

Organic Food & Farming Standards in Ireland
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Amendments Index

Amendment No	Section/s	Reason	Implementation Date
A1	2.02.21	INAB Aquaculture Review	01.12.2012
A2	3.05.07	INAB Aquaculture Review	01.12.2012
A3	5.02.14	INAB Aquaculture Review	01.12.2012
A4	5.02.39	INAB Aquaculture Review	01.12.2012
A5	5.02.44	INAB Aquaculture Review	01.12.2012
A6	4.08.12	INAB Review	01.12.2012
A7	4.10.07	INAB Review	01.12.2012
A8	2.13.07	OPMC Review	01.12.2012
A9	4.03.09	Commission Implementing Regulation 505/2012	01.01.2012*
A10	4.08.14	Commission Implementing Regulation 505/2012	15.06.2012*
A11	4.08.21	Commission Implementing Regulation 505/2012	01.01.2012*
A12	4.08.23	Commission Implementing Regulation 505/2012	15.06.2012*
A13	4.09.01	Commission Implementing Regulation 505/2012	15.06.2012*
A14	1.05.05	INAB Review	01.12.2012
A15	4.05.21	INAB Review	01.12.2012
A16	4.02.05	INAB Review	01.12.2012
A17	4.02.10	Organic Forum Decision	01.12.2012
A18	4.08.24	Commission Regulation (EC) No 889/2008	01.12.2012
A19	6.03.33	Commission Implementing Regulation 203/2012	01.12.2012
A20	6.04.08	Commission Implementing Regulation 508/2012	01.12.2012
A21	6.04.10	Commission Implementing Regulation 508 & 126/2012	01.12.2012

Amendment No	Section/s	Reason	Implementation Date
A22	6.04.14	Commission Implementing Regulation 508/2012	01.12.2012
A23	6.04.19	Commission Implementing Regulation 508/2012	01.12.2012
A24	6.04.20	Commission Implementing Regulation 508/2012	01.12.2012
A25	6.04.25	Commission Implementing Regulation 508/2012	01.12.2012
A26	6.04.26	Commission Implementing Regulation 508/2012	01.12.2012
A27	6.04.27	Commission Implementing Regulation 508/2012	01.12.2012
A28	6.04.39	Commission Implementing Regulation 508/2012	01.12.2012
A29	6.04.40	Commission Implementing Regulation 508 & 126/2012	01.12.2012
A30	6.04.57	Commission Implementing Regulation 126/2012	01.12.2012
A31	6.04.58	Commission Implementing Regulation 126/2012	01.12.2012
A32	6.04.59	Commission Implementing Regulation 126/2012	01.12.2012
A33	6.05.09	Commission Implementing Regulation 203/2012	01.12.2012
A34	6.05.30 to 6.05.40	Commission Implementing Regulation 203/2012	01.12.2012
A35	Appendix 1	Commission Implementing Regulation 1267/2011 and Forum Decision 05.11.2012	01.12.2012
A36	Appendix 2	Commission Implementing Regulation 508/2012	01.12.2012

*Regulation officially published 14.06.2012 (implementation dates 01.01.2012 and 15.06.2012), however, notified to OCB operators in tandem with distribution of new standards manual in January 2012 as already agreed at EU level and notified to European OCBs late in 2011. Publication of 505/2012 simply completed the official publication process.

Section 2

Section 2.02.21 is replaced in its entirety as follows:

- 2.02.21 (889. 79a) When the control system applying specifically to aquaculture animal production is first implemented, the description of the unit shall include:
- (a) A full description of the installations on land and at sea;
 - (b) The environmental assessment as outlined in Article 6b(3) where applicable;
 - (c) The sustainable management plan as outlined in Article 6b(4) where applicable;
 - (d) In the case of molluscs a summary of the special chapter of the sustainable management plan as required by Article 25q(2).

Article 79b Aquaculture animal production records.

The following information shall be provided by the operator in the form of a register which shall be kept up to date and made available for the OCB and the Competent Authority at all times at the premises of the holding:

- (a) the origin, date of arrival and conversion period of animals arriving at the holding;
- (b) the number of lots, the age, weight and destination of animals leaving the holding;
- (c) records of escapes of fish;
- (d) for fish the type and quantity of feed and in the case of carp and related species a documentary record of the use additional feed
- (e) veterinary treatments giving details of the purpose, date of application, method of application, type of product and withdrawal period;
- (f) disease prevention measures giving details of fallowing, cleaning and water treatment.

Section 3

Section 3.05.07 is amended as follows:

3.05.07 (889.35.2) In case of organic plant and seaweed production units, storage of input products other than those authorised under this Regulation is prohibited in the production unit.

Section 5

Sections 5.02.14 is amended as follows:

5.02.14 (834.15.1.a) With regard to the origin of the aquaculture animals

- (a) Organic aquaculture shall be based on the rearing of young stock originating from organic broodstock and organic holdings;
- (b) When young stock from organic broodstock or holdings are not available, non-organically produced animals may be brought onto a holding under the specific conditions indicated from 5.02.15 to 5.02.20 inclusive.

Section 5

Section 5.02.39 is amended as follows:

5.02.39 (834.15.1.c) With regard to breeding:

- (a) Artificial induction of polyploidy, artificial hybridisation, cloning and production of monosex strains, except by hand sorting, shall not be used;
- (b) The appropriate strains shall be chosen in accordance with the requirements of clauses 5.02.15 and 5.02.16

Section 5

Section 5.02.44 is amended as follows:

5.02.44 (889.32a.4) Documentary evidence shall be maintained for paragraphs **5.02.41 to 5.02.43**
(**889.70.32a 1 to 889.70.32a 3**).

Section 4

Section 4.08.12 is amended as follows:

4.08.12 Where maternal milk is not available, organic colostrum may be fed.

Note removed.

Section 4

Section 4.10.07 is amended as follows

- 4.10.07 (889.35.3) The storage of allopathic veterinary medicinal products and antibiotics is permitted on holdings provided that they have been prescribed by a veterinarian in connection with treatment as referred to in paragraph **4.10.02 (834.14.1.e.ii)** that they are stored in a locked supervised location or cabinet and that they are entered in the livestock record as referred to in **Section 1.05** and paragraphs **4.10.23 & 4.10.24 (889.76)**, or as appropriate, in the aquaculture production records as referred to in paragraph **5.02.92 (889.79b)**.

Section 2

Section 2.13.07 is amended as follows:

2.13.07 Water used for the irrigation of crops which are likely to be eaten uncooked should be assessed for its suitability for such use if mains water supply is not being used.

Note:

Assessment of the suitability of the source of such water (other than mains supply) should include potential contamination from livestock, industry, intensive farming methods etc. The suitability of the water source should be subject to on-going monitoring to ensure that material changes which occur due to adverse weather conditions (resulting in either very high or low water tables due to floods or drought, pollution and so forth) have not negatively affected the quality of the water.

The quality of non-mains water used for the irrigation of crops likely to be eaten uncooked should be verified at least annually during the irrigation period by testing for E-Coli, Enterococci & Coliforms as a minimum. If material changes occur to the water source as indicated in previous paragraph, additional tests would be required. Storage facilities for irrigation water should be constantly monitored.

Section 4

Section 4.03.09 is amended as follows:

- 4.03.09 (889.42) Where the conditions laid down in paragraph **1.09.02(b) (834.22.2b)** apply, and with prior authorisation of the Competent Authority:
- (a) When a flock is constituted for the first time, renewed or reconstituted and organically reared poultry are not available in sufficient numbers, non-organically reared poultry may be brought into an organic poultry production unit, provided that the pullets for the production of eggs and poultry for meat production are less than three days old;
 - (b) (505.6) Non-organically reared pullets for egg production of not more than 18 weeks may be brought into an organic livestock unit until 31 December 2014, when organically reared pullets are not available and provided that the relevant provisions laid down in **Sections 4.08, 4.09 & 4.10 (889. Section 3 and 4 of Chapter 2)** are complied with from day olds onwards (i.e. from up to 3 days old onwards).

Section 4

Section 4.08.14 is amended as follows:

4.08.14 (889.19.1) In case of herbivores, except during the period each year when the animals are under transhumance subject to Article 17(4), at least 60 % of the feed shall come from the farm unit itself or in case this is not feasible, be produced in cooperation with other organic farms in the same region.

(889.19.2) In case of pigs and poultry, at least 20 % of the feed shall come from the farm unit itself or in case this is not feasible, be produced in the same region in cooperation with other organic farms or feed business operators.

(889.19.3) In the case of bees, at the end of the production season hives shall be left with sufficient reserves of honey and pollen to survive the winter.

The feeding of bee colonies shall only be permitted where the survival of the hives is endangered due to climatic conditions. Feeding shall be with organic honey, organic sugar syrups, or organic sugar.

Section 4

Section 4.08.21 is amended as follows:

4.08.21 (889.43 as amended by 505/2012) Where the conditions laid down in **Section 1.09.02 b) (834.22.2b)** and where farmers are unable to obtain protein feed exclusively from organic production, the use of a limited proportion of non-organic protein feed is allowed for porcine and poultry species.

The maximum percentage of non-organic protein feed authorised per period of 12 months for those species shall be 5 % for calendar years 2012, 2013 and 2014.

The figures shall be calculated annually as a percentage of the dry matter of feed from agricultural origin.

The operator shall keep documentary evidence of the need for the use of this provision.

Note: *Non-organic feedstuffs (up to the above specified limits) may only be used where the producer can show to the satisfaction of the OCB that they were unable to obtain, in the first instance, certified organic feedstuffs.*

Section 4

Section 4.08.23 is amended as follows:

- 4.08.23 (889.22) For the purposes of paragraph **4.08.19**, only the following substances may be used in the processing of organic feed and feeding organic animals:
- (a) Non-organic feed materials of plant or animal origin, or other feed materials that are listed in **Section 4.09**, provided that:
 - (i) They are produced or prepared without chemical solvents; and
 - (ii) The restrictions laid down in **4.08.21 (889.43)** are complied with;
 - (b) Non-organic spices, herbs, and molasses, provided that:
 - (i) Their organic form is not available;
 - (ii) They are produced or prepared without chemical solvents; and
 - (iii) Their use is limited to 1 % of the feed ration of a given species, calculated annually as a percentage of the dry matter of feed from agricultural origin;
 - (c) Organic feed materials of animal origin;
 - (d) Feed materials of mineral origin that are listed in **Section 4.09**;
 - (e) Products from sustainable fisheries, provided that:
 - (i) They are produced or prepared without chemical solvents;
 - (ii) Their use is restricted to non-herbivores; and
 - (iii) The use of fish protein hydrolysate is restricted solely to young animals;
 - (f) Salt as sea salt, coarse rock salt;
 - (g) Feed additives listed in **Section 4.09**.

Section 4

4.09 Products Permitted in Animal Feeds

Section 4.09.01 is amended as follows:

Minerals and other feed materials

4.09.01 (505/2012) Feed materials as referred to in paragraph 4.08.23.

Authorisation:

A: authorised under Regulation (EEC) No 2092/91 and carried over by Article 21(2) of Regulation (EC) No 834/2007

B: authorised under Regulation (EC) No 834/2007

1. Feed materials of mineral origin

Authorisation	Substance	Description, conditions for use
A	Calcareous marine shells	
A	Maerl	
A	Lithotamn	
A	Calcium gluconate	
A	Calcium carbonate	
A	Magnesium oxide (anhydrous magnesia)	
A	Magnesium sulphate	
A	Magnesium chloride	
A	Magnesium carbonate	
A	Defluorinated phosphate	
A	Calcium magnesium phosphate	
A	Magnesium phosphate	
A	Monosodium phosphate	
A	Calcium sodium phosphate	
A	Sodium chloride	
A	Sodium bicarbonate	
A	Sodium carbonate	
A	Sodium sulphate	
A	Potassium chloride	

2. Other feed materials

Fermentation (by-)products from microorganisms the cells of which have been inactivated or killed:

Authorisation	Substance	Description, conditions for use
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A	Saccharomyces cerevisiae	
A	Saccharomyces carlsbergiensis	

Feed additives

4.09.02 (505/2012) Feed additives used in animal nutrition referred to in paragraph **4.08.23**.

Feed additives listed in this Annex must be approved under Regulation (EC) No 1831/2003 of the European Parliament and of the Council [OJ L 268, 18.10.2003, p. 29].

1. Technological additives

(a) Preservatives

Authorisation	ID numbers		Substance	Description, conditions for use
A	1a	E200	Sorbic acid	
A	1a	E236	Formic acid	
B	1a	E327	Sodium formate	
A	1a	E260	Acetic acid	
A	1a	E270	Lactic acid	
A	1a	E280	Propionic acid	
A	1a	E330	Citric acid	

b) Antioxidants

Authorisation	ID numbers		Substance	Description, conditions for use
A	1b	E306	Tocopherol-rich extracts of natural origin	

(c) Emulsifying and stabilising agents, thickeners and gelling agents

Authorisation	ID numbers		Substance	Description, conditions for use
A	1	E322	Lecithin	Only if derived from organic raw material Use restricted to aquaculture animal feed

(d) Binders, anti-caking agents and coagulants

Authorisation	ID numbers		Substance	Description, conditions for use
B	1	E535	Sodium ferrocyanide	Maximum dose rate of 20 mg/kg NaCl calculated as ferrocyanide anion
A	1	E551b	Colloidal silica	
A	1	E551c	Kieselgur (diatomaceous earth, purified)	
A	1	E558	Bentonite-montmorillonite	
A	1	E559	Kaolinitic clays, free of asbestos	
A	1	E560	Natural mixtures of stearites and chlorite	
A	1	E561	Vermiculite	
A	1	E562	Sepiolite	

B	1	E566	Natrolite-Phonolite	
B	1	E568	Clinoptilolite of sedimentary origin, [Pigs for fattening; Chickens for fattening; Turkeys for fattening; Bovine; Salmon]	
B	1	E599	Perlite	

(e) Silage additives

Authorisation	ID numbers	Substance	Description, conditions for use
A	1k	Enzymes, yeasts and bacteria	Use restricted to production of silage when weather conditions do not allow for adequate fermentation

2. Sensory additives

Authorisation	ID numbers	Substance	Description, conditions for use
A	2b	Flavouring compounds	Only extracts from agricultural products

3. Nutritional additives

(a) Vitamins

Authorisation	ID numbers	Substance	Description, conditions for use
A	3a	Vitamins and provitamins	Derived from agricultural products. If derived synthetically, only those identical to vitamins derived from agricultural products may be used for monogastric animals and aquaculture animals. If derived synthetically, only vitamins A, D and E identical to vitamins derived from agricultural products may be used for ruminants, the use is subject to prior authorisation of the Member States based on the assessment of the possibility for organic ruminants to obtain the necessary quantities of the said vitamins through their feed rations

(b) Trace elements

Authorisation	ID numbers	Substance	Description, conditions for use
A	3b	E1 Iron	ferric oxideferrous carbonateferrous sulphate, heptahydrateferrous sulphate, monohydrate
A	3b	E2 Iodine	calcium iodate, anhydrous
A	3b	E3 Cobalt	basic cobaltous carbonate, monohydrate cobaltous sulphate

			monohydrate and/or heptahydrate	
A	3b	E4 Copper	basic cupric carbonate, monohydratecupric oxidecupric sulphate, pentahydrate	
A	3b	E5 Manganese	manganous carbonatemanganous oxide manganous sulfate, monohydrate	
A	3b	E6 Zinc	zinc oxidezinc sulphate monohydratezinc sulphate heptahydrate	
A	3b	E7 Molybdenum	sodium molybdate	
A	3b	E8 Selenium	sodium selenate sodium selenite	

4. Zootechnical additives

Authorisation	ID numbers	Substance	Description, conditions for use
A		Enzymes and micro-organisms	

Section 1

Section 1.05.05 is amended as follows:

- 1.05.05 The records must be comprehensive and legible so as to demonstrate that these standards have been observed and to demonstrate the balance between input and output. They must be retained for a period of not less than three years.

Section 4

Section 4.05.21 is amended as follows:

- 4.05.21 In the event of an outbreak of Avian Influenza, the Competent Authority may introduce precautionary measures, which require that outdoor access for poultry is restricted or prevented and certain measures must then be put in place to guarantee the continuity of the organic poultry production system. In such a case producers will be permitted to keep their poultry indoors on a continuous basis without losing their organic status subject to adherence to the following specific conditions:
- (a) In the first instance, organic poultry producers will be advised if the Competent Authority deem that such precautionary measures must prevail, together with the implementation date of same;
 - (b) If access to outdoor runs for poultry is restricted or prevented to comply with the precautionary measures stipulated above to prevent the spread of Avian influenza, in order to reduce the negative impact of such measures, poultry must have permanent access to roughage and suitable material allowing each bird to take up roughage, scratch and dust bath according to needs whilst housed in order to meet the poultry's ethological needs – such requirements to be dealt with by the OCB on a case-by-case basis.

Section 4

Section 4.02.05 is amended as follows:

4.02.05 **Note:** *Shared cultivation equipment would be acceptable but separation must be demonstrated for feed, milling and mixing machinery, as well as milking parlour and housing facilities. Refer also to 2.12.08 for cleaning requirements.*

Section 4

Section 4.02.10 is amended as follows:

4.02.10 (889.17.3) Organic animals may be grazed on common land, providing that:

- (a) The land has not been treated with products not authorised for organic production for at least three years;
- (b) Any non-organic animals which use the land concerned are derived from a farming system equivalent to those as described in paragraph 4.02.06;
- (c) Any livestock products from organic animals, whilst using this land, shall not be regarded as being from organic production, unless adequate segregation from non-organic animals can be proved.
- d) A producer who wants to graze organic and/or simultaneously converting animals on commonage must demonstrate the following at the time of the initial inspection, in order for the OCB to agree to register the area of commonage:
 - (i) That stock are clearly identified (e.g. using ear tags) per 4.05.07
 - (ii) That livestock intended for organic registration do not freely mix with non-organic livestock of the same species;
Note: This will require a hefted flock or herd that essentially stays within its own area.
 - (iii) That the land was not treated with products not authorized for organic production for the three year period prior to registration – this will require a sworn affidavit from the applying organic operator;
 - (iv) Any supplementary feeding that organic stock have access to must comply with the standards;
 - (v) Stocking rates must comply with the requirements of the Commonage Framework Plan

Note: Commonage is not registered as 'organic' but has its own status and category.

Producers who wish to use commonage must complete a specific template which is available from the relevant OCB.

(889.17.4) During the period of transhumance animals may graze on non-organic land when they are being moved on foot from one grazing area to another. The uptake of non-organic feed, in the form of grass and other vegetation on which the animals graze, during this period shall not exceed 10 % of the total feed ration per year. This figure shall be calculated as a percentage of the dry matter of feedingstuffs from agricultural origin.

Section 4

Section 4.08.24 is amended as follows:

- 4.08.24 (889.17.4) During the period of transhumance animals may graze on non-organic land when they are being moved on foot from one grazing area to another. The uptake of non-organic feed, in the form of grass and other vegetation on which the animals graze, during this period shall not exceed 10 % of the total feed ration per year. This figure shall be calculated as a percentage of the dry matter of feedingstuffs from agricultural origin.

Section 6

Section 6.03.33 is amended as follows:

6.03.33 (889.95.10) Packaging material in accordance with the previous revision of these Standards may continue to be used for products brought to the market bearing terms referring to organic production until 1 July 2012, where the product otherwise complies with the requirements of these Standards.

(889.95.10a) Stocks of wines produced until 31 July 2012 in accordance with previous revisions of these Standards may continue to be brought on the market until stocks are exhausted, and subject to the following labelling requirements:

- (a) The Organic logo of the EU may be used provided that the wine-making process complies with paragraphs **6.05.30 to 6.05.40**;
- (b) Operators using the Organic logo of the EU shall keep recorded evidence, for a period of at least five years after they placed on the market that wine obtained from organic grapes, including of the corresponding quantities of wine in litres, per wine category and per year;
- (c) Where the evidence referred to in point (b) of this paragraph is not available, such wine may be labelled as “wine made from organic grapes”, provided that it complies with the requirements of this Regulation except those provided for in paragraphs **6.05.30 to 6.05.40**;
- (d) Wine labelled as “wine made from organic grapes” cannot bear the Organic logo of the EU.

Section 6

Section 6.04.08 is amended as follows:

6.04.08 The four categories are:

1. **Products imported from EU-recognised third countries providing equivalent guarantees** (see paragraph **6.04.10**)
The product is imported from an exporter controlled by a control body named in the context of recognition by the Commission of a particular third country (1235/2008 Annex III).
2. **Products imported from other third countries where the control body has been recognised for the purpose of equivalence** (see paragraph **6.04.14**)
The product is imported from an exporter controlled by a control body named in a list of third country control bodies recognised by the Commission as **applying equivalent standards and control systems** (Article 33(3) of Council Regulation 834/2007).
3. **Products imported from other third countries where the control body has been recognised for the purpose of compliance** (see paragraph **6.04.20**)
The product is imported from an exporter controlled by a control body named in a list of third country control bodies recognised by the Commission as applying **compliant standards and control systems** (Article 32 of Council Regulation 834/2007).
4. **Transitional rules on equivalent import of products not originating in listed third countries**
The product is imported from a third country not recognised on the above lists provided the import is covered by an authorisation issued by the competent authority (Article 19 of Regulation 1235/2008).

Section 6

Section 6.04.10 is amended as follows:

6.04.10 The countries that the Commission has recognised as having equivalent production rules and inspection systems are listed in Annex III of Commission Regulation 1235/2008 as amended and include:

- Argentina
- Australia
- Canada
- Costa Rica
- India
- Israel
- Japan
- New Zealand
- Switzerland
- Tunisia
- United States of America

The details for each country, including the product categories, origin, production standards, control bodies, certificate issuing bodies and the duration of the approval are listed in **Annex III of Regulation 1235/2008**, as amended by **Annex 1 of Regulation 508/2012 - LIST OF THIRD COUNTRIES AND RELEVANT SPECIFICATIONS**.

Note: *An up-to-date version of this Annex can be found on the OCB Website, linked to these Standards titled 'Third Country Imports – Annexes'.*

Operators must ensure that produce imported from a recognised country meets the specific conditions attached to that country.

Non-EU European Economic Area countries (Iceland, Liechtenstein and Norway)

Section 6

Section 6.04.14 is amended as follows:

- 6.04.14 Article 33(3) of Council Regulation 834/2007 provides for the Commission to draw up a list of individual control bodies operating in third countries which it recognises as applying production and control standards equivalent to EU standards.

The control bodies that the Commission has recognised as having equivalent production rules and inspection systems are listed in **Annex I of Regulation 1235/2008** as amended by **Annex II of Regulation 508/2012 - LIST OF CONTROL BODIES AND CONTROL AUTHORITIES FOR THE PURPOSE OF EQUIVALENCE AND RELEVANT SPECIFICATIONS**.

***Note:** An up-to-date version of this Annex can be found on the OCB Website, linked to these Standards titled 'Third Country Imports – Annexes'.*

The details for each control body or control authority, including the address, internet address, third country code number, product categories, any exceptions and the duration of the approval are listed.

Operators must ensure that produce imported from an exporter certified by a recognised body meets the specific conditions attached to that body.

Section 6

Section 6.04.19 is amended as follows:

6.04.19 Organic products from countries in this category must comply with the same procedures as paragraph 6.04.13.

3. Products imported from other third countries where the control body has been recognised for the purpose of compliance (CPS)

Section 6

Section 6.04.20 is amended as follows:

6.04.20 Article 32 of Council Regulation 834/2007 provides for the Commission to recognise individual control bodies in third countries as applying EU production and control standards – referred to as “compliant”.

The control bodies that the Commission has recognised as having compliant production rules and inspection systems are listed in **Annex I of Regulation 1235/2008** as amended.

Note: *There are currently no control bodies listed. When issued, the up-to-date version of this Annex can be found on the OCB Website, linked to these Standards titled ‘Third Country Imports – Annexes’.*

The details for each control body or control authority, including the address, code number, third country, product categories, the duration of the approval and internet address are listed.

Operators must ensure that produce imported from an exporter certified by a recognised body meets the specific conditions attached to that body by checking the internet address for current details.

Section 6

Section 6.04.25 is amended as follows:

- 6.04.25 Organic products from countries in this category must comply with the same procedures as paragraph **6.04.13** above with the exception of paragraph **(d)**. In this case the Certificate of Inspection may be replaced with the Certificate/Trading Schedule of the certification body in the country of origin provided that it meets the minimum criteria specified.

Section 6

Section 6.04.26 is amended as follows:

4. Transitional rules on equivalent import of products not originating in listed third countries (CPS) and approved by the competent authority

6.04.26 As the lists of equivalent and compliant control bodies foreseen by sections 6.04.14 and 6.04.20 have not been fully established, the existing system of permitting Member States to issue authorisations to import organic produce from third countries remains in place as a transitional measure.

Section 6

Section 6.04.27 is amended as follows:

6.04.27 In Ireland, DAFM and in Northern Ireland, DEFRA grant such authorisations. As the control body lists are put in place, authorisations issued by DAFM/DEFRA will progressively become redundant and will be withdrawn from 1st January 2014.

Section 6

Section 6.04.39 is amended as follows:

6.04.39 (1235.13.3) The EC Certificate of Inspection must be completed by the control body or authority in the country of origin. The country, body and product category must be included on:

- (a) The list of recognised countries and control bodies/authorities referred to in paragraph **6.04.10**;
- (b) The list of recognised control bodies/authorities recognised for the purpose of equivalence, referred to in paragraph **6.04.14**;
- (c) On the DAFM/DEFRA Approval document to import products from the country referred to in paragraphs **6.04.26** to **6.04.37**.

If the certification body is not listed on one of these authorisations, the Certificate of Inspection is not valid.

Section 6

Section 6.04.40 is amended as follows:

- 6.04.40 (1235.13.5) The Certificate must be based on the model set out in **Appendix 2** to these Standards – CERTIFICATE OF INSPECTION FOR IMPORT OF PRODUCTS FROM ORGANIC PRODUCTION INTO THE EUROPEAN COMMUNITY and provided in English.

Section 6

Section 6.04.57 is amended as follows:

6.04.57 From 1st June 2012 the EU and U.S. have recognised each other's organic production rules and control systems as equivalent under their respective rules so that products certified to the EU organic standards may be sold and labelled as organic in both the U.S.

Section 6

Section 6.04.58 is amended as follows:

- 6.04.58 The arrangement includes products that have been produced in the EU, excluding wine and products that contain organic ingredients from third countries that have been imported as organic into the EU, whose final processing or packaging occurs within the EU.

Section 6

Section 6.04.59 is amended as follows:

6.04.59 Agricultural products derived from animals treated with antibiotics shall not be marketed as organic in the United States. For animal products, For products containing ingredients from animals, the OCB's Certificate of Inspection for Export must demonstrate that antibiotics have not been used.

Note: *Operators must contact their OCB when considering exporting to the US.*

Section 6

Section 6.05.09 is amended as follows:

6.05.09 (889.27.1) Only the following substances can be used in the processing of organic food, with the exception of wine, for which the provisions of sections 6.05.30 to 6.05.40 shall apply;

Section 6

Sections 6.05.30 to 6.05.40 are new clauses which relate to wine production as follows:

Specific rules for the making of wine

- 6.05.30 (889.29b.1) This Chapter lays down specific rules for the organic production of the products of the wine sector as referred to in Article 1(1)(l) of Council Regulation (EC) No 1234/2007 (OJL 299, 16.11.2007,p.1).
- (889.29b.2) Commission Regulations (EC) No 606/2009 (OJL 193, 24.7.2009,p.1) and (EC) No 607/2009 (OJL 193, 24.7.2009,p.60.) shall apply, save as explicitly provided otherwise in this Chapter.

Use of certain products and substances

- 6.05.31 (889.29c.1) Products of the wine sector shall be produced from organic agricultural raw material.
- 6.05.32 (889.29c.2) Only the non-agricultural products and substances listed in paragraph **6.05.40** can be used for the making of products of the wine sector, including during the processes and oenological practices, subject to the conditions and restrictions laid down in Regulation (EC) No 1234/2007 and Regulation (EC) No 606/2009 and in particular in Annex I A to that Regulation.
- 6.05.33 (889.29c.3) Products and substances listed in **Annex** and marked with an asterisk, derived from organic raw material, shall be used if available.

Oenological practices and restrictions

- 6.05.34 (889.29d.1) Without prejudice to Article 29c and to specific prohibitions and restrictions provided for in paragraphs 2 to 5 of this Article, only oenological practices, processes and treatments, including the restrictions provided for in Article 120c and 120d of Regulation (EC) No 1234/2007 and in Articles 3, 5 to 9 and 11 to 14 of Regulation (EC) No 606/2009 and in their Annexes, used before 1 August 2010 are permitted.
- 6.05.35 (889.29d.2) Use of the following oenological practices, processes and treatments is prohibited:
- (a) Partial concentration through cooling according to point (c) of Section B.1 of Annex XVa to Regulation (EC) No 1234/2007;
 - (b) Elimination of sulphur dioxide by physical processes according to point 8 of Annex I A to Regulation (EC) No 606/2009;
 - (c) Electrodialysis treatment to ensure the tartaric stabilisation of the wine according to point 36 of Annex I A to Regulation (EC) No 606/2009;
 - (d) Partial dealcoholisation of wine according to point 40 of Annex I A to Regulation (EC) No 606/2009;
 - (e) Treatment with cation exchangers to ensure the tartaric stabilisation of the wine according to point 43 of Annex I A to Regulation (EC) No 606/2009.
- 6.05.36 (889.29d.3) Use of the following oenological practices, processes and treatments is permitted under the following conditions:
- (a) For heat treatments according to point 2 of Annex I A to Regulation (EC) No 606/2009, the temperature shall not exceed 70 °C;
 - (b) For centrifuging and filtration with or without an inert filtering agent according to point 3 of Annex I A to Regulation (EC) No 606/2009, the size of the pores shall be not smaller than 0,2 micrometer.
- 6.05.37 (889.29d.4) Use of the following oenological practices, processes and treatments shall be re-examined by the Commission before 1 August 2015 with a view to phase out or to further restrict those practices:

- (a) Heat treatments as referred to in point 2 of Annex I A to Regulation (EC) No 606/2009;
- (b) Use of ion exchange resins as referred to in point 20 of Annex I A to Regulation (EC) No 606/2009;
- (c) Reverse osmosis according to point (b) of Section B.1 of Annex XVa to Regulation (EC) No 1234/2007.

6.05.38 (889.29d.5) Any amendment introduced after 1 August 2010, as regards the oenological practice, processes and treatments provided for in Regulation (EC) No 1234/2007 or Regulation (EC) No 606/2009, may be applicable in the organic production of wine only after the adoption of the measures necessary for the implementation of the production rules provided for in Article 19(3) of Regulation (EC) No 834/2007 and, if required, an evaluation process according to Article 21 of that Regulation.

Catastrophic circumstances

6.05.39 (889.47e) DAFM/DEFRA may authorise on a temporary basis the use of sulphur dioxide up to the maximum content to be fixed in accordance with the Annex I B to Regulation (EC) No 606/2009 if the exceptional climatic conditions of a given harvest year deteriorate the sanitary status of organic grapes in a specific geographical area because of severe bacterial attacks or fungal attacks, which oblige the winemaker to use more sulphur dioxide than in previous years to obtain a comparable final product.

Upon approval by DAFM/DEFRA, the individual operators shall keep documentary evidence of the use of the above exceptions. DAFM/DEFRA shall inform other Member States and the Commission on the exceptions they have granted under the above paragraph within one month from their approval.

6.05.40 (889 ANNEX VIIIa) Products and substances authorised for use or addition in organic products of the wine sector referred to in paragraph **6.05.32**

Type of treatment in accordance with Annex I A to Regulation (EC) No 606/2009	Name of products or substances	Specific conditions, restrictions within the limits and conditions set out in Regulation (EC) No 1234/2007 and Regulation (EC) No 606/2009
Point 1: Use for aeration or oxygenation	Air Gaseous oxygen	
Point 3: Centrifuging and filtration	Perlite Cellulose Diatomeaceous earth	Use only as an inert filtering agent
Point 4: Use in order to create an inert atmosphere and to handle the product shielded from the air	Nitrogen Carbon dioxide Argon	
Points 5, 15 and 21: Use	Yeasts	For the individual yeast strains: if available, derived from organic raw material.
Point 6: Use	Di-ammonium phosphate Thiamine hydrochloride	
Point 7: Use	Sulphur dioxide Potassium bisulphite or Potassium metabisulphite	(a) The maximum sulphur dioxide content shall not exceed 100 milligrams per litre for red wines as referred to in point 1(a) of Part A of Annex I B to Regulation (EC) No 606/2009 and with a residual sugar level lower than 2 grams per litre; (b) The maximum sulphur dioxide content shall not exceed 150 milligrams per litre for white and rosé wines as referred to in point 1(b) of Part A of Annex I B to Regulation (EC) No 606/2009 and with a residual sugar level lower than 2

		grams per litre; (c) For all other wines, the maximum sulphur dioxide content applied in accordance with Annex I B to Regulation (EC) No 606/2009 on 1 August 2010, shall be reduced by 30 milligrams per litre.
Point 9: Use	Charcoal for oenological use	
Point 10: Clarification	Edible gelatine Plant proteins from wheat or peas Isinglass Egg white albumin Tannins	Derived from organic raw material if available.
	Casein Potassium caseinate Silicon dioxide Bentonite Pectolytic enzymes	
Point 12: Use for acidification purposes	Lactic acid L(+)Tartaric acid	
Point 13: Use for deacidification purposes	L(+)Tartaric acid Calcium carbonate Neutral potassium tartrate Potassium bicarbonate	
Point 14: Addition	Aleppo pine resin	
Point 17: Use	Lactic bacteria	
Point 19: Addition	L-Ascorbic acid	
Point 22: Use for bubbling	Nitrogen	
Point 23: Addition	Carbon dioxide	
Point 24: Addition for wine stabilisation purposes	Citric acid	
Point 25: Addition	Tannins	Derived from organic raw material if available.
Point 27: Addition	Meta-tartaric acid	
Point 28: Use	Acacia gum = gum arabic	Derived from organic raw material if available.
Point 30: Use	Potassium bitartrate	
Point 31: Use	Cupric citrate	
Point 31: Use	Copper sulphate	Authorised until 31 July 2015
Point 38: Use	Oak chips	
Point 39: Use	Potassium alginate	
Type of treatment in accordance with Annex III, point A(2)(b) to Regulation (EC) No 606/2009	Calcium sulphate	Only for "vino generoso" or "vino generoso de licor"

APPENDIX 1

Appendix 1 is amended as follows:

Measures in cases of Irregularities & Manifest Infringements plus Appeals Procedure

Measures in case of suspicion of infringements and irregularities

1. (889.91.1) Where an operator considers or suspects that a product which he has produced, prepared, imported or that he has received from another operator, is not in compliance with organic production rules, he shall initiate procedures either to withdraw from this product any reference to the organic production method or to separate and identify the product. He may only put it into processing or packaging or on the market after elimination of that doubt, unless it is placed on the market without indication referring to the organic production method.
2. In case of such doubt, the operator shall immediately inform the OCB or authority. The control authority or OCB may require that the product cannot be placed on the market with indications referring to the organic production method until it is satisfied, by the information received from the operator or from other sources, that the doubt has been eliminated.
3. (889.91.2) Where a control authority or OCB has a substantiated suspicion that an operator intends to place on the market a product not in compliance with the organic production rules but bearing a reference to the organic production method, this control authority or OCB can require that the operator may provisionally not market the product with this reference for a time period to be set by that control authority or OCB. Before taking such a decision, the control authority or OCB shall allow the operator to comment. This decision shall be supplemented by the obligation to withdraw from this product any reference to the organic production method if the control authority or OCB is sure that the product does not fulfill the requirements of organic production.
4. However, if the suspicion is not confirmed within the said time period, the decision referred to in the first subparagraph shall be cancelled not later than the expiry of that time period. The operator shall cooperate fully with the OCB or authority in resolving the suspicion.
5. (889.91.3) Member States shall take whatever measures and sanctions are required to prevent fraudulent use of the organic indications and the organic logo of the EU, referred to in **Section 6.03 of these Standards (Title IV of Regulation (EC) No 834/2007)**.

Non-compliant products imported from a third country

6. (1267.2) Without prejudice to any measures or actions taken in paragraphs **1 to 5** above, the release for free circulation in the Union of products not in conformity with the requirements of these Standard shall be conditional on the removal of references to organic production from the labelling, advertising and accompanying documents.
7. (1267.2) Without prejudice to any measures or actions to be taken in paragraphs **1 to 5** above, in case of suspicion of infringements and irregularities as regards compliance of the products imported in accordance with the requirements of these Standards, the importer shall take all necessary measures in accordance with paragraph 1 above.
8. The importer and the control authority or control body which issued the certificate of inspection as referred to in paragraph **6.04.39** shall immediately inform the control bodies, control authorities and competent authorities of the Member States concerned and of the third countries involved in the organic production of the products in question and, where appropriate, the Commission. The control authority or control body may require that the product cannot be placed on the market with indications referring to the organic production method until it is satisfied, by the information received

from the operator or from other sources, that the doubt has been eliminated.

9. (1267.3) Without prejudice to any measures or actions to be taken in paragraphs **1 to 5**, where a control authority or control body of a Member State or a third country has a substantiated suspicion of an infringement or irregularities as regards compliance of the products imported in accordance with paragraphs **6.04.14** it shall take all necessary measures in accordance with paragraph **3** above and shall immediately inform the control bodies, control authorities and competent authorities of the Member States concerned and of the third countries involved in the organic production of the products in question and the Commission.

Appeals Procedure

An **Appeals Procedure** common to the approved OCBs in Ireland has been agreed.

The details of the Appeals Procedure are as follows:

- a) All OCB Certification Panel decisions will be communicated to the appropriate operator in writing. Such decisions can include notification of decisions taken regarding Deviations, Irregularities or Manifest Infringements and the associated penalty/ies imposed.
- b) The operator/s can appeal any decision notified by the relevant OCB under the common penalties system and subsequent Appeals Procedure.

Outlined below are the components of the **Common Appeals Procedure** - the steps outlined below must be adhered to sequentially by the operator/s concerned:

- i) In the first instance, the operator may appeal the decision, in writing, to the Certification Panel (CP) within 14 days of the date of notification of the specific decision. This letter should be addressed to the office of the OCB. On receipt of same, administration personnel will forward the new information to the Inspector involved in the inspection which identified the specific non-compliance. The Inspector will review the additional information and will submit an opinion in respect of same to the OCB within 10 days. All information will then be considered at the next scheduled CP meeting and the operator will be notified of the CP decision within 14 days of the date of the specific Certification Panel Meeting.
- ii) Should the operator be dissatisfied with the decision under i) above, the operator may then appeal to the Board of Management of the appropriate OCB within 14 days of the date of notification of the specific decision. The operator must furnish a detailed written explanation regarding the reasons for their dissatisfaction with the outcome of i) above. Administration personnel will forward the details of the written appeal to the Board of Management within 10 days of receipt of same.
- iii) The Board of Management will consider the details of the appeal. The Board of Management reserves the right to obtain further clarification on any aspect of the case under review from all available sources including the Inspectorate, the CP, administration personnel and the Competent Authority. The Board of Management will advise Administration personnel of the outcome of their deliberations within 14 days. Administration personnel will notify the operator concerned of the decision of the Board of Management within 10 days of receipt of same.
- iv) If an operator in the Republic of Ireland is dissatisfied with the relevant OCB Board decision, he/she can then appeal, in writing, to the Organic Unit of the Department of Agriculture, Food & the Marine, Johnstown

Castle Estate, Co Wexford **within 28 days** of the notification of the decision by the relevant OCB. The appeal will be considered and a decision will be conveyed to the Operator concerned by the Organic Unit within 31 days of receipt of same.

If Northern Ireland operators are dissatisfied with the Board decision, he/she can request, in writing, that the appeal be referred to an independent Arbitrator, whose decision shall be binding on all parties. The applicant can choose that the decision be reached on the basis of a written submission or an oral hearing. Such Arbitrator may be a council member of The Soil Association or other **mutually agreed competent organic expert**. The specific procedure to be followed by Northern Ireland applicants in such circumstances is outlined in the contract between Northern Ireland applicants and the OCB.

Sanctions imposed on an operator by an OCB will remain in force during the entire period of any subsequent appeal until the outcome of such appeal (i.e. if, for example, the OCB suspends or withdraws an operator's licence, such suspension/withdrawal shall remain in force during the entire period of any subsequent appeal until the outcome of the appeal).

In circumstances where an OCB has withdrawn a licence from an operator, the operator concerned cannot apply for certification from another OCB during the period of the withdrawal.

APPENDIX 2

Appendix 2 is published as follows:

CERTIFICATE OF INSPECTION FOR IMPORT OF PRODUCTS FROM ORGANIC PRODUCTION INTO THE EUROPEAN COMMUNITY

(Annex V of Regulation 1235/2008)

1. Issuing body or authority (name and address)	2. Council Regulation (EC) 834/2007, Article 33(2) 0 or Article 33(3) 0 or Commission Regulation (EC) No 1235/2008 Article 19 0	
3. Serial number of the certificate of inspection	4. Reference No authorisation under Article 19	
5. Exporter (name and address)	6. Control body or control authority (name and address)	
7. Producer or preparer of the product (name and address)	8. Country of dispatch	
	9. Country of destination	
10. First consignee in the Community (name and address)	11. Name and address of the importer	
12. Marks and numbers. Container No(s). Number and kind. Trade name of the product	13. CN Codes	14. Declared quantity

This is to certify that this certificate has been issued on the basis of the checks required under Article 13(4) of Regulation (EC) No 1235/2008 and that the products designated above have been obtained in accordance with the rules of production and inspection of the organic production method which are considered equivalent in accordance with the provisions of Regulation (EC) No 834/2007.

Date

Signature on behalf of the issuing control body/authority

Stamp of the issuing authority or body

16. Declaration of the competent authority of the Member State of the European Union who granted the authorisation or its designate.

This is to certify that the products designated above have been authorised for marketing in the European Community in accordance with the procedure of Article 19 of Regulation (EC) No 1235/2008 under the authorisation number mentioned in box 4.

Date:

Name & signature of the authorised person

Stamp of the competent authority or its designate in the Member State

17. Verification of the consignment by the relevant authority in the Member State.

Member state:

Member State:

Import registration (type, number, date and office of the customs declaration):

Date:

Name & signature of the authorised person

Stamp

18. Declaration of the first consignee.

This is to certify that the reception of the goods has been carried out in accordance with the provisions of Article 34 of Regulation (EC) No 889/2008.

Name of company:

Date:

Name & signature of the authorised person:

Explanatory Notes

Box 1. Authority or body or other designated authority or body referred to in Article 13(3) of Regulation (EC) 1235/2008. This body also completes box 3 and 15.

Box 2. This box indicates the EC Regulations which are relevant for the issue of this certificate: indicate the relevant person.

Box 3. The serial number of the certificate given by the issuing body or authority in accordance with Article 13(4) of Regulation (EC) No 1235/2008.

Box 4. The authorisation number in case of import under Article 19. This box is completed by the issuing body or,

when the information is not yet available at the time that the issuing body endorses box 15, by the importer.

- Box 5. Name and address of the exporter.
- Box 6. Control body or authority for monitoring compliance of the last operation (production, preparation, including packaging and labeling) with the rules of the organic production methods in the third country of dispatch.
- Box 7. Operator who carried out the last operation (production, preparation, including packaging and labeling) on the consignment in the third country mentioned in box 6.
- Box 9. Country of destination means the country of the first consignee in the Community.
- Box 10. Name and address of the first consignee in the Community. The first consignee shall mean the natural or legal person where the consignment is delivered and where it will be handled for further preparation and/or marketing. The first consignee shall also complete box 18.
- Box 11. Name and address of the importer. The importer shall mean the natural or legal person within the European Community who presents the consignment for release for free circulation into the European Community, either on its own or through a representative.
- Box 13. Combined Nomenclature Codes for the products concerned.
- Box 14. Declared quantity, expressed in appropriate units (Kg of net mass, litres etc).
- Box 15. Declaration of the body or authority issuing the certificate. The signature and the stamp must be in a colour different to that of the printing.
- Box 16. Only for imports under the procedure laid down in Article 19 of Regulation (EC) No 1235/2008. To be completed by the competent authority in the Member State which granted the authorisation, or by the delegated body or authority in the case of delegation in accordance with Article 13(7b) of Regulation No 1235/2008. Not to be completed where the derogation of Article 13(7c) of Regulation (EC) No 1235/2008 applies.
- Box 17. Shall be completed by the relevant Member State's authority either at the verification of the consignment in accordance with Article 13(1), or before the preparation or splitting operation in the circumstances referred to in Article 14 of Regulation (EC) No 1235/2008.
- Box 18. Shall be filled in by the first consignee at the reception of the products, when he has carried out the checks provided for in Article 34 of Regulation (EEC) No 889/2008.