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From:	Secretary-General of the European Commission, signed by Ms Martine DEPREZ, Director
date of receipt:	21 October 2021
To:	Mr Jeppe TRANHOLM-MIKKELSEN, Secretary-General of the Council of the European Union
No. Cion doc.:	C(2021) 7387 final - Annex
Subject:	ANNEX to the COMMISSION DELEGATED REGULATION (EU) .../... supplementing Regulation (EU) 2018/848 of the European Parliament and of the Council with rules on the official controls in respect of consignments of organic products and in-conversion products intended for import into the Union and on the certificate of inspection

Delegations will find attached document C(2021) 7387 final - Annex.

Encl.: C(2021) 7387 final - Annex



EUROPEAN
COMMISSION

Brussels, 21.10.2021

C(2021) 7387 final

ANNEX

ANNEX

to the

COMMISSION DELEGATED REGULATION (EU) .../...

supplementing Regulation (EU) 2018/848 of the European Parliament and of the Council with rules on the official controls in respect of consignments of organic products and in-conversion products intended for import into the Union and on the certificate of inspection

ANNEX
PART I

**CERTIFICATE OF INSPECTION
FOR THE IMPORT OF ORGANIC AND IN-CONVERSION PRODUCTS
INTO THE EUROPEAN UNION**

1. Issuing control authority or control body	2. Procedure pursuant to Regulation (EU) 2018/848 of the European Parliament and of the Council ¹ : <input type="checkbox"/> Compliance (Article 46); <input type="checkbox"/> Equivalent third country (Article 48); <input type="checkbox"/> Equivalent control authority or control body (Article 57); or <input type="checkbox"/> Equivalence under a trade agreement (Article 47).	
3. Certificate of inspection reference number	4. Producer or processor of the product	
5. Exporter	6. Operator who buys or sells the product without storing or physically handling the product	
7. Control authority or control body	8. Country of origin	
9. Country of export	10. Border control post/point of release for free circulation	
11. Country of destination	12. Importer	
13. Description of products Organic or in-conversion CN code Trade name Category Number of packages Lot number Net weight		
14. Container number	15. Seal number	16. Total gross weight

¹ Regulation (EU) 2018/848 of the European Parliament and of the Council of 30 May 2018 on organic production and labelling of organic products and repealing Council Regulation (EC) No 853/2007 (OJ L 150, 14.6.2018, p. 1).

17. Means of transport Mode Identification International transport document	
18. Declaration of the control authority or control body issuing the certificate referred to in box 1 This is to certify that this certificate has been issued on the basis of the checks required under Commission Delegated Regulation (EU) 2021/1698 ² for compliance (Article 46 of Regulation (EU) 2018/848) or Commission Delegated Regulation (EU) 2021/1342 ³ for equivalence (Article 47, 48 or 57 of Regulation (EU) 2018/848) and that the products designated above are in line with the requirements of Regulation (EU) 2018/848 Date Name and signature of authorised person /qualified electronic seal Stamp of issuing control authority or control body	
19. Operator responsible for the consignment	
20. Prior notification Date Time	
21. For transfer to:	22. Details of the control point
23. Special customs procedures Customs warehousing <input type="checkbox"/> Inward processing <input type="checkbox"/> Name and address of the operator responsible for the customs procedure(s): Control authority or control body certifying the operator responsible for the customs procedure(s): <input type="checkbox"/> Verification of the consignment prior to the special customs procedure(s) Additional information: Authority and Member State: Date:	

² Commission Delegated Regulation (EU) 2021/1698 of 13 July 2021 supplementing Regulation (EU) 2018/848 of the European Parliament and of the Council with procedural requirements for the recognition of control authorities and control bodies that are competent to carry out controls on operators certified organic and on organic products in third countries and with rules on their supervision and the controls and other actions to be performed by those control authorities and control bodies (OJ L 336, 23.9.2021, p. 7).

³ Commission Delegated Regulation (EU) 2021/1342 of 27 May 2021 supplementing Regulation (EU) 2018/848 of the European Parliament and of the Council with rules on the information to be sent by third countries and by control authorities and control bodies for the purpose of supervision of their recognition under Article 33(2) and (3) of Council Regulation (EC) No 834/2007 for imported organic products and the measures to be taken in the exercise of that supervision (OJ L 292, 16.8.2021, p. 20).

Name and signature of authorised person Customs Declaration Reference Number for the customs procedure(s)	
24. First consignee in the European Union	
25. Control by the relevant competent authority Documentary checks <input type="checkbox"/> Satisfactory <input type="checkbox"/> Not satisfactory Selected for identity and physical checks <input type="checkbox"/> Yes <input type="checkbox"/> No Authority and Member State: Date: Name and signature of authorised person/qualified electronic seal	
26. For transfer from the border control post to a control point: <input type="checkbox"/> Yes <input type="checkbox"/> No	27. Details of the control point
28. Means of transport from the border control post to a control point	
29. Identity and physical checks Identity checks <input type="checkbox"/> Satisfactory; <input type="checkbox"/> Not satisfactory; Physical checks <input type="checkbox"/> Satisfactory; <input type="checkbox"/> Not satisfactory; Laboratory test <input type="checkbox"/> Yes <input type="checkbox"/> No Test result <input type="checkbox"/> Satisfactory <input type="checkbox"/> Not satisfactory	
30. Decision by the relevant competent authority <input type="checkbox"/> To be released as organic; <input type="checkbox"/> To be released as in-conversion; <input type="checkbox"/> To be released as non-organic; <input type="checkbox"/> The consignment cannot be released for free circulation;	

☐ Part of the consignment can be released for free circulation.

Additional information:

Authority at border control post/control point/point of release for free circulation and Member State:

Date:

Name and signature of authorised person/qualified electronic seal

31. Declaration of the first consignee

This is to confirm that at the reception of the products, the packaging or container and, where relevant, the certificate of inspection are:

- ☐ in accordance with point 6 of Annex III to Regulation (EU) 2018/848; or
- ☐ not in accordance with point 6 of Annex III to Regulation (EU) 2018/848.

Name and signature of the authorised person

Date:

PART II

NOTES FOR THE COMPLETION OF THE MODEL OF THE CERTIFICATE OF INSPECTION

Boxes 1 to 20 must be completed by the relevant control authority or control body in the third country.

Box 1: Name, address and code of the control authority or control body recognised pursuant to Article 46 or referred to in Article 57 of Regulation (EU) 2018/848 or a control authority or control body designated by a competent authority of a third country referred to in Article 47 or 48 of that Regulation. This control authority or control body also completes boxes 2 to 18.

Box 2: This box indicates the provisions of Regulation (EU) 2018/848 that are relevant for the issue and use of this certificate; indicate the relevant provision.

Box 3: Number of the certificate automatically assigned by the electronic Trade Control and Expert System (TRACES).

Box 4: Name and address of the operator(s) who produced or processed the products in the third country mentioned in box 8.

Box 5: Name and address of the operator exporting the products from the country mentioned in box 9. The exporter is the operator performing the last operation for the purposes of preparation as defined in Article 3, point (44), of Regulation (EU) 2018/848 on the products mentioned in box 13 and sealing the products in appropriate packaging or containers, pursuant to point 6 of Annex III to Regulation (EU) 2018/848.

Box 6: Where applicable, fill in name and address of one or more operators who buy or sell the product without storing or physically handling the product.

Box 7: Name and address of the control body(ies) or authority(ies) for monitoring compliance of the production or processing of the products with the rules on organic production in the country mentioned in box 8.

Box 8: Country of origin means the country(ies) where the product has been produced/grown or processed.

Box 9: Country of export means the country where the product has been subject to the last operation for the purpose of preparation as defined in Article 3, point (44), of Regulation (EU) 2018/848 and sealed in appropriate packaging or containers.

Box 10: In case of consignments subject to official controls at border control posts pursuant to Article 45(5) of Regulation (EC) 2018/848, indicate the name and the unique alphanumeric code assigned by TRACES to the border control post of first arrival into the Union, at which official controls are performed in accordance with Article 6(1) of Commission Delegated Regulation (EU) 2021/xxx [C(2021) 7387]⁴.

In case of consignments exempted from official controls at border control posts in accordance with Article 3 of Commission Delegated Regulation (EU) 2021/XXX⁵ [C(2021) 6946], indicate the name and the unique alphanumeric code assigned by TRACES to the point of release for free circulation into the European Union, as appropriate, where official controls are performed in accordance with Article 6(1) of Commission Delegated Regulation (EU) 2021/xxx [C(2021) 7387].

The information in this box can be updated by the importer or its representative prior to the arrival of the consignment at the border control post or at the point of release for free circulation, as appropriate.

Box 11: Country of destination means the country of the first consignee in the European Union.

⁴ Commission Delegated Regulation (EU) No 2021/xxxx of [date] supplementing Regulation (EU) 2018/848 of the European Parliament and of the Council with rules on the official controls in respect of consignments of organic products and in-conversion products intended for import into the Union and on the certificate of inspection (OJ L xxx, xxx, p. xxx).

⁵ Commission Delegated Regulation (EU) 2021/XXX of [date] supplementing Regulation (EU) 2017/625 of the European Parliament and of the Council with rules on the cases where and conditions under which organic products and in-conversion products are exempted from official controls at border control posts, the place of official controls for such products and amending Commission Delegated Regulations (EU) 2019/2123 and (EU) 2019/2124 (OJ L xxx, xxx, p. xxx).

Box 12: Name, address and the Economic Operators Registration and Identification (EORI) number, as defined in Article 1, point (18), of Commission Delegated Regulation (EU) 2015/2446⁶, of the importer, as defined in Article 2, point (1), of Commission Implementing Regulation (EU) 2021/xxx⁷ [C(2021) 8811], who presents the consignment for release for free circulation either on its own, or through a representative.

Box 13: Description of the products, which includes:

- the indication whether the products are organic or in-conversion;
- the Combined Nomenclature (CN) code as referred to in Council Regulation (EEC) No 2658/87⁸ for the products concerned (8-digit level where possible);
- the trade name;
- the category of the product in accordance with Annex II to Commission Implementing Regulation (EU) 2021/1378⁹;
- the number of packages (number of boxes, cartons, bags, buckets, etc.);
- the lot number; and
- the net weight.

Box 14: Container number: optional.

Box 15: Seal number: optional.

Box 16: Total gross weight expressed in appropriate units (kg, litre, etc.).

Box 17: Means of transport used from the country of origin until the arrival of the product at the border control post or the point of release for free circulation for the verification of the consignment and endorsement of the certificate of inspection.

Mode of transport: aeroplane, vessel, railways, road vehicle, other.

Identification of the means of transport: for aeroplane, the flight number, for vessels, the ship name(s), for railways, the train identity and wagon number, for road transport, the registration number plate with trailer number plate if appropriate.

In the case of ferry, indicate vessel and road vehicle with the identification of the road vehicle and of the scheduled ferry.

Box 18: Declaration of the control authority or the control body issuing the certificate. Choose the appropriate Commission Delegated Regulation. The hand signature of the authorised person and the stamp are required only in the case of certificates of inspection issued on paper until 30 June 2022 in accordance with Article 11(1) of Delegated Regulation (EU) 2021/xxx [C(2021) 7387].

Box 19: Name, address and the EORI number, as defined in Article 1, point (18), of Delegated Regulation (EU) 2015/2446, of the operator responsible for the consignment, as defined in Article 2, point (2), of Implementing Regulation (EU) 2021/xxx [C(2021) 8811]. This box must be completed by the importer indicated in box 12, if the operator responsible for the consignment is different from that importer.

Box 20: In case of a consignment of products intended to be placed on the Union market as organic products or in-conversion products subject to official controls at border control posts pursuant to Article 45(5) of Regulation (EU) 2018/848, indicate the estimated arrival date and time at the border control post.

⁶ Commission Delegated Regulation (EU) 2015/2446 of 28 July 2015 supplementing Regulation (EU) No 952/2013 of the European Parliament and of the Council as regards detailed rules concerning certain provisions of the Union Customs Code (OJ L 343, 29.12.2015, p. 1).

⁷ Commission Implementing Regulation (EU) 2021/xxx laying down rules on documents and notifications required for organic and in-conversion products intended for import into the Union (OJ L xxx, xxx, p. xxx).

⁸ Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ L 256, 7.9.1987, p. 1).

⁹ Commission Implementing Regulation (EU) 2021/1378 laying down certain rules concerning the certificate issued to operators, groups of operators and exporters in third countries involved in the imports of organic and in-conversion products into the Union and establishing the list of recognised control authorities and control bodies in accordance with Regulation (EU) 2018/848 of the European Parliament and of the Council (OJ L 297, 20.8.2021, p. 24).

In case of a consignment of products exempted from official controls at border control posts pursuant to Commission Delegated Regulation (EU) 2021/XXX [C(2021) 6946], indicate the estimated arrival date and time at the point of release for free circulation in accordance with that Regulation.

Box 21: To be completed by the importer, or where appropriate the operator responsible for the consignment, to request the transfer of the products to a control point in the Union for further official controls, if the consignment is selected for identity and physical checks by the competent authorities at the border control post. This box applies only to products subject to official controls at border control posts pursuant to Article 45(5) of Regulation (EU) 2018/848.

Box 22: Indicate the name of the control point in the Member State to which the products are to be transferred for identity and physical checks if the consignment is selected for such checks by the competent authorities at the border control post. To be completed by the importer or, where appropriate, by the operator responsible for the consignment. This box applies only to products subject to official controls at border control posts pursuant to Article 45(5) of Regulation (EU) 2018/848.

Box 23: This box must be completed by the relevant competent authority and the importer.

In case of products subject to official controls at border control posts, this box must be completed by the competent authority at the border control post.

The hand signature of the authorised person is required in the case of certificates of inspection endorsed on paper until 30 June 2022 in accordance with Article 11(2) of Delegated Regulation (EU) 2021/xxx [C(2021) 7387].

Box 24: Name and address of the first consignee in the European Union. This box must be completed by the importer.

Box 25: This box must be completed by the competent authority after the performance of the documentary checks in accordance with Article 6 of Delegated Regulation (EU) 2021/xxx [C(2021) 7387]. In case the documentary checks are not satisfactory, box 30 must be completed.

That authority must indicate whether the consignment is selected for identity and physical checks.

The signature of the authorised person/qualified electronic seal is only required if the competent authority is different from the authority indicated in box 30. The hand signature of the authorised person is required only in the case of certificates of inspection endorsed on paper until 30 June 2022 in accordance with Article 11(2) of Delegated Regulation (EU) 2021/xxx [C(2021) 7387].

Box 26: To be completed by the competent authority at the border control post if the consignment is selected for identity and physical checks and if the consignment is acceptable for transfer to the control point for further official controls. This box applies only to products subject to official controls at border control posts pursuant to Article 45(5) of Regulation (EU) 2018/848.

Box 27: In case of transfer to a control point, indicate the name of the control point in the Member State to which goods are requested to be transferred for identity and physical checks, its contact details and the unique alphanumeric code assigned by TRACES to the control point. To be completed by the competent authority at the border control post. This box applies only to products subject to official controls at border control posts pursuant to Article 45(5) of Regulation (EU) 2018/848.

Box 28: Please see guidance on box 17. This box must be filled in in case the consignment is transferred to a control point for identity and physical checks.

Box 29: This box must be completed by the competent authority in case the products are selected for identity and physical checks.

Box 30: This box must be completed by the competent authority, after the preparations referred to in Article 7(1) of Delegated Regulation (EU) 2021/xxx [C(2021) 7387], where applicable, and in all cases after the verification of the consignment in accordance with Article 6(1) and (2) of that Regulation.

The competent authority must select the appropriate option adding, if necessary, any additional information considered relevant. In particular, if the option “The consignment cannot be released for free circulation” or “Part of the consignment can be released for free circulation” has been selected, the relevant information must be provided under “additional information”.

In case of products subject to official controls at border control posts, this box must be completed by the competent authority at the border control post. In case the consignment is transferred to a control point for identity and physical checks referred to in Article 6 of Delegated Regulation (EU) 2021/xxx [C(2021) 7387], this box must be completed by the competent authority at that control point.

Under ‘authority at border control post/control point/point of release for free circulation’, fill in the name of the authority concerned, as appropriate.

The hand signature of the authorised person is required only in the case of certificates of inspection endorsed on paper until 30 June 2022 in accordance with Article 11(2) of Delegated Regulation (EU) 2021/xxx [C(2021) 7387].

Box 31: This box must be completed by the first consignee at the reception of the products after the release for free circulation by selecting one option after carrying out the checks provided for in point 6 of Annex III to Regulation (EU) 2018/848.

The hand signature of the first consignee is required for certificates of inspection endorsed on paper until 30 June 2022 in accordance with Article 11(2) of Delegated Regulation (EU) 2021/xxx [C(2021) 7387].