

REGULATIONS

COMMISSION DELEGATED REGULATION (EU) 2021/2304

of 18 October 2021

supplementing Regulation (EU) 2018/848 of the European Parliament and of the Council with rules on the issuance of complementary certificates certifying the non-use of antibiotics in organic production of animal products for the purpose of export

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) 2018/848 of the European Parliament and of the Council of 30 May 2018 on organic production and labelling of organic products and repealing Council Regulation (EC) No 834/2007 ⁽¹⁾, and in particular Article 44(2) thereof,

Whereas:

- (1) Certain third countries require that organic animal products are produced without the use of antibiotics. In order to facilitate access to markets in those countries, operators or groups of operators in the Union wanting to export such products should be able to prove the non-use of antibiotics by means of an official document.
- (2) Pursuant to Article 35 of Regulation (EU) 2018/848, competent authorities or, where appropriate, control authorities or control bodies, are to provide a certificate to any operator or group of operators that has notified its activity and complies with that Regulation. In order to certify that the organic animal products are produced without the use of antibiotics, the operator or group of operators should have the possibility to request those competent authorities or, where appropriate, control authorities or control bodies, to issue a complementary certificate. The model for that complementary certificate should be established.
- (3) In the interest of clarity and legal certainty, this Regulation should apply from the date of application of Regulation (EU) 2018/848,

HAS ADOPTED THIS REGULATION:

Article 1

Complementary certificate certifying the non-use of antibiotics in organic production of animal products for the purpose of export

At the request of an operator or group of operators that is already in possession of a certificate as referred to in Article 35 of Regulation (EU) 2018/848, the relevant competent authority or, where appropriate, the relevant control authority or control body, shall issue a complementary certificate certifying that the operator or group of operators produced organic animal products without the use of antibiotics if such certificate is needed for the purpose of export of those products from the Union. The model for that complementary certificate is set out in the Annex to this Regulation.

⁽¹⁾ OJ L 150, 14.6.2018, p. 1.

*Article 2***Entry into force and application**

This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2022.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 18 October 2021.

For the Commission
The President
Ursula VON DER LEYEN

ANNEX

COMPLEMENTARY CERTIFICATE CERTIFYING THE NON-USE OF ANTIBIOTICS IN ORGANIC PRODUCTION OF ANIMAL PRODUCTS FOR THE PURPOSE OF EXPORT

1. Document number:	2. <i>(choose as appropriate)</i> — Operator — Group of operators
3. Name and address of the operator or group of operators:	4. Name and address of the competent authority or, where appropriate, control authority or control body of the operator or group of operators and code number in case of a control authority or control body:
5. Document number of the certificate provided to the operator or group of operators pursuant to Article 35 of Regulation (EU) 2018/848 in accordance with Annex VI to that Regulation:	
<p>This certificate has been issued to certify that the operator or group of operators <i>(choose as appropriate)</i> produced the following organic animal products without the use of antibiotics:</p> <p>1.</p> <p>2.</p> <p>3.</p>	
6. Date, place: Name and signature on behalf of the issuing competent authority or, where appropriate, control authority or control body:	7. Complementary certificate valid from..... <i>[insert date]</i> to..... <i>[insert date]</i>