

DOSSIER CONCERNING THE REQUEST TO AMEND ANNEX IX
Ingredients of agricultural origin which have not been produced organically referred to in
Article 28 of Commission Regulation (EC) No 889/2008

1. General information on the request

Nature of the request	<input type="checkbox"/> Inclusion <input type="checkbox"/> Deletion <input type="checkbox"/> Change of conditions
Request introduced by	[Member State] Contact e-mail:
Date	

2. General information on the ingredient

Name of the ingredient
Primary use/conditions
Technology used for the production of this specific ingredient (if relevant)

3. Legal status

Status of the ingredient in the EU or national legislation
Previous national authorisations for use of this ingredient in organic production as non-organic agricultural ingredient (including the quantity authorised so far in total and start-expiry dates for each of the authorisations)

4. Precise description of the requested ingredient

Common name(s)
Latin name (if relevant)
Other names (also trade name)
Chemical name(s) /CAS code (Chemical Abstracts Systematic Names)/CN code/other codes (if relevant)

5. Quality requirements of the requested ingredient

Description of a specific quality required (where appropriate including quality of the components of the requested ingredient; specific production methods)

6. Consistency with objectives and principles of organic production

Criteria	Reg. 834/2007	Fulfilled Y/N	Detailed explanation
Aim at producing products of high quality	Art. 3(b)		
Aim at producing a wide variety of foods that respond to consumers' demand	Art. 3(c)		
Do not harm the environment, human health, plant health or animal health and welfare	Art. 3(c)		
Mainly technological and sensory functions	Art. 6(b)		
Essential technological need or for particular nutritional purposes	Art 6(b)		
The substances and processing methods do not mislead regarding the true nature of the product	Art. 6(c)		
Not a GMO and not produced from or by GMOs	Art. 9		
Is it an agricultural ingredient	Art. 19(2)(c)		
Alternatives authorized are not available	Art. 21(1)(i)		
Without having recourse to them, it would be impossible to produce or preserve the food or to fulfil given dietary requirements provided for on the basis of the European legislation	Art. 21 (1)(ii)		
Others: please specify			

7. Aspects related to the relevance of the request

Reasons for the inclusion, withdrawal or amendment
Intended use/ type of products for the preparation of which the requested ingredient is necessary
How and when market availability of the agricultural ingredient in organic form was verified?
Why is insufficient availability a structural problem?
If the request is motivated by insufficient quality, while the ingredient is available in organic form, why this specific quality is needed for production of a particular product?
Other Member States supporting the request
Stakeholder engagement/consultation in dossier preparation

Council Regulation (EC) No 834/2007

Article 19(2)(c) of Council Regulation (EC) No 834/2007:

"The following conditions shall apply to the composition of organic processed food:

(...)

(c) non-organic agricultural ingredients may be used only if they have been authorised for use in organic production in accordance with Article 21 or have been provisionally authorised by a Member State;

(...)"

Article 21 of Council Regulation (EC) No 834/2007:

"1. The authorisation of products and substances for use in organic production and their inclusion in a restricted list of the products and substances referred to in Article 19(2)(b) and (c) shall be subject to the objectives and principles laid down in Title II and the following criteria, which shall be evaluated as a whole:

(i) alternatives authorised in accordance with this chapter are not available;

(ii) without having recourse to them, it would be impossible to produce or preserve the food or to fulfil given dietary requirements provided for on the basis of the Community legislation.

(...)

2. The Commission shall, in accordance with the procedure referred to in Article 37(2), decide on the authorisation of the products and substances and their inclusion in the restricted list referred to in paragraph 1 of this Article and lay down specific conditions and limits for their use, and, if necessary, on the withdrawal of products.

Where a Member State considers that a product or substance should be added to, or withdrawn from the list referred to in paragraph 1, or that the specifications of use mentioned in this paragraph should be amended, the Member State shall ensure that a dossier giving the reasons for the inclusion, withdrawal or amendments is sent officially to the Commission and to the Member States.

Requests for amendment or withdrawal, as well as decisions thereon, shall be published.

Products and substances used before adoption of this Regulation and falling under Article 19(2)(b) and (c) may continue to be used after the said adoption. The Commission may, in any case, withdraw such products or substances in accordance with Article 37(2). "

Commission Regulation (EC) No 889/2008

Article 28(2) of Council Regulation (EC) No 889/2008:

"For the purpose of Article 19(2)(c) of Regulation (EC) No 834/2007, non-organic agricultural ingredients listed in Annex IX to this Regulation can be used in the processing of organic food."