



EUROPEAN COMMISSION

DIRECTORATE-GENERAL FOR AGRICULTURE AND RURAL DEVELOPMENT

Directorate F. Horizontal aspects of rural development

F.5. Organic farming

WORKING DOCUMENT

DRAFT SUMMARY REPORT

ON THE RESULTS OF THE STAKEHOLDER CONSULTATION:

Implementing rules on organic production and labelling

November 2007

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1. INTRODUCTION

The Council Regulation (EC) No 834/2007 on organic production and labelling will be applicable as of 1 January 2009 and shall be accompanied by detailed implementing rules.

The Commission launched a consultation asking stakeholders and experts from the Member States on their view on various technical aspects for the purpose of gaining further information and thus to facilitate the elaboration of the new implementing rules.

The results of this consultation will be taken into account when drafting the new provisions.

The consultation was open from 14 September 2007 to 31 October 2007; however, replies received up to 22 November were accepted.

2. RESULTS

2.1. Responses – general

The total number of replies is 50¹, of which:

- 20 replies from Member States²;
- 15 replies from stakeholders belonging to Advisory Committee³;
- 16 replies come from other stakeholders.

2.2. Allowing and management of exceptions

The following paragraph presents the results of the consultation regarding the allowing and the management of exceptions (questions 1 to 6).

For each of the following exceptions according to Article 22 of Council Regulation (EC) No 834/2007, respondents were asked if they should be kept, possibly under stricter conditions. In addition, in case the exceptions analysed were kept, for each of them, respondents had to specify who should take the decision, if it can be used, and their opinion on the need for notification and special recording obligations (more than one answer is possible).

¹ For the complete list of respondents, please see Annex.

² Belgium sent two different questionnaires, one coming from Flanders and one on behalf of Wallonia. No replies: 8 Member States - CY, CZ, HU, IT, LU, MA, PT, SK.

³ No response from following stakeholders of Advisory Committee: EEB/BEE, CPE, CEJA, CIAA. FRUCOM: responded in a form of comments.

2.2.1. Climatic, geographical and structural difficulties

Exception 1: Tethering of cattle in stables that were built before the current rules started applying (Ann. I.B.6.1.5. of Council Regulation 2092/91)

Table 1 – Exception 1 - absolute no. of answers

	ALLOWING				MANAGEMENT				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	9	2	5	16	Farmer decides himself	2	8	6	16
Yes, keep this exception but stricter	7	1	8	16	Authorisation by Member State	12	2	5	19
No	3	8	2	13	Farmer shall notify	8	1	8	17
No opinion	1	1	0	2	Farmer shall record	14	3	9	26

Figure 1.1 – Exception 1, allowing – shares

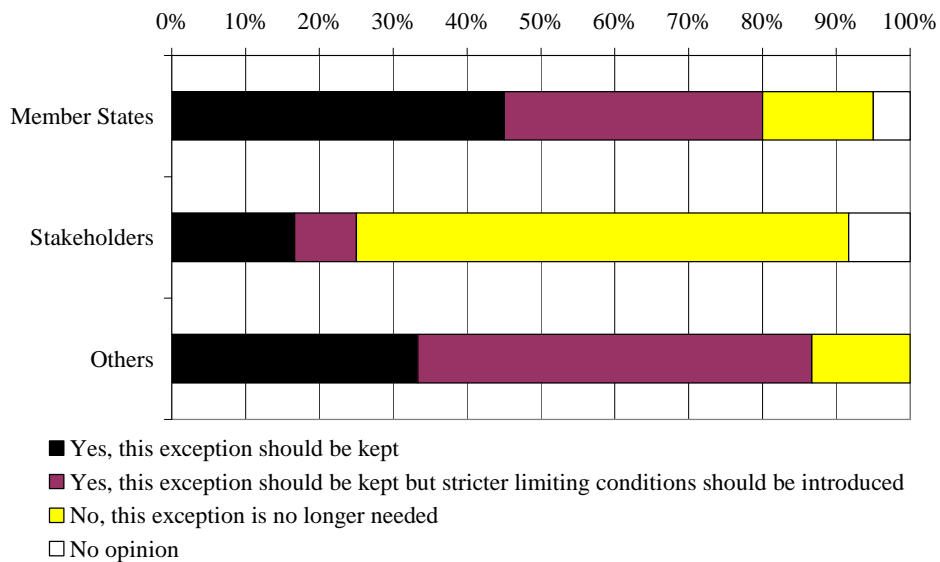
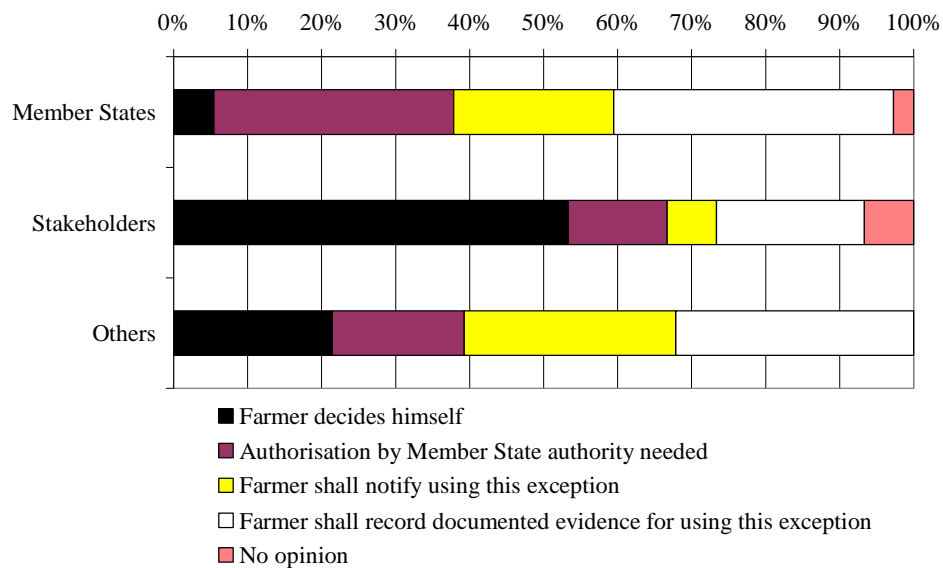


Figure 1.2 – Exception 1, management - shares



Exception 2: Tethering of cattle in stables in case of small farms (Ann. I.B.6.1.6. of Council Regulation 2092/91)

Table 2 – Exception 2 - absolute no. of answers

	ALLOWING				MANAGEMENT				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	10	7	9	26	Farmer decides himself	3	9	5	17
Yes, keep this exception but stricter	8	4	4	16	Authorisation by Member State	12	3	7	22
No	1	1	2	4	Farmer shall notify	9	1	7	17
No opinion	1	0	0	1	Farmer shall record	13	3	10	26

Figure 2.1 – Exception 2, allowing - shares

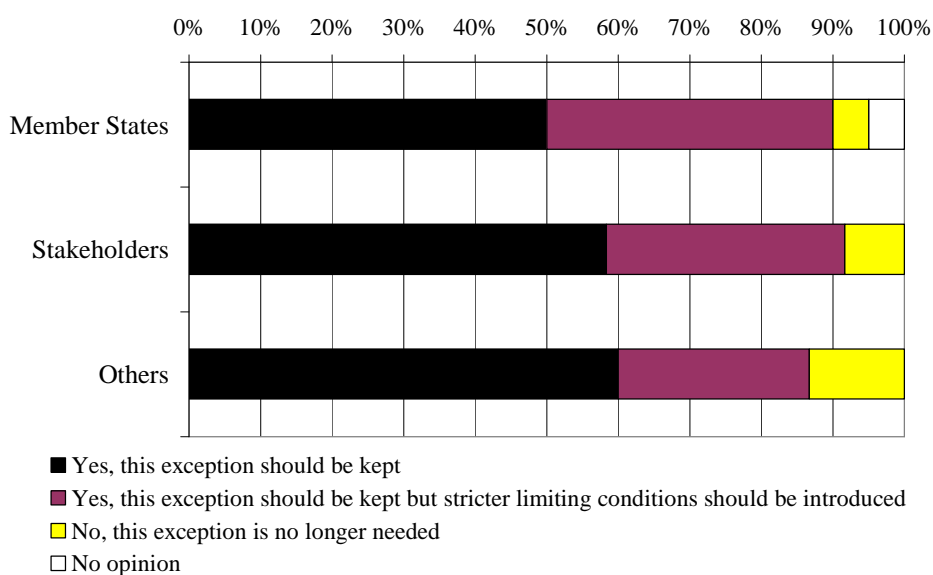
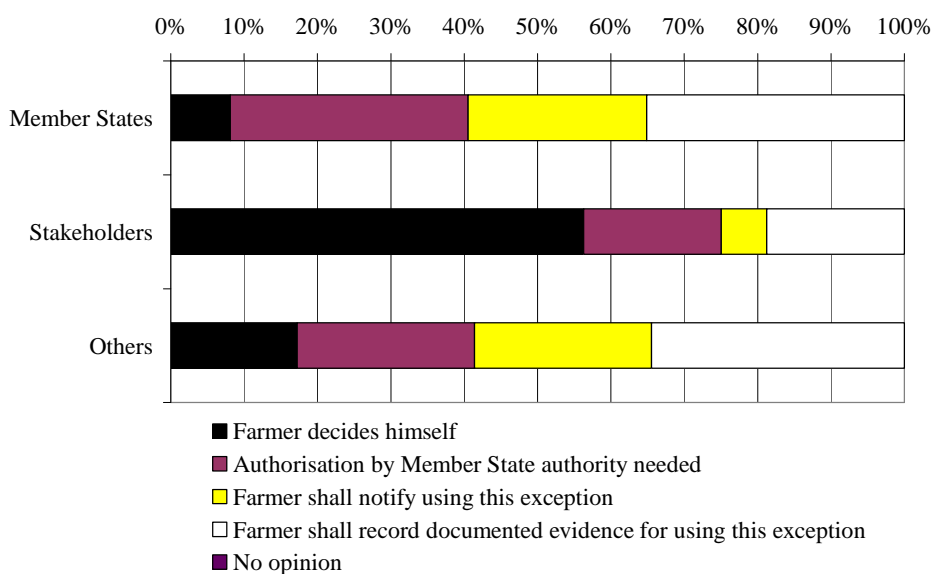


Figure 2.2 – Exception 2, management - shares



Exception 3: Several exceptions for the housing of cattle, pigs, poultry and horses in stables that were built before the current rules started applying (Ann. I.B.8.5.1. of Council Regulation 2092/91)

Table 3 – Exception 3 - absolute no. of answers

	ALLOWING				MANAGEMENT				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	6	2	4	12	Farmer decides himself	3	8	4	15
Yes, keep this exception but stricter	8	0	3	11	Authorisation by Member State	12	3	6	21
No	5	10	7	22	Farmer shall notify	9	1	6	16
No opinion	1	0	1	2	Farmer shall record	12	3	9	24

Figure 3.1 – Exception 3, allowing - shares

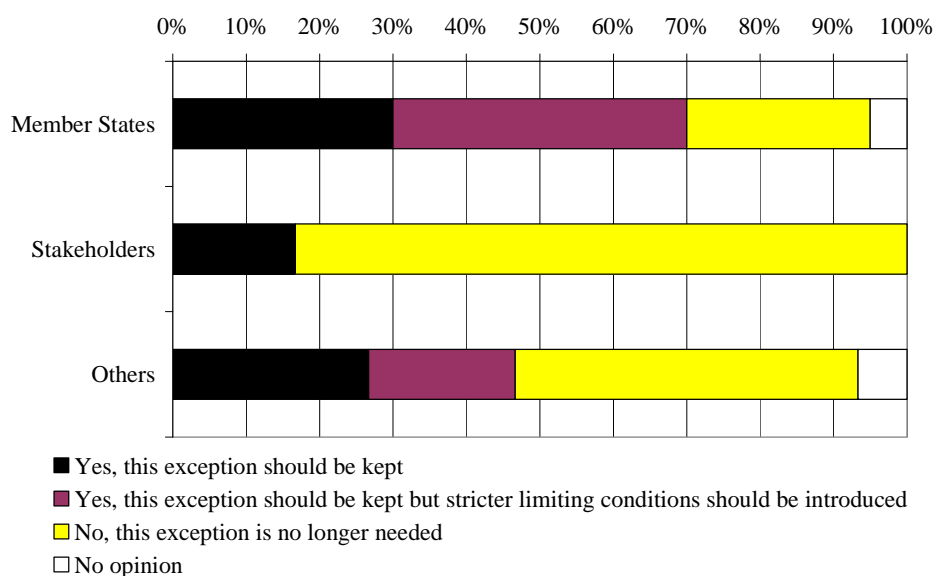
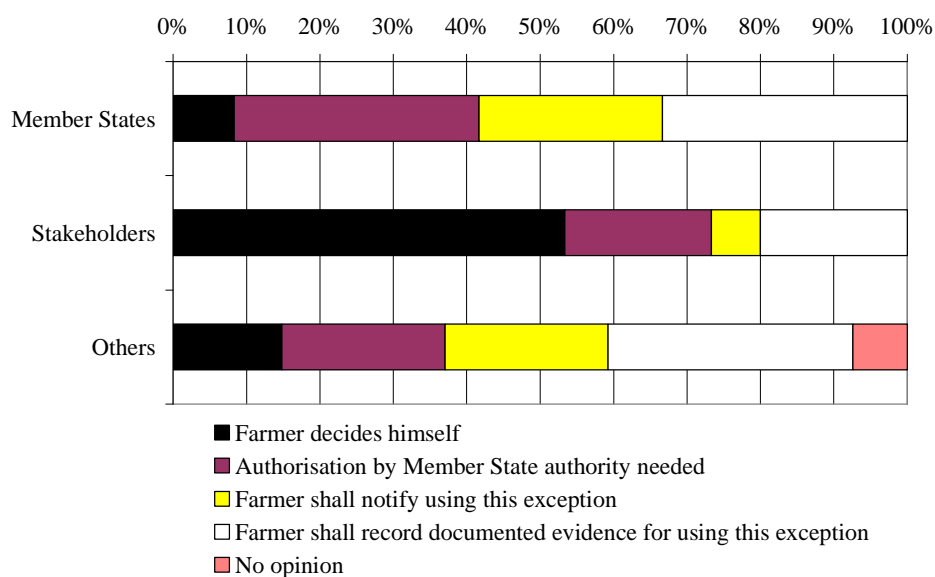


Figure 3.2 – Exception 3, management - shares



Exception 4: Keeping organic and non-organic beehives at the same farm (Ann. I.C.1.3. of Council Regulation 2092/91)

Table 4 – Exception 4 - absolute no. of answers

	<i>ALLOWING</i>				<i>MANAGEMENT</i>				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	4	2	7	13	Farmer decides himself	5	1	7	13
Yes, keep this exception but stricter	4	0	0	4	Authorisation by Member State	8	3	5	16
No	6	10	4	20	Farmer shall notify	7	2	6	15
No opinion	6	1	3	10	Farmer shall record	11	3	10	24

Figure 4.1 – Exception 4, allowing - shares

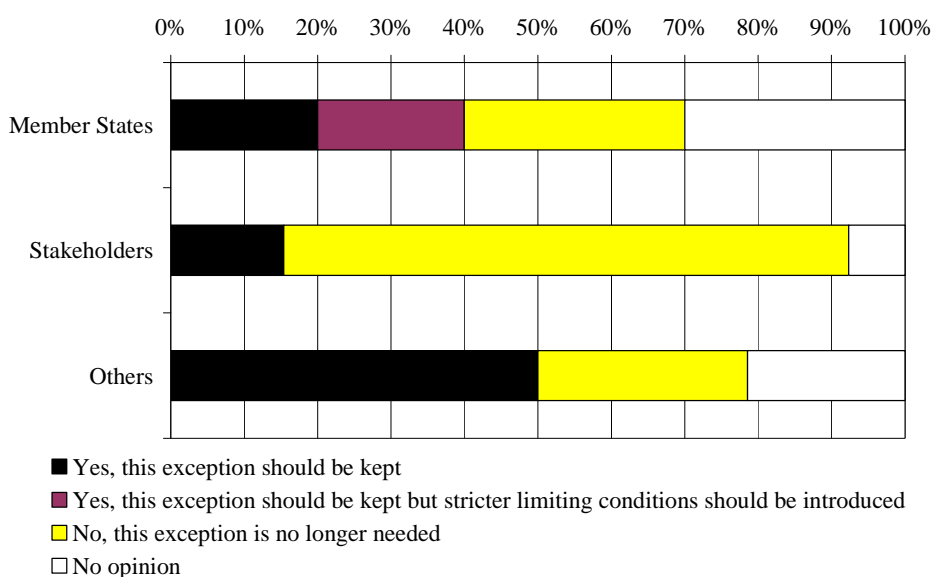
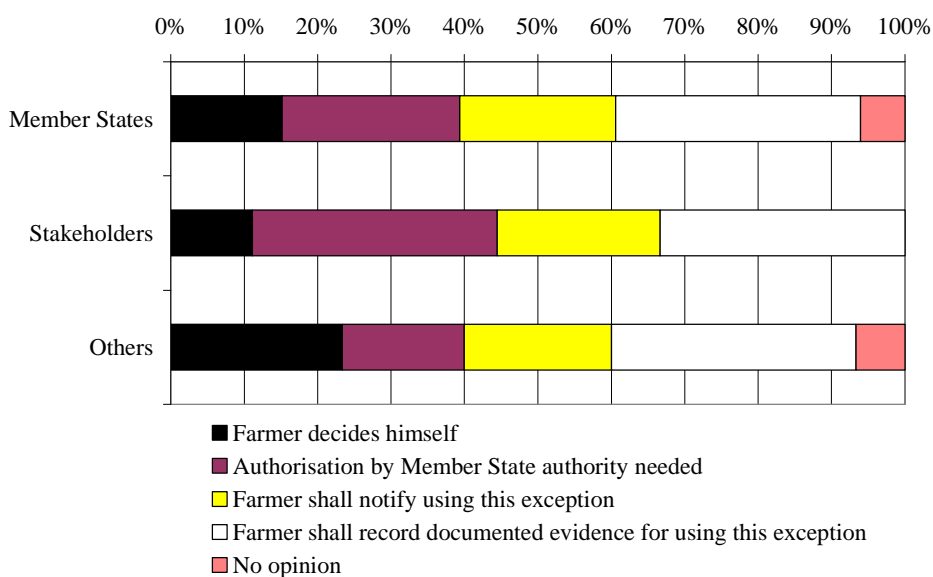


Figure 4.2 – Exception 4, management - shares



Exception 5: Producing on the same farm organic and non-organic perennial (e.g. fruit trees) crops of the same species/variety (Ann. III.A.1.3. of Council Regulation 2092/91)

Table 5 – Exception 5 - absolute no. of answers

	<i>ALLOWING</i>				<i>MANAGEMENT</i>				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	8	9	4	21	Farmer decides himself	4	2	3	9
Yes, keep this exception but stricter	5	3	6	14	Authorisation by Member State	12	10	10	32
No	6	1	4	11	Farmer shall notify	8	2	6	16
No opinion	0	0	0	0	Farmer shall record	13	7	11	31

Figure 5.1 – Exception 5, allowing - shares

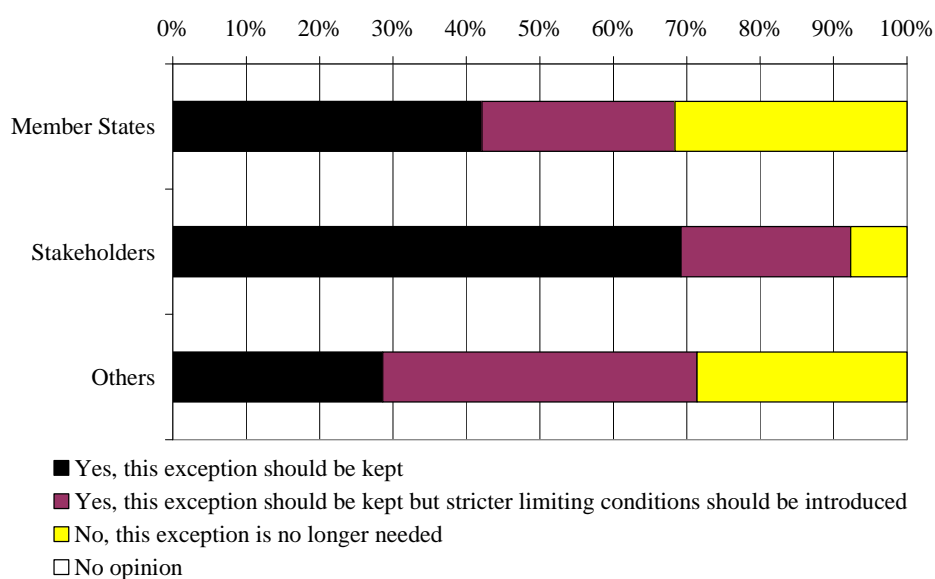
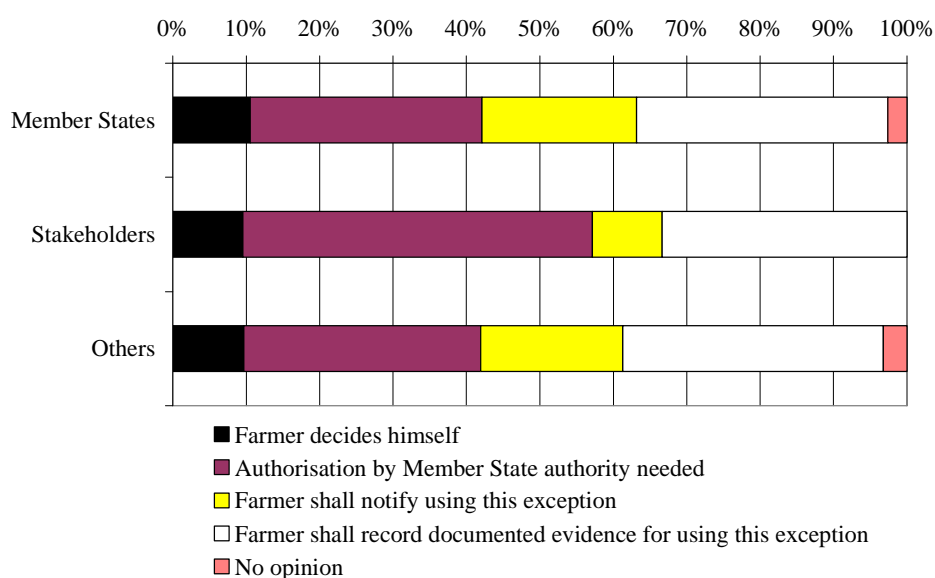


Figure 5.2 – Exception 5, management - shares



Exception 6: Producing on the same farm organic and non-organic crops of the same species/variety in case of research (Ann. III.A.1.3. of Council Regulation 2092/91)

Table 6 – Exception 6 - absolute no. of answers

	<i>ALLOWING</i>				<i>MANAGEMENT</i>				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	14	10	11	35	Farmer decides himself	2	9	3	14
Yes, keep this exception but stricter	4	2	1	7	Authorisation by Member State	14	3	10	27
No	2	1	2	5	Farmer shall notify	8	2	8	18
No opinion	0	0	0	0	Farmer shall record	12	4	12	28

Figure 6.1 – Exception 6, allowing - shares

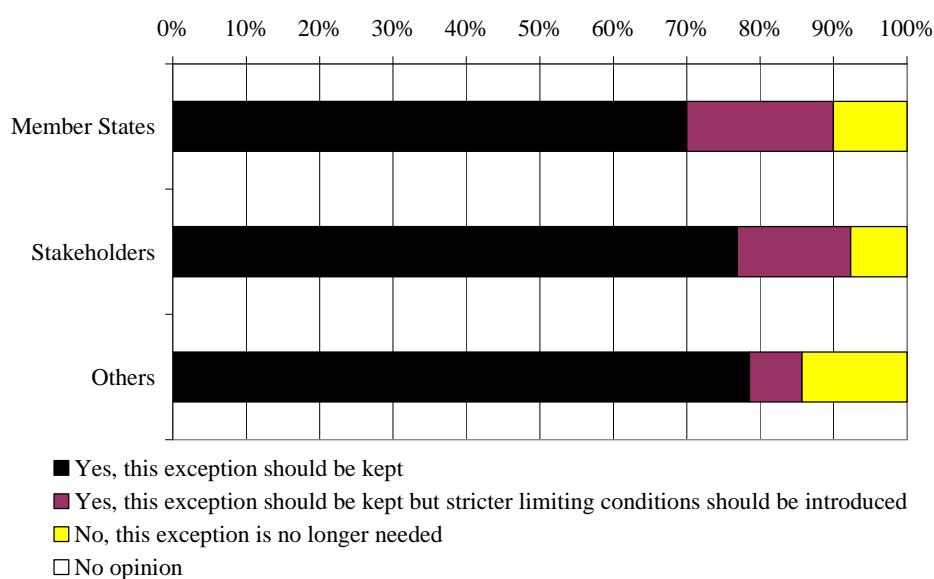
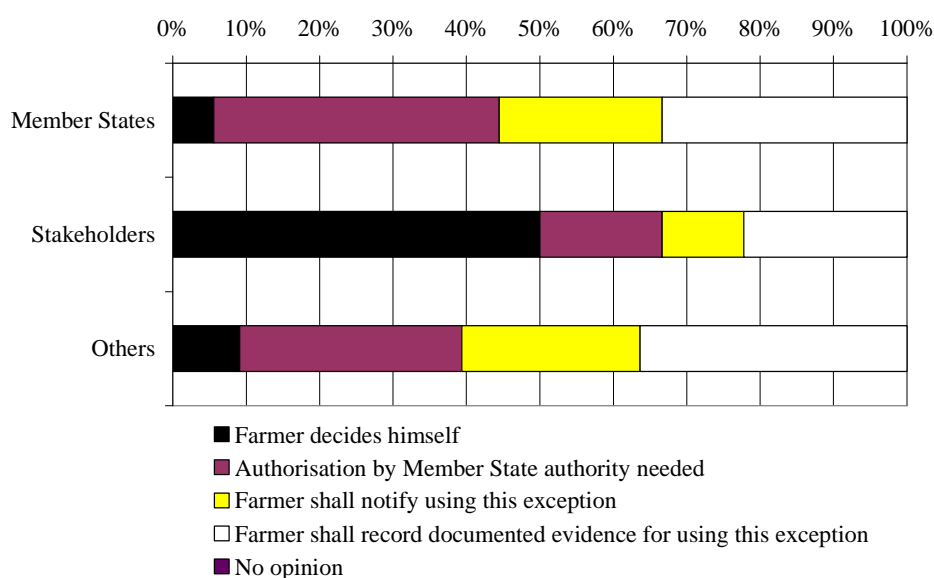


Figure 6.2 – Exception 6, management - shares



Exception 7: Producing on the same farm organic and non-organic seeds, seedlings and vegetative propagating material (e.g. seed potatoes), of the same species/variety
 (Ann. III.A.1.3. of Council Regulation 2092/91)

Table 7 – Exception 7 - absolute no. of answers

	ALLOWING				MANAGEMENT				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	7	9	3	19	Farmer decides himself	5	8	8	21
Yes, keep this exception but stricter	7	1	0	8	Authorisation by Member State	12	3	5	20
No	5	3	10	18	Farmer shall notify	7	2	6	15
No opinion	0	0	1	1	Farmer shall record	12	4	9	25

Figure 7.1 – Exception 7, allowing - shares

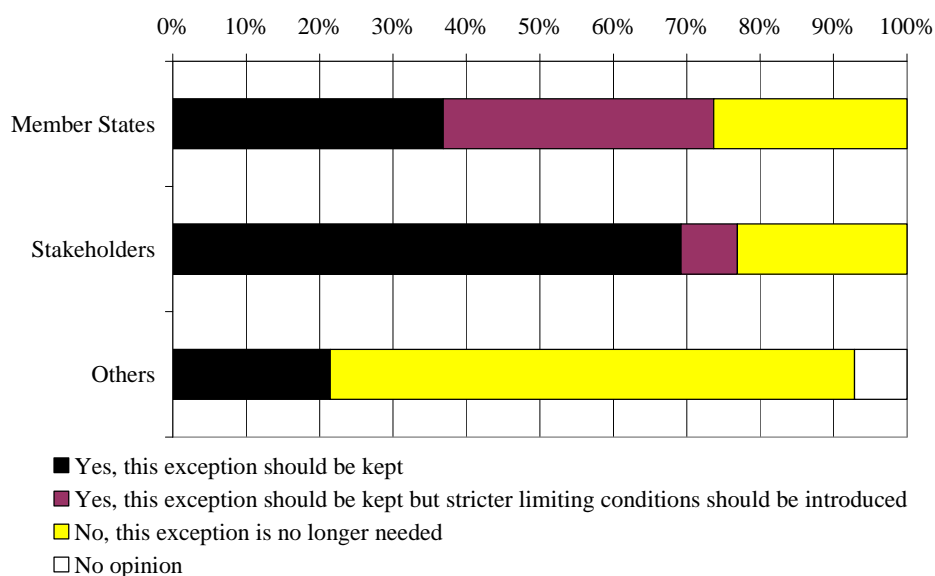
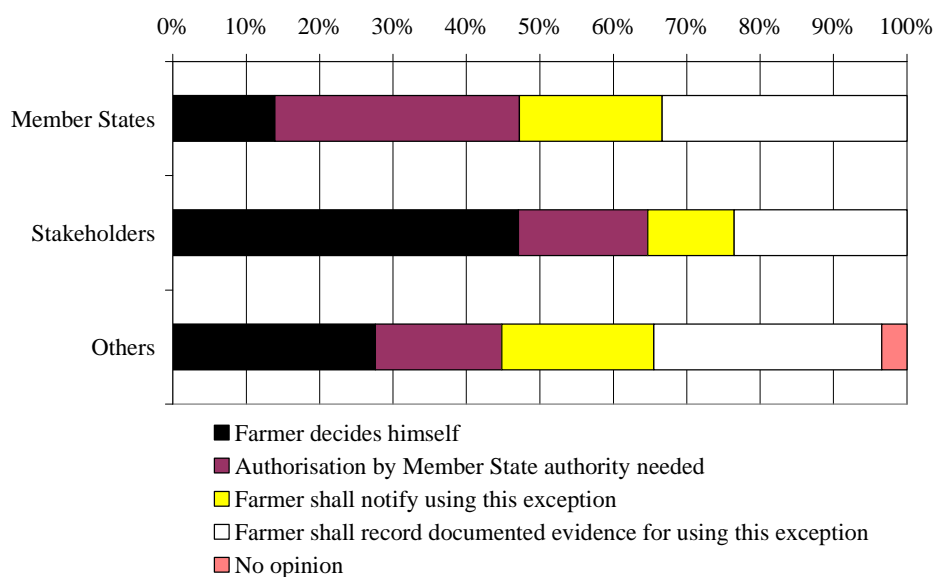


Figure 7.2 – Exception 7, management - shares



Exception 8: Managing on the same farm organic and non-organic grassland for grazing organic cows (Ann. III.A.1.3. of Council Regulation 2092/91)

Table 8 – Exception 8 - absolute no. of answers

	<i>ALLOWING</i>				<i>MANAGEMENT</i>				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	12	9	7	28	Farmer decides himself	7	10	7	24
Yes, keep this exception but stricter	1	1	0	2	Authorisation by Member State	9	2	5	16
No	6	2	6	14	Farmer shall notify	5	2	7	14
No opinion	1	1	1	3	Farmer shall record	12	4	7	23

Figure 8.1 – Exception 8, allowing - shares

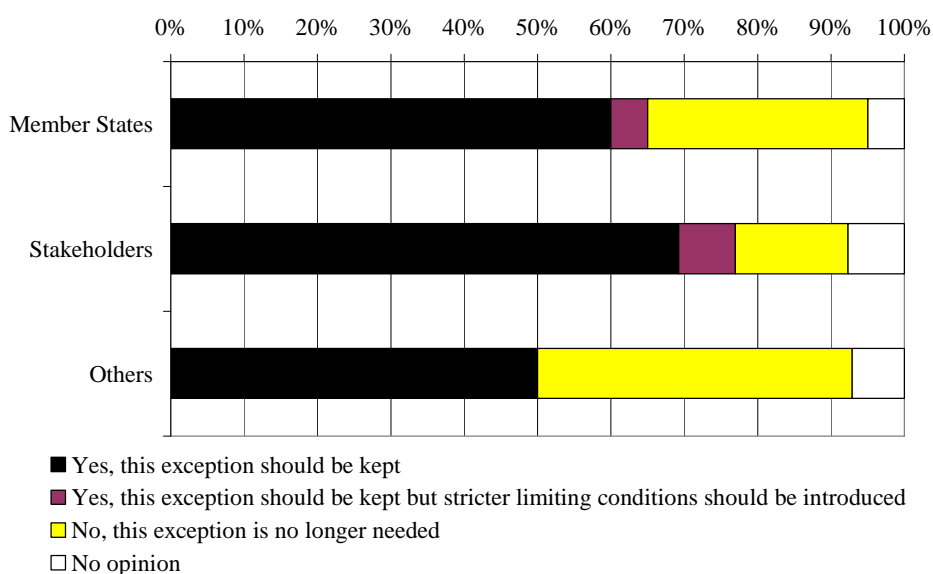
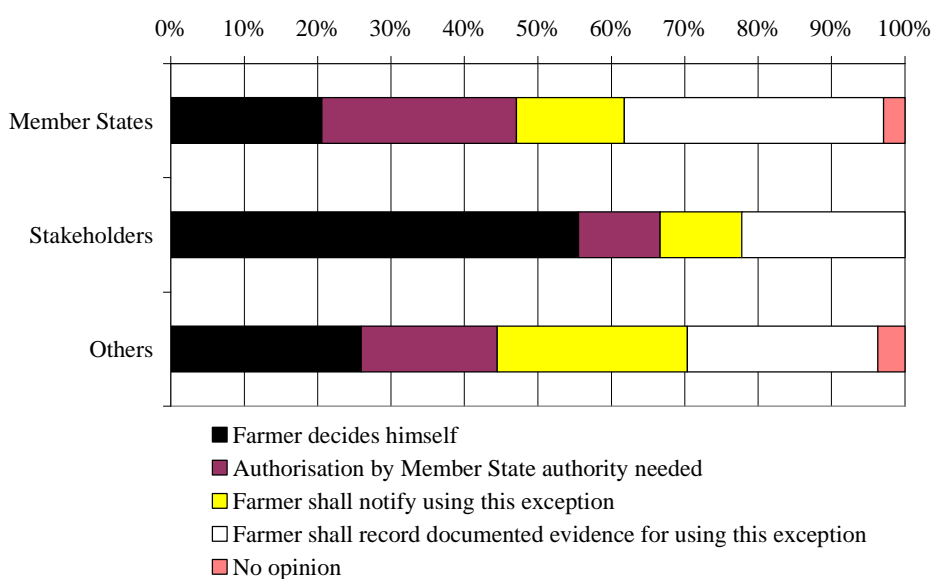


Figure 8.2 – Exception 8, management - shares



Exception 9: Producing on the same farm organic and non-organic livestock of the same species in case of research (Ann. III.A.2.4. of Council Regulation 2092/91)

Table 9 – Exception 9 - absolute no. of answers

	<i>ALLOWING</i>				<i>MANAGEMENT</i>				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	15	11	10	36	Farmer decides himself	2	2	3	7
Yes, keep this exception but stricter	2	1	1	4	Authorisation by Member State	14	10	10	34
No	2	1	3	6	Farmer shall notify	7	2	8	17
No opinion	1	0	0	1	Farmer shall record	12	7	12	31

Figure 9.1 – Exception 9, allowing - shares

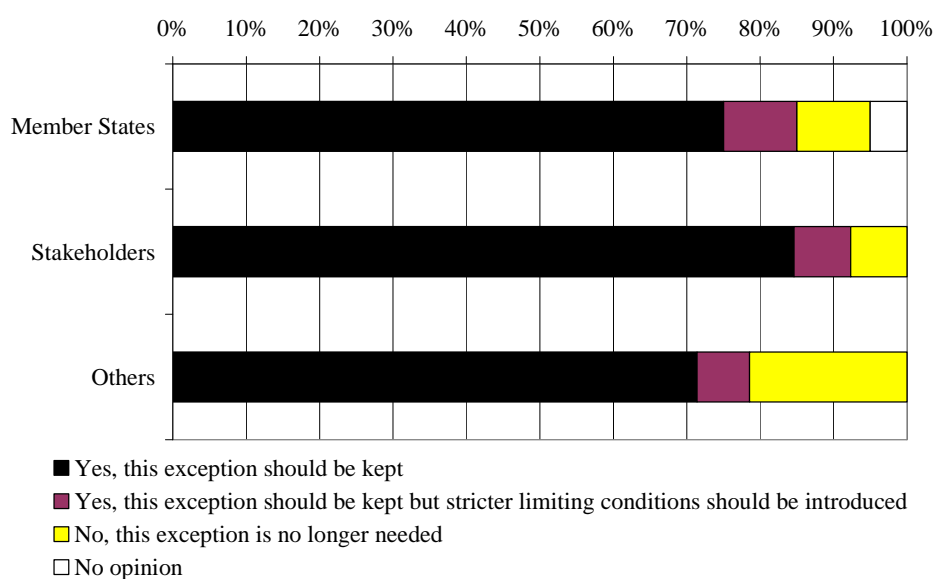
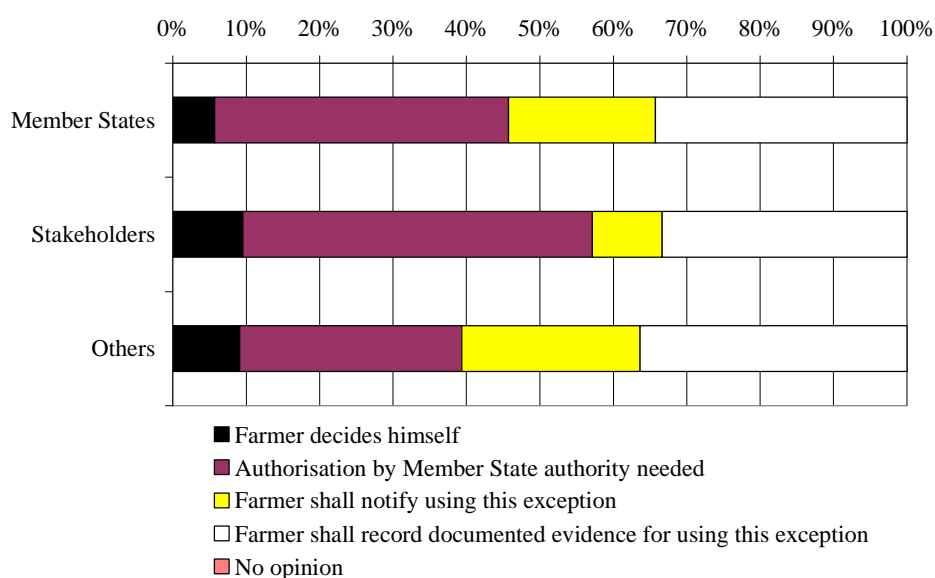


Figure 9.2 – Exception 9, management - shares



Exception 10: Allowing simultaneous collection of organic and non-organic milk
(Ann. III.B.3. of Council Regulation 2092/91)

Table 10 – Exception 10 - absolute no. of answers

	<i>ALLOWING</i>				<i>MANAGEMENT</i>				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	9	10	3	22	Farmer decides himself	4	4	4	12
Yes, keep this exception but stricter	5	0	4	9	Authorisation by Member State	11	2	6	19
No	6	2	7	15	Farmer shall notify	6	2	7	15
No opinion	0	1	0	1	Farmer shall record	13	3	9	25

Figure 10.1 – Exception 10, allowing - shares

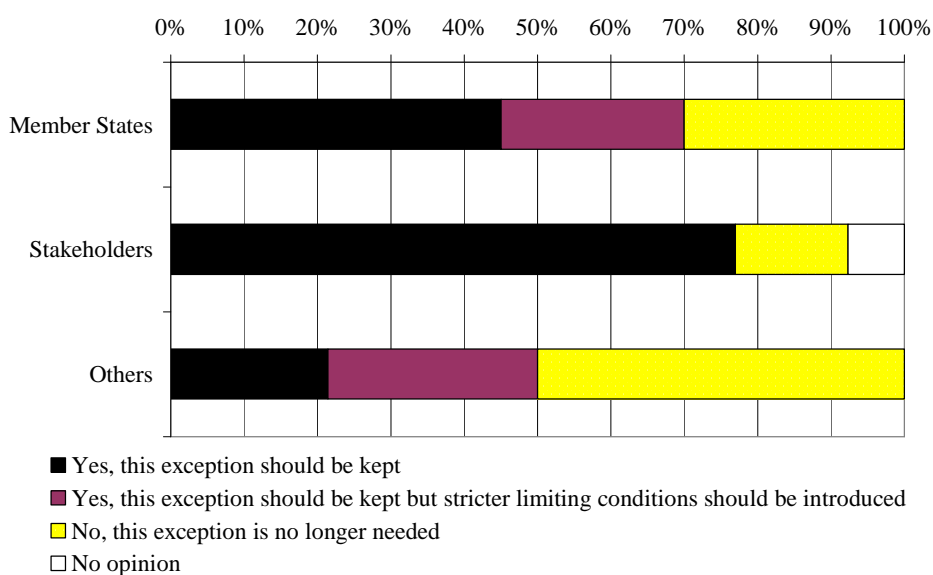
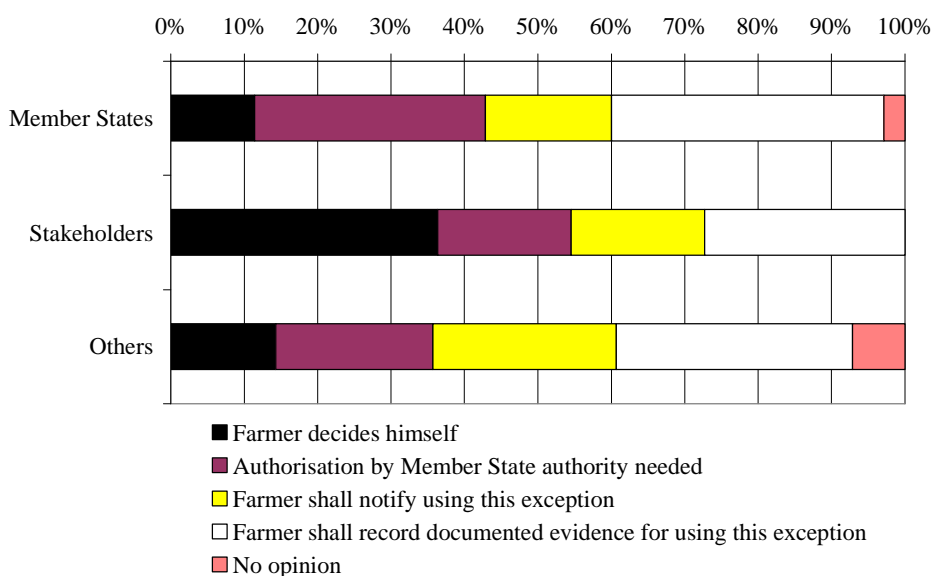


Figure 10.2 – Exception 10, management - shares



Exception 11: Allowing simultaneous collection of organic and non-organic eggs and egg products (Ann. III.B.3. of Council Regulation 2092/91)

Table 11 – Exception 11 - absolute no. of answers

	ALLOWING				MANAGEMENT				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	8	10	3	21	Farmer decides himself	4	4	4	12
Yes, keep this exception but stricter	6	0	4	10	Authorisation by Member State	10	2	6	18
No	6	2	7	15	Farmer shall notify	6	2	7	15
No opinion	0	1	0	1	Farmer shall record	14	3	9	26

Figure 11.1 – Exception 11, allowing - shares

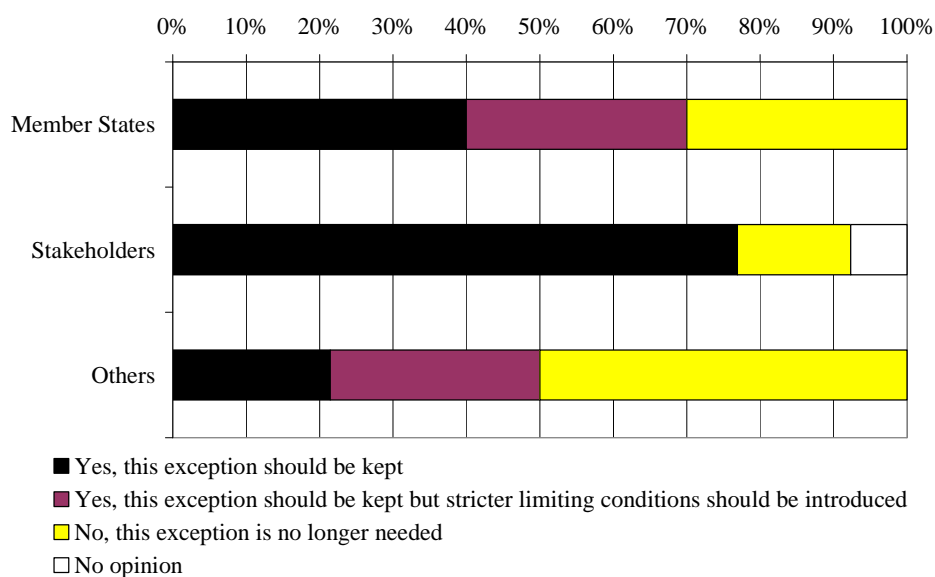
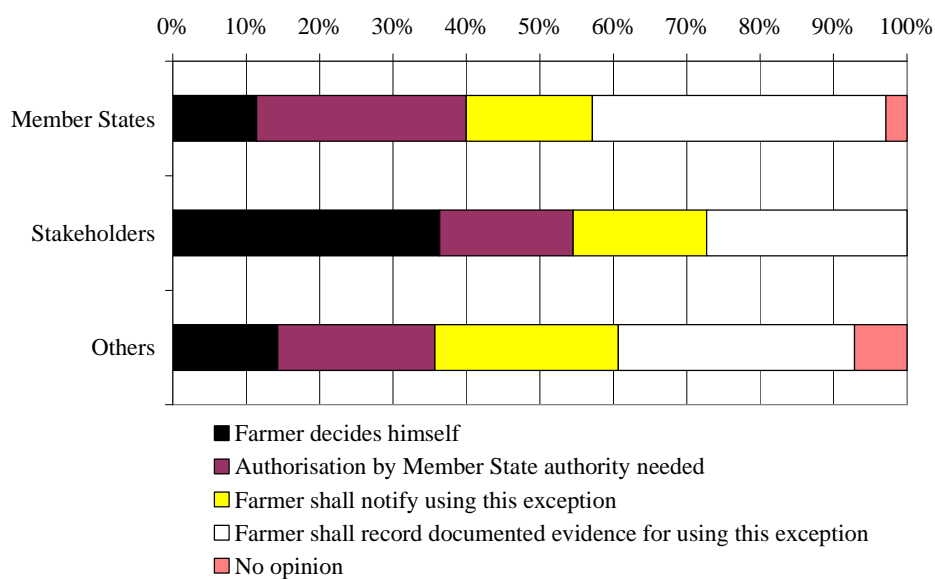


Figure 11.2 – Exception 11, management - shares



2.2.2. *Non availability of organic inputs on the market*

Exception 12: Use of non-organic poultry for future egg laying or meat production on condition that they are brought onto the organic farm as chicks less than three days old (Ann. I.B.3.6.6. of Council Regulation 2092/91)

Table 12 – Exception 12 - absolute no. of answers

	ALLOWING				MANAGEMENT				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	16	3	9	28	Farmer decides himself	5	8	7	20
Yes, keep this exception but stricter	3	6	3	12	Authorisation by Member State	8	3	6	17
No	0	2	2	4	Farmer shall notify	7	2	6	15
No opinion	0	2	1	3	Farmer shall record	16	3	5	24

Figure 12.1 – Exception 12, allowing - shares

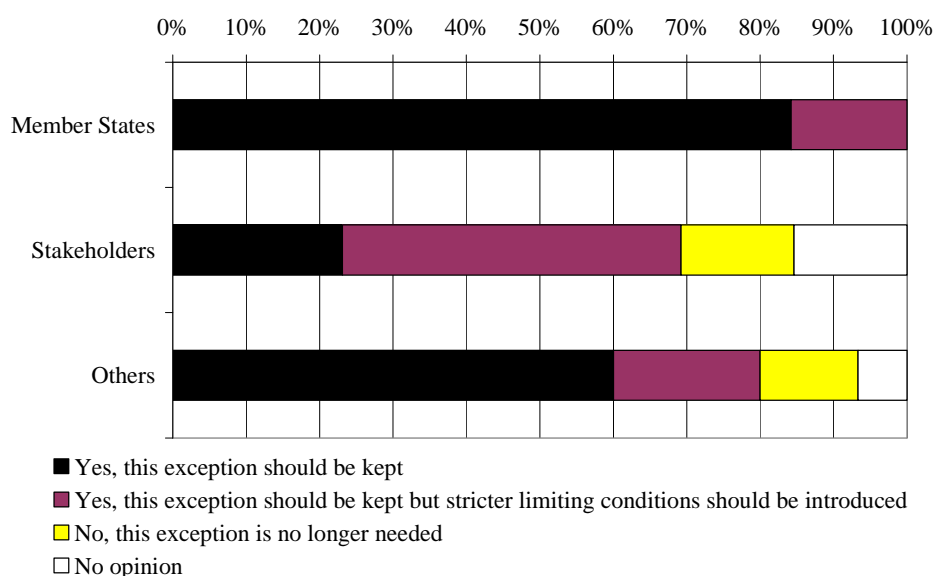
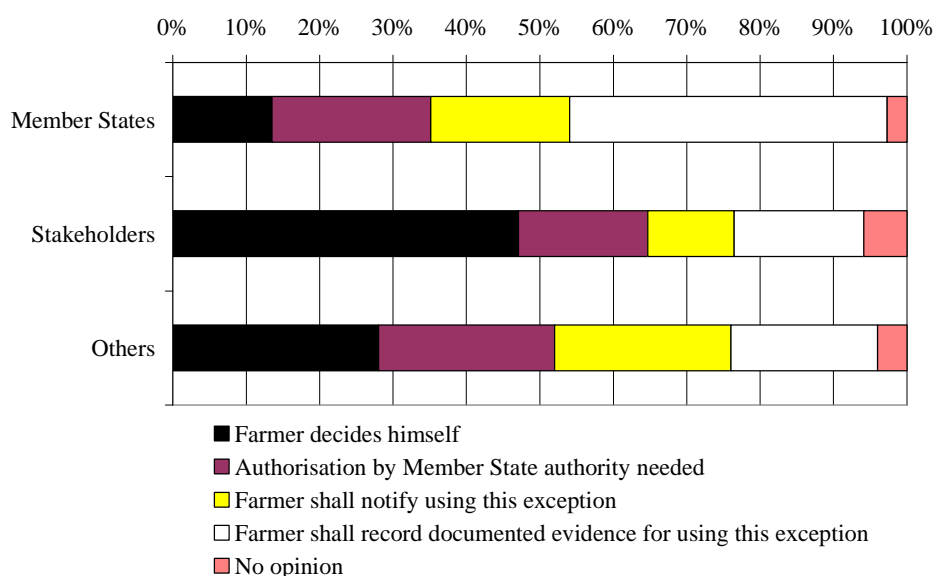


Figure 12.2 – Exception 12, management - shares



Exception 13: Use of non-organic 18 week old poultry for future egg laying on condition that they, before they are brought onto the organic farm, have been fed and treated for diseases according to the organic rules (Ann. I.B.3.7. of Council Regulation 2092/91)

Table 13 – Exception 13 - absolute no. of answers

	ALLOWING				MANAGEMENT				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	9	2	7	18	Farmer decides himself	2	1	6	9
Yes, keep this exception but stricter	4	8	1	13	Authorisation by Member State	10	10	5	25
No	5	2	5	12	Farmer shall notify	6	2	6	14
No opinion	2	1	2	5	Farmer shall record	15	3	9	27

Figure 13.1 – Exception 13, allowing - shares

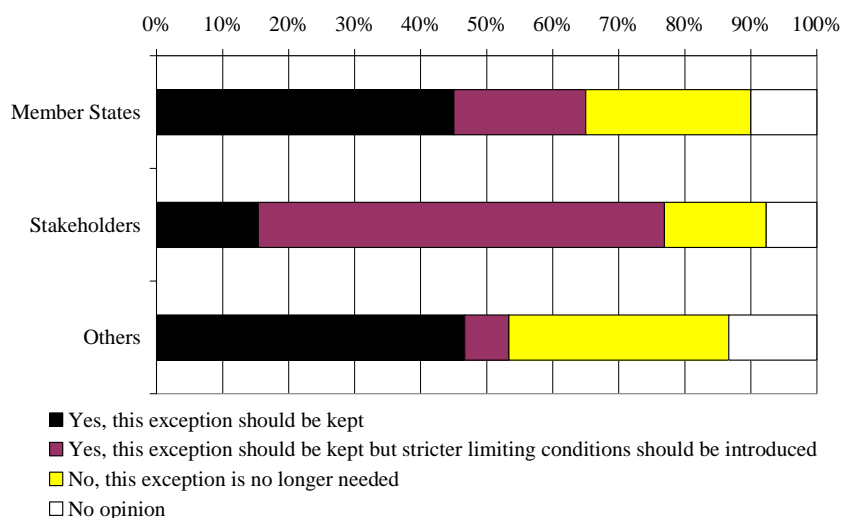
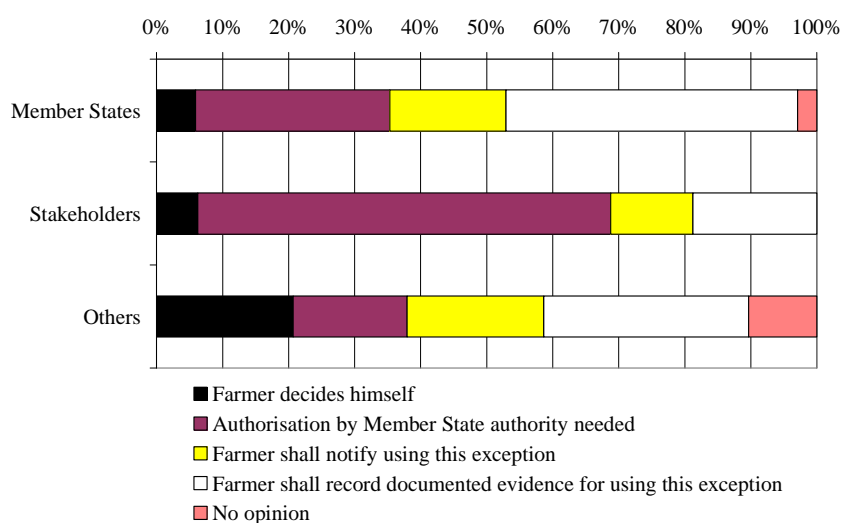


Figure 13.2 – Exception 13, management - shares



Exception 14: Feeding organic animals with partly non-organic feed (Ann. I.B.4.8. of Council Regulation 2092/91)

Table 14 – Exception 14 - absolute no. of answers

	<i>ALLOWING</i>				<i>MANAGEMENT</i>				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	15	8	9	32	Farmer decides himself	8	10	9	27
Yes, keep this exception but stricter	5	3	4	12	Authorisation by Member State	7	2	6	15
No	0	1	2	3	Farmer shall notify	5	2	3	10
No opinion	0	1	0	1	Farmer shall record	16	4	12	32

Figure 14.1 – Exception 14, allowing - shares

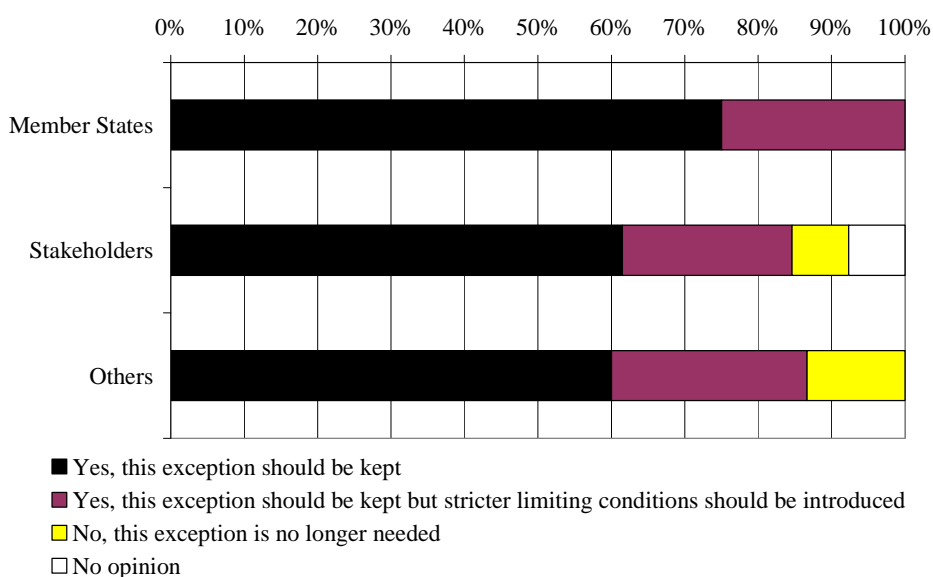
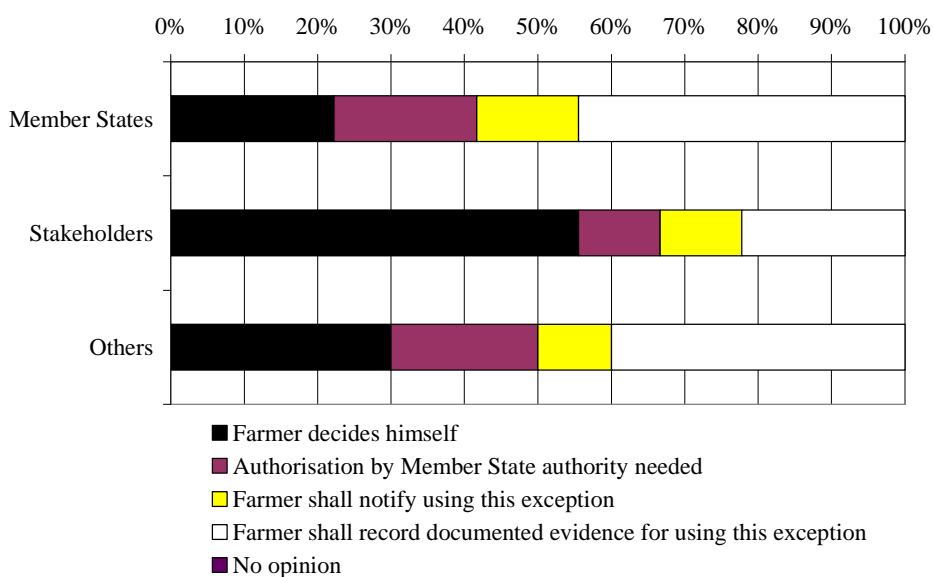


Figure 14.2 – Exception 14, management - shares



Exception 15: Bringing non-organic bees into organic beehives (Ann. I.C.3.5. of Council Regulation 2092/91)

Table 15 – Exception 15 - absolute no. of answers

	<i>ALLOWING</i>				<i>MANAGEMENT</i>				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	13	9	9	31	Farmer decides himself	4	8	6	18
Yes, keep this exception but stricter	1	1	1	3	Authorisation by Member State	6	3	5	14
No	1	1	1	3	Farmer shall notify	5	2	6	13
No opinion	5	2	2	9	Farmer shall record	14	4	8	26

Figure 15.1 – Exception 15, allowing - shares

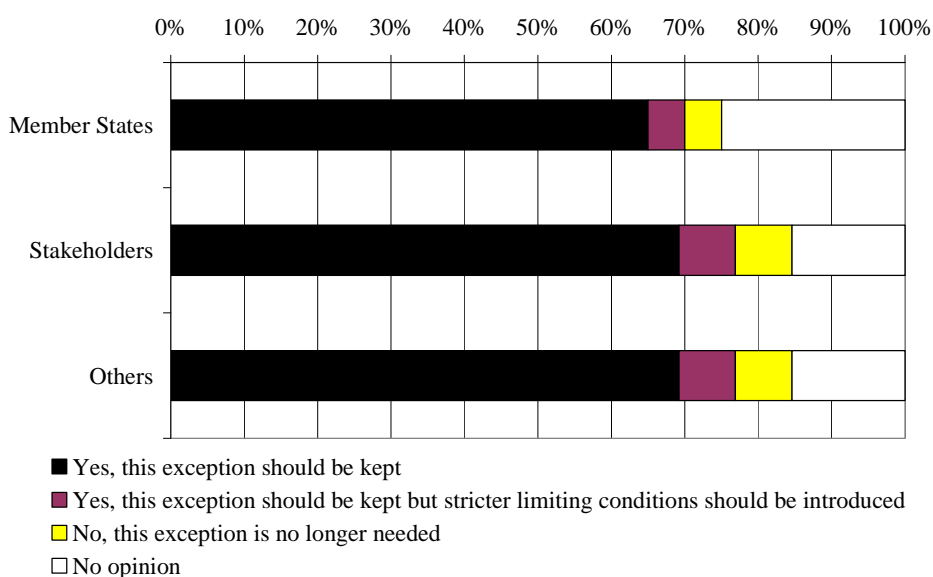
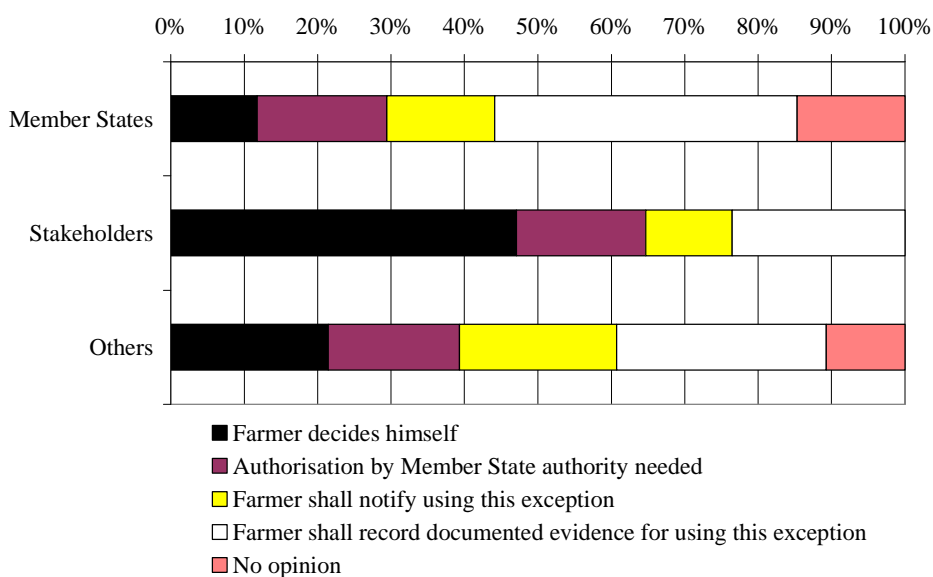


Figure 15.2 – Exception 15, management - shares



Exception 16: Bringing non-organic queen bees into organic colonies (Ann. I.C.3.6. of Council Regulation 2092/91)

Table 16 – Exception 16 - absolute no. of answers

	<i>ALLOWING</i>				<i>MANAGEMENT</i>				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	14	9	9	32	Farmer decides himself	5	7	7	19
Yes, keep this exception but stricter	1	0	1	2	Authorisation by Member State	5	3	4	12
No	0	1	0	1	Farmer shall notify	4	2	2	8
No opinion	5	3	2	10	Farmer shall record	14	3	8	25

Figure 16.1 – Exception 16, allowing - shares

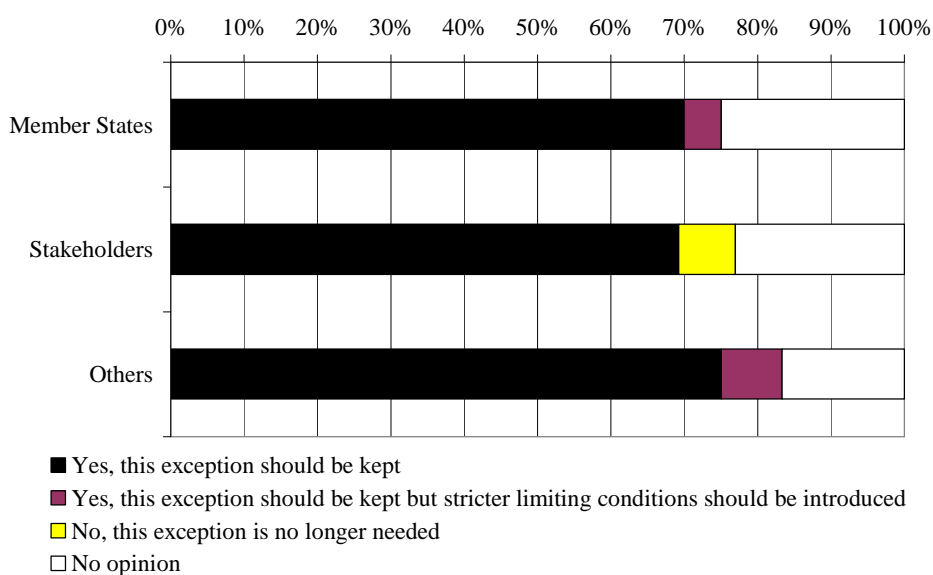
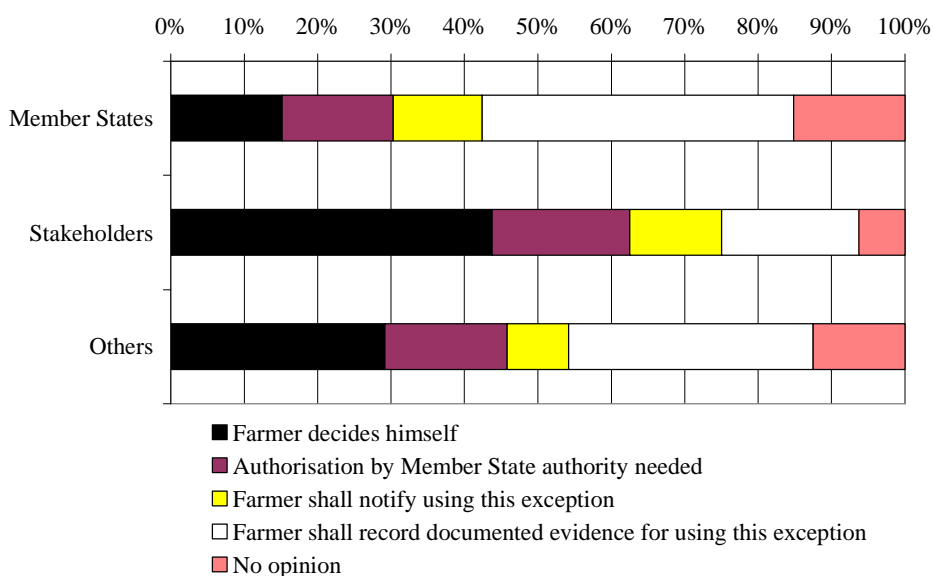


Figure 16.2 – Exception 16, management - shares



Exception 17: Use of non-organic seed and seed potatoes for crop production (Art. 6(3) of Council Regulation 2092/91)

Table 17 – Exception 17 - absolute no. of answers

	<i>ALLOWING</i>				<i>MANAGEMENT</i>				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	14	8	9	31	Farmer decides himself	2	3	9	14
Yes, keep this exception but stricter	5	2	3	10	Authorisation by Member State	14	6	4	24
No	0	1	2	3	Farmer shall notify	5	2	2	9
No opinion	0	2	0	2	Farmer shall record	14	2	12	28

Figure 17.1 – Exception 17, allowing - shares

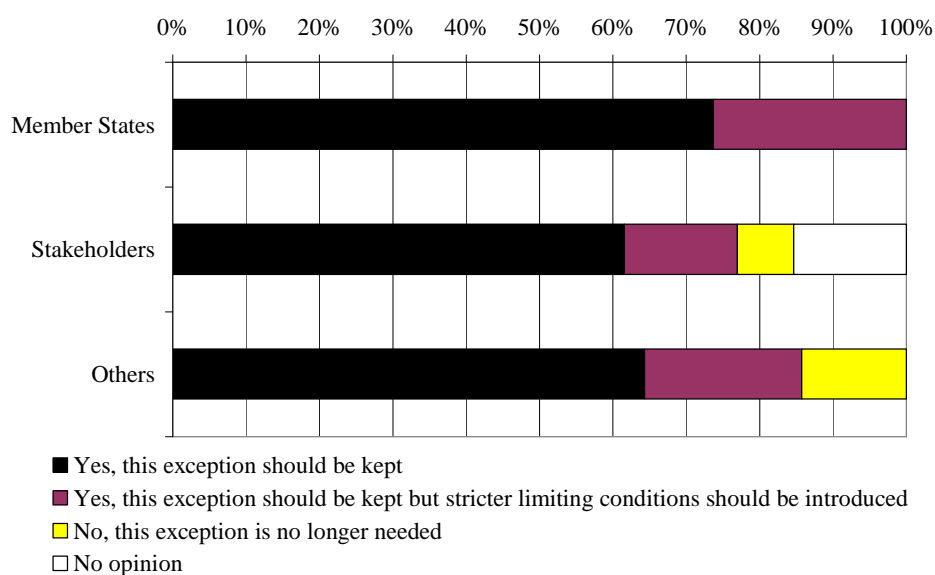
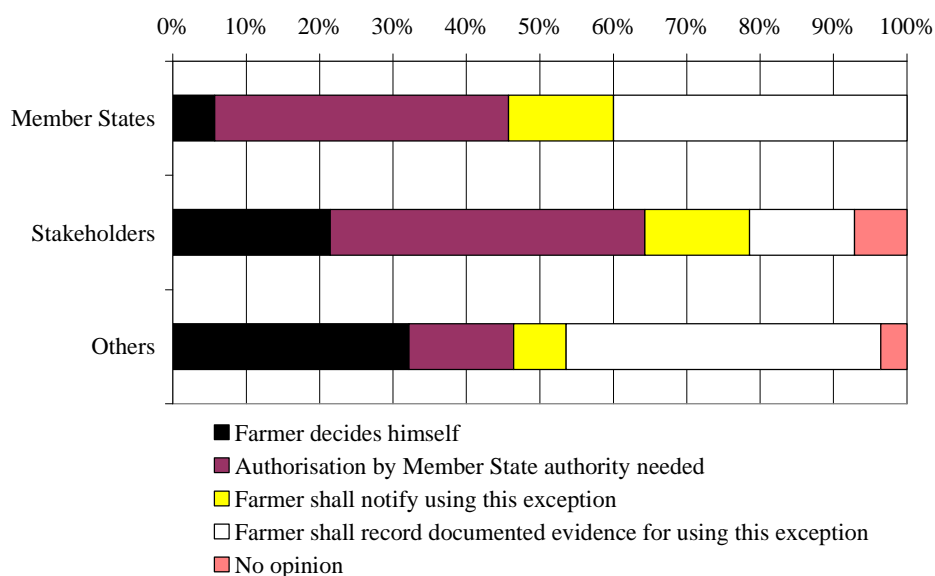


Figure 17.2 – Exception 17, management - shares



Exception 18: Use of non-organic beeswax in organic beehives (Ann. I.C.8.3. of Council Regulation 2092/91)

Table 18 – Exception 18 - absolute no. of answers

	<i>ALLOWING</i>				<i>MANAGEMENT</i>				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	11	9	9	29	Farmer decides himself	4	7	7	18
Yes, keep this exception but stricter	3	0	0	3	Authorisation by Member State	7	3	3	13
No	1	1	0	2	Farmer shall notify	4	2	3	9
No opinion	5	3	3	11	Farmer shall record	13	3	9	25

Figure 18.1 – Exception 18, allowing - shares

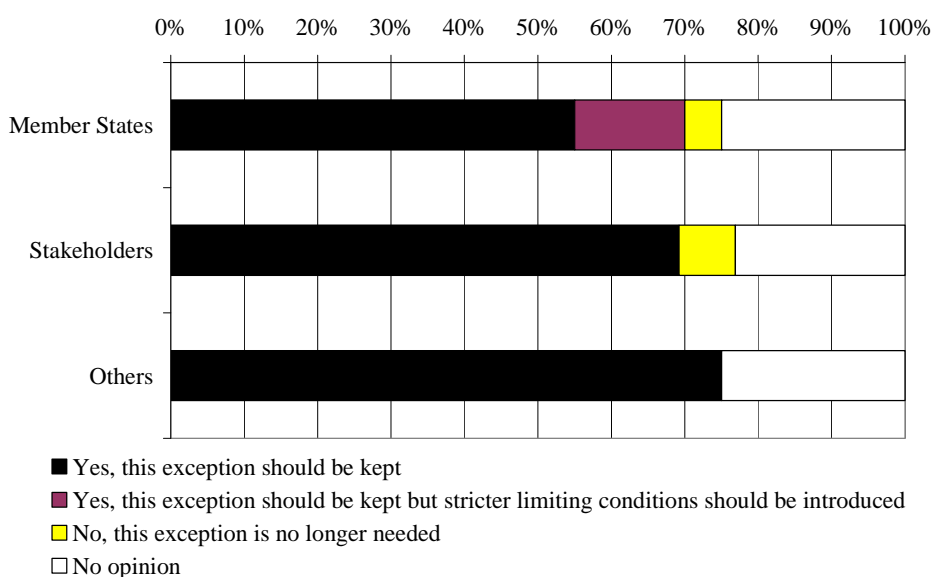
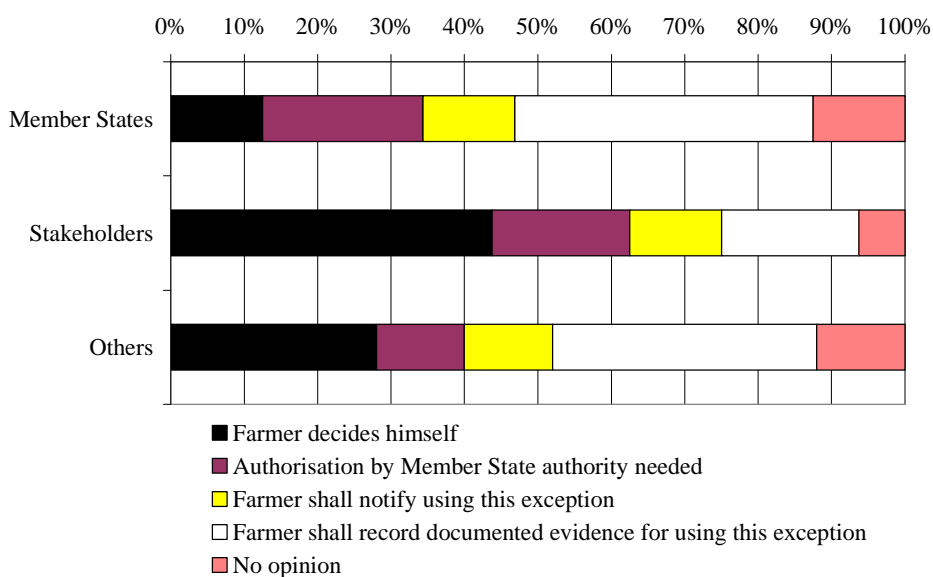


Figure 18.2 – Exception 18, management - shares



2.2.3. Management problems

Exception 19: Keeping cattle, pigs and sheep for fattening indoors in the final phase before slaughter (Ann. I.B.8.3.4. of Council Regulation 2092/91)

Table 19 – Exception 19 - absolute no. of answers

	ALLOWING					MANAGEMENT			
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	6	4	6	16	Farmer decides himself	7	8	9	24
Yes, keep this exception but stricter	10	6	4	20	Authorisation by Member State	5	4	3	12
No	4	2	4	10	Farmer shall notify	9	2	2	13
No opinion	0	1	1	2	Farmer shall record	15	3	12	30

Figure 19.1 – Exception 19, allowing - shares

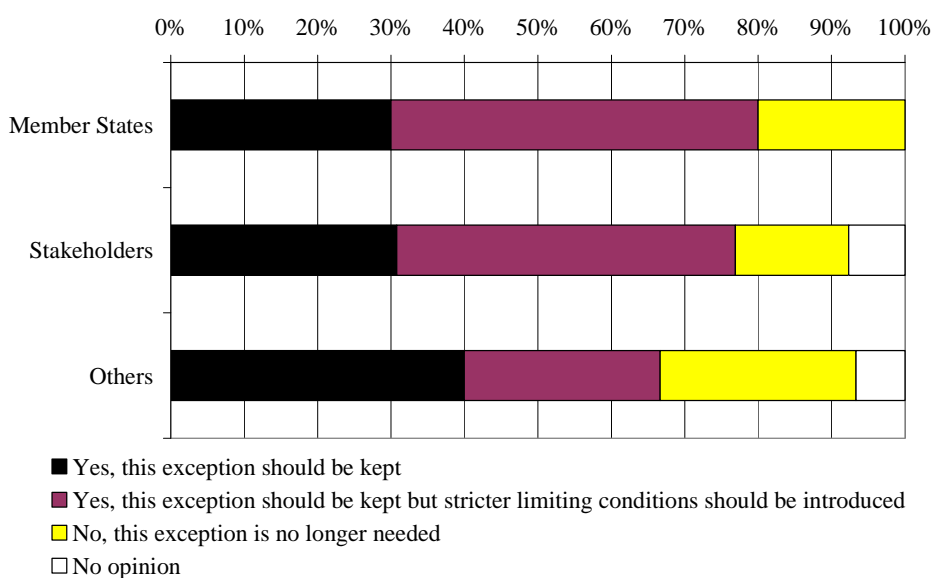
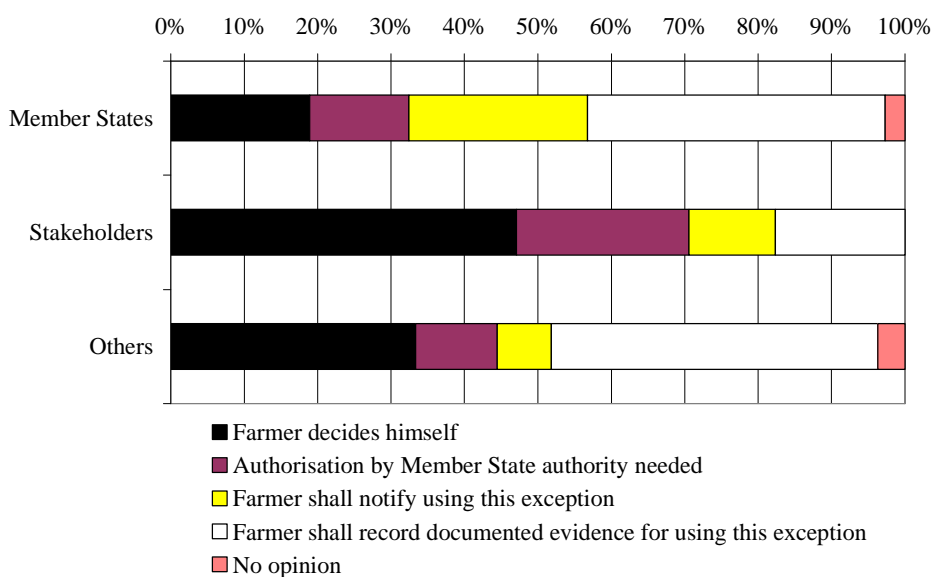


Figure 19.2 – Exception 19, management - shares



2.2.4. Catastrophic events

Exception 20: Bringing non-organic animals onto an organic farm (Ann. I.B.3.6. and I.C.3.5. of Council Regulation 2092/91)

Table 20 – Exception 20 - absolute no. of answers

	ALLOWING				MANAGEMENT				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	19	9	11	39	Farmer decides himself	1	2	8	11
Yes, keep this exception but stricter	1	3	3	7	Authorisation by Member State	12	10	5	27
No	0	1	1	2	Farmer shall notify	7	2	1	10
No opinion	0	0	0	0	Farmer shall record	14	4	11	29

Figure 20.1 – Exception 20, allowing - shares

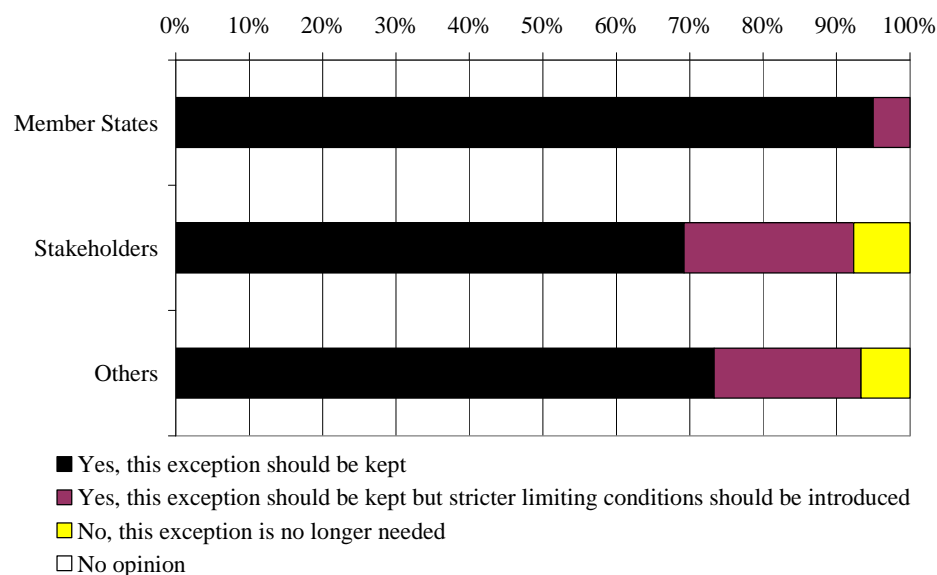
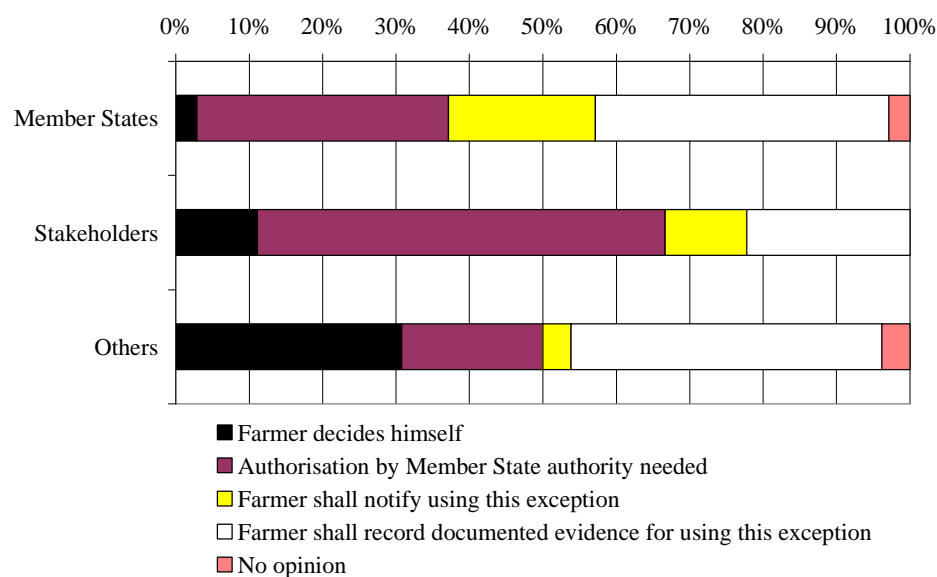


Figure 20.2 – Exception 20, management - shares



Exception 21: Feeding organic animals with non-organic feed (Ann. I.B.4.9. of Council Regulation 2092/91)

Table 21 – Exception 21 - absolute no. of answers

	<i>ALLOWING</i>				<i>MANAGEMENT</i>				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	18	9	10	37	Farmer decides himself	0	2	6	8
Yes, keep this exception but stricter	2	3	5	10	Authorisation by Member State	16	10	9	35
No	0	1	1	2	Farmer shall notify	5	2	7	14
No opinion	0	0	0	0	Farmer shall record	15	4	14	33

Figure 21.1 – Exception 21, allowing - shares

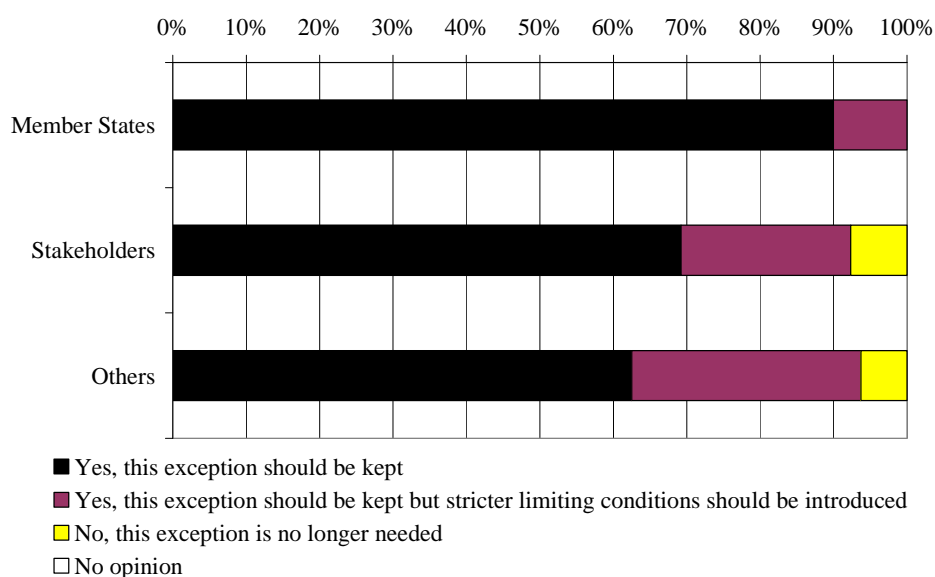
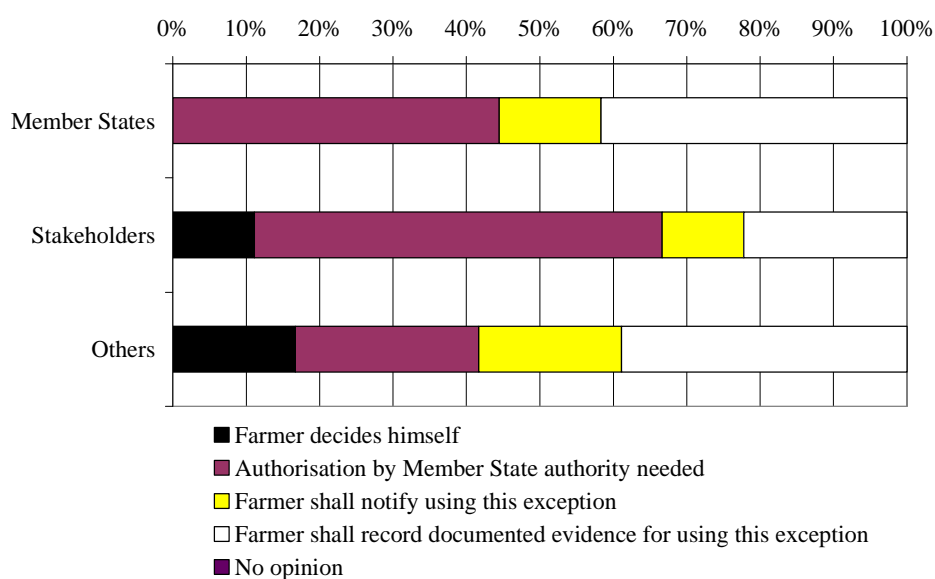


Figure 21.2 – Exception 21, management - shares



Exception 22: Feeding of organic bees with organic honey or organic sugar (Ann. I.C.5.2. of Council Regulation 2092/91)

Table 22 – Exception 22 - absolute no. of answers

	<i>ALLOWING</i>				<i>MANAGEMENT</i>				
	Member States	Stakeholders	Others	TOTAL		Member States	Stakeholders	Others	TOTAL
Yes, keep this exception	15	10	6	31	Farmer decides himself	3	2	6	11
Yes, keep this exception but stricter	0	2	5	7	Authorisation by Member State	7	10	4	21
No	0	1	1	2	Farmer shall notify	5	2	6	13
No opinion	5	0	3	8	Farmer shall record	13	4	10	27

Figure 22.1 – Exception 22, allowing - shares

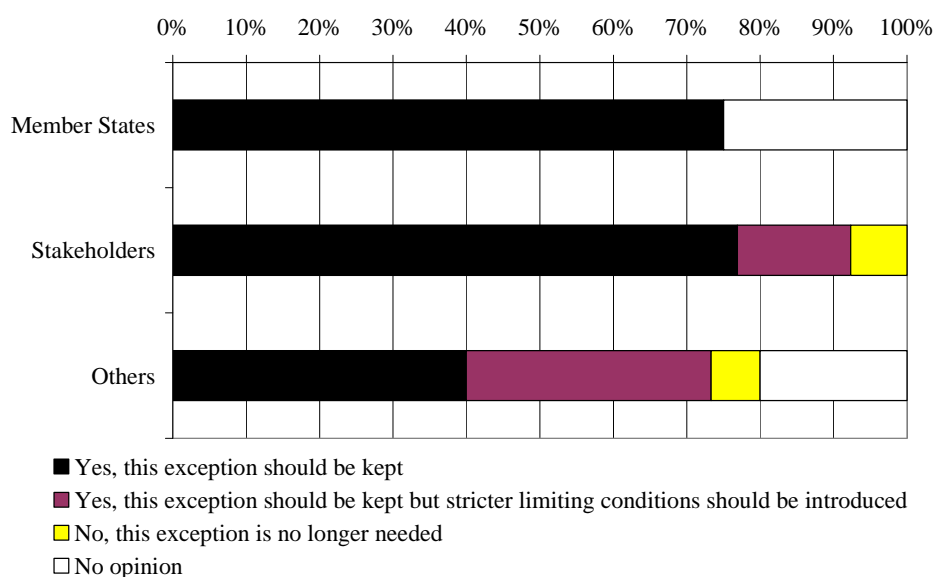
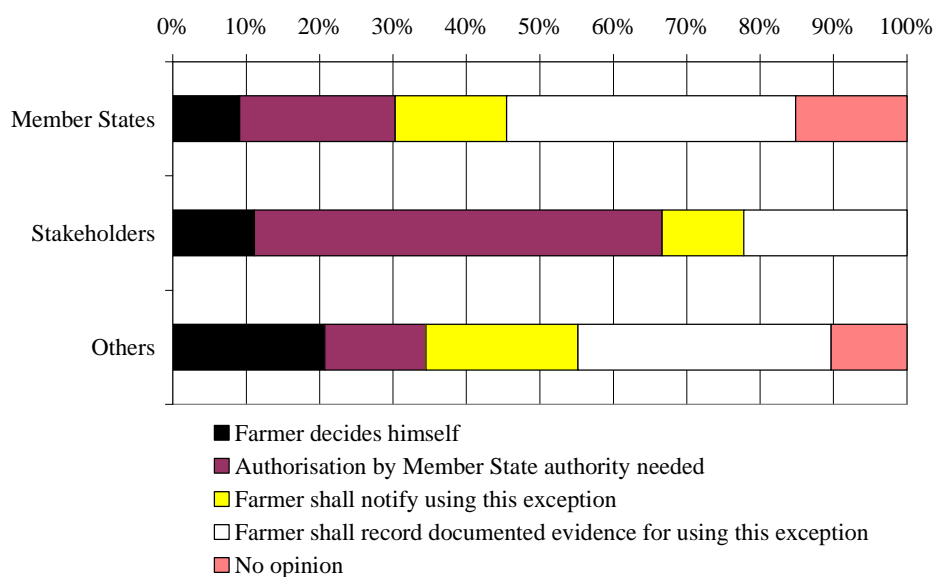


Figure 22.2 – Exception 22, management - shares



2.2.5. Not availability of organic breeding animals

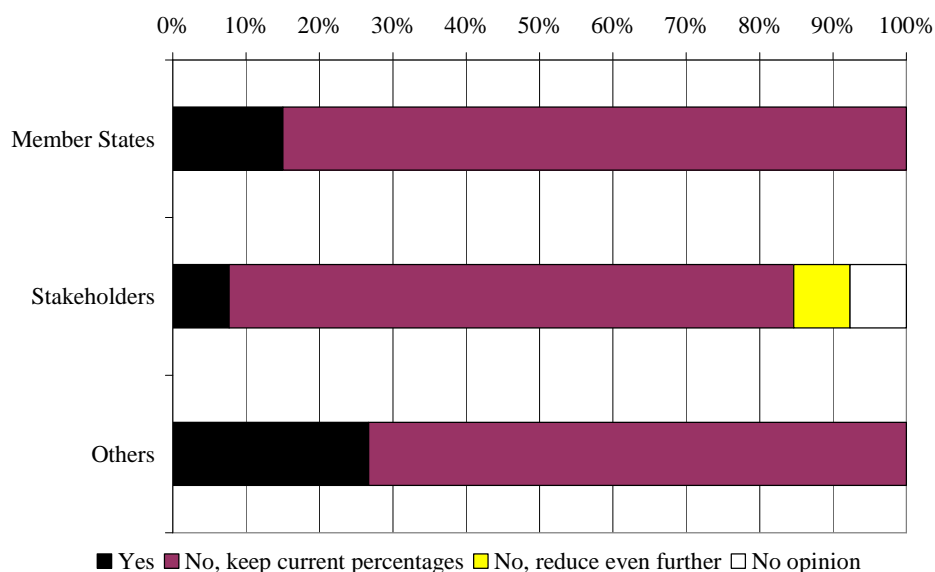
The current rules allow farmers that can not find organic breeding animals on the market, to bring non-organic ones onto the farm under strict conditions. The animals should only be used for breeding purposes, be female and have not yet given birth (nulliparous). The yearly maximum presented in the current regulation is 10% for horses, donkeys, cattle, buffaloes and bisons, and of 20% for pigs, sheep and goats.

Question 5: Do you agree to reduce the yearly maximum of non-organic breeding animals that may be brought onto a farm to 5% for horses, donkeys, cattle, buffaloes and bisons, and to 10% for pigs, sheep and goats? (The other conditions remain the same.) (Annex I B.3.8 of Council Regulation 2092/91)

Table 23 – Question 5 - absolute no. of answers

	Member States	Stakeholders	Others	TOTAL
Yes	3	1	4	8
No, keep current percentages	17	10	11	38
No, reduce even further	0	1	0	1
No opinion	0	1	0	1

Figure 23 – Question 5 – shares



2.2.6. Use of micro-organisms

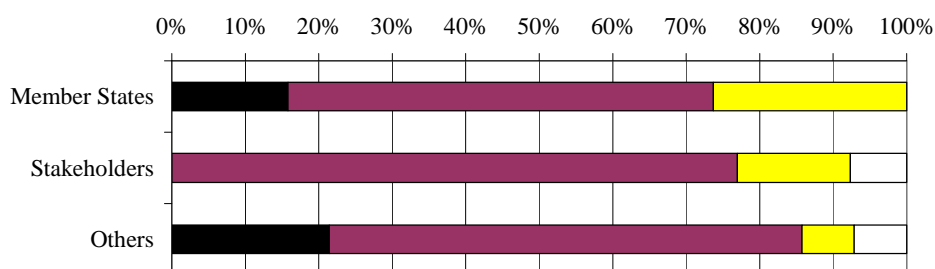
The current rules allow the use of micro-organisms for improving the condition of the soil as well as the availability of nutrients in the soil and for crops. But the need for such use of micro-organisms has first to be recognized by the control body.

Question 7: Shall it be obligatory that the use of micro-organisms for this purpose is authorised by the Member State authority? (Annex I A.2.4. of Council Regulation 2092/91)

Table 24 – Question 7 - absolute no. of answers

	Member States	Stakeholders	Others	TOTAL
Yes	3	0	3	6
No, the use of micro-organisms for this purpose shall be allowed under the same conditions to all farmers in all Member States, without the need for Member State authorities to impose further conditions	11	10	9	30
No, as under option 2 but the farmer shall notify the use to his control body and record documented evidence supporting the need for using micro-organisms	5	2	1	8
No opinion	0	1	1	2

Figure 24 – Question 7 – shares



■ Yes

■ No, the use of micro-organisms for this purpose shall be allowed under the same conditions to all farmers in all Member States, without the need for Member State authorities to impose further conditions

■ No, as under option 2 but the farmer shall notify the use to his control body and record documented evidence supporting the need for using micro-organisms

□ No opinion

2.3. Clarifications

Some terms of the current rules have led to different interpretations. Under the new rules they need to be clarified to avoid confusion and misinterpretation of future applicatory rules.

2.3.1. Multilayer

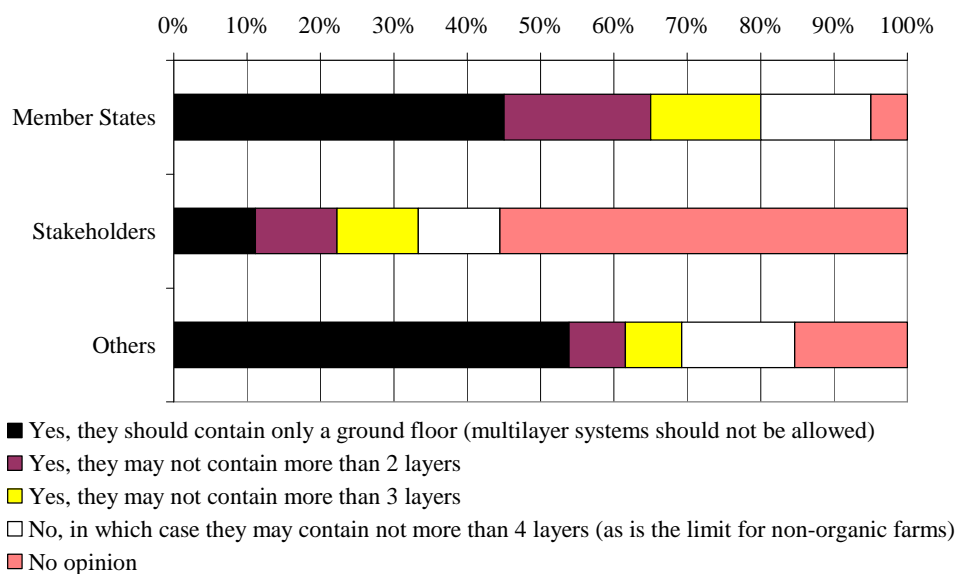
The current rules have led to confusion on whether poultry may be kept in stables with several layers of flooring area.

Question 8: Do you think it is necessary to regulate the construction of organic poultry stables? (Annex I.B. 8.4.1. of Council Regulation 2092/91)

Table 25 – Question 8 - absolute no. of answers

	Member States	Stakeholders	Others	TOTAL
Yes, they should contain only a ground floor (multilayer systems should not be allowed)	9	1	7	17
Yes, they may not contain more than 2 layers	4	1	1	6
Yes, they may not contain more than 3 layers	3	1	1	5
No, in which case they may contain not more than 4 layers (as is the limit for non-organic farms)	3	1	2	6
No opinion	1	5	2	8

Figure 25 – Question 8 - shares



2.3.2. Minimum slaughter age

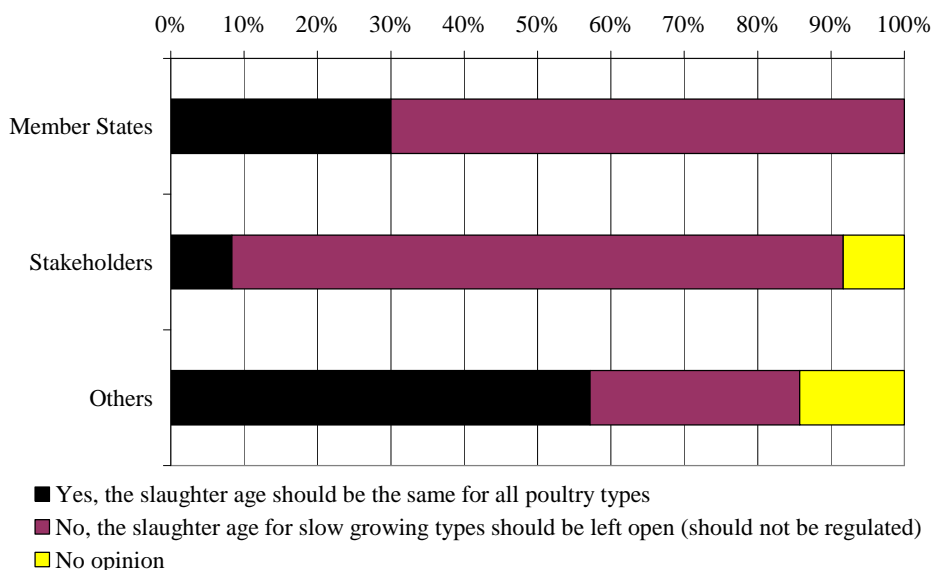
The current rules have not fixed a minimum slaughter age for slow-growing poultry types.

Question 9: Is it necessary to specify the slaughter age for all poultry types? (Annex I.B. 6.1.9. of Council Regulation 2092/91)

Table 26 – Question 9 - absolute no. of answers

	Member States	Stakeholders	Others	TOTAL
Yes, the slaughter age should be the same for all poultry types	6	1	8	15
No, the slaughter age for slow growing types should be left open (should not be regulated)	14	10	4	28
No opinion	0	1	2	3

Figure 26 – Question 9 - shares



2.3.3. Management practices

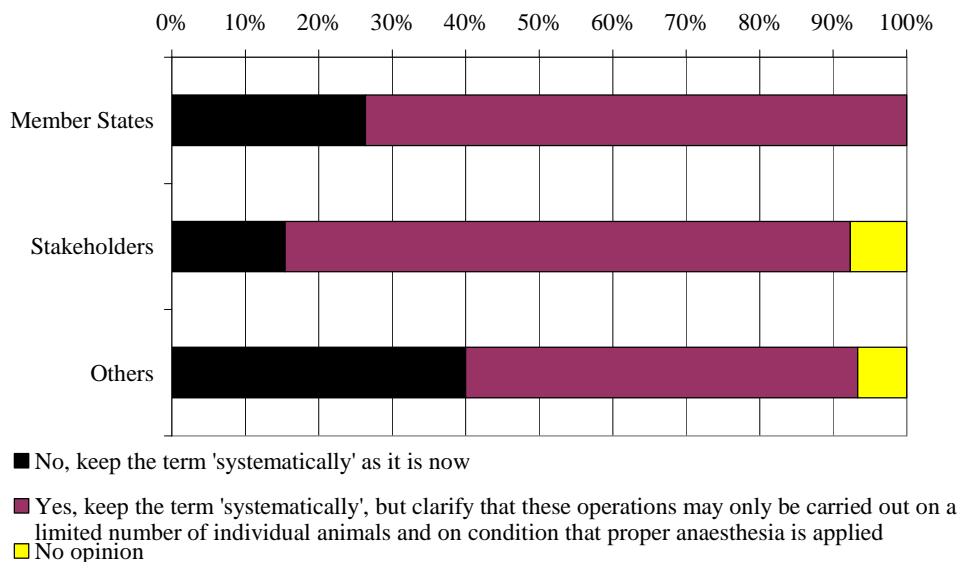
The current rules ban carrying out certain livestock management practices 'systematically' without being clear on what systematically means.

Question 10: Do you think further clarification of the term 'systematically' is needed? (Annex I.B. 6.1.2. of Council Regulation 2092/91)

Table 27 – Question 10 - absolute no. of answers

	Member States	Stakeholders	Others	TOTAL
No, keep the term 'systematically' as it is now	5	2	6	13
Yes, keep the term 'systematically', but clarify that these operations may only be carried out on a limited number of individual animals and on condition that proper anaesthesia is applied	14	10	8	32
No opinion	0	1	1	2

Figure 27 – Question 10 – shares



2.3.4. Recent past

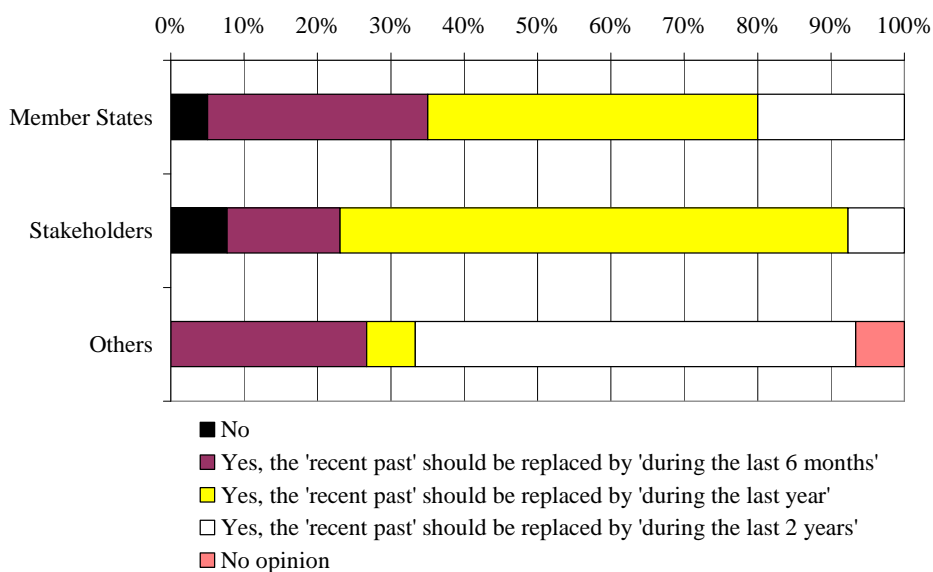
The current rules allow reducing the period of 2 years for converting land to be used by organic pigs and poultry to 6 months, where the land has not been treated in the 'recent past' with plant protection products (for instance pesticides) or fertilizers not allowed in organic farming. The term 'recent past' is not defined.

Question 11: Do you think there is a need to clarify the term 'recent past' in this context? (Annex I.B. 2.1.2. of Council Regulation 2092/91)

Table 28 – Question 11 - absolute no. of answers

	Member States	Stakeholders	Others	TOTAL
No	1	1	0	2
Yes, the 'recent past' should be replaced by 'during the last 6 months'	6	2	4	12
Yes, the 'recent past' should be replaced by 'during the last year'	9	9	1	19
Yes, the 'recent past' should be replaced by 'during the last 2 years'	4	1	9	14
No opinion	0	0	1	1

Figure 28 – Question 11 - shares



2.3.5. Extensive husbandry

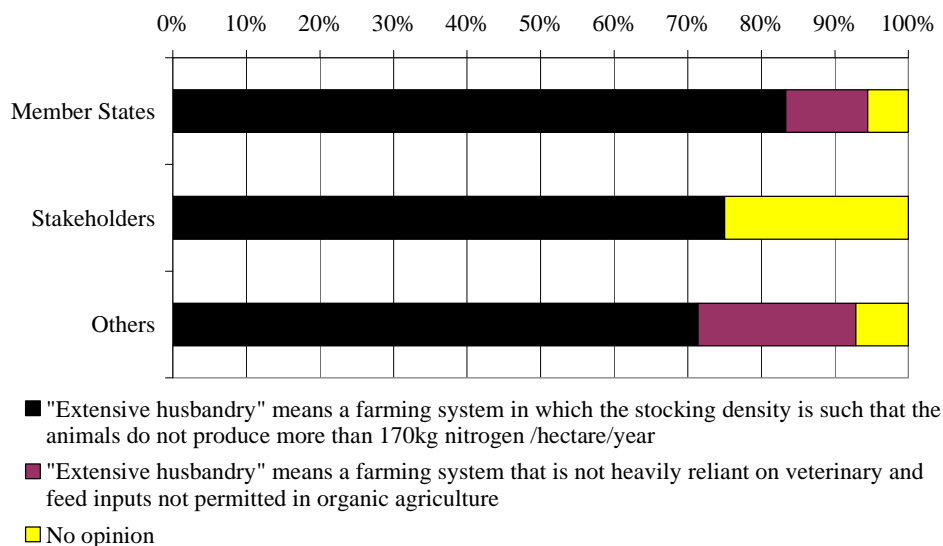
The current rules use the term 'extensive husbandry' several times, determining for instance that only animals from extensive husbandry may graze organic land, or organic animals may only graze together with non-organic animals from extensive husbandry. The definition of the term 'extensive husbandry' was regulated by other rules, and the organic rules simply took this definition. But these rules have been repealed, so there is no longer a definition for this term in the organic rules.

Question 12: If you consider that a definition of the term 'extensive husbandry' is needed, which option do you prefer? (Annex I B. 1.7. and Annex I B.1.8. of Council Regulation 2092/91)

Table 29 – Question 12 - absolute no. of answers

	Member States	Stakeholders	Others	TOTAL
'Extensive husbandry' means a farming system in which the stocking density is such that the animals do not produce more than 170kg nitrogen/hectare/year	15	3	10	28
'Extensive husbandry' means a farming system that is not heavily reliant on veterinary and feed inputs not permitted in organic agriculture	2	0	3	5
No opinion	1	1	1	3

Figure 29 – Question 12 - shares



2.3.6. Maximum amount of nitrogen

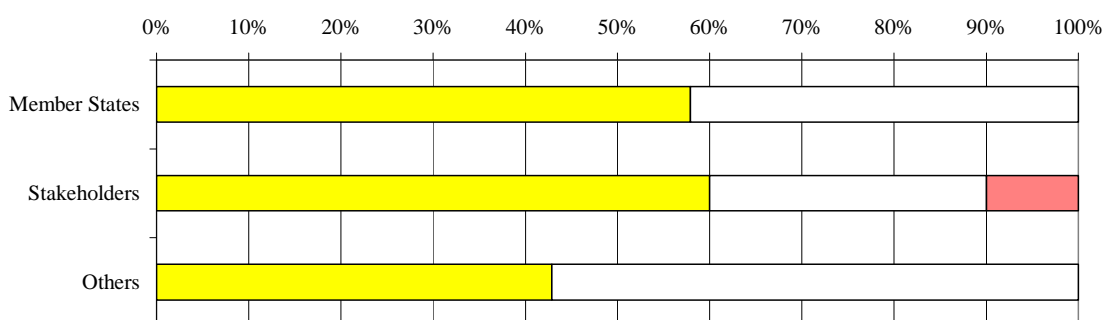
The current rules for the maximum amount of nitrogen to be used on a farm have led to different interpretations.

Question 13: Shall the upper limit of nitrogen to be used on a farm be fixed at 170 kg of nitrogen per hectare farm land per year? (Annex I A.2.2. and Annex I B. 7.1 of Council Regulation 2092/91)

Table 30 – Question 13 - absolute no. of answers

	Member States	Stakeholders	Others	TOTAL
No, no limitation at all	0	0	0	0
Yes, but this limit shall only apply to the use of farmyard manure	0	0	0	0
Yes, but this limit shall only apply to the use of farmyard manure, dried farmyard manure and dehydrated poultry manure, composted animal excrements, including poultry manure, composted farmyard manure and liquid animal excrements (slurry, urine, etc.). Specialised crop production, such as vegetable production will not be affected by this limit	11	6	6	23
Yes, and this limit shall apply to all nitrogen applied to the land, independent of its source	8	3	8	19
No opinion	0	1	0	1

Figure 30 – Question 13 - shares



■ No, no limitation at all

■ Yes, but this limit shall only apply to the use of farmyard manure

■ Yes, but this limit shall only apply to the use of farmyard manure, dried farmyard manure and dehydrated poultry manure, composted animal excrements, including poultry manure, composted farmyard manure and liquid animal excrements

□ Yes, and this limit shall apply to all nitrogen applied to the land, independent of its source

■ No opinion

2.3.7. Risk based control

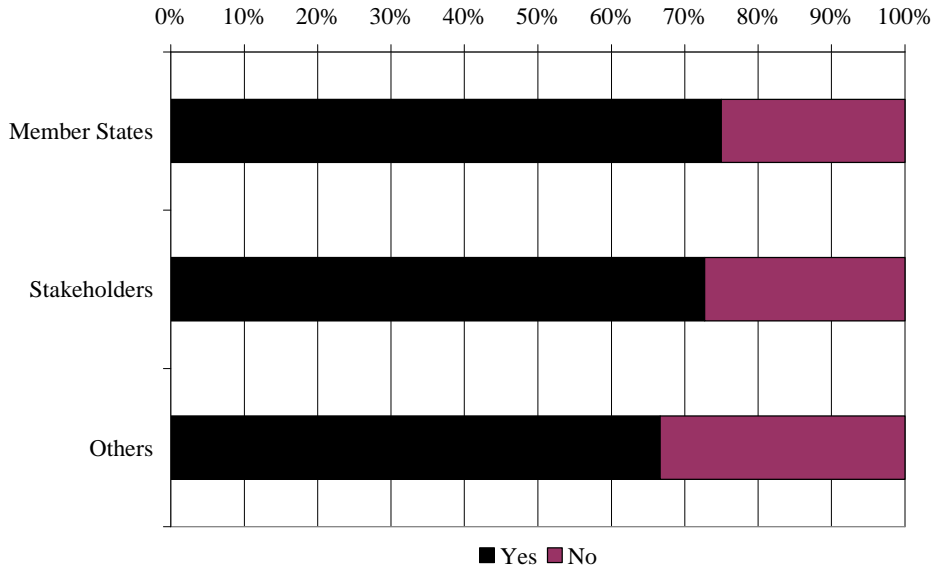
According to the new rules, the controls shall be based on a risk based control system.

Question 14: Do you think that the verification of compliance at least once a year should in all cases include an inspection visit on the spot?

Table 31 – Question 14 - absolute no. of answers

	Member States	Stakeholders	Others	TOTAL
Yes	15	8	10	33
No	5	3	5	13
No opinion	0	0	0	0

Figure 31– Question 14 - shares



3. ANNEX

LIST OF RESPONDENTS

3.1.1. Member States

BE Flemish government (Department of agriculture and fisheries)
BE Autorités Region Wallonie
BG Ministry of Agriculture and Food Supply
DK Ministry of Food, Agriculture and Fisheries
DE Bundesministerium für Ernährung, Landwirtschaft und Verbraucherschutz
EE Ministry of Agriculture
EL Ministry of Rural Development and Food
ES Ministerio de Agricultura, Pesca y Alimentación
FR Ministère de l'agriculture et de la pêche, Comité national agriculture biologique
IE Department of Agriculture, Fisheries and Food
LV Ministry of Agriculture
LT The Ministry of Agriculture of the Republic of Lithuania
NL Ministry of Agriculture, Nature and Food Quality
AT Federal Ministry of Health, Family and Youth
PL Ministry of Agriculture and Rural Development
RO Ministry of Agriculture and Rural Development
SI Ministry of Agriculture, Forestry and Food
FI Ministry of Agriculture and Forestry
SE Ministry of Agriculture
UK DEFRA

3.1.2. Stakeholders

DK Demeterforbundet in Denmark
DE COPA/COGECA - DBV Deutscher Bauernverband
ES Biodynamic Agriculture Association in Spain (member of Demeter International)
LU Veräin fir biologesch-dynamesch Landwirtschaft asbl. Demeter-Bond Lëtzebuerg
NL Stichting Demeter
SE BEUC - Coop Sweden
UK Biodynamic Agricultural Association – Demeter UK
CELCAA
COPA/COGECA
Demeter International
EFFAT
European Organic Certifiers Council (EOCC)
FAIR TRADE
FRUCOM
IFOAM EU Group

3.1.3. Others

BE Bioforum Wallonie

BE Bioforum Vlaanderen
BE FEFAC (European Federation of Compound Feed Manufacturers)
BE UNAB Union des Agrobiologistes Belges
CH Département fédéral de l'économie DFE, Office fédéral de l'agriculture OFAG
EE Estonian NGOs
FR Coordination Rhône-Alpes de l'agriculture biologique (CORABIO)
FR Fédération Nationale d'Agriculture Biologique des régions de France (FNAB)
FR Fédération Régionale des Agrobiologistes de Bretagne (FRAB), appartenant au réseau FNAB
FR GAB Région Ile de France
FR IBB Inter Bio Bretagne
NO Norwegian Ministry of Agriculture and Food
AT Landwirt AT
SE KRAV
Eurogroup for Animals
Soil Association