

**Processing and import
in the transition from
EC Reg. 834/07 to EU Reg. 848/18**



Processing activities under EU Reg. 848/2018

C. III	PRODUCTION STANDARDS	Articles 9-29
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9	General production
11	Prohibition on the use of GMOs
16	Production standards for processed foods
17	Production standards for processed feed
18	Production standards for wine
19	Production standards for yeasts used as food or feed
21	Production standards for products which do not fall under the product categories referred to in Articles 12 to 19
23	Collection, packaging, transport and storage
24	Authorization of products and substances intended for use in organic production
25	Authorization by Member States of non-organic agricultural ingredients for processed organic food
27	Obligations and interventions in case of suspicion of non-compliance
28	Precautionary measures aimed at avoiding the presence of unauthorized products and substances
29	Measures to be taken in the event of the presence of unauthorized products or substances

Annex II	DETAILED PRODUCTION
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- Part IV: Production standards for processed foods
- Part V: Production standards for processed feed
- Part VI: Wine
- Part VII: Yeasts used as food or feed

Annex III	COLLECTION, PACKAGING, TRANSPORTATION AND STORAGE OF PRODUCTS
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Process management

Focus for processing companies

Specific principles applicable to the processing of organic food (art.7)

...
e) the exclusion of food containing, or consisting of, engineered nanomaterials

General production rules (art.9)

...

3. For the purposes and uses referred to in Articles 24 and 25 and in Annex II, only products and substances that have been authorised pursuant to those provisions may be used in organic production, provided that their use in non- organic production has also been authorised in accordance with the relevant provisions of Union law and, where applicable, in accordance with national provisions based on Union law.

4. Ionizing radiation shall not be used in the treatment of organic food or feed, and in the treatment of raw materials used in organic food or feed.

6. Preventive and precautionary measures shall be taken, where appropriate, at every stage of production, preparation and distribution.

Prohibition of the use of GMOs (art.11)

Authorization of products and substances intended for use in organic production

(EU Reg. 848/18 art. 24 → EU Reg. 1165/2021 ← ex EC Reg. 889/08 annex VIII and IX)

ANNEX V		
Products and substances authorized for use in the production of organic processed foods and yeast used as <u>food</u> or as <u>feed</u>		
↓ NEWS ↓		
part a	Additives and technological aids	
section A1	Food additives including excipients	Specific requirements for E418 gellan gum: postponed the organic requirement to 1 January 2023
section A2	Processing auxiliaries and <u>other products</u> that can be used in the processing of ingredients of organic agricultural origin	-
part B	Non-organic agricultural ingredients that can be used for the production of organic food	the new positive list applies from 1 January 2024; ★ until then the positive list applies as per annex IX to EC Reg. 889/08 ★
part c	Processing aids and other authorized products that can be used for the production of yeast and yeast-based products	-
part d	Products and substances authorized for the production and conservation of organic wine products in the wine sector	added the fresh lees; pectolytic enzymes declined

Authorization of products and substances intended for use in organic production

(EU Reg. 848/18 art. 24 → EU Reg. 1165/2021 ← ex EC Reg. 889/08 annex V)

ANNEX III

Products and substances authorized for use as **feed or in the manufacture of feed**

part a	Authorized non-organic feed materials derived from plants, seaweeds, animals or yeasts, or feed materials of microbial or mineral origin, referred to in Article 24(1)(c) of Regulation (EU) 2018 /848
part A 1	Feed materials of mineral origin
part A 2	Other feed materials
part B	Authorized feed additives and processing aids used in animal nutrition referred to in Article 24(1)(d) of Regulation (EU) 2018/848
part B 1	Technological additives
part B 1 a	Preservatives
part B 1b	Antioxidants
part B 1 c	Emulsifying, stabilizing, thickening and gelling agents
part B 1 d	Ligand agents and anti-caking agents
part B 1 e	Silage additives
part B 2	Organoleptic additives
part B 3	Nutritional additives
part B 3 a	Vitamins, pro-vitamins and chemically well-defined substances with similar effect
part B 3 b	Trace element compounds
part B 3 c	Amino acids, their salts and analogues
part B 4	Zootechnical additives

Authorization of products and substances intended for use in organic production

[Reg. EU 848/18 art. 24 → EU Reg. 1165/2021 ← ~ ex EC Reg. 889/08 all. VII (animal production and algae)]

ANNEX IV

Products authorized for cleaning and disinfection referred to in Article 24(1)(e), f) and g) of Regulation (EU) 2018/848

↓ NEWS ↓

PART A	Products for the cleaning and disinfection of bodies of water, cages, tanks and "raceway" tanks, buildings or facilities used for animal production	The cleaning and disinfection products listed in Annex VII of Regulation (EC) No. 889/2008 can continue to be used until 31 December 2023 for the cleaning and disinfection of bodies of water, cages, tanks and " raceway " tanks, buildings or facilities used for animal production, under the conditions set out in Part D of Annex IV to this Regulation.
PART B	Products for cleaning and disinfection of buildings and premises used for crop production, including storage on an agricultural company	it is a new requirement, it will apply from 1 January 2024, there is currently no list. The EGTOP group has published a first preparatory work
PART C	Products for cleaning and disinfection in processing and storage plants	

The EGTOP group has published a preparatory [first work](#) for the definition of evaluation criteria for the authorization of cleaning and disinfection products .

More news for the organic production process

✓ Annex I

✓ Flavors

ANNEX I

- Yeasts used as food or feed,
- maté, sweetcorn, vine leaves, palm hearts, hop shoots, and other similar edible parts of plants and products produced therefrom,
- sea salt and other salts for food and feed,
- silkworm cocoon suitable for reeling,
- natural gums and resins,
- beeswax,
- essential oils,
- cork stoppers of natural cork, not agglomerated, and without any binding substances,
- cotton, not carded or combed,
- wool, not carded or combed,
- raw hides and untreated skins,
- plant-based traditional herbal preparations.

Flavors

(EU Reg. 848/18 annex II p. IV ← ex EC Reg. 889/08 art.27)

What flavorings can be used?

2.2.2. In the food processing sector, the following products and substances may be used:

(...)

b) substances and products defined in Article 3, paragraph 2, letter c) and in Article 3, paragraph 2, letter d), point i), of Regulation (EC) n. 1334/2008 and labeled as natural flavoring substances or natural flavoring preparations, in accordance with article 16, paragraphs 2, 3 **and** 4, of the same regulation;

4. The term "natural" may be used in association with a reference to a food, a category of food or a vegetable or animal flavoring source only if all or at least 95 % (w/w) of the constituent flavorant was obtained from the referenced source material.

The description is worded as follows: «natural flavor of "food or category of food or basic food material"».

Flavorings in the definition of the compliance calculation for processed foods (Annex II p. 4 2.2.2)

Flavorings are considered ingredients of agricultural origin and therefore must be counted in the calculation for compliance with EU Reg. 848/18 .

Organic flavors (Article 30.5 a iii)

In the case of flavourings, they are only used for natural flavouring substances and natural flavouring preparations labelled in accordance with Article 16(2), (3) and (4) of Regulation (EC) No 1334/2008 and all of the flavouring components and carriers of flavouring components in the flavouring concerned are organic

Organic salt

(EU Reg. 848/18 annex I)

EU Reg. 848/18 extends its field of application to products closely linked to agriculture listed in Annex I and salt is included among these products.

At present, the Commission has not adopted delegated acts amending Annex II to add detailed production rules for organic salt, nor have national rules been defined yet.

EGTOP Working Group Releases Final Report [on Organic Sea Salt](#) and **Other Salts** for Food and Feed ; The document describes the requirements (additional to the general ones set forth in EU Reg. 848/18) which apply to the organic production of edible salt and salt for feedstuffs obtained from the sea, rock salt deposits, natural brine or salty lakes .

Process management some focus for preparation companies

[EU Reg. 279/2021](#)

Precautionary measures to avoid the presence of non-authorized products and substances (Article 28)

1. In order to avoid contamination with products or substances that are not authorised in accordance with the first subparagraph of Article 9(3) for use in organic production, operators shall take the following precautionary measures at every stage of production, preparation and distribution:
 - a) put in place and maintain measures that are proportionate and appropriate to identify the risks of contamination of organic production and products with non-authorized products or substances, including systematic identification of critical procedural steps;
 - b) put in place and maintain measures that are proportionate and appropriate to avoid risks of contamination of organic production and products with non-authorized products or substances;
 - c) regularly review and adjust such measures; and
 - d) comply with other relevant requirements of this Regulation that ensure the separation of organic, in-conversion and non-organic products.

2. Where an operator suspects, due to the presence of a product or substance that is not authorised pursuant to the first subparagraph of Article 9(3) for use in organic production in a product that is intended to be used or marketed as an organic or in-conversion product, that the latter product does not comply with this Regulation, the operator shall:
 - a) identify and separate the product concerned;
 - b) check whether the suspicion can be substantiated;
 - c) (not place the product concerned on the market as an organic or in-conversion product and not use it in organic production unless the suspicion can be eliminated;
 - d) where the suspicion has been substantiated or where it cannot be eliminated, immediately inform the relevant competent authority, or, where appropriate, the relevant control authority or control body, and provide it with available elements, where appropriate;
 - e) fully cooperate with the relevant competent authority, or, where appropriate, with the relevant control authority or control body, in identifying and verifying the reasons for the presence of non-authorized products or substances.

Process management For for processing companies

Obligations and actions in the event of suspicion of non-compliance (Article 27)

- a) Where an operator suspects that a product it has produced, prepared, imported or has received from another operator does not comply with this Regulation, that operator shall, subject to Article 28(2):
 - b) identify and separate the product concerned;
 - c) check whether the suspicion can be substantiated;
 - d) not place the product concerned on the market as an organic or in-conversion product and not use it in organic production, unless the suspicion can be eliminated;
 - e) where the suspicion has been substantiated or where it cannot be eliminated, immediately inform the relevant competent authority, or, where appropriate, the relevant control authority or control body, and provide it with available elements, where appropriate;
 - f) (fully cooperate with the relevant competent authority, or, where appropriate, with the relevant control authority or control body, in verifying and identifying the reasons for the suspected non-compliance.

The technical report (ex art.39)

Operators must provide the full description of the organic production unit and of the activities to be carried out under the Regulation and the relevant practical measures to ensure compliance with the Regulation .

Art.39 Additional rules on the obligations of operators and groups of operators operators shall:

1. In addition to the obligations laid down in Article 15 of Regulation (EU) 2017/625, operators and groups of operators shall:

(a) keep records to demonstrate their compliance with this Regulation;

(b) make all declarations and other communications that are necessary for official controls;

(c) take relevant practical measures to ensure compliance with this Regulation;

(d) provide, in form of a declaration to be signed and updated as necessary:

(i) the full description of the organic or in-conversion production unit and of the activities to be performed in accordance with this Regulation;

(ii) the relevant practical measures to be taken to ensure compliance with this Regulation;

(iii) an undertaking:

— to inform in writing and without undue delay buyers of the products and to exchange relevant information with the competent authority, or, where appropriate, with the control authority or control body, in the event that a suspicion of non-compliance has been substantiated, that a suspicion of non-compliance cannot be eliminated, or that non-compliance that affects the integrity of the products in question has been established,

— to accept the transfer of the control file in the case of change of control authority or control body or, in the case of withdrawal from organic production, the keeping of the control file for at least five years by the last control authority or control body,

— to immediately inform the competent authority or the authority or body designated in accordance with Article 34(4) in the event of withdrawal from organic production, and

— to accept the exchange of information among those authorities or bodies in the event that subcontractors are subject to controls by different control authorities or control bodies.

The structure of the EU Reg. 848/18

C. IV	LABELING	Articles 30-33
30	Use of terms referring to organic production	
31	Labeling of products and substances used in crop production	
32	Compulsory indications	
33	Organic production logo of the European Union	
AII. IV	TERMS REFERRED TO IN ARTICLE 30	
AII. V	ORGANIC PRODUCTION LOGO OF THE EUROPEAN UNION AND CODE NUMBERS	

Labeling

What changes?

For the indication of the place where the agricultural raw materials of which the product is made were grown, small quantities of ingredients may be omitted, in terms of weight, provided that the total quantity of the omitted ingredients does not exceed 5% of the total **quantity** in weight of agricultural raw materials.

Example

Cookies with saffron (5%) of Iranian origin, where:

the other raw materials of agricultural origin are all of Italian origin, you can write AGRICOLTURA ITALIA

the other raw materials of agricultural origin are all of EU origin and could be written EU AGRICULTURE

Opportunity for labelling/claims

use of organic flavors



with organic flavors

use of organic salt



with organic salt

Import from third countries under EU Reg. 848/2018

C. VII	TRADE WITH THIRD COUNTRIES	Articles 44-49
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45	Import of organic and in-conversion products
46	Recognition of control authorities and control bodies
47	Equivalence under a trade agreement
48	Equivalence under Regulation (EC) No. 834/2007

C. IX	PROCEDURAL, TRANSITIONAL AND FINAL PROVISIONS	Articles 54-61
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57	Transitional measures relating to control authorities and control bodies recognised under Article 33(3) of Regulation (EC) No 834/2007
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Import of organic products from third countries

➤ Import of in-conversion products

Art.45

“A product may be imported from a third country for the purpose of placing that product on the market within the Union as an organic product or as **an in-conversion product...**”

➤ New horizons in certification in third countries

EU Reg. 848/18	
46	Recognition of control authorities and control bodies
47	Equivalence under a commercial agreement
48	Equivalence under a trade agreement
57	Transitional measures relating to control authorities and control bodies recognised under Article 33(3) of Regulation (EC) No 834/2007



Reg.CE 834/07	
32	Imports of compliant products
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33.2	imports from third countries whose production system meets equivalent production standards and principles
33.3	imports of products not imported within the meaning of Article 32, and not imported from a third country recognized within the meaning of paragraph 2



→ Art.48 (ex art.33.2) expires on 31/12/2026

→ Art.57 (pursuant to art. 33.3) expires on 31/12/2024

→ Art.57: COUNCIL [DECISION \(EU\) 2021/1345](#) of 28 June 2021 authorizing the start of negotiations with Argentina, Australia, Canada, Costa Rica, India, Israel, Japan, the New Zealand, South Korea, Tunisia and the United States for the conclusion of agreements relating to trade in organic products

Import from third countries under EU Reg. 848/2018

➤ Latest updates

- Delegated regulation n° [C\(2021\)7387](#) (adoption 21/10/2021)- supplementing regulation (EU) 2018/848 of the European Parliament and of the Council with rules relating to the official controls of consignments of organic products and products in conversion intended for import into the Union and the certificate of inspection
- Draft implementing regulation (adoption 4th quarter 2021) n° [Ares\(2021\)6482497](#) establishing, pursuant to Regulation (EU) 2018/848 of the European Parliament and of the Council, the list of third countries and the list of control authorities and control bodies that have been recognized under Article 33(2) and (3) of Council Regulation (EC) No 834/2007 for the purpose of importing organic products into the Union

Thank you for the attention

EU regulations are available at this link

https://agriculture.ec.europa.eu/farming/organic-farming/organic-production-and-products_en