



EUROPEAN COMMISSION  
DIRECTORATE-GENERAL FOR AGRICULTURE AND RURAL DEVELOPMENT

Directorate B. Quality, Research & Innovation, Outreach  
The Director

Brussels,  
BD/sn/agri.ddg1.b.4(2019)3816928

Dear [REDACTED]

Thank you for your mail of 15 May last.

You ask advice about whether products bearing a reference indicating that those products or substances have been authorised for use in organic production in accordance/conformity with Regulation (EC) No 834/2007, may continue to be placed on the market after 1 January 2021 until stocks are exhausted.

Article 60 of Regulation (EU) 2018/848, states that products produced in accordance with Regulation (EC) No 834/2007 before 1 January 2021 may be placed on the market after that date until stocks are exhausted. This provision applies to stocks of products falling within the scope of the organic legislation, such as food and feed certified according to Regulation (EC) No 834/2007. Plant protection products, fertilisers and soil conditioners do not fall within the scope of the organic legislation as set out in Article 1(2) of Regulation (EC) No 834/2007 and Regulation (EU) 2018/848

Nevertheless, the organic legislation does not prevent the marketing of these products with a reference to Regulation (EC) No 834/2007 after 1 January 2021. **Thus, plant protection products, fertilisers or soil conditioners with an indication "this product may be used in organic agriculture according to Council Regulation (EC) No 834/2007" may continue to be placed on the market after 1 January 2021 until stocks are exhausted as long as the products or substances therein continue to be authorised under Regulation (EU) 2018/848.**

The present opinion is provided on the basis of the facts as set out in your email of 15 May 2019 and expresses the view of the Commission services and does not commit the European Commission. In the event of a dispute involving Union law it is, under the Treaty on the Functioning of the European Union, ultimately for the Court of Justice of the European Union to provide a definitive interpretation of the applicable Union law.

Yours faithfully,