD)
Stage reached in procedure	Procedure completed - delegated act enters into force
Committee dossier	AGRI/9/07496

Documentation gateway

European Commission

Document type	Reference	Date	Summary
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Non-legislative basic document	C(2021)07387	21/10/2021	Summary
Document attached to the procedure	C(2021)8944	06/12/2021	
Document attached to the procedure	C(2022)0570	27/01/2022	
Document attached to the procedure	C(2022)1334	28/02/2022	
Document attached to the procedure	C(2022)1880	23/03/2022	
Document attached to the procedure	C(2022)3290	16/05/2022	
Document attached to the procedure	C(2026)3114	05/05/2026	

Additional information		
Source	Document	Date
European Commission	EUR-Lex	

Rules on the official controls in respect of consignments of organic products and in-conversion products intended for import into the Union and on the certificate of inspection

2021/2946(DEA) - 21/10/2021 - Non-legislative basic document

This Commission Delegated Regulation supplements [Regulation \(EU\) 2018/848 of the European Parliament and of the Council](#) on organic production and labelling of organic products, as regards (i) the rules on the certificate of inspection, a document accompanying each consignment of organic products imported into the EU, and (ii) the official controls carried out by Member States before the release for free circulation in the Union of organic products originating from third countries.

Background

Regulation (EU) 2018/848 establishes that an organic or in-conversion product may be imported from a third country for the purpose of placing that product on the market within the Union, if the product complies with Union rules on organic production or comes from a third country or a control body or control authority whose organic production and control systems have been recognised as equivalent. The Regulation will enter into force on 1 January 2022.

To allow the competent authorities to check whether imported products are in accordance with Regulation (EU) 2018/848, the consignments of products intended for import should be covered by a certificate of inspection issued by the recognised control authority or control body in the third country after having carried out the relevant verifications of the consignments. In order to ensure it, supplementing rules are necessary.

Content

The Commission delegated act lays down rules concerning:

- **the verification** in third countries of consignments of products intended to be placed on the market in the Union as organic or in-conversion products. Each consignment should be covered by a certificate of inspection issued by the control authority or control body of the third country after the relevant verifications of the consignment have been carried out. That verification shall include systematic documentary checks and, as appropriate according to a risk assessment, physical checks, before the consignment leaves the third country of export or of origin;
- **the content of the certificate of inspection**, the way it is issued and the technical means used for its issuance. Those rules should also cover the obligations of the competent authorities in the Member States as regards the extract of the certificate of inspection. The inspection authority or body shall issue in the Trade Control and Expert System (TRACES) - the certificate of inspection in accordance with the model and notes in the Annex;
- **the official controls** on products entering the Union from third countries and intended to be placed on the Union market as organic products or as in-conversion products;
- **investigative measures** to be taken by competent authorities, control authorities and control bodies of third countries in case of suspected or established non-compliance with Regulation (EU) 2018/848;
- the obligations of control authorities and control bodies issuing the certificate of inspection in cases of unavailability of the TRACES as well as transitional provisions for paper certificates of inspection and extracts thereof.

The draft delegated act was discussed thoroughly with the Member States at the Group of Experts on Organic Production.

Rules on the official controls in respect of consignments of organic products and in-conversion products intended for import into the Union and on the certificate of inspection

2021/2946(DEA) - 11/05/2015

The Council discussed the proposal for a regulation on organic farming with a view to reaching a general approach. It made significant progress on a number of articles but some Member States requested more time to reflect further on some sensitive issues such as controls and the presence of non-authorised products or substances in organic products.

- **Non-authorised products or substances in organic agricultural products:** delegations expressed diverging views on how to achieve a harmonised EU approach. Some countries would support imposing legally binding threshold limits as initially proposed by the Commission, while others would prefer to rely instead on the existing system of control in the production process.
- **Control systems:** delegations were divided on the mechanism governing the frequency of the controls. Many EU countries would like to keep mandatory annual or regular physical inspections. However, others were in favour of setting a risk-based control system.

The Presidency expects to reach a general approach on this issue at the Council meeting in June before launching negotiations with the European Parliament.