



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR AGRICULTURE AND RURAL DEVELOPMENT

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

Brussels,
PP/sn/agri.ddg1.b.4(2020)2052126

Dear [REDACTED]

Thank you for your e-mail of 21 February 2020 (Int. Ref. ARES(2020)1123159) asking for clarification with respect to the application of Article 60 of Regulation (EU) 2018/848¹ in case of productions still under conversion period.

I can confirm that in compliance with Article 60: *“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 should also be interpreted as covering the products produced within their conversion period referred to in Art. 17 of the Regulation (EC) No 834/2007².

Therefore, in the cases you presented I agree with your conclusions that plant reproductive material sown before 1 January 2021, may be marketed as organic when compliant with Regulation (EC) No 834/2007.

The Article 10(4) of Regulation (EU) 2018/848 concerning possible marketing of in-conversion plant reproductive material shall be applied only in relation to notifications of activity submitted under Regulation (EU) 2018/848.

¹ [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 \(OJ L 150, 14.6.2018 p.1 \)](#)

² Council Regulation (EC) No 834/2007 of 28 June 2007 on organic production and labelling of organic products and repealing Regulation (EEC) No 2092/91 (OJ L 189, 20.07.2007, p. 1)

The present opinion is provided on the basis of the facts as set out in your e-mail of 21 February 2020 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 European Court of Justice to provide a definitive interpretation of the applicable Union law.

Yours sincerely,

