

19/6/2018
Trilogue version

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL laying down rules on the making available on the market of CE marked fertilising products and amending Regulations (EC) No 1069/2009 and (EC) No 1107/2009

Cell in green: The text can be deemed as already agreed

Cell in yellow: The issue needs further discussion

Cell in red: The issue needs further discussion in depth at the trilogue meetings

Note:

Differences between the EP's position and the Commission's proposal are highlighted in Bold/Italics.

Differences between the Council's position and the Commission's proposal are highlighted in Bold/Italics.

Modifications by lawyer-linguists are in Italics.

Deletions are not marked. Compromise wording is in Bold/Italics/Underline.

453.	ANNEX I Product Function Categories (‘PFC’) of CE marked fertilising products		ANNEX I Product Function Categories (‘PFC’) of CE marked <u>EU</u> fertilising products	
454.	Part I Designation of Product Function Categories			
455.	1. Fertiliser			
456.	A. Organic fertiliser			
457.	I. Solid organic fertiliser			
458.	II. Liquid organic fertiliser			
459.	B. Organo-mineral fertiliser			
460.	I. Solid organo-mineral fertiliser			
461.	II. Liquid organo-mineral fertiliser			
462.	C. Inorganic fertiliser			
463.	I. Inorganic macronutrient fertiliser			
464.	a) Solid inorganic macronutrient fertiliser			

465.	i) Straight solid inorganic macronutrient fertiliser			
466.	A) Straight solid inorganic macronutrient ammonium nitrate fertiliser of high nitrogen content			
467.	ii) Compound solid inorganic macronutrient fertiliser			
468.	A) Compound solid inorganic macronutrient ammonium nitrate fertiliser of high nitrogen content			
469.	b) Liquid inorganic macronutrient fertiliser			
470.	i) Straight liquid inorganic macronutrient fertiliser			
471.	ii) Compound liquid inorganic macronutrient fertiliser			
472.	II. Inorganic micronutrient fertiliser			
473.	a) Straight inorganic micronutrient fertiliser			
474.	b) Compound inorganic micronutrient fertiliser			

475.		AM 105 <i>Ca. Low carbon fertiliser</i>		YELLOW – EP to check
476.	2. Liming material			
477.	3. Soil improver			
478.	A. Organic soil improver			
479.	B. Inorganic soil improver			
480.	4. Growing medium			
481.	5. Agronomic additive		deleted	GREEN – CEU TEXT
482.	A. Inhibitor		A 5. Inhibitor	GREEN – CEU TEXT
483.	I. Nitrification inhibitor		I A. Nitrification inhibitor	GREEN – CEU TEXT
484.		AM 106 <i>Ia. Denitrification inhibitor</i>		<i>B. Denitrification inhibitor</i> GREEN
485.	II. Urease inhibitor		II B. Urease inhibitor	C. Urease inhibitor GREEN
486.			C. Denitrification inhibitor	GREEN – no amendment
487.	B. Chelating agent		deleted	GREEN – CEU TEXT
488.	C. Complexing agent		deleted	GREEN – CEU TEXT

489.	6. Plant biostimulant			
490.	A. Microbial plant biostimulant			
491.	B. Non-microbial plant biostimulant			
492.	I. Organic non-microbial plant biostimulant		deleted	GREEN – CEU TEXT
493.	II. Inorganic non-microbial plant biostimulant		deleted	GREEN – CEU TEXT
494.	7. Fertilising product blend			
495.	Part II Requirements related to Product Function Categories			
496.	1. This Part sets out the requirements related to the Product Function Categories ('PFC') to which CE marked fertilising products shall belong.		1. This Part sets out the requirements related to the Product Function Categories ('PFC') to which CE marked <u>EU</u> fertilising products shall belong <u>by virtue of its claimed function.</u>	YELLOW – EP to check
497.	2. The requirements laid down in this Annex for a given PFC apply to CE marked fertilising products in all subcategories of that PFC.		2. The requirements laid down in this Annex for a given PFC apply to CE marked <u>EU</u> fertilising products in all subcategories of that PFC.	

498.			<p><u>(2a) The fact that a fertilising product complies with the function described in this Annex for the relevant PFC shall be supported by the product's mode of action, the relative concentration of its various components, or any other relevant parameter.</u></p>	<p><u>(2a) The claim that a fertilising product complies with the function as set out in this Annex for the relevant PFC shall be supported by the product's mode of action, the relative concentration of its various components, or any other relevant parameter.</u></p> <p>GREEN</p>
499.	<p>3. Where compliance with a given requirement (such as absence of a given contaminant) follows certainly and uncontestably from the nature or manufacturing process of a CE marked fertilising product, that compliance can be presumed in the conformity assessment without verification (such as testing), at the responsibility of the manufacturer.</p>		<p>3. Where compliance with a given requirement (such as absence of a given contaminant) follows certainly and uncontestably from the nature or manufacturing process of a CE marked EU fertilising product, that compliance can be presumed in the conformity assessment without verification (such as testing), at the responsibility of the manufacturer.</p>	

500.	4. Where the CE marked fertilising product contains a substance for which maximum residue limits for food and feed have been established in accordance with	AM 107 <i>deleted</i>	4. Where the CE -marked <u>EU</u> fertilising product contains a substance for which maximum residue limits for food and feed have been established in accordance with	YELLOW – EP to check
501.	(a) Council Regulation (EEC) No 315/93 ¹⁹ , ¹⁹ Council Regulation (EEC) No 315/93 of 8 February 1993 laying down Community procedures for contaminants in food (OJ L 37, 13.2.1993, p. 1).	<i>deleted</i>		YELLOW – EP to check

502.	<p>(b) Regulation (EC) No 396/2005 of the European Parliament and of the Council²⁰,</p> <p>²⁰ Regulation (EC) No 396/2005 of the European Parliament and of the Council of 23 February 2005 on maximum residue levels of pesticides in or on food and feed of plant and animal origin and amending Council Directive 91/414/EEC (OJ L 70, 16.3.2005, p. 1).</p>	<i>deleted</i>		YELLOW – EP to check
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503.	<p>(c) Regulation (EC) No 470/2009 of the European Parliament and of the Council²¹ or</p> <p>²¹ Regulation (EC) No 470/2009 of the European Parliament and of the Council of 6 May 2009 laying down Community procedures for the establishment of residue limits of pharmacologically active substances in foodstuffs of animal origin, repealing Council Regulation (EEC) No 2377/90 and amending Directive 2001/82/EC of the European Parliament and of the Council and Regulation (EC) No 726/2004 of the European Parliament and of the Council (OJ L 152, 16.6.2009, p. 11).</p>	<i>deleted</i>		YELLOW – EP to check
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504.	<p>(d) Directive 2002/32/EC of the European Parliament and of the Council²²,</p> <p>²² Directive 2002/32/EC of the European Parliament and of the Council of 7 May 2002 on undesirable substances in animal feed (OJ L 140, 30.5.2002, p. 10).</p>	<i>deleted</i>		YELLOW – EP to check
505.	the use of the CE marked fertilising product as specified in the use instructions must not lead to the exceedance of those limits in food or feed.	<i>deleted</i>	the use of the CE marked EU fertilising product as specified in the use instructions must not lead to the exceedance of those limits in food or feed.	YELLOW – EP to check
506.		<p>AM 108</p> <p><i>4a. Ingredients submitted for approval or re-approval under Regulation (EC) No 1107/2009 but not included in Implementing Regulation (EU) No 540/2011 shall not be used in fertilising products when non-inclusion is justified by paragraph 4 of Article 1 of Regulation (EC) No 1107/2009.</i></p>		GREEN – EC TEXT

507.			<p><u>4a. The requirements in this Annex are expressed in oxidised form for certain nutrients. Where compliance is assessed based on the presence of the nutrient in question in its elemental form, the following conversion factors shall be used:</u></p> <p><u>phosphorus (P) = phosphorus pentoxide (P₂O₅) × 0,436;</u></p> <p><u>potassium (K) = potassium oxide (K₂O) × 0,830;</u></p> <p><u>calcium (Ca) = calcium oxide (CaO) × 0,715;</u></p> <p><u>magnesium (Mg) = magnesium oxide (MgO) × 0,603;</u></p> <p><u>sodium (Na) = sodium oxide (Na₂O) × 0,742;</u></p> <p><u>sulphur (S) = sulphur trioxide (SO₃) × 0,400.</u></p>	<p>GREEN – CEU TEXT</p>
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508.			<p><u>4b. The requirements in this Annex are expressed by reference to organic carbon (C_{org}) Where compliance is assessed based on organic matter the following conversion factor applies:</u></p> <p><u>$C_{org} = \text{organic matter} \times 0,56.$</u></p>	GREEN – CEU TEXT
509.			<p><u>4c. Phosphonates shall not be intentionally added to any EU fertilising product. Unintentional presence of phosphonates shall not exceed 0,5% by mass.</u></p>	GREEN – CEU TEXT
510.	PFC 1: Fertiliser			
511.	A fertiliser shall be a CE marked fertilising product aimed at providing nutrients to plants.		<p>A fertiliser shall be a CE marked <u>EU</u> fertilising product aimed at providing <u>the function of which is to provide</u> nutrients to plants <u>or mushrooms.</u></p>	GREEN – Council text
512.	PFC 1(A): Organic fertiliser			
513.	1. An organic fertiliser shall contain	AM 109 1. An organic fertiliser shall contain		
514.	• carbon (C) and	- <i>organic</i> carbon (<i>Corg</i>) and	• <u>organic</u> carbon(<u>C_{org}</u>) and	GREEN – Council text

515.	• nutrients	- nutrients		
516.	of solely biological origin, excluding material which is fossilized or embedded in geological formations.	of solely biological origin, <i>such as peat, including leonardite, lignite and substances obtained from those materials, but</i> excluding <i>other materials</i> which <i>are</i> fossilized or embedded in geological formations.	of solely biological origin, <u>Organic fertiliser may contain leonardite and lignite, but no other</u> excluding material which is fossilized or embedded in geological formations.	of solely biological origin, <i>such as peat.</i> <u>Organic fertiliser may contain leonardite and lignite and substances obtained from them, but no other</u> excluding material which is fossilized or embedded in geological formations. YELLOW – Council to check (linked to row 552)
517.	2. Contaminants must not be present in the CE marked fertilising product by more than the following quantities:		2. Contaminants must not be present in the CE marked EU fertilising product by more than the following quantities:	
518.	• Cadmium (Cd) 1,5 mg/kg dry matter,	AM 110 - Cadmium (Cd) 1,0 mg/kg dry matter,		RED – Cd
519.	• Hexavalent chromium (Cr VI) 2 mg/kg dry matter,			
520.	• Mercury (Hg) 1 mg/kg dry matter,			
521.	• Nickel (Ni) 50 mg/kg dry matter,			

522.	• Lead (Pb) 120 mg/kg dry matter, and			
523.			• <u>Arsenic (As) 40 mg/kg dry matter</u>	YELLOW – COM to check
524.	• Biuret (C ₂ H ₅ N ₃ O ₂) 12 g/kg dry matter.	AM 112 - Biuret (C ₂ H ₅ N ₃ O ₂) <i>under detection limit.</i>	Biuret (C ₂ H ₅ N ₃ O ₂) 12 g/kg dry matter <u>must not be present in the EU fertilising product.</u>	YELLOW – EP to check
525.			<u>2a. Copper (Cu) must not be present in the EU fertilising product by more than 300 mg/kg dry matter, and zinc (Zn) must not be present in the EU fertilising product by more than 800 mg/kg dry matter.</u>	YELLOW – EP to check

526.	COMMISSION PROPOSAL	<p>3. Salmonella spp. shall be absent in a 25 g sample of the CE marked fertilising product.</p> <p>4. None of the two following types of bacteria shall be present in the CE marked fertilising product in a concentration of more than 1000 CFU/g fresh mass:</p> <p>(a) Escherichia coli, or</p> <p>(b) Enterococcaceae.</p> <p>This shall be demonstrated by measuring the presence of at least one of those two types of bacteria.</p>		
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EP AMENDMENTS

AM 113

3. *Pathogens must not be present in the organic fertiliser in a concentration of more than the respective limits outlined in the table below:*

<i>Micro-organism to be tested</i>	<i>Sampling plans</i>			<i>Limit</i>
	<i>n</i>	<i>c</i>	<i>m</i>	<i>M</i>
<i>Salmonella spp</i>	5	0	0	<i>Absence in 25g or 25ml</i>
<i>Escherichia coli or Enterococcaceae</i>	5	5	0	<i>1000 in 1g or 1ml</i>

where n = number of samples to be tested

c = number of samples where the number of bacteria expressed in CFU may be between m and M

m = threshold value for the number of bacteria expressed in CFU that is considered satisfactory

M = maximum value of the number of bacteria expressed in CFU

Parasites Ascaris spp. and Toxocara spp. in all stages of their development must not be present in 100g or 100ml of the organic fertiliser.

COUNCIL TEXT
14010/1/2017 REV 1

3. ~~Salmonella spp. shall be absent in a 25 g sample of the CE marked fertilising product.~~

4. ~~None of the two following types of bacteria shall be present in the CE marked fertilising product in a concentration of more than 1000 CFU/g fresh mass:~~

~~(a) Escherichia coli, or~~

~~(b) Enterococcaceae.~~

~~This shall be demonstrated by measuring the presence of at least one of those two types of bacteria.~~

3. Pathogens must not be present in the organic fertiliser in a concentration of more than the respective limits outlined in the table below:

<u>Micro-organisms to be tested</u>	<u>Sampling plans</u>			<u>Limit</u>
	<u>n</u>	<u>c</u>	<u>m</u>	<u>M</u>
<u>Salmonella spp</u>	<u>5</u>	<u>0</u>	<u>0</u>	<u>Absence in 25 g or 25 ml</u>
<u>Escherichia coli or Enterococcaceae</u>	<u>5</u>	<u>5</u>	<u>0</u>	<u>1000 in 1g or 1 ml</u>

where n = number of samples to be tested,

c = number of samples where the number of bacteria expressed in CFU maybe between m and M,

m = threshold value for the number of bacteria expressed in CFU that is considered satisfactory,

M = maximum value of the number of bacteria expressed in CFU.

COMPROMISE

GREEN – CEU TEXT

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
527.	PFC 1(A)(I): Solid organic fertiliser			
528.	1. A solid organic fertiliser shall contain 40% or more dry matter by mass.		1. A solid organic fertiliser shall be in solid form shall contain 40% or more dry matter by mass.	GREEN – CEU TEXT
529.		AM 114 <i>1a. The CE marked fertilising product shall contain at least one of the following declared nutrients: nitrogen (N), phosphorus pentoxide (P₂O₅) or potassium oxide (K₂O).</i>		GREEN – no amendment

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
530.	2. The CE marked fertilising product shall contain at least one of the following declared nutrients in the minimum quantities stated:		<p><u>2. The EU fertilising product shall contain at least one of the following declared nutrients: nitrogen (N), phosphorus pentoxide (P₂O₅) or potassium oxide (K₂O).</u></p> <p>The CE marked fertilising product shall contain at least one of the following declared nutrients <u>Where the product contains only one declared nutrient, the nutrient shall be present</u> in the <u>following</u> minimum quantities stated:</p>	<p><u>2. The EU fertilising product shall contain at least one of the following declared primary nutrients: nitrogen (N), phosphorus pentoxide (P₂O₅) or potassium oxide (K₂O).</u></p> <p>The CE marked fertilising product shall contain at least one of the following declared nutrients <u>Where the product contains only one declared nutrient, the nutrient shall be present</u> in the <u>following</u> minimum quantities stated:</p> <p>YELLOW – Council to check</p>
531.	• 2,5% by mass of total nitrogen (N),		• 2,5% by mass of total nitrogen (N), <u>or</u>	GREEN – CEU TEXT
532.	• 2% by mass of total phosphorus pentoxide (P ₂ O ₅), or			
533.	• 2% by mass of total potassium oxide (K ₂ O).			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
534.		<p>AM 115</p> <p><i>2a. Where the CE marked fertilising product contains more than one nutrient the product shall contain the primary declared nutrients in the minimum quantities stated below:</i></p> <p><i>2,5 % by mass of total nitrogen (N), or 2 % by mass of total phosphorus pentoxide (P₂O₅), or 2 % by mass of total potassium oxide (K₂O), and</i></p> <p><i>6,5 % by mass of total sum of nutrients.</i></p>	<p><u>Where the product contains more than one nutrient, the following minimum quantities of declared nutrients shall be present:</u></p> <ul style="list-style-type: none"> • <u>1 % by mass of total nitrogen (N), or</u> • <u>1% by mass of total phosphorus pentoxide (P₂O₅), or</u> • <u>1% by mass of total potassium oxide (K₂O); and</u> • <u>4% by mass of total sum of nutrients.</u> 	YELLOW – EP to check
535.	3. Organic carbon (C) shall be present in the CE marked fertilising product by at least 15% by mass.		3. Organic carbon (C _{org}) shall be present in the CE marked EU fertilising product by at least 15% by mass.	GREEN – CEU text
536.	PFC 1(A)(II): Liquid organic fertiliser			
537.	1. A liquid organic fertiliser shall contain less than 40% dry matter.		1. A liquid organic fertiliser <u>shall be in liquid form</u> shall contain less than 40% dry matter.	GREEN – CEU TEXT

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
538.		AM 116 <i>1a. The CE marked fertilising product shall contain at least one of the following declared nutrients: nitrogen (N), phosphorus pentoxide (P₂O₅) or potassium oxide (K₂O).</i>		GREEN – no amendment
539.	2. The CE marked fertilising product shall contain at least one of the following declared nutrients in the minimum quantities stated:	AM 117 2. The CE marked fertilising product shall contain at least one of the following declared <i>primary</i> nutrients in the minimum quantities stated:	2. The CE marked EU fertilising product shall contain at least one of the following declared nutrients: nitrogen (N) , phosphorus pentoxide (P₂O₅) or potassium oxide (K₂O) . <u>Where the product contains only one declared nutrient, the nutrient shall be present in the following minimum quantities stated:</u>	2. <u>The EU fertilising product shall contain at least one of the following declared primary nutrients: nitrogen (N), phosphorus pentoxide (P₂O₅) or potassium oxide (K₂O).</u> The CE marked fertilising product shall contain at least one of the following declared nutrients <u>Where the product contains only one declared nutrient, the nutrient shall be present in the following minimum quantities stated:</u> YELLOW – Council to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
540.	<ul style="list-style-type: none"> • 2% by mass of total nitrogen (N), 	AM 118 - 1% by mass of total nitrogen (N), <i>and/or</i>	<ul style="list-style-type: none"> • 2% by mass of total nitrogen (N), <u>or</u> 	YELLOW – EP to check
541.	<ul style="list-style-type: none"> • 1% by mass of total phosphorus pentoxide (P₂O₅), or 	AM 119 – 2 % by mass of total phosphorus pentoxide (P ₂ O ₅), or		YELLOW – EP to check
542.	<ul style="list-style-type: none"> • 2% by mass of total potassium oxide (K₂O). 	AM 120 – 1 % by mass of total potassium oxide (K ₂ O) <i>and</i>		YELLOW – EP to check
543.		AM 121 – 6,5 % by mass of total sum of nutrients.		GREEN – EC text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
544.		<p>AM122</p> <p><i>2a. Where the CE marked fertilising product contains more than one nutrient the product shall contain the primary declared nutrients in the minimum quantities stated below:</i></p> <p><i>2 % by mass of total nitrogen (N), or 1 % by mass of total phosphorus pentoxide (P₂O₅), or 2 % by mass of total potassium oxide (K₂O), and</i></p> <p><i>5 % by mass of total sum of primary nutrients.</i></p>	<p><u>Where the product contains more than one nutrient, the following minimum quantities of declared nutrients shall be present:</u></p> <ul style="list-style-type: none"> <u>• 1 % by mass of total nitrogen (N), or</u> <u>• 1% by mass of total phosphorus pentoxide (P₂O₅), or</u> <u>• 1% by mass of total potassium oxide (K₂O) and</u> <u>• 3% by mass of total sum of nutrients.</u> 	<p>YELLOW – EP to check</p>
545.	3. Organic carbon (C) shall be present in the CE marked fertilising product by at least 5% by mass.		3. Organic carbon (C _{org}) shall be present in the CE marked EU fertilising product by at least 5% by mass.	<p>GREEN – CEU text</p>
546.	PFC 1(B): Organo-mineral fertiliser			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
547.	1. An organo-mineral fertiliser shall be a co-formulation of	AM 123 1. An organo-mineral fertiliser shall be a co-formulation of		
548.	• one or more inorganic fertilisers, as specified in PFC 1(C) below, and	– one or more mineral fertilisers, as specified in PFC 1(C) below, and		YELLOW – EP to check
549.	• a material containing	– one or more materials containing organic carbon (Corg) and	• <u>one or more</u> a-materials containing	GREEN – CEU text
550.	– organic carbon (C) and			– organic carbon (Corg) and GREEN
551.	– nutrients			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
552.	of solely biological origin, excluding material which is fossilized or embedded in geological formations.	– nutrients of solely biological origin, <i>such as peat, including leonardite, lignite and substances obtained from those materials, but</i> excluding <i>other materials</i> which <i>are</i> fossilized or embedded in geological formations.	of solely biological origin, <u>including leonardite and lignite,</u> <u>but</u> excluding <u>other</u> materials which <u>are</u> is fossilized or embedded in geological formations.	of solely biological origin, <i>such as peat.</i> <u>Organo-mineral fertiliser may contain leonardite and lignite and substances obtained from them, but no other</u> excluding material which is fossilized or embedded in geological formations. YELLOW – Council to check (linked to row 516)
553.	2. Where one or more of the inorganic fertilisers in the co-formulation is a straight or compound solid inorganic macronutrient ammonium nitrate fertiliser of high nitrogen content, as specified in PFC 1(C)(I)(a)(i-ii)(A), the CE marked fertilising product shall not contain 15,75 % or more by mass of nitrogen (N) as a result of ammonium nitrate (NH ₄ NO ₃).		2. Where one or more of the inorganic fertilisers in the co-formulation is a straight or compound solid inorganic macronutrient ammonium nitrate fertiliser of high nitrogen content, as specified in PFC 1(C)(I)(a)(i-ii)(A), the CE marked <u>EU</u> fertilising product shall not contain 15,75 <u>10</u> % or more by mass of nitrogen (N) as a result of ammonium nitrate (NH ₄ NO ₃).	YELLOW – Council to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
554.	3. Contaminants must not be present in the CE marked fertilising product by more than the following quantities:		3. Contaminants must not be present in the CE marked EU fertilising product by more than the following quantities:	
555.	(a) Cadmium (Cd)			
556.	(1) Where the CE marked fertilising product has a total phosphorus (P) content of less than 5 % phosphorus pentoxide (P ₂ O ₅)-equivalent by mass: 3 mg/kg dry matter, or		Where the CE marked EU fertilising product has a total phosphorus (P) content of less than 5 % phosphorus pentoxide (P ₂ O ₅)-equivalent by mass: 3 mg/kg dry matter, or	
557.	(2) Where the CE marked fertilising product has a total phosphorus (P) content of 5 % phosphorus pentoxide (P ₂ O ₅)-equivalent or more by mass ('phosphate fertiliser'):		(2) Where the CE marked EU fertilising product has a total phosphorus (P) content of 5 % phosphorus pentoxide (P ₂ O ₅)-equivalent or more by mass ('phosphate fertiliser'):	RED – Cd
558.	<ul style="list-style-type: none"> As of [Publications office, please insert the date of application of this Regulation]: 60 mg/kg phosphorus pentoxide (P₂O₅), 		<ul style="list-style-type: none"> As of [Publications office, please insert the date eight years after the entry-into-force of application of this Regulation]: 60 mg/kg phosphorus pentoxide (P₂O₅), 	RED – Cd

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
559.	<ul style="list-style-type: none"> As of [Publications office, please insert the date occurring three years after the date of application of this Regulation]: 40 mg/kg phosphorus pentoxide (P₂O₅), and 	AM 343 – As of [Publications office, please insert the date occurring six years after the date of application of this Regulation]: 40 mg/kg phosphorus pentoxide (P ₂ O ₅), and	deleted	RED – Cd
560.	<ul style="list-style-type: none"> As of [Publications office, please insert the date occurring twelve years after the date of application of this Regulation]: 20 mg/kg phosphorus pentoxide (P₂O₅), 	AM 343 – As of [Publications office, please insert the date occurring sixteen years after the date of application of this Regulation]: 20 mg/kg phosphorus pentoxide (P ₂ O ₅),	deleted	RED – Cd
561.	(b) Hexavalent chromium (Cr VI) 2 mg/kg dry matter,			
562.	(c) Mercury (Hg) 1 mg/kg dry matter,			
563.	(d) Nickel (Ni) 50 mg/kg dry matter, and			
564.	(e) Lead (Pb) 120 mg/kg dry matter.			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
565.			<u>(ea) Arsenic (As) 40 mg/kg dry matter</u>	
566.			<u>(ed) Biuret (C₂H₅N₃O₂) 12 g/kg dry matter</u>	
567.			<p><u>3a. Copper (Cu) must not be present in the EU fertilising product by more than 600 mg/kg dry matter, and Zinc (Zn) must not be present in the EU fertilising product by more than 1500 mg/kg dry matter.</u></p> <p><u>However, these limit values shall not apply where the copper or zinc has been intentionally added to the fertilising product for the purpose of correcting the soil micronutrient deficiency and is declared in accordance with Annex III.</u></p>	

568.	COMMISSION PROPOSAL	<p>4. Salmonella spp. shall be absent in a 25 g sample of the CE marked fertilising product.</p> <p>5. None of the two following types of bacteria shall be present in the CE marked fertilising product in a concentration of more than 1000 CFU/g fresh mass:</p> <p>(a) Escherichia coli, or</p> <p>(b) Enterococcaceae.</p> <p>This shall be demonstrated by measuring the presence of at least one of those two types of bacteria.</p>																				
	EP AMENDMENTS	<p>AM 126</p> <p>4. <i>Pathogens must not be present in the organo-mineral fertiliser in a concentration of more than the respective limits outlined in the table below:</i></p> <table><tr><th><i>Micro-organism to be tested</i></th><th colspan="3"><i>Sampling plans</i></th><th><i>Limit</i></th></tr><tr><th></th><th><i>n</i></th><th><i>c</i></th><th><i>m</i></th><th><i>M</i></th></tr><tr><td><i>Salmonella spp</i></td><td>5</td><td>0</td><td>0</td><td><i>Absence in 25g or 25ml</i></td></tr><tr><td><i>Escherichia coli or Enterococcaceae</i></td><td>5</td><td>5</td><td>0</td><td><i>1000 in 1g or 1ml</i></td></tr></table> <p><i>where n = number of samples to be tested</i></p> <p><i>c = number of samples where the number of bacteria expressed in CFU may be between m and M</i></p> <p><i>m = threshold value for the number of bacteria expressed in CFU that is considered satisfactory</i></p> <p><i>M = maximum value of the number of bacteria expressed in CFU</i></p> <p><i>Parasites Ascaris spp. and Toxocara spp. in all stages of their development must not be present in 100g or 100ml of the organo-mineral fertiliser.</i></p>	<i>Micro-organism to be tested</i>	<i>Sampling plans</i>			<i>Limit</i>		<i>n</i>	<i>c</i>	<i>m</i>	<i>M</i>	<i>Salmonella spp</i>	5	0	0	<i>Absence in 25g or 25ml</i>	<i>Escherichia coli or Enterococcaceae</i>	5	5	0	<i>1000 in 1g or 1ml</i>
<i>Micro-organism to be tested</i>	<i>Sampling plans</i>			<i>Limit</i>																		
	<i>n</i>	<i>c</i>	<i>m</i>	<i>M</i>																		
<i>Salmonella spp</i>	5	0	0	<i>Absence in 25g or 25ml</i>																		
<i>Escherichia coli or Enterococcaceae</i>	5	5	0	<i>1000 in 1g or 1ml</i>																		

COUNCIL TEXT
14010/1/2017 REV 1

4. ~~Salmonella spp. shall be absent in a 25 g sample of the CE marked fertilising product.~~

5. ~~None of the two following types of bacteria shall be present in the CE marked fertilising product in a concentration of more than 1000 CFU/g fresh mass:~~

~~(a) Escherichia coli, or~~

~~(b) Enterococcaceae.~~

~~This shall be demonstrated by measuring the presence of at least one of those two types of bacteria.~~

4. Pathogens must not be present in the organo-mineral fertiliser in a concentration of more than the respective limits outlined in the table below

<u>Micro-organisms to be tested</u>	<u>Sampling plans</u>			<u>Limit</u>
	<u>n</u>	<u>c</u>	<u>m</u>	<u>M</u>
<u>Salmonella spp</u>	<u>5</u>	<u>0</u>	<u>0</u>	<u>Absence in 25 g or 25 ml</u>
<u>Escherichia coli or Enterococcaceae</u>	<u>5</u>	<u>5</u>	<u>0</u>	<u>1000 in 1g or 1 ml</u>

where n = number of samples to be tested,

c = number of samples where the number of bacteria expressed in CFU may be between m and M,

m = threshold value for the number of bacteria expressed in CFU that is considered satisfactory,

M = maximum value of the number of bacteria expressed in CFU.

COMPROMISE

GREEN – CEU text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
569.	PFC 1(B)(I): Solid organo-mineral fertiliser			
570.	1. A solid organo-mineral fertiliser shall contain 60% or more dry matter by mass.		1. A solid organo-mineral fertiliser <u>shall be in solid form</u> shall contain 60% or more dry matter by mass.	GREEN – CEU TEXT
571.	2. The CE marked fertilising product shall contain at least one of the following declared nutrients in the minimum quantities stated:		<p>2. <u>The EU fertilising product shall contain at least one of the following declared nutrients: nitrogen (N), phosphorus pentoxide (P₂O₅) or potassium oxide (K₂O).</u></p> <p>The CE marked fertilising product shall contain at least one of the following declared nutrients <u>Where the product contains only one declared nutrient, the nutrient shall be present</u> in the <u>following</u> minimum quantities stated:</p>	<p>2. <u>The EU fertilising product shall contain at least one of the following declared primary nutrients: nitrogen (N), phosphorus pentoxide (P₂O₅) or potassium oxide (K₂O).</u></p> <p>The CE marked fertilising product shall contain at least one of the following declared nutrients <u>Where the product contains only one declared nutrient, the nutrient shall be present</u> in the <u>following</u> minimum quantities stated:</p> <p>YELLOW – Council to check</p>

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
572.	<ul style="list-style-type: none"> • 2,5 % by mass of total nitrogen (N), out of which 1 % by mass of the CE marked fertilising product shall be organic nitrogen (N), or 		<ul style="list-style-type: none"> • 2,5 % by mass of total nitrogen (N), out of which 1 % by mass of the CE marked <u>EU</u> fertilising product shall be organic nitrogen (N), or 	
573.	<ul style="list-style-type: none"> • 2 % by mass of total phosphorus pentoxide (P₂O₅), or 	AM 127 - 1 % by mass of Phosphorus pentoxide (P ₂ O ₅) <i>soluble in neutral ammonium citrate and water,</i> or		YELLOW – EP to check
574.	<ul style="list-style-type: none"> • 2 % by mass of total potassium oxide (K₂O). 			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
575.		<p>AM 128</p> <p><i>2a. Where the CE marked fertilising product contains more than one nutrient the product shall contain the primary declared nutrients in the minimum quantities stated below:</i></p> <p><i>2,5 % by mass of total nitrogen (N), out of which 1% by mass of the CE marked fertilising product shall be organic nitrogen (N), or 2 % by mass of total phosphorus pentoxide (P₂O₅), or 2 % by mass of total potassium oxide (K₂O), and</i></p> <p><i>6,5 % by mass of total sum of primary nutrients.</i></p>	<p><u>Where the product contains more than one nutrient, the following minimum quantities of declared nutrients shall be present:</u></p> <ul style="list-style-type: none"> • <u>2 % by mass of total nitrogen (N), out of which 0,5 % by mass of the EU fertilising product shall be organic nitrogen (N), or</u> • <u>2% by mass of total phosphorus pentoxide (P₂O₅), or</u> • <u>2% by mass of total potassium oxide (K₂O) and</u> • <u>8% by mass of total sum of nutrients.</u> 	YELLOW – EP to check
576.	3. Organic carbon (C) shall be present in the CE marked fertilising product by at least 7.5 % by mass.		3. Organic carbon (C _{org}) shall be present in the CE marked <u>EU</u> fertilising product by at least 7.5 % by mass.	GREEN – CEU text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
577.	4. In the CE marked fertilising product, each unit shall contain the organic matter and the nutrients in their declared content.	AM 129 4. In the CE marked fertilising product, each unit shall contain organic <i>carbon and all</i> the nutrients in their declared content. <i>A unit refers to one of the component pieces of product such as granules, pellets, etc.</i>	4. In the CE marked <u>EU</u> fertilising product, each <u>physical</u> unit shall contain the organic matter and the nutrients in their declared content.	GREEN – EP text
578.	PFC 1(B)(II): Liquid organo-mineral fertiliser			
579.	1. A liquid organo-mineral fertiliser shall contain less than 60 % dry matter by mass.		1. A liquid organo-mineral fertiliser <u>shall be in liquid form</u> shall contain less than 60 % dry matter by mass.	GREEN – CEU TEXT

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
580.	2. The CE marked fertilising product shall contain at least one of the following declared nutrients in the minimum quantities stated:		<p><u>2. The EU fertilising product shall contain at least one of the following declared nutrients:</u></p> <ul style="list-style-type: none"> • <u>nitrogen (N), or</u> • <u>phosphorus pentoxide (P₂O₅):</u> <u>or</u> • <u>potassium oxide (K₂O).</u> <p>The CE marked fertilising product shall contain at least one of the following declared nutrients <u>Where the product contains only one declared nutrient, the nutrient shall be present</u> in the <u>following</u> minimum quantities stated:</p>	<p><u>2. The EU fertilising product shall contain at least one of the following declared primary nutrients:</u></p> <ul style="list-style-type: none"> • <u>nitrogen (N), or</u> • <u>phosphorus pentoxide (P₂O₅):</u> <u>or</u> • <u>potassium oxide (K₂O).</u> <p>The CE marked fertilising product shall contain at least one of the following declared nutrients <u>Where the product contains only one declared nutrient, the nutrient shall be present</u> in the <u>following</u> minimum quantities stated:</p> <p>YELLOW – Council to check</p>
581.	• 2 % by mass of total nitrogen (N), out of which 0,5 % by mass of the CE marked fertilising product shall be organic nitrogen (N), or		<ul style="list-style-type: none"> • 2 % by mass of total nitrogen (N), out of which 0,5 % by mass of the CE marked EU fertilising product shall be organic nitrogen (N), or 	GREEN – CEU text
582.	• 2 % by mass of total phosphorus pentoxide (P ₂ O ₅), or			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
583.	• 2 % by mass of total potassium oxide (K ₂ O).			
584.		<p>AM 130</p> <p><i>2a. Where the product contains more than one nutrient, the following minimum quantities shall be present:</i></p> <p><i>– 1 % by mass of total nitrogen (N), or</i></p> <p><i>– 1 % by mass of total phosphorus pentoxide (P₂O₅), or</i></p> <p><i>– 1 % by mass of total potassium oxide (K₂O),</i></p> <p><i>and where the sum of the nutrients is minimum 4 %.</i></p>	<p><u>Where the product contains more than one nutrient, the following minimum quantities of declared nutrients shall be present:</u></p> <p><u>• 2 % by mass of total nitrogen (N), out of which 0,5 % by mass of the EU fertilising product shall be organic nitrogen (N), or</u></p> <p><u>• 2% by mass of total phosphorus pentoxide (P₂O₅), or</u></p> <p><u>• 2% by mass of total potassium oxide (K₂O) and</u></p> <p><u>• 6% by mass of total sum of nutrients.</u></p>	YELLOW – EP to check
585.	3. Organic carbon (C) shall be present in the CE marked fertilising product by at least 3 % by mass.	<p>AM 131</p> <p>3. Organic carbon (C) shall be present in the CE marked fertilising product by at least 1% by mass.</p>	<p>3. Organic carbon (C_{org}) shall be present in the CE marked EU fertilising product by at least 3 % by mass.</p>	YELLOW – EP to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
586.	PFC 1(C): Inorganic fertiliser			
587.	An inorganic fertiliser shall be a fertiliser other than an organic or organo-mineral fertiliser.	AM 132 1. A <i>mineral</i> fertiliser shall be a fertiliser <i>containing nutrients in a mineral form, or processed into a mineral form from animal or plant origin. Organic carbon (Corg) in the CE marked fertilising product shall not exceed 1 % by mass. That excludes carbon which comes from coatings complying with the requirements of CMC 9 and 10 and agronomic additives complying with the requirements of PFC 5 and CMC 8.</i>	1. An inorganic fertiliser shall be a fertiliser <u>containing or releasing nutrients in a mineral form</u> , other than an organic or organo-mineral fertiliser.	YELLOW – EP to check
588.			2. In addition to the <u>requirements of either PFC 1 (C) I or PFC 1 (C) II below; an inorganic fertiliser which contains more than 1 % by mass of organic carbon (Corg), other than organic carbon (Corg) from</u>	YELLOW – EP to check <u>NB: The introductory wording of the second subparagraph should read as follows:</u> <u>Pathogens must not be present in the <i>inorganic</i> fertiliser in a concentration of more than the</u>

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE														
			<p>• <u>chelating or complexing agents referred to in point 2a of CMC 1, from</u></p> <p>• <u>nitrification inhibitors, urease inhibitors or denitrification inhibitors referred to in point 2b of CMC 1, from</u></p> <p>• <u>coating agents referred to in point 1(a) of CMC 10, from</u></p> <p>• <u>urea, or from</u></p> <p>• <u>calcium cyanamide,</u></p> <p>shall meet the following requirements:</p> <p><u>Pathogens must not be present in the organic fertiliser in a concentration of more than the respective limits outlined in the table below:</u></p> <table border="1"> <tr> <th rowspan="2"><u>Micro-organisms to be tested</u></th><th colspan="3"><u>Sampling plans</u></th><th><u>Limit</u></th></tr> <tr> <th><u>n</u></th><th><u>c</u></th><th><u>m</u></th><th><u>M</u></th></tr> <tr> <td></td><td></td><td></td><td></td><td></td></tr> </table>	<u>Micro-organisms to be tested</u>	<u>Sampling plans</u>			<u>Limit</u>	<u>n</u>	<u>c</u>	<u>m</u>	<u>M</u>						<p><u>respective limits outlined in the table below:</u></p>
<u>Micro-organisms to be tested</u>	<u>Sampling plans</u>				<u>Limit</u>													
	<u>n</u>	<u>c</u>	<u>m</u>	<u>M</u>														

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE										
			<table border="1"> <tr> <td><u>Salmonella spp</u></td><td><u>5</u></td><td><u>0</u></td><td><u>0</u></td><td><u>Absence in 25 g or 25 ml</u></td></tr> <tr> <td><u>Escherichia coli or Enterococcaceae</u></td><td><u>5</u></td><td><u>5</u></td><td><u>0</u></td><td><u>1000 in 1g or 1 ml</u></td></tr> </table> <p><u>where n = number of samples to be tested,</u></p> <p><u>c = number of samples where the number of bacteria expressed in CFU may be between m and M,</u></p> <p><u>m = threshold value for the number of bacteria expressed in CFU that is considered satisfactory,</u></p> <p><u>M = maximum value of the number of bacteria expressed in CFU.</u></p>	<u>Salmonella spp</u>	<u>5</u>	<u>0</u>	<u>0</u>	<u>Absence in 25 g or 25 ml</u>	<u>Escherichia coli or Enterococcaceae</u>	<u>5</u>	<u>5</u>	<u>0</u>	<u>1000 in 1g or 1 ml</u>	
<u>Salmonella spp</u>	<u>5</u>	<u>0</u>	<u>0</u>	<u>Absence in 25 g or 25 ml</u>										
<u>Escherichia coli or Enterococcaceae</u>	<u>5</u>	<u>5</u>	<u>0</u>	<u>1000 in 1g or 1 ml</u>										

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
589.		<p>AM 133</p> <p><i>1a. Phosphorus fertilisers have to fulfil at least one of the following minimum solubility levels to be plant-available, otherwise they cannot be declared as phosphorus fertiliser:</i></p> <ul style="list-style-type: none"> <i>– Water solubility: minimum level 40% of total P, or</i> <i>– Solubility in neutral ammonium citrate: minimum level 75 % of total P, or</i> <i>– Solubility in formic acid (only for soft rock phosphate): minimum level 55 % of total P.</i> 		YELLOW – EP to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
590.		<p>AM 134</p> <p><i>1b. The total declarable nitrogen content is given by the sum of ammoniacal N, nitric N, ureic N, N from methylene-urea, N from isobutylidene diurea, N from crotonylidene diurea. The declarable phosphorus content is given by the phosphatic P form. New forms can be added after a scientific examination in accordance with Article 42(1).</i></p>		YELLOW – EP to check
591.	PFC 1(C)(I): Inorganic macronutrient fertiliser			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
592.	1. An inorganic macronutrient fertiliser shall be aimed at providing plants with one or more of the following macronutrients: nitrogen (N), phosphorus (P), potassium (K), magnesium (Mg), calcium (Ca), sulphur (S) or sodium (Na).	AM 135 1. An mineral macronutrient fertiliser shall be aimed at providing plants with one or more of the following macronutrients: (a) Primary: nitrogen (N), phosphorus (P), and potassium (K); (b) Secondary: magnesium (Mg), calcium (Ca), sulphur (S) or sodium (Na).	1. An inorganic macronutrient fertiliser shall be aimed at providing plants with one or more of the following macronutrients: nitrogen (N), phosphorus (P), potassium (K), calcium (Ca) magnesium (Mg), calcium (Ca), sulphur (S) or sodium (Na) or sulphur (S).	YELLOW – Council to check
593.	2. Contaminants must not be present in the CE marked fertilising product by more than the following quantities:		2. Contaminants must not be present in the CE marked EU fertilising product by more than the following quantities:	
594.	(a) Cadmium (Cd)			
595.	(1) Where the CE marked fertilising product has a total phosphorus (P) content of less than 5 % phosphorus pentoxide (P ₂ O ₅)-equivalent by mass: 3 mg/kg dry matter, or		(1) Where the CE marked EU fertilising product has a total phosphorus (P) content of less than 5 % phosphorus pentoxide (P ₂ O ₅)-equivalent by mass: 3 mg/kg dry matter, or	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
596.	(2) Where the CE marked fertilising product has a total phosphorus (P) content of 5 % phosphorus pentoxide (P ₂ O ₅)-equivalent or more by mass ('phosphate fertiliser'):		(ii2) Where the CE marked EU fertilising product has a total phosphorus (P) content of 5 % phosphorus pentoxide (P ₂ O ₅)-equivalent or more by mass ('phosphate fertiliser'):	RED – Cd
597.	• As of [Publications office, please insert the date of application of this Regulation]: 60 mg/kg phosphorus pentoxide (P ₂ O ₅),		• As of [Publications office, please insert the date eight years after the entry-into-force of application of this Regulation]: 60 mg/kg phosphorus pentoxide (P ₂ O ₅),	RED – Cd
598.	• As of [Publications office, please insert the date occurring three years after the date of application of this Regulation]: 40 mg/kg phosphorus pentoxide (P ₂ O ₅), and	AM 344 – As of [Publications office, please insert the date occurring six years after the date of application of this Regulation]: 40 mg/kg phosphorus pentoxide (P ₂ O ₅), and	deleted	RED – Cd

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
599.	• As of [Publications office, please insert the date occurring twelve years after the date of application of this Regulation]: 20 mg/kg phosphorus pentoxide (P ₂ O ₅),	AM 344 – As of [Publications office, please insert the date occurring <i>sixteen</i> years after the date of application of this Regulation]: 20 mg/kg phosphorus pentoxide (P ₂ O ₅),	deleted	RED – Cd
600.	(b) Hexavalent chromium (Cr VI) 2 mg/kg dry matter,			
601.	(c) Mercury (Hg) 2 mg/kg dry matter,		(c) Mercury (Hg) <u>1</u> 2 -mg/kg dry matter,	
602.	(d) Nickel (Ni) 120 mg/kg dry matter,		(d) Nickel (Ni) <u>100</u> 120 -mg/kg dry matter,	
603.	(e) Lead (Pb) 150 mg/kg dry matter,		(e) Lead (Pb) <u>120</u> 150 -mg/kg dry matter,	
604.	(f) Arsenic (As) 60 mg/kg dry matter,		(f) Arsenic (As) <u>40</u> 60 -mg/kg dry matter,	
605.	(g) Biuret (C ₂ H ₅ N ₃ O ₂) 12 g/kg dry matter, and		(g) Biuret (C ₂ H ₅ N ₃ O ₂) 12 g/kg dry matter, and	
606.	(h) Perchlorate (ClO ₄ ⁻) 50 mg/kg dry matter.			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
607.			<u>2a. Copper (Cu) must not be present in the EU fertilising product by more than 600 mg/kg dry matter, and zinc (Zn) must not be present in the EU fertilising product by more than 1500 mg/kg dry matter. However, these limit values shall not apply where the copper or zinc has been intentionally added to the fertilising product for the purpose of correcting the soil micronutrient deficiency and is declared in accordance with Annex III.</u>	
608.	PFC 1(C)(I)(a): Solid inorganic macronutrient fertiliser			
609.	A solid inorganic fertiliser shall be an inorganic macronutrient fertiliser, which is neither in suspension nor in solution within the meaning of PFC 1(C)(I)(b) in this Annex.		A solid inorganic macronutrient fertiliser shall be <u>in solid form</u> an inorganic macronutrient fertiliser, which is neither in suspension nor in solution within the meaning of PFC 1(C)(I)(b) in this Annex.	GREEN – CEU TEXT
610.	PFC 1(C)(I)(a)(i): Straight solid inorganic macronutrient fertiliser			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
611.	1. A straight solid inorganic macronutrient fertiliser shall have a declared content of not more than one nutrient.	<p>AM 139 and 140</p> <p>1. A straight solid mineral macronutrient fertiliser shall have a declared content of:</p> <p>(a) not more than one primary nutrient (nitrogen (N), phosphorus (P), and potassium (K)), or</p> <p>(b) not more than one secondary nutrient (Magnesium (Mg), Calcium (Ca), sulphur (S) and sodium (Na)).</p>		YELLOW – EP and Council to check
612.		<p>AM 141</p> <p>1a. A straight solid mineral macronutrient fertiliser with a declared content of not more than one primary nutrient, can contain one or more secondary nutrients.</p>		YELLOW – EP and Council to check (related to row 611)

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
613.	2. The CE marked fertilising product shall contain one of the following declared nutrients in the minimum quantity stated:	AM 142 2. The CE marked fertilising product shall contain primary and/or secondary declared nutrients in the minimum quantity stated:	2. The CE marked EU fertilising product shall contain one of the following declared nutrients in: a) the minimum quantity of stated:	YELLOW – EP and Council to check
614.	• 10% by mass of total nitrogen (N),		• 10% by mass of total nitrogen (N), or	GREEN – CEU text
615.	• 12% by mass of total phosphorus pentoxide (P ₂ O ₅),	AM 143 – 12 % by mass of phosphorus pentoxide (P ₂ O ₅) soluble in neutral ammonium citrate and water,	• 12% by mass of total phosphorus pentoxide (P ₂ O ₅), or	YELLOW – EP to check
616.	• 6% by mass of total potassium oxide (K ₂ O),		• 6% by mass of total potassium oxide (K ₂ O), or	GREEN – CEU text
617.	• 5% by mass of total magnesium oxide (MgO),		• 5% by mass of total magnesium oxide (MgO), or	GREEN – CEU text
618.	• 12% by mass of total calcium oxide (CaO),		• 12% by mass of total calcium oxide (CaO), or	GREEN – CEU text
619.	• 10% by mass of total sulphur trioxide (SO ₃), or		• 10% by mass of total sulphur trioxide (SO ₃), or:	GREEN – CEU text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
620.	<ul style="list-style-type: none"> • 1% by mass of total sodium oxide (Na₂O). 	AM 144 – 3 % by mass of total sodium oxide (Na ₂ O),	<ul style="list-style-type: none"> • 1% by mass of total sodium oxide (Na₂O), <u>however the maximum quantity shall not exceed 40 % by mass.</u> 	YELLOW – EP, Council and COM to check
621.	PFC 1(C)(I)(a)(ii): Compound solid inorganic macronutrient fertiliser			
622.	1. A compound solid inorganic macronutrient fertiliser shall have a declared content of more than one nutrient.	AM 145 1. A compound solid <i>mineral</i> macronutrient fertiliser shall have a declared content of more than one <i>primary and/or secondary</i> nutrient.		YELLOW – EP and Council to check
623.	2. The CE marked fertilising product shall contain more than one of the following declared nutrients in the minimum quantities stated:	AM 146 2. The CE marked fertilising product shall contain more than one of the <i>primary and/or secondary</i> declared nutrients in the minimum quantities stated:	2. The CE marked EU fertilising product shall contain more than one of the following declared nutrients in a) the minimum quantities of stated:	YELLOW – Council to check (linked to row 622)
624.	<ul style="list-style-type: none"> • 3% by mass of total nitrogen (N), 		<ul style="list-style-type: none"> • 3% by mass of total nitrogen (N), <u>or</u> 	GREEN – CEU text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
625.	<ul style="list-style-type: none"> • 3% by mass of total phosphorus pentoxide (P₂O₅), 	AM 147 – 5 % by mass of total phosphorus pentoxide (P ₂ O ₅) <i>soluble in neutral ammonium citrate and water,</i>	<ul style="list-style-type: none"> • 3% by mass of total phosphorus pentoxide (P₂O₅), <u>or</u> 	YELLOW – EP to check
626.	<ul style="list-style-type: none"> • 3% by mass of total potassium oxide (K₂O), 	AM 148 – 5 % by mass of total potassium oxide (K ₂ O),	<ul style="list-style-type: none"> • 3% by mass of total potassium oxide (K₂O), <u>or</u> 	YELLOW – EP to check
627.	<ul style="list-style-type: none"> • 1,5% by mass of total magnesium oxide (MgO), 	AM 149 – 2 % by mass of total magnesium oxide (MgO),	<ul style="list-style-type: none"> • 1,5% by mass of total magnesium oxide (MgO), <u>or</u> 	YELLOW – EP to check
628.	<ul style="list-style-type: none"> • 1,5% by mass of total calcium oxide (CaO), 	AM 150 – 2 % by mass of total calcium oxide (CaO),	<ul style="list-style-type: none"> • 1,5% by mass of total calcium oxide (CaO), <u>or</u> 	YELLOW – EP to check
629.	<ul style="list-style-type: none"> • 1,5% by mass of total sulphur trioxide (SO₃), or 	AM 151 – 5 % by mass of total sulphur trioxide (SO ₃),		YELLOW – EP to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
630.	<ul style="list-style-type: none"> • 1% by mass of total sodium oxide (Na₂O). 	AM 152 – 3 % by mass of total sodium oxide (Na ₂ O).	<ul style="list-style-type: none"> • 1% by mass of total sodium oxide (Na₂O), <u>however the maximum quantity shall not exceed 40 % by mass.</u> 	YELLOW – EP, Council and COM to check
631.			<u>b) 18% by mass of total sum of all declared nutrients referred to in point a).</u>	<u>b) the minimum quantity of 18% by mass of total sum of all declared nutrients referred to in point a).</u> GREEN
632.	PFC 1(C)(I)(a)(i-ii)(A): Straight or compound solid inorganic macronutrient ammonium nitrate fertiliser of high nitrogen content			
633.	1. A straight or compound solid inorganic macronutrient ammonium nitrate fertiliser of high nitrogen content shall be ammonium nitrate (NH ₄ NO ₃)-based and contain 28 % or more by mass of nitrogen (N) as a result of ammonium nitrate (NH ₄ NO ₃).			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
634.	2. Any matter other than ammonium nitrate (NH ₄ NO ₃) shall be inert towards ammonium nitrate (NH ₄ NO ₃).			
635.	3. The CE marked fertilising product shall be made available to the end-user only in packaged form. The package shall be closed in such a way or by such a device that, when it is opened, the fastening, the fastening seal or the package itself is irreparably damaged. Valve sacks may be used.		3. The CE marked EU fertilising product shall be made available to the end-user only in packaged form. The package shall be closed in such a way or by such a device that, when it is opened, the fastening, the fastening seal or the package itself is irreparably damaged. Valve sacks may be used.	
636.	4. The oil retention of the CE marked fertilising product, following two thermal cycles as described under Heading 4.1 in Module A1 in Annex IV, must not exceed 4 % by mass.		4. The oil retention of the CE marked EU fertilising product, following two thermal cycles as described under Heading 4.1 in Module A1 in Annex IV, must not exceed 4 % by mass.	
637.	5. The detonation resistance of the CE marked fertilising product shall be such, that		5. The detonation resistance of the CE marked EU fertilising product shall be such, that	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
638.	<ul style="list-style-type: none"> • following five thermal cycles as described under Heading 4.2 in Module A1 in Annex IV, 	AM 153 - following five thermal cycles as described under Heading 4.2 in Module A1 in Annex IV, <i>for testing before placing on the market,</i>		GREEN – EC text
639.	<ul style="list-style-type: none"> • in two detonation resistance tests as described under Heading 4.3 in module A1 in Annex IV, 			
640.	one or more of the supporting lead cylinders is crushed by less than 5 %.			
641.	6. The percentage by mass of combustible material measured as carbon (C) must not exceed			
642.	<ul style="list-style-type: none"> • 0,2 % for CE marked fertilising products having a nitrogen (N) content of at least 31,5 % by mass, and 		<ul style="list-style-type: none"> • 0,2 % for CE-marked <u>EU</u> fertilising products having a nitrogen (N) content of at least 31,5 % by mass, and 	
643.	<ul style="list-style-type: none"> • 0,4 % for CE marked fertilising products having a nitrogen (N) content of at least 28 % but less than 31,5 % by mass. 		<ul style="list-style-type: none"> • 0,4 % for CE-marked <u>EU</u> fertilising products having a nitrogen (N) content of at least 28 % but less than 31,5 % by mass. 	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
644.	7. A solution of 10 g of the CE marked fertilising product in 100 ml of water must have a pH of at least 4,5.		7. A solution of 10 g of the CE marked EU fertilising product in 100 ml of water must have a pH of at least 4,5.	
645.	8. Not more than 5 % by mass of the CE marked fertilising product shall pass through a 1 mm mesh sieve, and not more than 3 % by mass shall pass through a 0,5 mm mesh sieve.		8. Not more than 5 % by mass of the CE marked EU fertilising product shall pass through a 1 mm mesh sieve, and not more than 3 % by mass shall pass through a 0,5 mm mesh sieve.	
646.	9. The copper (Cu) content shall not be higher than 10 mg/kg, and the chlorine (Cl) content shall not be higher than 200 mg/kg.			
647.	PFC 1(C)(I)(b): Liquid inorganic macronutrient fertiliser			
648.	A liquid inorganic macronutrient fertiliser shall be an inorganic macronutrient fertiliser in suspension or in solution, where		A liquid inorganic macronutrient fertiliser shall be in liquid form an inorganic macronutrient fertiliser in suspension or in solution, where	GREEN – CEU TEXT

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
649.	<ul style="list-style-type: none"> • a suspension means a two-phase dispersion in which solid particles are maintained in suspension in the liquid phase, and 		deleted	GREEN – CEU text
650.	<ul style="list-style-type: none"> • a solution means a liquid that is free of solid particles. 		deleted	GREEN – CEU text
651.	PFC 1(C)(I)(b)(i): Straight liquid inorganic macronutrient fertiliser			
652.	1. A straight liquid inorganic macronutrient fertiliser shall have a declared content of not more than one nutrient.	AM 154 and 155 1. A straight liquid mineral macronutrient fertiliser shall have a declared content of: (a) not more than one primary nutrient, (b) not more than one secondary nutrient.		YELLOW – EP and Council to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
653.		AM 156 <i>1a. A straight liquid mineral macronutrient fertiliser with a declared content of not more than one primary nutrient, can contain one or more secondary nutrient.</i>		YELLOW – EP and Council to check (linked to row 652)
654.	2. The CE marked fertilising product shall contain one of the following declared nutrients in the minimum quantity stated:	AM 157 2. The CE marked fertilising product shall contain primary and/or secondary declared nutrients in the minimum quantity stated:	2. The CE marked EU fertilising product shall contain one of the following declared nutrients in a) the minimum quantity of stated:	YELLOW – Council to check
655.	• 5% by mass of total nitrogen (N),		• 5% by mass of total nitrogen (N), or	GREEN – CEU text
656.	• 5% by mass of total phosphorus pentoxide (P ₂ O ₅),	AM 158 – 5 % by mass of total phosphorus pentoxide (P ₂ O ₅) soluble in neutral ammonium citrate and water,	• 5% by mass of total phosphorus pentoxide (P ₂ O ₅), or	YELLOW – EP to check
657.	• 3% by mass of total potassium oxide (K ₂ O),		• 3% by mass of total potassium oxide (K ₂ O), or	GREEN – CEU text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
658.	• 2% by mass of total magnesium oxide (MgO),		• 2% by mass of total magnesium oxide (MgO), <u>or</u>	GREEN – CEU text
659.	• 6% by mass of total calcium oxide (CaO),		• 6% by mass of total calcium oxide (CaO), <u>or</u>	GREEN – CEU text
660.	• 5% by mass of total sulphur trioxide (SO ₃), or	AM 159 – 5 % by mass of total sulphur trioxide (SO ₃),		
661.	• 1% by mass of total sodium oxide (Na ₂ O).	AM 160 – from 0,5 % to 5 % by mass of total sodium oxide (Na ₂ O).	• 1% by mass of total sodium oxide (Na ₂ O), <u>however the maximum quantity shall not exceed 40 % by mass.</u>	YELLOW – EP, Council and COM to check
662.	PFC 1(C)(I)(b)(ii): Compound liquid inorganic macronutrient fertiliser			
663.	1. A compound liquid inorganic macronutrient fertiliser shall have a declared content of more than one nutrient.	AM 161 1. A compound liquid mineral macronutrient fertiliser shall have a declared content of more than one primary and/or secondary nutrient.		YELLOW – EP, Council and COM to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
664.	2. The CE marked fertilising product shall contain more than one of the following declared nutrients in the minimum quantities stated:	AM 162 2. The CE marked fertilising product shall contain more than one of the <i>primary and/or secondary</i> declared nutrients in the minimum quantities stated:	2. The CE marked <u>EU</u> fertilising product shall contain more than one of the following declared nutrients in <u>a)</u> the minimum quantities <u>of</u> stated :	YELLOW – EP, Council and COM to check
665.	• 1,5% by mass of total nitrogen (N),	AM 163 - 3 % by mass of total nitrogen (N), <i>or</i>	• 1,5% by mass of total nitrogen (N), <u>or</u>	YELLOW – EP to check
666.	• 1,5% by mass of total phosphorus pentoxide (P ₂ O ₅),	AM 164 – 1,5 % by mass of total phosphorus pentoxide (P ₂ O ₅) <i>soluble in neutral ammonium citrate and water,</i>	• 1,5% by mass of total phosphorus pentoxide (P ₂ O ₅), <u>or</u>	YELLOW – EP to check
667.	• 1,5% by mass of total potassium oxide (K ₂ O),	AM 165 – 3 % by mass of total potassium oxide (K ₂ O), <i>or</i>	• 1,5% by mass of total potassium oxide (K ₂ O), <u>or</u>	YELLOW – EP to check
668.	• 0,75% by mass of total magnesium oxide (MgO),	AM 166 – 1,5 % by mass of total magnesium oxide (MgO), <i>or</i>	• 0,75% by mass of total magnesium oxide (MgO), <u>or</u>	YELLOW – EP to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
669.	• 0,75% by mass of total calcium oxide (CaO),	AM 167 – 1,5 % by mass of total calcium oxide (CaO), or	• 0,75% by mass of total calcium oxide (CaO), <u>or</u>	YELLOW – EP to check
670.	• 0,75% by mass of total sulphur trioxide (SO ₃), or	AM 168 – 1,5 % by mass of total sulphur trioxide (SO ₃), or		YELLOW – EP to check
671.	• 0,5% by mass of total sodium oxide (Na ₂ O).		• 0, 12 5% by mass of total sodium oxide (Na ₂ O), <u>however the maximum quantity shall not exceed 20 % by mass.</u>	YELLOW – EP, Council and COM to check
672.			<u>b) 7% by mass of total sum of all declared nutrients referred to in point a).</u>	<u>b) the minimum quantity of 7% by mass of total sum of all declared nutrients referred to in point a).</u> GREEN
673.	PFC 1(C)(II): Inorganic micronutrient fertiliser			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
674.	1. An inorganic micronutrient fertiliser shall be an inorganic fertiliser other than a macronutrient fertiliser aimed at providing one or more of the following nutrients: boron (B), cobalt (Co), copper (Cu), iron (Fe), manganese (Mn), molybdenum (Mo) or zinc (Zn).	AM 169 1. An inorganic micronutrient fertiliser shall be an inorganic fertiliser other than a macronutrient fertiliser aimed at providing one or more of the following nutrients: boron (B), cobalt (Co), copper (Cu), iron (Fe), manganese (Mn), molybdenum (Mo), selenium (Se), silicon (Si) or zinc (Zn).		YELLOW – EP to check
675.	2. Micronutrient fertilisers shall be made available to the end-user only in packaged form.			
676.	3. Contaminants must not be present in the CE marked fertilising product by more than the following quantities:		3. Contaminants must not be present in the CE marked EU fertilising product by more than the following quantities:	

677.	COMMISSION PROPOSAL		
		Contaminant	Maximum concentration by mass, in relation to the total micronutrient content (mg/kg of total boron (B), cobalt (Co), copper (Cu), iron (Fe), manganese (Mn), molybdenum (Mo), and zinc (Zn))
		Arsenic (As)	1000
		Cadmium (Cd)	200
		Lead (Pb)	600
		Mercury (Hg)	100
		Nickel (Ni)	2000
	EP AMENDMENTS		

	COUNCIL TEXT 14010/1/2017 REV 1	Contaminant	Maximum concentration <u>of contaminants expressed in mg by mass,</u> in relation to the total micronutrient content <u>expressed in kg.</u> (mg/kg of total <u>micronutrient content, which means</u> boron (B), cobalt (Co), copper (Cu), iron (Fe), manganese (Mn), molybdenum (Mo), and zinc (Zn))
		Arsenic (As)	1000
		Cadmium (Cd)	200
		Lead (Pb)	600
		Mercury (Hg)	100
		Nickel (Ni)	2000
	COMPROMISE	GREEN – CEU text	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
678.	PFC 1(C)(II)(a): Straight inorganic micronutrient fertiliser			
679.	1. A straight inorganic micronutrient fertiliser shall have a declared content of not more than one nutrient.			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
680.	2. The CE marked fertilising product shall comply with the one of the typologies, descriptions and corresponding minimum nutrient content requirements in the table below:		2. The CE marked <u>EU</u> fertilising product shall comply with the one of the typologies, descriptions and corresponding minimum nutrient content requirements in the table below:	

681.	COMMISSION PROPOSAL			
		Typology	Description	Minimum nutrient content
		Micronutrient salt fertiliser	A chemically obtained solid micronutrient fertiliser containing a mineral ion salt, oxide or hydroxide as its essential ingredient	10% by mass of the CE marked fertilising product shall consist of water-soluble micronutrient
		Micronutrient-based fertiliser	A micronutrient fertiliser combining a micronutrient salt fertiliser with one or more other micronutrient salt fertilisers and/or with a single micronutrient chelate	5% by mass of the CE marked fertilising product shall consist of micronutrient
		Micronutrient solution fertiliser	An aqueous solution of different forms of a micronutrient fertiliser	2% by mass of the CE marked fertilising product shall consist of water-soluble micronutrient
		Micronutrient suspension fertiliser	A product obtained by suspending different forms of a micronutrient fertiliser	2% by mass of the CE marked fertilising product shall consist of micronutrient

		Micronutrient chelate fertiliser	A water-soluble product in which the declared micronutrient is chemically combined with chelating agent(s) fulfilling the requirements of PFC 5(B)	<ul style="list-style-type: none">• 5% by mass of the CE marked fertilising product shall consist of water-soluble micronutrient, and• at least 80% of the water-soluble micronutrient shall be chelated by a chelating agent fulfilling the requirements of PFC 5(B)
		Micronutrient complex fertiliser	A water-soluble product in which the declared micronutrient is chemically combined with complexing agent(s) fulfilling the requirements of PFC 5(C)	<ul style="list-style-type: none">• 5% by mass of the CE marked fertilising product shall consist of water-soluble micronutrient, and• at least 80% of the water-soluble micronutrient shall be complexed by a complexing agent fulfilling the requirements of PFC 5(C)
	EP AMENDMENTS			
	COUNCIL TEXT 14010/1/2017 REV 1			
	Typology	Description	Minimum nutrient content	
	Micronutrient salt fertiliser	A chemically obtained solid micronutrient fertiliser containing a mineral ion salt, oxide or hydroxide as its essential ingredient	10% by mass of the CE marked EU fertilising product shall consist of water-soluble micronutrient	
		<u>Micronutrient oxide or hydroxide fertiliser</u>	<u>A chemically obtained solid micronutrient fertiliser containing oxide or hydroxide as its essential ingredient</u>	<u>10% by mass of the EU fertilising product shall consist of micronutrient</u>

		Micronutrient-based fertiliser	A micronutrient fertiliser combining a micronutrient salt fertiliser with one or more other micronutrient salt fertilisers and/or with a single micronutrient chelate	5% by mass of the CE marked EU fertilising product shall consist of micronutrient
		Micronutrient solution fertiliser	An aqueous solution of different forms of a micronutrient fertiliser	2% by mass of the CE marked EU fertilising product shall consist of water-soluble micronutrient
		Micronutrient suspension fertiliser	A product obtained by suspending different forms of a micronutrient fertiliser	2% by mass of the CE marked EU fertilising product shall consist of micronutrient
		Micronutrient chelate fertiliser	A water-soluble product in which the declared micronutrient is chemically combined with chelating agent(s) fulfilling the requirements of PFC 5(B) CMC 1	<ul style="list-style-type: none"> • 5% by mass of the CE marked EU fertilising product shall consist of water-soluble micronutrient, and • at least 80% of the water-soluble micronutrient shall be chelated by a chelating agent fulfilling the requirements of PFC 5(B) CMC 1
		<u>UVCB²³ iron chelates</u>	<u>A water-soluble product in which the declared iron is chemically combined with chelating agent(s) fulfilling the requirements of CMC 1</u>	<ul style="list-style-type: none"> • <u>5% by mass of the EU fertilising product shall consist of water-soluble micronutrient, and</u> • <u>at least 80% of the water-soluble iron shall be chelated and at least 50% of the water soluble iron shall be chelated by a chelating agent fulfilling the requirements of CMC 1</u>

		Micronutrient complex fertiliser	A water-soluble product in which the declared micronutrient is chemically combined with complexing agent(s) fulfilling the requirements of PFC 5(C) CMC 1	<ul style="list-style-type: none"> • 5% by mass of the CE marked EU fertilising product shall consist of water-soluble micronutrient, and • at least 80% of the water-soluble micronutrient shall be complexed by a complexing agent fulfilling the requirements of PFC 5(C) CMC 1
		²³ Regarding REACH: substance of unknown or variable composition, complex reaction products or biological materials.		
	COMPROMISE	GREEN – Council text		

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
682.	PFC 1(C)(II)(b): Compound inorganic micronutrient fertiliser			
683.	1. A compound inorganic micronutrient fertiliser shall have a declared content of more than one micronutrient.			
684.	2. The CE marked fertilising product shall contain declared nutrients in at least one of the following quantities:		2. The CE marked EU fertilising product shall contain the sum of declared nutrients in at least one of the following minimum quantities:	GREEN – Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
685.	<ul style="list-style-type: none"> • 2% by mass for fertilisers in suspension or solution ('liquid compound inorganic micronutrient fertilisers'), where 		<ul style="list-style-type: none"> • 2% by mass for fertilisers <u>in liquid form</u> suspension or solution ('liquid compound inorganic micronutrient fertilisers'), where 	GREEN – CEU TEXT
686.	<ul style="list-style-type: none"> • a suspension means a two-phase dispersion in which solid particles are maintained in suspension in the liquid phase, and 		deleted	GREEN – CEU text
687.	<ul style="list-style-type: none"> • a solution means a liquid that is free of solid particles, and 		deleted	GREEN – CEU text
688.	<ul style="list-style-type: none"> • 5% by mass for other fertilisers ('solid compound inorganic micronutrient fertilisers'). 		<ul style="list-style-type: none"> • 5% by mass for other fertilisers <u>in solid form</u> ('solid compound inorganic micronutrient fertilisers'). 	GREEN – CEU TEXT

689.		<p>AM 170</p> <p><i>PFC 1(C)a: LOW CARBON FERTILISER</i></p> <p><i>1. A CE marked fertilising product shall be termed low carbon fertilizer if it contains more than 1 % organic carbon (C_{org}) and up to 15 % organic carbon (C_{org}).</i></p> <p><i>2. Carbon present in calcium cyanamide and in urea and its condensation and association products will not be included in organic carbon for the purpose of that definition.</i></p> <p><i>3. The specifications of solid/liquid, straight/compound, macronutrient/micronutrient fertilisers of PFC1(C) will apply for the purpose of this category.</i></p> <p><i>4. Products sold under PFC 1(C)a shall comply with contaminant levels as specified in Annex I defined for organic or organo-mineral fertilisers in any case where PFC 1(C) does not contain</i></p>		YELLOW – EP to check
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Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
		<i>any limit values for those contaminants.</i>		
690.	PFC 2: Liming material			
691.	1. A liming material shall be a CE marked fertilising product aimed at correcting soil acidity, and containing oxides, hydroxides, carbonates or silicates of the nutrients calcium (Ca) or magnesium (Mg).	AM 171 1. A liming material shall be a CE marked fertilising product aimed at correcting soil acidity, and containing oxides, hydroxides, carbonates <i>or/and</i> silicates of the nutrients calcium (Ca) or magnesium (Mg).	1. A liming material shall be a CE marked <u>EU</u> fertilising product aimed at <u>the function of which is to</u> correcting soil acidity, and containing <u>It shall contain</u> oxides, hydroxides, carbonates or silicates of the nutrients calcium (Ca) or magnesium (Mg).	GREEN – Council text
692.	2. Contaminants must not be present in the CE marked fertilising product by more than the following quantities:		2. Contaminants must not be present in the CE marked <u>EU</u> fertilising product by more than the following quantities:	
693.	• Cadmium (Cd) 3 mg/kg dry matter,		• Cadmium (Cd) 3 <u>2</u> mg/kg dry matter,	
694.	• Hexavalent chromium (Cr VI) 2 mg/kg dry matter,			
695.	• Mercury (Hg) 2 mg/kg dry matter,		• Mercury (Hg) 2 <u>1</u> mg/kg dry matter,	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
696.	• Nickel (Ni) 90 mg/kg dry matter,			
697.	• Lead (Pb) 200 mg/kg dry matter, and		• Lead (Pb) 200 120 mg/kg dry matter,	
698.	• Arsenic (As) 120 mg/kg dry matter.		• Arsenic (As) 120 40 mg/kg dry matter	
699.			<u>2a. Copper (Cu) must not be present in the EU fertilising product by more than 300 mg/kg dry matter, and zinc (Zn) must not be present in the EU fertilising product by more than 800 mg/kg dry matter.</u>	
700.	3. The following parameters determined on dry matter shall be met:	AM 398 3. The following parameters determined on dry matter shall be met:	3. The following parameters determined on <u>the mass of the fertilising product</u> dry matter shall be met:	YELLOW – COM to check
701.	• Minimum neutralising value: 15 (equivalent CaO) or 9 (equivalent HO ⁻), and	• Minimum neutralising value: 15 (equivalent CaO) or 9 (equivalent HO ⁻), and		

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
702.	<ul style="list-style-type: none"> Minimum reactivity: 10% or 50% after 6 months (incubation test). 	<ul style="list-style-type: none"> Minimum reactivity: 10% or 50% after 6 months (incubation test), and 	<ul style="list-style-type: none"> Minimum reactivity: 10% (hydrochloric acid test) or 50% after 6 months (incubation test). 	<p>To accept Council text and if possible to combine</p> <p>Minimum reactivity: 10% (hydrochloric acid test) or 50% after 6 months (incubation test), and</p> <p>YELLOW – linked to row 703</p>
703.		<ul style="list-style-type: none"> Minimum grain size: 70 % < 1 mm, except for burnt limes, granulated liming material and chalk (=70 % of the grain size shall pass through a 1 mm sieve) 		<p>Minimum grain size: <u>at least</u> 70 % < 1 mm, except for burnt limes, granulated liming material and chalk (=70 % of the grain size shall pass through a 1 mm sieve)</p> <p>YELLOW – Council to check</p>
704.	PFC 3: Soil improver			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
705.	A soil improver shall be a CE marked fertilising product aimed at being added to the soil for the purpose of maintaining, improving or protecting the physical or chemical properties, the structure or the biological activity of soil.	AM 175 A soil improver shall be a material, including mulch , added to soil in situ primarily to maintain or improve its physical properties, and which may improve its chemical and/or biological properties or activity.	A soil improver shall be a CE EU fertilising product aimed at being added to the soil for the purpose of the function of which is to maintaining, improving or protecting the physical or chemical properties, the structure or the biological activity of the soil to which it is added.	YELLOW – EP to check
706.		AM 176 1a. The CE marked fertilising product shall contain 15 % or more material of biological origin.		Drop amendment
707.	PFC 3(A): Organic soil improver			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
708.	1. An organic soil improver shall consist exclusively of material of solely biological origin, excluding material which is fossilized or embedded in geological formations.	AM 177 1. An organic soil improver shall consist exclusively of material of solely biological origin, <i>including peat, leonardite, lignite and humic substances obtained from them, but</i> excluding <i>other materials</i> which <i>are</i> fossilized or embedded in geological formations.	1. An organic soil improver shall consist exclusively of material, <u>95 % of which is</u> of solely biological origin, <u>including leonardite and lignite, but</u> excluding <u>other</u> materials which <u>are</u> is-fossilized or embedded in geological formations.	1. An organic soil improver shall consist exclusively of material, <u>95% of which is</u> of solely biological origin, <i>such as peat</i> . Organic soil improver may contain leonardite and lignite and humic substances obtained from them, but no other excluding material which is fossilized or embedded in geological formations. YELLOW – Council to check (linked to rows 516/552); EP to check “humic substances”
709.	2. Contaminants must not be present in the CE marked fertilising product by more than the following quantities:		2. Contaminants must not be present in the CE marked <u>EU</u> fertilising product by more than the following quantities:	
710.	• Cadmium (Cd) 3 mg/kg dry matter,		• Cadmium (Cd) 3 <u>2</u> mg/kg dry matter,	
711.	• Hexavalent chromium (Cr VI) 2 mg/kg dry matter,	AM 179 - Hexavalent chromium (Cr VI) <u>1</u> mg/kg dry matter,		

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
712.	• Mercury (Hg) 1 mg/kg dry matter,			
713.	• Nickel (Ni) 50 mg/kg dry matter, and		• Nickel (Ni) 50 mg/kg dry matter, and	
714.	• Lead (Pb) 120 mg/kg dry matter.			
715.			• <u>Arsenic (As) 40 mg/kg dry matter</u>	
716.			<u>2a. Copper (Cu) must not be present in the EU fertilising product by more than 300 mg/kg dry matter, and zinc (Zn) must not be present in the EU fertilising product by more than 800 mg/kg dry matter.</u>	

717.	COMMISSION PROPOSAL	<p>3. When the CE marked fertilising product contains an animal by-product as defined in Regulation (EC) No 1069/2009</p> <p>(a) Salmonella spp. shall be absent in a 25 g sample of the CE marked fertilising product.</p> <p>(b) None of the two following types of bacteria shall be present in the CE marked fertilising product in a concentration of more than 1000 CFU/g fresh mass:</p> <ul style="list-style-type: none">• Escherichia coli, or• Enterococcaceae. <p>This shall be demonstrated by measuring the presence of at least one of those two types of bacteria.</p>																			
	EP AMENDMENTS	<p>AM 181</p> <p>(a) <i>Pathogens must not be present in the organic soil improver in a concentration of more than the respective limits outlined in the table below:</i></p> <table><tr><th rowspan="2"><i>Micro-organism to be tested</i></th><th colspan="3"><i>Sampling plans</i></th><th><i>Limit</i></th></tr><tr><th><i>n</i></th><th><i>c</i></th><th><i>m</i></th><th><i>M</i></th></tr><tr><td><i>Salmonella spp</i></td><td>5</td><td>0</td><td>0</td><td><i>Absence in 25g or 25ml</i></td></tr><tr><td><i>Escherichia coli or Enterococcaceae</i></td><td>5</td><td>5</td><td>0</td><td><i>1000 in 1g or 1ml</i></td></tr></table> <p><i>where n = number of samples to be tested</i></p> <p><i>c = number of samples where the number of bacteria expressed in CFU may be between m and M</i></p> <p><i>m = threshold value for the number of bacteria expressed in CFU that is considered satisfactory</i></p> <p><i>M = maximum value of the number of bacteria expressed in CFU</i></p> <p><i>Parasites Ascaris spp. and Toxocara spp. in all stages of their development must not be present in 100g or 100ml of the organic soil improver.</i></p>	<i>Micro-organism to be tested</i>	<i>Sampling plans</i>			<i>Limit</i>	<i>n</i>	<i>c</i>	<i>m</i>	<i>M</i>	<i>Salmonella spp</i>	5	0	0	<i>Absence in 25g or 25ml</i>	<i>Escherichia coli or Enterococcaceae</i>	5	5	0	<i>1000 in 1g or 1ml</i>
<i>Micro-organism to be tested</i>	<i>Sampling plans</i>			<i>Limit</i>																	
	<i>n</i>	<i>c</i>	<i>m</i>	<i>M</i>																	
<i>Salmonella spp</i>	5	0	0	<i>Absence in 25g or 25ml</i>																	
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	<p>COUNCIL TEXT 14010/1/2017 REV 1</p>	<p>3. When the CE marked fertilising product contains an animal by-product as defined in Regulation (EC) No 1069/2009</p> <p>(a) Salmonella spp. shall be absent in a 25 g sample of the CE marked fertilising product.</p> <p>(b) None of the two following types of bacteria shall be present in the CE marked fertilising product in a concentration of more than 1000 CFU/g fresh mass:</p> <ul style="list-style-type: none">• Escherichia coli, or• Enterococcaceae. <p>This shall be demonstrated by measuring the presence of at least one of those two types of bacteria.</p> <p><u>3. Pathogens must not be present in the organic soil improver in a concentration of more than the respective limits outlined in the table below</u></p> <table><tr><th rowspan="2"><u>Micro-organisms to be tested</u></th><th colspan="3"><u>Sampling plans</u></th><th><u>Limit</u></th></tr><tr><th><u>n</u></th><th><u>c</u></th><th><u>m</u></th><th><u>M</u></th></tr><tr><td><u>Salmonella spp</u></td><td><u>5</u></td><td><u>0</u></td><td><u>0</u></td><td><u>Absence in 25 g or 25 ml</u></td></tr><tr><td><u>Escherichia coli or Enterococcaceae</u></td><td><u>5</u></td><td><u>5</u></td><td><u>0</u></td><td><u>1000 in 1g or 1 ml</u></td></tr></table> <p><u>where n = number of samples to be tested,</u></p> <p><u>c = number of samples where the number of bacteria expressed in CFU may be between m and M,</u></p> <p><u>m = threshold value for the number of bacteria expressed in CFU that is considered satisfactory,</u></p> <p><u>M = maximum value of the number of bacteria expressed in CFU.</u></p>	<u>Micro-organisms to be tested</u>	<u>Sampling plans</u>			<u>Limit</u>	<u>n</u>	<u>c</u>	<u>m</u>	<u>M</u>	<u>Salmonella spp</u>	<u>5</u>	<u>0</u>	<u>0</u>	<u>Absence in 25 g or 25 ml</u>	<u>Escherichia coli or Enterococcaceae</u>	<u>5</u>	<u>5</u>	<u>0</u>	<u>1000 in 1g or 1 ml</u>
<u>Micro-organisms to be tested</u>	<u>Sampling plans</u>			<u>Limit</u>																	
	<u>n</u>	<u>c</u>	<u>m</u>	<u>M</u>																	
<u>Salmonella spp</u>	<u>5</u>	<u>0</u>	<u>0</u>	<u>Absence in 25 g or 25 ml</u>																	
<u>Escherichia coli or Enterococcaceae</u>	<u>5</u>	<u>5</u>	<u>0</u>	<u>1000 in 1g or 1 ml</u>																	
	COMPROMISE	GREEN – CEU text																			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
718.	4. The CE marked fertilising product shall contain 40% or more dry matter.		4. The CE marked <u>EU</u> fertilising product shall contain 20 40% or more dry matter.	YELLOW – COM to check
719.	5. Organic carbon (C) shall be present in the CE marked fertilising product by at least 7.5% by mass.		5. Organic carbon (C _{org}) shall be present in the CE marked <u>EU</u> fertilising product by at least 7.5% by mass.	GREEN – Council text
720.	PFC 3(B): Inorganic soil improver			
721.	1. An inorganic soil improver shall be a soil improver other than an organic soil improver.	AM 182 1. An inorganic soil improver shall be a soil improver other than an organic soil improver, <i>and shall include mulch films. A biodegradable mulch film shall be a biodegradable polymer film complying in particular with the requirements of points 2a and 3 of CMC 10 in Annex II and intended to be placed on the soil in situ to protect its structure, suppress weed growth, reduce soil moisture loss, or prevent erosion.</i>		YELLOW – Council to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
722.	2. Contaminants must not be present in the CE marked fertilising product by more than the following quantities:		2. Contaminants must not be present in the CE marked EU fertilising product by more than the following quantities:	
723.	• Cadmium (Cd) 1,5 mg/kg dry matter,			
724.	• Hexavalent chromium (Cr VI) 2 mg/kg dry matter,			
725.	• Mercury (Hg) 1 mg/kg dry matter,			
726.	• Nickel (Ni) 100 mg/kg dry matter, and		• Nickel (Ni) 100 mg/kg dry matter, and	
727.	• Lead (Pb) 150 mg/kg dry matter.		• Lead (Pb) 150 120 mg/kg dry matter	
728.			<u>• Arsenic (As) 40 mg/kg dry matter</u>	
729.			<u>2a. Copper (Cu) must not be present in the EU fertilising product by more than 300 mg/kg dry matter, and zinc (Zn) must not be present in the EU fertilising product by more than 800 mg/kg dry matter.</u>	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
730.	PFC 4: Growing medium			
731.	1. A growing medium shall be a material other than soil intended for use as a substrate for root development.	AM 184 1. A growing medium shall be a material other than soil <i>in situ in which plants and mushrooms are grown.</i>	1. A growing medium shall be <u>an EU fertilising product the function of which is for plants or mushrooms to grow in</u> a material other than soil intended for use as a substrate for root development. <u>For the purpose of paragraph 1, plants are understood to include algae.</u>	1. A growing medium shall be <u>an EU fertilising product</u> other than soil <i>in situ the function of which is for plants or mushrooms to grow in</i> a material other than soil intended for use as a substrate for root development. <u>For the purpose of paragraph 1, plants are understood to include algae.</u> GREEN
732.	2. Contaminants must not be present in the CE marked fertilising product by more than the following quantities:		2. Contaminants must not be present in the CE marked <u>EU</u> fertilising product by more than the following quantities:	
733.	• Cadmium (Cd) 3 mg/kg dry matter,		• Cadmium (Cd) 3 <u>1,5</u> mg/kg dry matter,	
734.	• Hexavalent chromium (Cr VI) 2 mg/kg dry matter,			
735.	• Mercury (Hg) 1 mg/kg dry matter,			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
736.	• Nickel (Ni) 100 mg/kg dry matter, and		• Nickel (Ni) 100 50 mg/kg dry matter, and	
737.	• Lead (Pb) 150 mg/kg dry matter.		• Lead (Pb) 150 120 mg/kg dry matter.	
738.			• <u>Arsenic (As) 40 mg/kg dry matter</u>	
739.			<u>2a. Copper (Cu) must not be present in the EU fertilising product by more than 200 mg/kg dry matter, and zinc (Zn) must not be present in the EU fertilising product by more than 500 mg/kg dry matter.</u>	

740.	COMMISSION PROPOSAL	<p>3. Salmonella spp. shall be absent in a 25 g sample of the CE marked fertilising product.</p> <p>4. None of the two following types of bacteria shall be present in the CE marked fertilising product in a concentration of more than 1000 CFU/g fresh mass:</p> <p>(a) Escherichia coli, or</p> <p>(b) Enterococcaceae.</p> <p>This shall be demonstrated by measuring the presence of at least one of those two types of bacteria.</p>
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EP AMENDMENTS

AM 187

3. *Pathogens must not be present in the growing medium in a concentration of more than the respective limits outlined in the table below:*

<i>Micro-organism to be tested</i>	<i>Sampling plans</i>			<i>Limit</i>
	<i>n</i>	<i>c</i>	<i>m</i>	<i>M</i>
<i>Salmonella spp</i>	5	0	0	<i>Absence in 25g or 25ml</i>
<i>Escherichia coli or Enterococcaceae</i>	5	5	0	<i>1000 in 1g or 1ml</i>

where n = number of samples to be tested

c = number of samples where the number of bacteria expressed in CFU may be between m and M

m = threshold value for the number of bacteria expressed in CFU that is considered satisfactory

M = maximum value of the number of bacteria expressed in CFU

Parasites Ascaris spp. and Toxocara spp. in all stages of their development must not be present in 100g or 100ml of the growing medium.

COUNCIL TEXT
14010/1/2017 REV 1

~~3. Salmonella spp. shall be absent in a 25 g sample of the CE marked fertilising product.~~

~~4. None of the two following types of bacteria shall be present in the CE marked fertilising product in a concentration of more than 1000 CFU/g fresh mass:~~

~~(a) Escherichia coli, or~~

~~(b) Enterococcaceae.~~

~~This shall be demonstrated by measuring the presence of at least one of those two types of bacteria.~~

3. Pathogens must not be present in the growing medium in a concentration of more than the respective limits outlined in the table below

<u>Micro-organisms to be tested</u>	<u>Sampling plans</u>			<u>Limit</u>
	<u>n</u>	<u>c</u>	<u>m</u>	<u>M</u>
<u>Salmonella spp</u>	<u>5</u>	<u>0</u>	<u>0</u>	<u>Absence in 25 g or 25 ml</u>
<u>Escherichia coli or Enterococcaceae</u>	<u>5</u>	<u>5</u>	<u>0</u>	<u>1000 in 1g or 1 ml</u>

where n = number of samples to be tested,

c = number of samples where the number of bacteria expressed in CFU may be between m and M,

m = threshold value for the number of bacteria expressed in CFU that is considered satisfactory,

M = maximum value of the number of bacteria expressed in CFU.

COMPROMISE

GREEN – CEU text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
741.	PFC 5: Agronomic additive		deleted	GREEN – CEU text
742.	An agronomic additive shall be a CE marked fertilising product intended to be added to a product providing plants with nutrient, with the intention to improve that product's nutrient release patterns.	AM 188 An agronomic additive shall be a CE marked fertilising product, intended to be added to a product, <i>which has a proven effect on the transformation or plant-availability of different forms of mineral or mineralized nutrients, or both, or which is to be added to the soil</i> with the intention to improve that <i>nutrient uptake by plants or to reduce nutrient losses.</i>	deleted	GREEN – CEU text
743.	PFC 5(A): Inhibitor		PFC 5(A): Inhibitor	GREEN – CEU text
744.	1. An inhibitor shall be a substance or a mixture which delays or stops the activity of specific groups of micro-organisms or enzymes.		1. An inhibitor shall be a substance or a mixture <u>an EU fertilising product the function of which is to improve the nutrient release patterns of a product providing plants with nutrients by</u> delayings or stoppings the activity of specific groups of micro-organisms or enzymes.	GREEN – CEU text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
745.	<p>2. Each substance shall have been registered pursuant to Regulation (EC) No 1907/2006,²³ in a dossier containing</p> <p>²³ In the case of an additive recovered in the European Union, this condition is fulfilled if the additive is the same, within the meaning of Article 2(7)(d)(i) of Regulation (EC) No 1907/2006, as a substance registered in a dossier containing the information here indicated, and if information is available to the fertilising product manufacturer within the meaning of Article 2(7)(d)(ii) of Regulation (EC) No 1907/2006.</p>		deleted	GREEN – CEU text
746.	(a) the information provided for by Annex VI, VII and VIII of Regulation (EC) No 1907/2006, and		deleted	GREEN – CEU text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
747.	(b) a chemical safety report pursuant to Article 14 of Regulation (EC) No 1907/2006 covering the use as fertilising product,		deleted	GREEN – CEU text
748.	unless explicitly covered by one of the registration obligation exemptions provided for by Annex IV to that Regulation or by points 6, 7, 8, or 9 of Annex V to that Regulation.		deleted	GREEN – CEU text
749.	PFC 5(A)(I): Nitrification inhibitor		PFC 5(A)(4): Nitrification inhibitor	GREEN – Council text
750.	1. A nitrification inhibitor shall inhibit the biological oxidation of ammoniacal nitrogen (NH ₃ -N) to nitrite nitrogen (NO ₂ -), thus slowing the formation of nitrate nitrogen (NO ₃ -).			COM to check if NH ₃ -N should be NH ₄ -N
751.	2. A soil-incubation test measuring the ammoniacal nitrogen (NH ₃ -N) oxidation rate by		2. A soil-incubation test measuring the The ammoniacal nitrogen (NH ₃ -N) oxidation rate shall be measured either by	GREEN – Council text COM to check if NH ₃ -N should be NH ₄ -N
752.	• ammoniacal nitrogen (NH ₃ -N) disappearance, or			COM to check if NH ₃ -N should be NH ₄ -N

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
753.	<ul style="list-style-type: none"> the sum of nitrite nitrogen (NO_2^-) and nitrate nitrogen (NO_3^-) production with respect to time 			
754.	in a soil sample where the nitrification inhibitor has been added shall show a statistical difference in ammoniacal nitrogen ($\text{NH}_3\text{-N}$) oxidation rate when compared to a control sample where the nitrification inhibitor has not been added.		<p><u>Compared to a control sample where the nitrification inhibitor has not been added,</u> in a soil sample where <u>containing</u> the nitrification inhibitor has been added shall show a statistical difference <u>20% reduction</u> in ammoniacal nitrogen ($\text{NH}_3\text{-N}$) oxidation rate when compared to a control sample where the nitrification inhibitor has not been added <u>based on an analysis 14 days after application at the 95% confidence level.</u></p>	<p>GREEN – Council text</p> <p>COM to check if $\text{NH}_3\text{-N}$ should be $\text{NH}_4\text{-N}$</p>

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
755.		<p>AM 193</p> <p><i>PFC 5(A)(Ia): Denitrification inhibitor</i></p> <p><i>1. A denitrification inhibitor shall be an inhibitor that reduces the formation of nitrous oxide (N₂O) by slowing down or blocking the conversion of nitrate (NO₃⁻) to dinitrogen (N₂) without influencing the nitrification process as described in PFC 5(A)(I). It shall contribute to increase the availability of nitrate to the plant and to reduce N₂O emissions.</i></p> <p><i>2. The effectiveness of this method can be assessed by measuring nitrous oxide emissions in gas samples collected in a suitable measuring device and measuring the amount of N₂O of that sample in a gas chromatograph. The assessment shall also record the water content of the soil.</i></p>	<p><u>PFC 5(C): Denitrification inhibitor</u></p> <p><u>1. A denitrification inhibitor shall inhibit the formation of nitrous oxide (N₂O) by slowing down or blocking the conversion of nitrate (NO₃⁻) to dinitrogen (N₂) without influencing the nitrification process as described in PFC 5 (A).</u></p> <p><u>2. Compared to a control sample where the denitrification inhibitor has not been added, an in vitro test containing the denitrification inhibitor shall show a 20 % reduction in rate of the release of nitrous oxide based on an analysis 14 days after application at the 95 % confidence level.</u></p>	<p>GREEN – Council text</p>

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
756.	PFC 5(A)(II): Urease inhibitor		PFC 5(BA)(II): Urease inhibitor	GREEN – Council text
757.	1. An urease inhibitor shall inhibit hydrolytic action on urea (CH ₄ N ₂ O) by the urease enzyme, primarily targeted to reduce ammonia volatilisation.			
758.	2. An in-vitro measuring of the rate of hydrolysis of urea (CH ₄ N ₂ O) with respect to time in a soil sample where the urease inhibitor has been added shall show a statistical difference in hydrolysis rate when compared to a control sample where the urease inhibitor has not been added.		2. <u>Compared to a control sample where the urease inhibitor has not been added,</u> an in-vitro measuring of <u>test containing the urease inhibitor shall show a 20% reduction in</u> the rate of hydrolysis of urea (CH ₄ N ₂ O) <u>based on an analysis 14 days after application at the 95% confidence level</u> with respect to time in a soil sample where the urease inhibitor has been added shall show a statistical difference in hydrolysis rate when compared to a control sample where the urease inhibitor has not been added.	GREEN – Council text
759.	PFC 5(B): Chelating agent		deleted - moved to CMC 1	GREEN – Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
760.	1. A chelating agent shall be an organic substance intended to enhance nutrients' long-term availability to plants consisting in a molecule which		deleted	GREEN – Council text
761.	<ul style="list-style-type: none"> • has two or more sites that donate electron pairs to a central transition metal cation (zinc (Zn), copper (Cu), iron (Fe), manganese (Mn), magnesium (Mg), calcium (Ca) or cobalt (Co)), and which 		deleted	GREEN – Council text
762.	<ul style="list-style-type: none"> • is large enough to form a five- or six- membered ring structure. 		deleted	GREEN – Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
763.	<p>2. The substance shall have been registered pursuant to Regulation (EC) No 1907/2006,²⁴ in a dossier containing</p> <p>²⁴ In the case of an additive recovered in the European Union, this condition is fulfilled if the additive is the same, within the meaning of Article 2(7)(d)(i) of Regulation (EC) No 1907/2006, as a substance registered in a dossier containing the information here indicated, and if information is available to the fertilising product manufacturer within the meaning of Article 2(7)(d)(ii) of Regulation (EC) No 1907/2006.</p>		deleted	GREEN – Council text
764.	(a) the information provided for by Annex VI, VII and VIII of Regulation (EC) No 1907/2006, and		deleted	GREEN – Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
765.	(b) a chemical safety report pursuant to Article 14 of Regulation (EC) No 1907/2006 covering the use as fertilising product,		deleted	GREEN – Council text
766.	unless explicitly covered by one of the registration obligation exemptions provided for by Annex IV to that Regulation or by points 6, 7, 8, or 9 of Annex V to that Regulation.		deleted	GREEN – Council text
767.	3. After 3 days in standard Hoagland solution at pH 7 and 8, the CE marked fertilising product shall remain stable.		deleted	GREEN – Council text
768.	PFC 5(C): Complexing agent		deleted - moved to CMC 1	GREEN – Council text
769.	1. A complexing agent shall be an organic substance intended to enhance nutrients' long-term availability to plants, which can form a flat or steric structure with one di or three valent transition metal cation.		deleted	GREEN – Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
770.	<p>2. The substance shall have been registered pursuant to Regulation (EC) No 1907/2006,²⁵ in a dossier containing</p> <p>²⁵ In the case of an additive recovered in the European Union, this condition is fulfilled if the additive is the same, within the meaning of Article 2(7)(d)(i) of Regulation (EC) No 1907/2006, as a substance registered in a dossier containing the information here indicated, and if information is available to the fertilising product manufacturer within the meaning of Article 2(7)(d)(ii) of Regulation (EC) No 1907/2006.</p>		deleted	GREEN – Council text
771.	(a) the information provided for by Annex VI, VII and VIII of Regulation (EC) No 1907/2006, and		deleted	GREEN – Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
772.	(b) a chemical safety report pursuant to Article 14 of Regulation (EC) No 1907/2006 covering the use as fertilising product,		deleted	GREEN – Council text
773.	unless explicitly covered by one of the registration obligation exemptions provided for by Annex IV to that Regulation or by points 6, 7, 8, or 9 of Annex V to that Regulation.		deleted	GREEN – Council text
774.	3. After 1 day in water solution at pH 6 and 7, the CE marked fertilising product shall remain stable.		deleted	GREEN – Council text
775.	PFC 6: Plant biostimulant			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
776.	1. A plant biostimulant shall be a CE marked fertilising product stimulating plant nutrition processes independently of the product's nutrient content with the sole aim of improving one or more of the following characteristics of the plant:	AM 202 1. A plant biostimulant shall be a CE marked fertilising product stimulating plant nutrition processes independently of the product's nutrient content with the sole aim of improving one or more of the following characteristics of the plant and the plant rhizosphere or phyllosphere:	1. A plant biostimulant shall be a CE marked EU fertilising product stimulating the function of which is to stimulate plant nutrition processes independently of the product's nutrient content with the sole aim of improving one or more of the following characteristics of the plant:	1. A plant biostimulant shall be a CE marked EU fertilising product stimulating the function of which is to stimulate plant nutrition processes independently of the product's nutrient content with the sole aim of improving one or more of the following characteristics of the plant and the plant rhizosphere: GREEN
777.	(a) nutrient use efficiency,			
778.	(b) tolerance to abiotic stress, or			
779.	(c) crop quality traits.		(c) crop -quality traits.	GREEN – Council text
780.		AM 203 (ca) availability of confined nutrients in the soil and rhizosphere,		GREEN – EP text
781.		AM 204 (cb) humification,		GREEN – no amendment

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
782.		AM 205 <i>(cc) degradation of organic compounds in the soil.</i>		GREEN – no amendment
783.	2. Contaminants must not be present in the CE marked fertilising product by more than the following quantities:		2. Contaminants must not be present in the CE marked EU fertilising product by more than the following quantities:	
784.	• Cadmium (Cd) 3 mg/kg dry matter,	AM 206 - Cadmium (Cd) 1,5 mg/kg dry matter,	• Cadmium (Cd) 3 1,5 mg/kg dry matter,	
785.	• Hexavalent chromium (Cr VI) 2 mg/kg dry matter, and		• Hexavalent chromium (Cr VI) 2 mg/kg dry matter, and	
786.	• Lead (Pb) 120 mg/kg dry matter.			
787.			• <u>Mercury (Hg) 1 mg/kg dry matter.</u>	
788.			• <u>Nickel (Ni) 50 mg/kg dry matter.</u>	
789.			• <u>Arsenic (As) 40 mg/kg dry matter.</u>	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
790.			<u>2a. Copper (Cu) must not be present in the EU fertilising product by more than 600 mg/kg dry matter, and zinc (Zn) must not be present in the EU fertilising product by more than 1500 mg/kg dry matter.</u>	
791.	3. The plant biostimulant shall have the effects that are claimed on the label for the crops specified thereon.		3. The plant biostimulant shall have the effects that are claimed on the label for the crops <u>plants</u> specified thereon.	GREEN – Council text
792.	PFC 6(A): Microbial plant biostimulant			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
793.	1. A microbial plant biostimulant shall consist solely of a micro-organism or a consortium of micro-organisms referred to in Component Material Category 7 of Annex II.	AM 208 1. A microbial plant biostimulant shall consist: <i>(a) of a micro-organism or a consortium of microorganisms referred to in Component Material Category 7 of Annex II;</i> <i>(b) of microorganisms or a consortium of microorganisms different from those provided under point (a) of this point. They can be used as component material categories as long as they comply with the requirements set out in the Component Material Category 7 of Annex II.</i>	1. A microbial plant biostimulant shall consist solely of a micro-organism or a consortium of micro-organisms referred to in Component Material Category 7 of Annex II.	GREEN – Council text
794.	2. Contaminants must not be present in the CE marked fertilising product by more than the following quantities:		deleted	
795.	• Mercury (Hg) 1 mg/kg dry matter, and		deleted	
796.	• Nickel (Ni) 50 mg/kg dry matter.		deleted	

797.	COMMISSION PROPOSAL	3. Salmonella spp. shall be absent in a 25 g or 25 ml sample of the CE marked fertilising product.		
	EP AMENDMENTS	AM 209		
		3. <i>Pathogens must not be present in the microbial plant biostimulant in a concentration of more than the respective limits outlined in the table below:</i>		
		<i>Micro-organisms/their toxins, metabolites</i>	<i>Sampling plans</i>	<i>Limit</i>
			<i>n</i>	<i>c</i>
		<i>Salmonella spp</i>	5	0
				<i>Absence in 25g or 25 ml</i>
		<i>Escherichia coli</i>	5	0
				<i>Absence in 1g or 1ml</i>
		<i>Listeria monocytogenes</i>	5	0
				<i>Absence in 25g or 25 ml</i>
		<i>Vibrio spp</i>	5	0
				<i>Absence in 25g or 25 ml</i>
		<i>Shigella spp</i>	5	0
				<i>Absence in 25g or 25 ml</i>
		<i>Staphylococcus aureus</i>	5	0
				<i>Absence in 25g or 25 ml</i>
		<i>Enterococcaceae</i>	5	2
				<i>10 CFU/g</i>

	<i>Anaerobic plate count unless the microbial biostimulant is an aerobic bacterium</i>	5	2	105 CFU/g or ml
	<i>Yeast and mould count unless the microbial biostimulant is a fungus</i>	5	2	1000 CFU/g or ml
	<i>where n= number of units comprising the sample; c= number of sample units giving values over the defined limit.</i>			
COUNCIL TEXT 14010/1/2017 REV 1	3. Salmonella spp. shall be absent in a 25 g or 25 ml sample of the CE marked fertilising product.			
	<u>2. Pathogens must not be present in the microbial plant biostimulant in a concentration of more than the respective limits outlined in the table below:</u>			
	<u>Micro-organisms/their toxins, metabolites</u>	<u>Sampling plans²⁷</u>		<u>Limit</u>
		<u>n</u>	<u>c</u>	
	<u>Salmonella spp</u>	<u>5</u>	<u>0</u>	<u>Absence in 25g or 25 ml</u>
	<u>Escherichia coli</u>	<u>5</u>	<u>0</u>	<u>Absence in 1g or 1ml</u>
	<u>Listeria monocytogenes</u>	<u>5</u>	<u>0</u>	<u>Absence in 25g or 25 ml</u>
	<u>Vibrio spp</u>	<u>5</u>	<u>0</u>	<u>Absence in 25g or 25 ml</u>
	<u>Shigella spp</u>	<u>5</u>	<u>0</u>	<u>Absence in 25g or 25 ml</u>
	<u>Staphylococcus aureus</u>	<u>5</u>	<u>0</u>	<u>Absence in 25g or 25 ml</u>
	<u>Enterococcaceae</u>	<u>5</u>	<u>2</u>	<u>10 CFU/g</u>

		<u>Anaerobic plate count unless the microbial biostimulant is an aerobic bacterium</u>	<u>5</u>	<u>2</u>	<u>105CFU/g or ml</u>
		<u>Yeast and mould count unless the microbial biostimulant is a fungus</u>	<u>5</u>	<u>2</u>	<u>1000 CFU/g or ml</u>
		²⁷ n= number of units comprising the sample; c= number of sample units giving values over the defined limit.			
	COMPROMISE	GREEN – Council text			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
798.	4. Escherichia coli shall be absent in a 1 g or 1 ml sample of the CE marked fertilising product.	AM 210 <i>deleted</i>	deleted	GREEN
799.	5. Enterococcaceae must not be present in the CE marked fertilising product by more than 10 CFU/g fresh mass.	AM 211 <i>deleted</i>	deleted	GREEN
800.	6. Listeria monocytogenes shall be absent in a 25 g or 25 ml sample of the CE marked fertilising product.	AM 212 <i>deleted</i>	deleted	GREEN
801.	7. Vibrio spp shall be absent in a 25 g or 25 ml sample of the CE marked fertilising product.	AM 213 <i>deleted</i>	deleted	GREEN

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
802.	8. <i>Shigella</i> spp shall be absent in a 25 g or 25 ml sample of the CE marked fertilising product.	AM 214 <i>deleted</i>	deleted	GREEN
803.	9. <i>Staphylococcus aureus</i> shall be absent in a 1 g or 1 ml sample of the CE marked fertilising product.	AM 215 <i>deleted</i>	deleted	GREEN
804.	10. Aerobic plate count shall not exceed 105 CFU/g or ml sample of the CE marked fertilising product, unless the microbial biostimulant is an aerobic bacterium.	AM 216 <i>deleted</i>	deleted	GREEN
805.	11. Yeast and mould count shall not exceed 1000 CFU/g or ml sample of the CE marked fertilising product, unless the microbial biostimulant is a fungus.		deleted	GREEN – CEU text
806.	12. When the microbial plant biostimulant consists of a suspension or a solution, where		12. When the microbial plant biostimulant <u>is in liquid form</u> consists of a suspension or a solution, where	GREEN – CEU TEXT

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
807.	• a suspension means a two-phase dispersion in which solid particles are maintained in suspension in the liquid phase, and		deleted	GREEN – Council text
808.	• a solution means a liquid that is free of solid particles,		deleted	GREEN – Council text
809.	the plant biostimulant shall have a pH superior or equal to 4.	AM 217 deleted	the plant biostimulant shall have a pH optimal for contained microorganisms and for plants superior or equal to 4.	the plant biostimulant shall have a pH optimal for contained microorganisms and for plants GREEN
810.	13. The shelf-life of the microbial plant biostimulant shall be at least 6 months under the storage conditions specified on the label.	AM 218 deleted	deleted	GREEN
811.	PFC 6(B): Non-microbial plant biostimulant			
812.	A non-microbial plant biostimulant shall be a plant biostimulant other than a microbial plant biostimulant.		1. A non-microbial plant biostimulant shall be a plant biostimulant other than a microbial plant biostimulant.	GREEN – Council text

813.

2. Pathogens must not be present in the non-microbial plant stimulant in a concentration of more than the respective limits outlined in the table below

<u>Micro-organisms to be tested</u>	<u>Sampling plans</u>			<u>Limit</u>
	<u>n</u>	<u>c</u>	<u>m</u>	<u>M</u>
<u>Salmonella spp</u>	<u>5</u>	<u>0</u>	<u>0</u>	<u>Absence in 25 g or 25 ml</u>
<u>Escherichia coli or Enterococcaceae</u>	<u>5</u>	<u>5</u>	<u>0</u>	<u>1000 in 1g or 1 ml</u>

where n = number of samples to be tested,

c = number of samples where the number of bacteria expressed in CFU may be between m and M,

m = threshold value for the number of bacteria expressed in CFU that is considered satisfactory,

M = maximum value of the number of bacteria expressed in CFU.

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
814.	PFC 6(B)(I): Organic non-microbial plant biostimulant		deleted	YELLOW – EP to confirm
815.	1. An organic non-microbial plant biostimulant shall consist of a substance or a mixture containing carbon (C) of solely animal or plant origin.		deleted	YELLOW – EP to confirm
816.	2. Contaminants must not be present in the CE marked fertilising product by more than the following quantities:		deleted	YELLOW – EP to confirm
817.	• Mercury (Hg) 1 mg/kg dry matter, and		deleted	YELLOW – EP to confirm
818.	• Nickel (Ni) 50 mg/kg dry matter.		deleted	YELLOW – EP to confirm
819.	3. Salmonella spp. shall be absent in a 25 g sample of the CE marked fertilising product.		deleted	YELLOW – EP to confirm
820.	4. None of the two following types of bacteria shall be present in the CE marked fertilising product by more than 1000 CFU/g fresh mass:		deleted	YELLOW – EP to confirm

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
821.	(a) Escherichia coli, or		deleted	YELLOW – EP to confirm
822.	(b) Enterococcaceae.		deleted	YELLOW – EP to confirm
823.	This shall be demonstrated by measuring the presence of at least one of those two types of bacteria.		deleted	YELLOW – EP to confirm
824.	PFC 6(B)(II): Inorganic non-microbial plant biostimulant		deleted	YELLOW – EP to confirm
825.	1. An inorganic non-microbial plant biostimulant shall be a non-microbial plant biostimulant other than an organic non-microbial plant biostimulant.		deleted	YELLOW – EP to confirm
826.	2. Contaminants must not be present in the CE marked fertilising product by more than the following quantities:		deleted	YELLOW – EP to confirm
827.	• Mercury (Hg) 2 mg/kg dry matter,		deleted	YELLOW – EP to confirm
828.	• Nickel (Ni) 120 mg/kg dry matter, and		deleted	YELLOW – EP to confirm

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
829.	• Arsenic (As) 60 mg/kg dry matter.		deleted	YELLOW – EP to confirm
830.	PFC 7: Fertilising product blend			
831.	1. A fertilising product blend shall be a CE marked fertilising product composed of two or more CE marked fertilising products of category 1-6.		1. A fertilising product blend shall be a CE marked <u>EU</u> fertilising product composed of two or more CE marked <u>EU</u> fertilising products of category 1-6 <u>for which the compliance with the requirements of this Regulation of each component fertilising product in the blend has been demonstrated in accordance with the conformity assessment procedure applicable to that component fertilising product.</u>	GREEN – Council text
832.	2. The compliance with the requirements of this Regulation of each component fertilising product in the blend shall have been demonstrated in accordance with the conformity assessment procedure applicable to that component fertilising product.		deleted	GREEN – Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
833.	3. The blending shall not change the nature of each component fertilising product	AM 219 3. The blending shall not change the <i>function</i> of each component fertilising product	3. The blending shall not change the nature of each component fertilising product <u>and shall not have</u>	3. The blending shall not change the nature of each component fertilising product <u>and shall not have</u> YELLOW – EP to check
834.	• in a manner having an adverse effect on human, animal or plant health, on safety, or on the environment, under reasonably foreseeable conditions of storage or use of the CE marked fertilising product blend, or		• in a manner having an adverse effect on human, animal or plant health, on safety, or on the environment, under reasonably foreseeable conditions of storage or use of the CE marked EU fertilising product blend, or	GREEN – Council text
835.	• in any other significant manner.		deleted	GREEN – Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
836.	4. The manufacturer of the blend shall assess the conformity of the blend with the requirements set out in paragraphs 1-3 above, ensure the blend's compliance with the labelling requirements laid down in Annex III, and assume responsibility pursuant to Article 15(4) of this Regulation for the compliance of the blend with the requirements of this Regulation by			
837.	<ul style="list-style-type: none"> • drawing up an EU declaration of conformity for the CE marked fertilising product blend in accordance with Article 6(2) of this Regulation, and 		<ul style="list-style-type: none"> • drawing up an EU declaration of conformity for the CE marked <u>EU</u> fertilising product blend in accordance with Article 6(2) of this Regulation, and 	
838.	<ul style="list-style-type: none"> • being in possession of the EU declaration of conformity of each of the component fertilising products. 			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
839.	5. Economic operators making CE marked fertilising product blends available on the market shall respect the following provisions of this Regulation with regard to the EU declaration of conformity of each component fertilising product as well as of the blend:		5. Economic operators making CE <u>marked-EU</u> fertilising product blends available on the market shall respect the following provisions of this Regulation with regard to the EU declaration of conformity of each component fertilising product as well as of the blend:	
840.	• Article 6(3) (manufacturers' obligation to keep the EU declaration of conformity);			
841.	• Article 7(2)(a) (authorised representatives' obligation to keep the EU declaration of conformity);			
842.	• Article 8(2) (importers' obligation to ensure that the CE marked fertilising product is accompanied by the EU declaration of conformity);		deleted	YELLOW – EP to check (linked to rows 182/197)

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
843.	<ul style="list-style-type: none"> Article 8(8) (importers' obligation to keep a copy of the EU declaration of conformity at the disposal of the market surveillance authorities); and 			
844.	<ul style="list-style-type: none"> Article 9(2) (distributors' obligation to verify that the CE marked fertilising product is accompanied by the EU declaration of conformity). 		deleted	YELLOW – EP to check (linked to rows 182/197)
845.	ANNEX II Component Material Categories			
846.	A CE marked fertilising product shall consist solely of component materials complying with the requirements for one or more of the Component Material Categories ('CMC') listed below.		A CE marked <u>EU</u> fertilising product shall consist solely of component materials complying with the requirements for one or more of the Component Material Categories ('CMC') listed below <u>in this Annex</u> .	GREEN – Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
847.	The component materials, or the input materials used to produce them, shall not contain one of the substances for which maximum limit values are indicated in Annex I of this Regulation in such quantities as to jeopardise the CE marked fertilising product's compliance with one of the applicable requirements of that Annex.		The component materials, or the input materials used to produce them, shall not contain one of the substances for which maximum limit values are indicated in Annex I of this Regulation in such quantities as to jeopardise the CE marked-EU fertilising product's compliance with one of the applicable requirements of that Annex.	
848.	Part I Overview of Component Material Categories			
849.	CMC 1: Virgin material substances and mixtures			
850.	CMC 2: Non-processed or mechanically processed plants, plant parts or plant extracts		CMC 2: Non-processed or mechanically processed p Plants, plant parts or plant extracts	GREEN – Council text
851.	CMC 3: Compost			
852.	CMC 4: Energy crop digestate		CMC 4: Energy <u>Fresh</u> crop digestate	GREEN – Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
853.	CMC 5: Other digestate than energy crop digestate		CMC 5: Other digestate than energy <u>fresh</u> crop digestate	GREEN – Council text
854.	CMC 6: Food industry by-products			
855.	CMC 7: Micro-organisms			
856.	CMC 8: Agronomic additives		deleted	YELLOW – EP to confirm (together with rows 1020 to 1025 and 1027 to 1034)
857.	CMC 9: Nutrient polymers			
858.	CMC 10: Other polymers than nutrient polymers			
859.	CMC 11: Certain animal by-products		CMC 11: Certain <u>products derived from</u> animal by-products	GREEN – Council text
860.		AM 220 CMC 11a: Other industry by-products	<i>Council position modified by CRP Mandate 16/03</i> <u>CMC 12: By-products within the meaning of Directive 2008/98/EC</u>	RED – Industry by-products
861.	Part II Requirements related to Component Material Categories			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
862.	This Part defines the component materials of which CE marked fertilising products shall solely consist.		This Part defines the component materials of which CE marked <u>EU</u> fertilising products shall solely consist.	
863.	CMC 1: Virgin material substances and mixtures			

864.	<p>1. A CE marked fertilising product may contain substances and mixtures, other than ²⁶</p> <p>²⁶ The exclusion of a material from CMC 1 does not prevent it from being an eligible component material by virtue of another CMC stipulating different requirements. See, for instance, CMC 11 on animal by-products, CMCs 9 and 10 on polymers, and CMC 8 on agronomic additives.</p>	<p>AM 221</p> <p>1. A CE marked fertilising product may contain substances and mixtures, including technical additives, other than ²⁶</p> <p>²⁶ The exclusion of a material from CMC 1 does not prevent it from being an eligible component material by virtue of another CMC stipulating different requirements. See, for instance, CMC 11 on animal by-products, CMCs 9 and 10 on polymers, and CMC 8 on agronomic additives.</p>	<p>1. A CE marked EU fertilising product may contain substances and mixtures, other than ²⁶</p> <p>²⁶ The exclusion of a material from CMC 1 does not prevent it from being an eligible component material by virtue of another CMC stipulating different requirements. See, for instance, CMC 11 on animal by-products, CMCs 9 and 10 on polymers, and CMC 8 on agronomic additives <u>inhibitors</u>.</p> <p><i>Council position modified by CRP Mandate 16/03</i></p> <p>²⁶ The exclusion of a material from CMC 1 does not prevent it from being an eligible component material by virtue of another CMC stipulating different requirements. See, for instance, <u>CMC 3 on compost, CMCs 4 and 5 on digestate, CMCs 9 and 10 on polymers,</u> CMC 11 on animal by-</p>	<p>GREEN – COM text</p> <p>YELLOW – EP to check</p>
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Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
			products or CMC 12 on by- products within the meaning of Directive 2008/98/EC, CMCs 9 and 10 on polymers, and CMC 8 on agronomic additives inhibitors	
865.	(a) waste within the meaning of Directive 2008/98/EC,			
865a.			<i>Council position modified by CRP Mandate 16/03</i> <u>(aa) substances or mixtures which have ceased to be waste in one or more Member States by virtue of the national measures transposing Article 6 of Directive 2008/98/EC</u>	GREEN – Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
866.	(b) by-products within the meaning of Directive 2008/98/EC,	AM 222 (b) by-products within the meaning of Directive 2008/98/EC, <i>except by-products registered pursuant to Regulation (EC) No 1907/2006 other than those covered by one of the registration obligation exemptions provided for by point 5 of Annex V to that Regulation,</i>		YELLOW – COM text; EP to check
867.	(c) materials formerly having constituted one of the materials mentioned in one of points a-b,		<i>Council position modified by CRP Mandate 16/03</i> (c) materials formerly having constituted one of the materials mentioned in one of points a-b	GREEN – Council text
868.	(d) animal by-products within the meaning of Regulation (EC) No 1069/2009,		(d) animal by-products <u>or derived products</u> within the meaning of Regulation (EC) No 1069/2009, <u>or</u> <i>Council position modified by CRP Mandate 16/03</i> (d) animal by-products <u>or derived products</u> within the meaning of Regulation (EC) No 1069/2009, or	GREEN – Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
869.	(e) polymers, or	AM 223 (e) polymers <i>with the exception of those used in growing media not in contact with the soil</i> , or	(e) polymers, or	GREEN – Council text
869a.			<i>Council position modified by CRP Mandate 16/03</i> <u>(ea) compost, or</u> <u>(eb) digestate.</u>	GREEN – Council text
870.	(f) substances or mixtures intended to improve the nutrient release patterns of the CE marked fertilising product into which they are incorporated.		deleted	GREEN – Council text
871.	2. All the substances incorporated into the CE marked fertilising product, in their own or in a mixture, shall have been registered pursuant to Regulation (EC) No 1907/2006, in a dossier containing		2. All the substances incorporated into the CE marked EU fertilising product, in their own or in a mixture, shall have been registered pursuant to Regulation (EC) No 1907/2006, in a dossier containing	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
872.	(a) the information provided for by Annex VI, VII and VIII of Regulation (EC) No 1907/2006, and			
873.	(b) a chemical safety report pursuant to Article 14 of Regulation (EC) No 1907/2006 covering the use as fertilising product,			
874.	unless explicitly covered by one of the registration obligation exemptions provided for by Annex IV to that Regulation or by points 6, 7, 8, or 9 of Annex V to that Regulation.			
875.			<u>2a. Where the substance or one of the substances in the mixture is intended to enhance the long term availability to plants of micronutrients in the EU fertilising product, that substance shall be either a chelating agent or a complexing agent, and the following rules shall apply:</u>	GREEN – Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
			<p><u>a) The chelating agent shall be an organic substance consisting in a molecule which</u></p> <ul style="list-style-type: none"> <u>• has two or more sites that donate electron pairs to a central transition metal cation (zinc (Zn), copper (Cu), iron (Fe), manganese (Mn), magnesium (Mg), calcium (Ca) or cobalt (Co)), and which</u> <u>• is large enough to form a five- or six- membered cyclic structure.</u> <p><u>The EU fertilising product shall remain stable in standard Hoagland solution at pH 7 and 8 for at least 3 days.</u></p> <p><u>b) The complexing agent shall be an organic substance forming a flat or steric structure with one di or three valent transition metal cation (zinc (Zn), copper (Cu), iron (Fe), manganese (Mn) or cobalt (Co)).</u></p>	<p>YELLOW – Council to clarify</p>

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
			<u>The EU fertilising product shall remain stable in water solution at pH 6 and 7 for at least 1 day.</u>	
876.			<p><u>3a. Where the substance or one of the substances in the mixture is intended to improve the fertilising product's nutrient release patterns by delaying or stopping the activity of specific groups of micro-organisms or enzymes, that substance shall be an a nitrification inhibitor, a urease inhibitor, or a denitrification inhibitor, and the following rules shall apply:</u></p> <p><u>a) The nitrification inhibitor shall inhibit the biological oxidation of ammoniacal nitrogen (NH₃-N) to nitrite nitrogen (NO₂-), thus slowing the formation of nitrate nitrogen (NO₃-).</u></p> <p><u>The ammoniacal nitrogen (NH₃-N) oxidation rate shall be measured either by</u></p>	GREEN – Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
			<p>• <u>ammoniacal nitrogen (NH₃-N) disappearance, or</u></p> <p>• <u>the sum of nitrite nitrogen (NO₂-) and nitrate nitrogen (NO₃-) production with respect to time</u></p> <p><u>Compared to a control sample where the nitrification inhibitor has not been added, a soil sample containing the nitrification inhibitor shall show a 20% reduction in ammoniacal nitrogen (NH₃-N) oxidation rate based on an analysis 14 days after application at the 95% confidence level.</u></p> <p><u>At least 50% of the total nitrogen (N) content of the fertilising product shall consist of the nitrogen (N) forms ammonium (NH₄⁺) and urea (CH₄N₂O).</u></p> <p><u>b) The urease inhibitor shall inhibit hydrolytic action on urea (CH₄N₂O) by the urease enzyme, primarily targeted to reduce ammonia volatilisation.</u></p>	<p>YELLOW – EP to check</p>

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
			<p><u>Compared to a control sample where the urease inhibitor has not been added, an in-vitro test containing the urease inhibitor shall show a 20% reduction in the rate of hydrolysis of urea (CH₄N₂O) based on an analysis 14 days after application at the 95% confidence level.</u></p> <p><u>At least 50% of the total nitrogen (N) content of the fertilising product shall consist of the nitrogen (N) form urea (CH₄N₂O).</u></p> <p><u>c) The denitrification inhibitor shall inhibit the formation of nitrous oxide (N₂O) by slowing down or blocking the conversion of nitrate (NO₃)- to dinitrogen (N₂) without influencing the nitrification process as described in PFC 5(A).</u></p> <p><u>Compared to a control sample where the denitrification inhibitor has not been added, an in vitro test containing the denitrification inhibitor shall</u></p>	<p>YELLOW – EP to check</p>

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
			<u>show a 20 % reduction in rate of the release of nitrous oxide based on an analysis 14 days after application at the 95% confidence level.</u>	
877.	CMC 2: Non-processed or mechanically processed plants, plant parts or plant extracts		CMC 2: Non-processed or mechanically processed p Plants, plant parts or plant extracts	GREEN – Council text
878.	1. A CE marked fertilising product may contain plants, plant parts or plant extracts having undergone no other processing than cutting, grinding, centrifugation, pressing, drying, freeze-drying or extraction with water.	AM 228 1. A CE marked fertilising product may contain plants, plant parts or plant extracts having undergone no other processing than cutting, grinding, centrifugation, <i>sieving, milling, pressing, drying, freeze-drying, buffering, extrusion, radiation, frost-treatment, sanitation by using heat, extraction with water or any other preparation/processing that does not render the final substance subject to registration under Regulation (EC) No 1907/2006.</i>	1. An CE marked EU fertilising product may contain plants, plant parts or plant extracts having undergone no other processing than cutting, grinding, <i>sieving, sifting,</i> centrifugation, pressing, drying, freeze-drying or extraction with water <i>or supercritical CO₂ extraction.</i>	YELLOW – EP to check <i>Possible clarification required from the Commission on the WFD, in line with Article 18</i>

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
879.	2. For the purpose of paragraph 1, plants are understood to include algae and exclude blue-green algae.	AM 229 2. For the purpose of paragraph 1, plants are understood to include algae <i>except for</i> blue-green algae <i>that produce cyanotoxins classified as hazardous in accordance with Regulation (EC) No 1272/2008 on classification, labelling and packaging of substances and mixtures.</i>	2. For the purpose of paragraph 1, plants are understood to include <u>mushrooms</u> , algae and exclude blue-green algae <u>(cyanobacteria)</u> .	GREEN – Council text
880.	CMC 3: Compost			
881.	1. A CE marked fertilising product may contain compost obtained through aerobic composting of exclusively one or more of the following input materials:	AM 230 1. A CE marked <i>plant nutrition</i> product may contain compost, <i>a liquid or non-liquid microbial or non-microbial extract made out of compost</i> , obtained through aerobic composting, <i>and the possible ensuing multiplication of the naturally occurring microbials</i> of exclusively one or more of the following input materials:	1. A CE-marked <u>EU</u> fertilising product may contain compost obtained through aerobic composting of exclusively one or more of the following input materials:	YELLOW – EP to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
882.	(a) Bio-waste within the meaning of Directive 2008/98/EC resulting from separate bio-waste collection at source;			
883.	(b) Animal by-products of categories 2 and 3 according to Regulation (EC) No 1069/2009;	AM 231 (b) <i>Products derived from</i> animal by-products <i>referred to in Article 32 of</i> Regulation (EC) No 1069/2009 <i>for which the end point in the manufacturing chain has been reached in accordance with Article 5 of that Regulation;</i>	(b) <u>Products derived from</u> a Animal by-products <u>referred to in Article 32</u> of categories 2 and 3 according to Regulation (EC) No 1069/2009 <u>for which the end point in the manufacturing chain has been determined in accordance with the third paragraph of Article 5(2) of that Regulation;</u>	GREEN – Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
884.	(c) Living or dead organisms or parts thereof, which are unprocessed or processed only by manual, mechanical or gravitational means, by dissolution in water, by flotation, by extraction with water, by steam distillation or by heating solely to remove water, or which are extracted from air by any means, except	AM 232 (c) Living or dead organisms or parts thereof, which are unprocessed or processed only by manual, mechanical or gravitational means, by dissolution in water, by flotation, by extraction with water, except		YELLOW – EP to check
885.	• the organic fraction of mixed municipal household waste separated through mechanical, physicochemical, biological and/or manual treatment,			
886.	• sewage sludge, industrial sludge or dredging sludge, and	AM 233 – sewage sludge, industrial sludge (<i>apart for non-consumable food residues, fodder and plantations linked to agrofuels</i>) or dredging sludge, and		YELLOW – COM text; EP to check (linked to rows 897, 959 and 970)

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
887.	<ul style="list-style-type: none"> • animal by-products of category 1 according to Regulation (EC) No 1069/2009; 		<ul style="list-style-type: none"> • animal by-products <u>or derived products falling within the scope</u> of category 1 according to Regulation (EC) No 1069/2009 <u>for which no end point in the manufacturing chain has been determined in accordance with the third paragraph of Article 5(2) of that Regulation;</u> 	GREEN – Council text
888.	(d) Composting additives which are necessary to improve the process performance or the environmental performance of the composting process provided that			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
889.	<ul style="list-style-type: none"> the additive is registered pursuant to Regulation (EC) No 1907/2006,²⁷ in a dossier containing <p>²⁷ In the case of an additive recovered in the European Union, this condition is fulfilled if the additive is the same, within the meaning of Article 2(7)(d)(i) of Regulation (EC) No 1907/2006, as a substance registered in a dossier containing the information here indicated, and if information is available to the fertilising product manufacturer within the meaning of Article 2(7)(d)(ii) of Regulation (EC) No 1907/2006.</p>			
890.	<ul style="list-style-type: none"> the information provided for by Annex VI, VII and VIII of Regulation (EC) No 1907/2006, and 			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
891.	– a chemical safety report pursuant to Article 14 of Regulation (EC) No 1907/2006 covering the use as fertilising product,			
892.	unless explicitly covered by one of the registration obligation exemptions provided for by Annex IV to that Regulation or by points 6, 7, 8, or 9 of Annex V to that Regulation, and			
893.	<ul style="list-style-type: none"> the total concentration of all additives does not exceed 5 % of the total input material weight; or 			
894.	(e) Any material listed in points (a)-(d) which		(e) Any material listed in points (a)-(d) (a) to (c) which	GREEN – Council text
895.	<ul style="list-style-type: none"> has previously been composted or digested, and 			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
896.	<ul style="list-style-type: none"> contains no more than 6 mg/kg dry matter of PAH₁₆ ²⁸. <p>²⁸ Sum of naphthalene, acenaphthylene, acenaphthene, fluorene, phenanthrene, anthracene, fluoranthene, pyrene, benzo[a]anthracene, chrysene, benzo[b]fluoranthene, benzo[k]fluoranthene, benzo[a]pyrene, indeno[1,2,3-cd]pyrene, dibenzo[a,h]anthracene and benzo[ghi]perylene</p>			
897.		<p>AM 238</p> <p><i>(ea) Unprocessed and mechanically processed residues from food production industries, except from industries using animal by-products according to Regulation (EC) No 1069/2009.</i></p>		<p>YELLOW – EP to check (linked to row 886)</p>

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
898.		AM 239 <i>(eb) Materials that conform to CMC 2, CMC 3, CMC 4, CMC 5, CMC 6 and CMC 11.</i>		YELLOW – EP to check (linked to row 971)
899.	2. The composting shall take place in a plant			
900.	<ul style="list-style-type: none"> • which only processes input materials referred to in paragraph 1 above, and 	AM 240 – <i>in which production lines for the processing of input materials referred to in point 1 above are clearly separated from production lines for the processing of input materials other than referred to in point 1, and</i>	<ul style="list-style-type: none"> • <u>in a separated production line</u> which only processes input materials referred to in paragraph 1 above, and 	GREEN – EP text
901.	<ul style="list-style-type: none"> • where physical contacts between input and output materials shall be avoided, including during storage. 			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
902.	3. The aerobic composting shall consist in controlled decomposition of biodegradable materials, which is predominantly aerobic and which allows the development of temperatures suitable for thermophilic bacteria as a result of biologically produced heat. All parts of each batch shall be regularly and thoroughly moved in order to ensure the correct sanitation and homogeneity of the material. During the composting process, all parts of each batch shall have one of the following temperature-time profiles:		3. The aerobic composting shall consist in controlled decomposition of biodegradable materials, which is predominantly aerobic and which allows the development of temperatures suitable for thermophilic bacteria as a result of biologically produced heat. All parts of each batch shall be <u>either</u> regularly and thoroughly moved <u>and turned or subject to forced ventilation</u> in order to ensure the correct sanitation and homogeneity of the material. During the composting process, all parts of each batch shall have one of the following temperature-time profiles:	GREEN – Council text
903.			• <u>70°C or more for at least 3 days,</u>	GREEN – Council text
904.	• 65°C or more for at least 5 days,			
905.	• 60°C or more for at least 7 days, or			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
906.	<ul style="list-style-type: none"> • 55°C or more for at least 14 days. 			
907.	4. The compost shall contain			
908.	<p>(a) no more than 6 mg/kg dry matter of PAH₁₆²⁹, and</p> <p>²⁹ Sum of naphthalene, acenaphthylene, acenaphthene, fluorene, phenanthrene, anthracene, fluoranthene, pyrene, benzo[a]anthracene, chrysene, benzo[b]fluoranthene, benzo[k]fluoranthene, benzo[a]pyrene, indeno[1,2,3-cd]pyrene, dibenzo[a,h]anthracene and benzo[ghi]perylene</p>			
909.			<p><u>(aa) no more than 3 g/kg dry matter of macroscopic impurities in either form of glass, metal or plastics above 2 mm;</u></p>	<p>GREEN – Council text</p>

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
910.	(b) no more than 5 g/kg dry matter of macroscopic impurities in the form of glass, metal and plastics above 2 mm.		(b) no more than 5 g/kg dry matter <u>of the sum</u> of macroscopic impurities <u>referred to in point 4 (aa)</u> in the form of glass, metal and plastics above 2 mm.	GREEN – Council text
911.	5. As of [Publications office: Please insert the date occurring 5 years after the date of application of this Regulation], the compost shall contain no more than 2,5 g/kg dry matter of macroscopic impurities in the form of plastics above 2 mm. By [Publications office: Please insert the date occurring 8 years after the date of application of this Regulation] the limit-value of 2,5 g/kg dry matter shall be re-assessed in order to take into account the progress made with regards to separate collection of bio-waste.		5.-As of [Publications office: Please insert the date occurring 5 years after the date of application of this Regulation], the compost <u>seven years</u> <u>occurring 5 years after the date of entry-into-force</u> application of this Regulation], the compost <u>presence of plastics above 2mm within the maximum limit value referred to in point (b)</u> shall be contain no more than 2,5 g/kg dry matter of macroscopic impurities in the form of plastics above 2 mm. By [Publications office: Please insert the date occurring 8 <u>ten years after the date of entry-into-force</u> application of this Regulation] the limit-value of 2,5 g/kg dry matter <u>for plastics</u> shall be re-assessed in order to take into account the progress made with regards to separate collection of bio-waste.	GREEN – CEU TEXT YELLOW – subject to confirmation by EP, Council and COM after finalisation of row 451

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
912.	6. The compost shall meet at least one of the following stability criteria:			
913.	(a) Oxygen uptake rate:			
914.	<ul style="list-style-type: none"> Definition: an indicator of the extent to which biodegradable organic matter is being broken down within a specified time period. The method is not suitable for material with a content of particle sizes > 10 mm exceeding 20 %, 			
915.	<ul style="list-style-type: none"> Criterion: maximum 25 mmol O₂/kg organic matter/h; or 	AM 241 - Criterion: maximum 50 mmol O ₂ /kg organic matter/h; or		YELLOW – COM to check (linked to rows 949, 952, 995 and 998)
916.	(b) Self heating factor:			
917.	<ul style="list-style-type: none"> Definition: the maximum temperature reached by a compost in standardised conditions as an indicator of the state of its aerobic biological activity, 			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
918.	• Criterion: minimum Rottegrad III.			
919.	CMC 4: Energy crop digestate	AM 242 CMC 4: Energy crop digestate and plant-based bio-waste	CMC 4: Energy Fresh crop digestate	GREEN – Council text
920.	1. A CE marked fertilising product may contain digestate obtained through anaerobic digestion of exclusively one or more of the following input materials:		1. A CE marked EU fertilising product may contain digestate obtained through anaerobic digestion of exclusively one or more of the following input materials:	
921.	(a) Plants that have not been used for any other purpose. For the purpose of this paragraph, plants are understood to include algae and exclude blue-green algae;		(a) Plants or plant parts grown for the production of biogas that have not been used for any other purpose . For the purpose of this paragraph, plants are understood to include algae and exclude blue-green algae (cyanobacteria) ;	GREEN – Council text
922.	(b) Digestion additives which are needed to improve the process performance or the environmental performance of the digestion process provided that:			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
923.	<ul style="list-style-type: none"> the additive is registered pursuant to Regulation (EC) No 1907/2006,³⁰ in a dossier containing <p>³⁰ In the case of an additive recovered in the European Union, this condition is fulfilled if the additive is the same, within the meaning of Article 2(7)(d)(i) of Regulation (EC) No 1907/2006, as a substance registered in a dossier containing the information here indicated, and if information is available to the fertilising product manufacturer within the meaning of Article 2(7)(d)(ii) of Regulation (EC) No 1907/2006.</p>			
924.	<ul style="list-style-type: none"> the information provided for by Annex VI, VII and VIII of Regulation (EC) No 1907/2006, and 			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
925.	– a chemical safety report pursuant to Article 14 of Regulation (EC) No 1907/2006 covering the use as fertilising product,			
926.	unless explicitly covered by one of the registration obligation exemptions provided for by Annex IV to that Regulation or by points 6, 7, 8, or 9 of Annex V to that Regulation, and			
927.	• the total concentration of all additives does not exceed 5 % of the total input material weight; or			
928.	(c) Any material referred to in points (a)-(b) that has previously been digested.	AM 247 (c) Any material referred to in points (a)-(b) that has previously been digested <i>without any traces of aflatoxins.</i>	(c) Any material referred to in points (a)- (b) that has previously been digested.	YELLOW – EP to check
929.	2. The anaerobic digestion shall take place in a plant			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
930.	<ul style="list-style-type: none"> • which only processes input materials referred to in paragraph 1 above, and 	AM 248 – <i>in which production lines for the processing of input materials referred to in point 1 above are clearly separated from production lines for the processing of input materials other than referred to in point1, and</i>	<ul style="list-style-type: none"> • <u>in a separated production line</u> which only processes input materials referred to in paragraph 1 above, and 	GREEN – EP text
931.	<ul style="list-style-type: none"> • where physical contacts between input and output materials shall be avoided, including during storage. 			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
932.	3. The anaerobic digestion shall consist in controlled decomposition of biodegradable materials, which is predominantly anaerobic and at temperatures suitable for mesophilic or thermophilic bacteria. All parts of each batch shall be regularly and thoroughly moved in order to ensure the correct sanitation and homogeneity of the material. During the digestion process, all parts of each batch shall have one of the following temperature-time profiles:		3. The anaerobic digestion shall consist in controlled decomposition of biodegradable materials, which is predominantly anaerobic and at temperatures suitable for mesophilic or thermophilic bacteria. All parts of each batch shall be regularly and thoroughly moved and turned in order to ensure the correct sanitation and homogeneity of the material. During the digestion process, all parts of each batch shall have one of the following temperature-time profiles:	GREEN – Council text
933.	(a) Thermophilic anaerobic digestion at 55°C during at least 24h and a hydraulic retention time of at least 20 days;		(a) Thermophilic anaerobic digestion at 55°C during at least 24h and followed by a hydraulic retention time of at least 20 days;	GREEN – Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
934.	(b) Thermophilic anaerobic digestion at 55°C with a treatment process including a pasteurisation step (70°C – 1h);	<p>AM 249</p> <p>(b) Thermophilic anaerobic digestion at 55°C with a treatment process including pasteurisation <i>as described in point 1 of section 1 of Chapter I of Annex V to Commission Regulation (EU) No 142/2011^{1a}</i>;</p> <p><i>^{1a} Commission Regulation ((EU) No 142/2011 of 25 February 2011 implementing Regulation (EC) No 1069/2009 of the European Parliament and of the Council laying down health rules as regards animal by-products and derived products not intended for human consumption and implementing Council Directive 97/78/EC as regards certain samples and items exempt from veterinary checks at the border under that Directive ((OJ L 54, 26.2.2011, p. 1).</i></p>		GREEN – EP text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
935.	(c) Thermophilic anaerobic digestion at 55°C followed by composting in			
936.			• 70°C or more for at least 3 days,	GREEN – Council text
937.	• 65°C or more for at least 5 days,			
938.	• 60°C or more for at least 7 days, or			
939.	• 55°C or more for at least 14 days;			
940.	(d) Mesophilic anaerobic digestion at 37-40°C with a treatment process including a pasteurisation step (70°C – 1h); or	AM 250 (d) Mesophilic anaerobic digestion at 37-40°C with a treatment process including pasteurisation <i>as described in point 1 of section 1 of Chapter I of Annex V to Regulation (EU) No 142/2011</i> ; or		GREEN – EP text
941.	(e) Mesophilic anaerobic digestion at 37-40°C followed by composting in			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
942.			• <u>70°C or more for at least 3 days,</u>	GREEN – Council text
943.	• 65°C or more for at least 5 days,			
944.	• 60°C or more for at least 7 days, or			
945.	• 55°C or more for at least 14 days.			
946.	4. Both the solid and the liquid part of the digestate shall meet at least one of the following stability criteria:			
947.	(a) Oxygen uptake rate:			
948.	• Definition: an indicator of the extent to which biodegradable organic matter is being broken down within a specified time period. The method is not suitable for material with a content of particle sizes > 10 mm exceeding 20 %.			
949.	• Criterion: maximum 50 mmol O ₂ /kg organic matter/h; or		• Criterion: maximum 50 25 mmol O ₂ /kg organic matter/h; or	YELLOW – COM to check (linked to rows 915, 952, 995 and 998)

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
950.	(b) Residual biogas potential:			
951.	<ul style="list-style-type: none"> Definition: an indicator of the gas released from a digestate in a 28 day period and measured against the volatile solids contained within the sample. The test is run in triplicate, and the average result is used to demonstrate compliance with the requirement. The volatile solids are those solids in a sample of material that are lost on ignition of the dry solids at 550°C. 			
952.	<ul style="list-style-type: none"> Criterion: maximum 0,45 l biogas /g volatile solids. 		<ul style="list-style-type: none"> Criterion: maximum 0,45 0,25 l biogas /g volatile solids. 	YELLOW – COM to check (linked to rows 915, 949, 995 and 998)
953.	CMC 5: Other digestate than energy crop digestate		CMC 5: Other digestate than energy fresh crop digestate	GREEN – CEU TEXT
954.	1. A CE marked fertilising product may contain digestate obtained through anaerobic digestion of exclusively one or more of the following input materials:		1. A CE marked EU fertilising product may contain digestate obtained through anaerobic digestion of exclusively one or more of the following input materials:	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
955.	(a) Bio-waste within the meaning of Directive 2008/98/EC resulting from separate bio-waste collection at source;			
956.	(b) Animal by-products of categories 2 and 3 according to Regulation (EC) No 1069/2009;		(b) Products derived from Animal by-products <u>referred to in Article 32</u> of categories 2 and 3 according to Regulation (EC) No 1069/2009 <u>for which the end point in the manufacturing chain has been determined in accordance with the third paragraph of Article 5(2) of that Regulation;</u>	GREEN – CEU TEXT
957.	(c) Living or dead organisms or parts thereof which are unprocessed or processed only by manual, mechanical or gravitational means, by dissolution in water, by flotation, by extraction with water, by steam distillation or by heating solely to remove water, or which are extracted from air by any means, except			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
958.	<ul style="list-style-type: none"> the organic fraction of mixed municipal household waste separated through mechanical, physicochemical, biological and/or manual treatment, 			
959.	<ul style="list-style-type: none"> sewage sludge, industrial sludge or dredging sludge, 	AM 251 – sewage sludge, industrial sludge <i>other than those specified in point (ea)</i> or dredging sludge, <i>and</i>		YELLOW – EP to check
960.	<ul style="list-style-type: none"> animal by-products of category 1 according to Regulation (EC) No 1069/2009; 		<ul style="list-style-type: none"> animal by-products <u>or derived products of category 1 according to falling within the scope of Regulation (EC) No 1069/2009 for which no end point in the manufacturing chain has been determined in accordance with the third paragraph of Article 5(2) of that Regulation;</u> 	GREEN – CEU TEXT
961.	(d) Digestion additives which are necessary to improve the process performance or the environmental performance of the digestion process provided that			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
962.	<ul style="list-style-type: none"> the additive is registered pursuant to Regulation (EC) No 1907/2006,³¹ in a dossier containing <p>³¹ In the case of an additive recovered in the European Union, this condition is fulfilled if the additive is the same, within the meaning of Article 2(7)(d)(i) of Regulation (EC) No 1907/2006, as a substance registered in a dossier containing the information here indicated, and if information is available to the fertilising product manufacturer within the meaning of Article 2(7)(d)(ii) of Regulation (EC) No 1907/2006.</p>			
963.	<ul style="list-style-type: none"> the information provided for by Annex VI, VII and VIII of Regulation (EC) No 1907/2006, and 			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
964.	– a chemical safety report pursuant to Article 14 of Regulation (EC) No 1907/2006 covering the use as fertilising product,			
965.	unless it is covered by the registration obligation exemption provided for by Annex IV to that Regulation or by points 6, 7, 8, or 9 of Annex V to that Regulation, and			
966.	<ul style="list-style-type: none"> the total concentration of all additives does not exceed 5 % of the total input material weight; or 			
967.	(e) Any material listed in points (a)-(d) that	AM 255 (e) Any material without aflatoxins listed in points (a)-(d) that	(e) Any material listed in points (a)-(d) (a) to (c) that	YELLOW – EP and Council to check
968.	<ul style="list-style-type: none"> has previously been composted or digested, and 			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
969.	<ul style="list-style-type: none"> contains no more than 6 mg/kg dry matter of PAH₁₆ ³². <p>³² Sum of naphthalene, acenaphthylene, acenaphthene, fluorene, phenanthrene, anthracene, fluoranthene, pyrene, benzo[a]anthracene, chrysene, benzo[b]fluoranthene, benzo[k]fluoranthene, benzo[a]pyrene, indeno[1,2,3-cd]pyrene, dibenzo[a,h]anthracene and benzo[ghi]perylene</p>			
970.		<p>AM 256</p> <p><i>(ea) Unprocessed and mechanically processed residues from food production industries, except from industries using animal by-products in accordance with Regulation (EC) No 1069/2009.</i></p>		YELLOW – EP to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
971.		AM 257 <i>(eb) Materials that conform to CMC 2, CMC 3, CMC 4, CMC5 , CMC 6 and CMC 11.</i>		YELLOW – EP to check (linked to row 898)
972.	2. The anaerobic digestion shall take place in a plant			
973.	<ul style="list-style-type: none"> • which only processes input materials referred to in paragraph 1 above, and 	AM 258 – <i>in which production lines for the processing of input materials referred to in point 1 above are clearly separated from production lines for the processing of input materials other than referred to in point 1, and</i>	<ul style="list-style-type: none"> • <u>in a separated production line</u> which only processes input materials referred to in paragraph 1 above, and 	GREEN – EP TEXT
974.	<ul style="list-style-type: none"> • where physical contacts between input and output materials shall be avoided, including during storage. 			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
975.	3. The anaerobic digestion shall constitute of controlled decomposition of biodegradable materials, which is predominantly anaerobic and at temperatures suitable for mesophilic or thermophilic bacteria. All parts of each batch shall be regularly and thoroughly moved in order to ensure the correct sanitation and homogeneity of the material. During the digestion process, all parts of each batch shall have one of the following temperature-time profiles:		3. The anaerobic digestion shall constitute of controlled decomposition of biodegradable materials, which is predominantly anaerobic and at temperatures suitable for mesophilic or thermophilic bacteria. All parts of each batch shall be regularly and thoroughly moved and turned in order to ensure the correct sanitation and homogeneity of the material. During the digestion process, all parts of each batch shall have one of the following temperature-time profiles:	GREEN – CEU TEXT
976.	(a) Thermophilic anaerobic digestion at 55°C during at least 24h and a hydraulic retention time of at least 20 days;	AM 259 (a) Thermophilic anaerobic digestion at 55°C during at least 24h and a hydraulic retention time of at least 20 days, <i>followed by an analysis to verify that the digestion process successfully destroyed the pathogens;</i>	(a) Thermophilic anaerobic digestion at 55°C during at least 24h and followed by a hydraulic retention time of at least 20 days;	YELLOW – EP to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
977.	(b) Thermophilic anaerobic digestion at 55°C with a treatment process including a pasteurisation step (70°C – 1h);	AM 260 (b) Thermophilic anaerobic digestion at 55°C with a treatment process including pasteurisation <i>as described in point 1 of section 1 of Chapter I of Annex V to Regulation (EU) No 142/2011;</i>		GREEN – EP TEXT
978.	(c) Thermophilic anaerobic digestion at 55°C followed by composting in			
979.			<u>• 70°C or more for at least 3 days,</u>	GREEN – CEU TEXT
980.	• 65°C or more for at least 5 days,			
981.	• 60°C or more for at least 7 days, or			
982.	• 55°C or more for at least 14 days;			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
983.	(d) Mesophilic anaerobic digestion at 37-40°C with a treatment process including a pasteurisation step (70°C – 1h); or	AM 261 (d) Mesophilic anaerobic digestion at 37-40°C with a treatment process including pasteurisation <i>as described in point 1 of section 1 of Chapter I of Annex V to Regulation (EU) No 142/2011</i> ; or		GREEN – EP TEXT
984.	(e) Mesophilic anaerobic digestion at 37-40°C followed by composting in			
985.			<u>• 70°C or more for at least 3 days,</u>	GREEN – CEU TEXT
986.	• 65°C or more for at least 5 days,			
987.	• 60°C or more for at least 7 days, or			
988.	• 55°C or more for at least 14 days.			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
989.	<p data-bbox="360 323 754 467">4. Neither the solid, nor the liquid part of the digestate shall contain more than 6 mg/kg dry matter of PAH₁₆ ³³.</p> <p data-bbox="360 555 754 975">³³ Sum of naphthalene, acenaphthylene, acenaphthene, fluorene, phenanthrene, anthracene, fluoranthene, pyrene, benzo[a]anthracene, chrysene, benzo[b]fluoranthene, benzo[k]fluoranthene, benzo[a]pyrene, indeno[1,2,3-cd]pyrene, dibenzo[a,h]anthracene and benzo[ghi]perylene</p>			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
990.	5. The digestate shall contain no more than 5 g/kg dry matter of macroscopic impurities in the form of glass, metal and plastics above 2 mm.		<p>5. The digestate shall contain:</p> <p><u>(a) no more than 3 g/kg dry matter of macroscopic impurities in either form of glass, metal or plastics above 2 mm;</u></p> <p><u>(b) no more than 5 g/kg dry matter of the sum of macroscopic impurities in the form of glass, metal and plastics above 2 mm referred to in point 5(a).</u></p>	GREEN – CEU TEXT

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
991.	6. As of [Publications office: Please insert the date occurring 5 years after the date of application of this Regulation], the digestate shall contain no more than 2,5 g/kg dry matter of macroscopic impurities in the form of plastics above 2 mm. By [Publications office: Please insert the date occurring 8 years after the date of application of this Regulation] the limit-value of 2,5 g/kg dry matter shall be re-assessed in order to take into account the progress made with regards to separate collection of bio-waste.		6. As of [Publications office: Please insert the date occurring 5 years seven years after the entry-into-force date of application of this Regulation], the digestate presence of plastics above 2 mm in the maximum limit value referred to in point 5 shall contain be no more than 2,5 g/kg dry matter of macroscopic impurities in the form of plastics above 2 mm. By [Publications office: Please insert the date occurring 8 years ten years after the date of application entry-into-force of this Regulation] the limit-value of 2,5 g/kg dry matter for plastics shall be re-assessed in order to take into account the progress made with regards to separate collection of bio-waste.	GREEN – CEU TEXT YELLOW – subject to confirmation by EP, Council and COM after finalisation of row 451
992.	7. Both the solid and the liquid part of the digestate shall meet at least one of the following stability criteria:			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
993.	(a) Oxygen uptake rate:			
994.	<ul style="list-style-type: none"> Definition: an indicator of the extent to which biodegradable organic matter is being broken down within a specified time period. The method is not suitable for material with a content of particle sizes > 10 mm exceeding 20 %. 			
995.	<ul style="list-style-type: none"> Criterion: maximum 50 mmol O₂/kg organic matter/h; or 		<ul style="list-style-type: none"> Criterion: maximum 50<u>25</u> mmol O₂/kg organic matter/h; or 	YELLOW – COM to check (linked to rows 915, 949, 952 and 998)
996.	(b) Residual biogas potential:			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
997.	<ul style="list-style-type: none"> Definition: an indicator of the gas released from a digestate in a 28 day period and measured against the volatile solids contained within the sample. The test is run in triplicate, and the average result is used to demonstrate compliance with the requirement. The volatile solids are those solids in a sample of material that are lost on ignition of the dry solids at 550°C. 			
998.	<ul style="list-style-type: none"> Criterion: maximum 0,45 l biogas /g volatile solids. 		<ul style="list-style-type: none"> Criterion: maximum 0,45 <u>0,25</u> l biogas /g volatile solids. 	YELLOW – COM to check (linked to rows 915, 949, 952 and 995)
999.	CMC 6: Food industry by-products			
1000.	1. A CE marked fertilising product may contain component material consisting of one of the following substances:		1. A CE marked <u>EU</u> fertilising product may contain component material consisting of one of the following substances:	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1001.	(a) food industry factory lime, i.e. a material from the food processing industry obtained by carbonation of organic matter, using exclusively burnt lime from natural sources;			
1002.	(b) molasses, i.e. a viscous by-product of the refining of sugarcane or sugar beets into sugar; or			
1003.	(c) vinasse, i.e. a viscous by-product of the fermentation process of molasses into ethanol, ascorbic acid or other products.			
1004.			<u>(ca) distillers grains, i.e. by-products resulting from the production of alcoholic beverages;</u>	GREEN – CEU TEXT
1005.			<u>(cb) plants, plant parts or plant extracts having undergone only heat treatment or heat treatment in addition to processing methods referred to in CMC 2;</u>	GREEN – CEU TEXT

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1006.			<u>(cc) lime from drinking water production, i.e. residue which is released by production of drinking water from groundwater or surface water and consists, mainly, of calcium carbonate.</u>	GREEN – CEU TEXT
1007.		AM 262 <i>(ca) olive pomace, i.e. a viscous by-product of olive milling obtained by treating the wet pomace with organic solvents in two (2-phase pomace) or three phases (3-phase pomace);</i>		YELLOW – Council to check
1008.		AM 263 <i>(cb) by-products of the feed industry which are listed in the catalogue of individual feed materials in Regulation (EU) No 68/2013,</i>		YELLOW – EP to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1009.		AM 264 <i>(cc) any other material or substance that has been approved for incorporation in food or animal feed.</i>		YELLOW – EP to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1010.	<p>2. The substance shall have been registered pursuant to Regulation (EC) No 1907/2006,³⁴ in a dossier containing</p> <p>³⁴ In the case of a substance recovered in the European Union, this condition is fulfilled if the substance is the same, within the meaning of Article 2(7)(d)(i) of Regulation (EC) No 1907/2006, as a substance registered in a dossier containing the information here indicated, and if information is available to the fertilising product manufacturer within the meaning of Article 2(7)(d)(ii) of Regulation (EC) No 1907/2006.</p>		<p>2. All <u>the substances incorporated into the EU fertilising product, in their own or in a mixture,</u> shall have been registered pursuant to Regulation (EC) No 1907/2006³⁴, in a dossier containing</p> <p>³⁴ In the case of a substance recovered in the European Union, this condition is fulfilled if the substance is the same, within the meaning of Article 2(7)(d)(i) of Regulation (EC) No 1907/2006, as a substance registered in a dossier containing the information here indicated, and if information is available to the fertilising product manufacturer within the meaning of Article 2(7)(d)(ii) of Regulation (EC) No 1907/2006.</p>	GREEN – CEU TEXT
1011.	<p>(a) the information provided for by Annex VI, VII and VIII of Regulation (EC) No 1907/2006, and</p>			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1012.	(b) a chemical safety report pursuant to Article 14 of Regulation (EC) No 1907/2006 covering the use as fertilising product,			
1013.	unless explicitly covered by one of the registration obligation exemptions provided for by Annex IV to that Regulation or by points 6, 7, 8, or 9 of Annex V to that Regulation.			
1014.		AM 269 <i>All substances shall contain aflatoxins under the detection limit.</i>		YELLOW – EP to check
1015.	CMC 7: Micro-organisms			
1016.	A CE marked fertilising product may contain micro-organisms, including dead or empty-cell micro-organisms and non-harmful residual elements of the media on which they were produced, which		A CE marked <u>EU</u> fertilising product <u>belonging to PFC 6(A)</u> may contain micro-organisms, including dead or empty-cell micro-organisms and non-harmful residual elements of the media on which they were produced, which	GREEN – CEU TEXT

Row	COMMISSION PROPOSAL		EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1017.	• have undergone no other processing than drying or freeze-drying and		AM 270 <i>deleted</i>		YELLOW – EP to check
1018.	• are listed in the table below:				
1019.	Azotobacter spp.				
	Mycorrhizal fungi				
	Rhizobium spp.				
	Azospirillum spp.				
1020.	CMC 8: Agronomic additives			Deleted	YELLOW – EP to confirm (covers rows 1020 to 1025 and 1027 to 1034)

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1021.	1. A CE marked fertilising product may contain a substance or a mixture intended to improve the fertilising product's nutrient release patterns, only if that substance's or mixture's compliance with the requirements of this Regulation for a product in PFC 5 of Annex I has been demonstrated in accordance with the conformity assessment procedure applicable to such an agronomic additive.	AM 271 1. A CE marked fertilising product may contain a substance or a mixture <i>(including technological additives, for example: anti-caking agents, defoaming agents, anti-dust agents, dyes and rheological agents)</i> intended to improve the fertilising product's nutrient release patterns, only if that substance's or mixture's compliance with the requirements of this Regulation for a product in PFC 5 of Annex I has been demonstrated in accordance with the conformity assessment procedure applicable to such an agronomic additive.	Deleted	
1022.	2. The quantity of the compliant agronomic additive in the CE marked fertilising product shall be such as		Deleted	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1023.	(a) to produce the effect claimed in the information provided to the user of the CE marked fertilising products, and		Deleted	
1024.	(b) not to cause an overall adverse effect on human, animal or plant health, on safety, or on the environment, under reasonably foreseeable conditions of storage or use of the CE marked fertilising product.		Deleted	
1025.	3. A CE marked fertilising product may contain a compliant nitrification inhibitor, as referred to in PFC 5(A)(I) of Annex I, only if at least 50% of the total nitrogen (N) content of the fertilising product consists of the nitrogen (N) forms ammonium (NH ₄ ⁺) and urea (CH ₄ N ₂ O).		Deleted	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1026.		AM 272 <i>3a. A CE marked fertilising product may contain a compliant denitrification inhibitor as referred to in PFC 5(A)(Ia) of Annex I, only if it contains nitrogen in some form.</i>		YELLOW – EP to check
1027.	4. A CE marked fertilising product may contain a compliant urease inhibitor, as referred to in PFC 5(A)(II) of Annex I, only if at least 50% of the total nitrogen (N) content of the fertilising product consists of the nitrogen (N) form urea (CH ₄ N ₂ O).	AM 273 4. A CE marked fertilising product may contain a compliant urease inhibitor, as referred to in PFC 5(A)(II) of Annex I, only if at least 50% of the total nitrogen (N) content of the fertilising product consists of the nitrogen (N) form ammonium (NH₄⁺) or ammonium (NH₄⁺) and urea (CH ₄ N ₂ O).	Deleted	
1028.	5. The manufacturer of the CE marked fertilising product shall be in possession of the EU declaration of conformity of the compliant agronomic additive.		Deleted	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1029.	6. Economic operators making the CE marked fertilising product available on the market shall respect the following provisions of this Regulation with regard to the EU declarations of conformity of both the CE marked fertilising product and the compliant agronomic additive:		Deleted	
1030.	(a) Article 6(3) (manufacturers' obligation to keep the EU declaration of conformity);		Deleted	
1031.	(b) Article 7(2)(a) (authorised representatives' obligation to keep the EU declaration of conformity);		Deleted	
1032.	(c) Article 8(2) (importers' obligation to ensure that the CE marked fertilising product is accompanied by the EU declaration of conformity);		Deleted	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1033.	(d) Article 8(8) (importers' obligation to keep a copy of the EU declaration of conformity at the disposal of the market surveillance authorities); and		Deleted	
1034.	(e) Article 9(2) (distributors' obligation to verify that the CE marked fertilising product is accompanied by the EU declaration of conformity).		Deleted	
1035.	CMC 9: Nutrient polymers			
1036.	1. A CE marked fertilising product may contain polymers exclusively made up of monomer substances complying with the description in CMC 1, where the purpose of the polymerisation is to control the release of nutrients from one or more of the monomer substances.		1. A CE marked EU fertilising product may contain polymers exclusively made up of monomer substances complying with the description in criteria set out in points 1 and 2 of CMC 1, where the purpose of the polymerisation is to control the release of nutrients from one or more of the monomer substances.	GREEN – CEU TEXT

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1037.	2. At least 3/5 of the polymers shall be soluble in hot water.		2. At least 3/5 of the polymers shall be soluble in hot water <u>phosphate buffer solution with pH 7,5 at 100 °C.</u>	GREEN – CEU TEXT
1038.			<u>2a. The final degradation products shall be only ammonium (NH₃), water and carbon dioxide(CO₂).</u>	GREEN – CEU TEXT
1039.	3. The polymers shall not contain formaldehyde.	AM 274 3. The polymers shall contain <i>a maximum of 600 ppm free</i> formaldehyde.	3. The polymers shall not contain <u>more than 0,01% of free</u> formaldehyde.	3. The polymers shall not contain <i>more than 600 ppm free</i> formaldehyde. YELLOW – COM to check
1040.	CMC 10: Other polymers than nutrient polymers			
1041.	1. A CE marked fertilising product may contain other polymers than nutrient polymers only in cases where the purpose of the polymer is that of		1. A CE marked <u>EU</u> fertilising product may contain other polymers than nutrient polymers only in cases where the purpose of the polymer is that of	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1042.	(a) controlling the water penetration into nutrient particles and thus the release of nutrients (in which case the polymer is commonly referred to as a 'coating agent'), or			
1043.	(b) increasing the water retention capacity of the CE marked fertilising product.	AM 275 (b) increasing the water retention capacity of the CE marked fertilising product, <i>or</i>	(b) increasing the water retention capacity <u>or wettability</u> of the CE marked EU fertilising product, <u>or</u>	YELLOW – COM to check (linked to row 1047)
1044.		<i>(ba) improving the soil as a biodegradable mulch film, which complies in particular with the requirements of points 2a and 3 of CMC 10, or</i>		YELLOW – EP to check
1045.		<i>(bb) binding components of the fertilising product, without any contact with the soil, or</i>		Covered by row 1048
1046.		<i>(bc) improving the stability of the CE marked fertilising products, or</i>		YELLOW – EP to check
1047.		<i>(bd) improving water penetration into soil.</i>		YELLOW – COM to check if covered by row 1043

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1048.			<u>(c) binding material in a CE marked fertilising product belonging to PFC 4, (growing medium).</u>	GREEN – CEU TEXT
1049.			<u>1a. The requirements of paragraphs 2 and 3 shall apply only for the polymers referred to in points a) and b) of paragraph 1.</u>	Moved to row 1068

1050.	<p>2. As of [Publications office, please insert the date occurring three years after the date of application of this Regulation], the following criterion shall be complied with: The polymer shall be capable of undergoing physical, biological decomposition, such that most of it ultimately decomposes into carbon dioxide (CO₂), biomass and water. It shall have at least 90 % of the organic carbon converted into CO₂ in maximum 24 months, in a biodegradability test as specified points (a)-(c) below.</p>	<p>AM 276</p> <p>2. As of ... [five years after the date of application of this Regulation], the following criterion shall be complied with: The polymer shall be capable of undergoing physical, biological decomposition, such that most of it ultimately decomposes into carbon dioxide (CO₂), biomass and water. It shall have at least 90 % of the organic carbon converted into CO₂ in maximum 48 months after the end of the claimed functionality period of the fertilising product indicated on the label, and as compared to an appropriate standard in the biodegradation test. The biodegradability criteria, and the development of an appropriate testing method for biodegradation shall be evaluated in the light of the latest scientific evidence and laid down in delegated acts referred to in Article 42 of this Regulation.</p>	<p>2. As of [Publications office, please insert the date occurring threeseven years after the date of <u>entry-into-force</u> application of this Regulation], the <u>polymers shall comply with the biodegradability criteria adopted by the Commission in accordance with Article 42(4a). No polymers referred to in points a) or b) of paragraph 1 may be contained in EU fertilising products placed on the market after that date without complying with such a delegated act</u> following criterion shall be complied with: The polymer shall be capable of undergoing physical, biological decomposition, such that most of it ultimately decomposes into carbon dioxide (CO₂), biomass and water. It shall have at least 90 % of the organic carbon converted into CO₂ in maximum 24 months, in a biodegradability test as specified points (a)-(c) below.</p>	<p>YELLOW – EP/Council to check (linked to row 403)</p>
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Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1051.	(a) The test shall be conducted at 25°C ± 2°C.	deleted	Deleted	GREEN
1052.	(b) The test shall be conducted in accordance with a method for determining the ultimate aerobic biodegradability of plastic materials in soils by measuring oxygen demand or the amount of carbon dioxide evolved.	deleted	Deleted	GREEN
1053.	(c) A micro-crystalline cellulose powder with the same dimension as the test material shall be used as a reference material in the test.	deleted	Deleted	GREEN
1054.	(d) Prior to the test, the test material shall not be subject to conditions or procedures designed to accelerate the degradation of the film, such as exposure to heat or light.	deleted	Deleted	GREEN

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1055.		<p>AM 277</p> <p><i>2a. The biodegradable mulch films referred to in PFC 3(B), shall comply with the following criterion:</i></p> <p><i>The polymer shall be capable of undergoing physical, biological decomposition, such that it ultimately decomposes into carbon dioxide (CO₂), biomass and water and it shall have at least 90 %, absolute or relative to the reference material, of the organic carbon converted into CO₂ in a maximum of 24 months, in a biodegradability test in accordance with Union standards for biodegradation of polymers in soil.</i></p>		<p>YELLOW – EP and Council to check</p>

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1056.	3. Neither the polymer, nor its degradation by-products, shall show any overall adverse effect on animal or plant health, or on the environment, under reasonably foreseeable conditions of use in the CE marked fertilising product. The polymer shall pass a plant growth acute toxicity test, an earthworm acute toxicity test and a nitrification inhibition test with soil micro-organisms as follows:		3. Neither the polymer, nor its degradation by-products, shall show any overall adverse effect on animal or plant health, or on the environment, under reasonably foreseeable conditions of use in the CE -marked <u>EU</u> fertilising product. The polymer shall pass a plant growth acute toxicity test, an earthworm acute toxicity test and a nitrification inhibition test with soil micro-organisms as follows:	
1057.	(a) In the plant growth acute toxicity test, the germination rate and the plant biomass of the tested plant species grown on the soil exposed to the test material shall be more than 90 % of the germination rate and the plant biomass of the same plant species grown on corresponding blank soil not exposed to the test material.			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1058.	(b) The results shall be considered valid only if in the controls (i.e. blank soil):		(b) The results shall be considered <u>to be</u> valid only if in the controls (i.e. blank soil):	GREEN – CEU TEXT
1059.	<ul style="list-style-type: none"> the seedling emergence is at least 70 %; 			
1060.	<ul style="list-style-type: none"> the seedlings do not exhibit visible phytotoxic effects (e.g. chlorosis, necrosis, wilting, leaf and stem deformations) and the plants exhibit only normal variation in growth and morphology for that particular species; 			
1061.	<ul style="list-style-type: none"> the mean survival of emerged control seedlings is at least 90 % for the duration of the study; and 			
1062.	<ul style="list-style-type: none"> environmental conditions for a particular species are identical and growing media contain the same amount of soil matrix, support media, or substrate from the same source. 			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1063.	(c) In the earthworm acute toxicity test, the observed mortality and the biomass of surviving earthworms in a soil exposed to the test material shall not differ by more than 10 % compared to those from the corresponding blank soil not exposed to the test material. The results shall be considered to be valid, if			
1064.	<ul style="list-style-type: none"> the percent mortality observed in the control (i.e. blank soil) is < 10 %, and 			
1065.	<ul style="list-style-type: none"> the average loss of biomass (mean weight) of the worms in the blank soil does not exceed 20 %. 			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1066.	(d) In the nitrification inhibition test with soil micro-organisms, the nitrite formation in soil exposed to the test material shall be more than 90 % of those from the corresponding blank soil not exposed to the test material. The results shall be considered to be valid, if the variation between replicate control samples (blank soil) and test samples is less than ± 20 %.			
1067.		AM 278 <i>3a. As the product is intended to be added to soil and released in to the environment, these criteria shall apply to all materials in the product.</i>		GREEN – no amendment

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1068.		AM 279 <i>3b. A CE marked product containing polymers other than nutrient polymers shall be exempted from the requirements set out in points 1, 2 and 3 under the condition that the polymers are solely used as binding material for the fertilising product and they are not in contact with the soil.</i>		<u>The requirements of paragraphs 2 and 3 shall apply only for the polymers referred to in points a) and b) of paragraph 1.</u> (from row 1049) GREEN
1069.	CMC 11: Certain animal by-products		CMC 11: Certain products derived from animal by-products	GREEN – CEU TEXT

1070.	COMMISSION PROPOSAL	A CE marked fertilising product may contain animal by-products within the meaning of Regulation (EC) No 1069/2009 having reached the end point in the manufacturing chain as determined in accordance with that Regulation, which are listed in the table below and as specified therein:		
	EP AMENDMENTS	AM 280		

Subject to the adoption by the Commission of the delegated acts pursuant to Article 42, a CE marked fertilising product may contain animal by-products within the meaning of Regulation (EC) No 1069/2009 having reached the end point in the manufacturing chain as determined in accordance with that Regulation, which are listed in the table below and as specified therein

	<i>Derived product</i>	<i>Processing standards to reach the end point in the manufacturing chain</i>
1	<i>Meat meal</i>	<i>Determined in accordance with the second subparagraph of Article 5(2) of Regulation (EC) No 1069/2009</i>
2	<i>Bone meal</i>	<i>Determined in accordance with the second subparagraph of Article 5(2) of Regulation (EC) No 1069/2009</i>
3	<i>Meat-and-bone meal</i>	<i>Determined in accordance with the second subparagraph of Article 5(2) of Regulation (EC) No 1069/2009</i>
4	<i>Blood of animals</i>	<i>Determined in accordance with the second subparagraph of Article 5(2) of Regulation (EC) No 1069/2009</i>
5	<i>Hydrolysed proteins of Category III – according to Regulation 1069/2009</i>	<i>Determined in accordance with the second subparagraph of Article 5(2) of Regulation (EC) No 1069/2009</i>
6	<i>Processed manure</i>	<i>Determined in accordance with the second subparagraph of Article 5(2) of Regulation (EC) No 1069/2009</i>
7	<i>Compost (1)</i>	<i>Determined in accordance with the second subparagraph of Article 5(2) of Regulation (EC) No 1069/2009</i>
8	<i>Biogas digestion residues(1)</i>	<i>Determined in accordance with the second subparagraph of Article 5(2) of Regulation (EC) No 1069/2009</i>

		9	Feather meal	Determined in accordance with the second subparagraph of Article 5(2) of Regulation (EC) No 1069/2009
		10	Hides and skins	Determined in accordance with the second subparagraph of Article 5(2) of Regulation (EC) No 1069/2009
		11	Hoofs and horns	Determined in accordance with the second subparagraph of Article 5(2) of Regulation (EC) No 1069/2009
		12	Guano of bats	Determined in accordance with the second subparagraph of Article 5(2) of Regulation (EC) No 1069/2009
		13	Wool and hair	Determined in accordance with the second subparagraph of Article 5(2) of Regulation (EC) No 1069/2009
		14	Feather and downs	Determined in accordance with the second subparagraph of Article 5(2) of Regulation (EC) No 1069/2009
		15	Pig bristles	Determined in accordance with the second subparagraph of Article 5(2) of Regulation (EC) No 1069/2009
		16	Glycerine and other products of Category 2 and 3 materials derived from the biodiesel and renewable fuels production	Determined in accordance with the second subparagraph of Article 5(2) of Regulation (EC) No 1069/2009
		17	Petfood and dog chews that have been refused for commercial reasons or technical failures	Determined in accordance with the second subparagraph of Article 5(2) of Regulation (EC) No 1069/2009
		(1)derived from Category 2 and 3 materials other than Meat-and-bone meal and Processed animal protein		

	COUNCIL TEXT 14010/1/2017 REV 1	A CE -marked EU fertilising product may contain products derived from animal by-products within the meaning of Regulation (EC) No 1069/2009 having reached the end point in the manufacturing chain as determined in accordance with that Regulation, and which are listed in the table below and as specified therein:
	COMPROMISE	YELLOW – to be considered with row 401

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1071.		<p>AM 281</p> <p>CMC 11a: Other industry by-products</p> <p>1. A CE marked fertilising product may contain other industry by-products such as ammonium sulfate from caprolactam production, sulfuric acid from refining natural gas and oils as well as other materials coming from specific industrial processes, which are excluded from CMC 1 and are listed in the table below, under the conditions specified therein:</p> <p>2. From ... [one year after the date of entry into force of this Regulation], the criteria for</p>	<p><i>Council position modified by CRP Mandate 16/03</i></p> <p><u>CMC 12: By-products within the meaning of Directive 2008/98/EC</u></p> <p><u>1. A EU fertilising product may contain by-products within the meaning of Directive 2008/98/EC other than:</u></p> <p style="padding-left: 40px;"><u>(a) compost, or</u></p> <p style="padding-left: 40px;"><u>(b) digestate.</u></p> <p><u>2. The by-products shall have been registered pursuant to Regulation (EC) No 1907/2006, in a dossier containing</u></p> <p style="padding-left: 40px;"><u>(a) the information provided for by Annex VI,</u></p>	RED – Industry by-products

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
		<i>industrial by-products that have been used in compliance with Regulation (EC) No 2003/2003 as components of CE marked fertilising products, for their inclusion to the component material category shall be established in the light of the latest scientific evidence and laid down in delegated acts referred to in Article 42 of this Regulation.</i>	<p><u>VII and VIII of Regulation (EC) No 1907/2006, and</u></p> <p><u>(b) a chemical safety report pursuant to Article 14 of Regulation (EC) No 1907/2006 covering the use in fertilising products,</u></p> <p><u>unless explicitly covered by one of the registration obligation exemptions provided for by Annex IV to that Regulation or by points 6, 7, 8, or 9 of Annex V to that Regulation.</u></p> <p><u>3. As of ... [Publications office, please insert the date 3 years after the date of entry into force], the by-products shall comply with the criteria adopted by the Commission in accordance with Article 42(3b). No by-products referred to in paragraph 1 may be contained in EU fertilising products placed on the market after that date without</u></p>	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
			<u>complying with such a delegated act.</u>	
1072.	ANNEX III Labelling requirements			
1073.	This Annex sets out the labelling requirements for CE marked fertilising products. The requirements laid down in Part 2 and Part 3 of this Annex for a given Product Function Category ('PFC'), as specified in Annex I, apply to CE marked fertilising products in all subcategories of that PFC.		This Annex sets out the labelling requirements for CE marked <u>EU</u> fertilising products. The requirements laid down in Part 2 and Part 3 of this Annex for a given Product Function Category ('PFC'), as specified in Annex I, apply to CE marked <u>EU</u> fertilising products in all subcategories of that PFC.	
1074.	Part 1 General labelling requirements			
1075.	1. The information elements required by this Regulation shall be clearly separated from any other information elements.		deleted	GREEN – CEU TEXT
1076.	2. The following information elements shall be provided:			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1077.	(a) The designation of the Product Function Category ('PFC') as indicated in Part I of Annex I;		(a) <u>For products in</u> The designation of the Product Function Category ('PFC') 1-6, <u>the designation</u> as indicated in Part I of Annex I <u>of the PFC corresponding to the product's claimed function;</u>	GREEN – CEU TEXT
1078.			<u>(aa) For products in PFC 7, the designation as indicated in Part I of Annex I of all the PFCs corresponding to the claimed functions of the component fertilising products;</u>	GREEN – CEU TEXT
1079.	(b) The quantity of the CE marked fertilising product, indicated by mass or volume;		(b) The quantity of the CE marked <u>EU</u> fertilising product, indicated by mass or volume;	
1080.	(c) Instructions for intended use, including intended application rate and intended target plants;		(c) Instructions for intended use, including intended application rate, <u>timing and frequency,</u> and intended target plants <u>or mushrooms;</u>	GREEN – CEU TEXT
1081.			<u>(ca) recommended storage conditions</u>	GREEN – CEU TEXT

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1082.			<u>(cb) For products containing a polymer belonging to CMC 10, the time period following use during which the nutrient release is being controlled or the water retention capacity is being increased (the 'functionality period'), which shall not be longer than the period between two applications in accordance with the use instructions mentioned in point (c);</u>	GREEN – CEU TEXT
1083.	(d) Any relevant information on measures recommended to manage risks to human, animal or plant health, safety, or the environment; and		(d) Any relevant information on measures recommended to manage risks to human, animal or plant health, safety, or the environment; and	YELLOW (linked to row 119)

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1084.	(e) A description of all components above 5% by product weight in descending order of magnitude by dry weight, including an indication of the relevant component material categories ('CMC') as referred to in Annex II.	AM 282 (e) A description of all components above 1% by product weight in descending order of magnitude by dry weight, including an indication of the relevant component material categories ('CMC') as referred to in Annex II and including the content as percentage by the dry matter;	(e) A <u>list</u> description of all ingredients components above 5% by product weight in descending order of magnitude by dry weight, including an indication of the relevant component material categories ('CMC') as referred to in Annex II; <u>where the ingredient is a substance or a mixture, it shall be identified as specified in Article 18 of Regulation (EC) No 1272/2008.</u>	YELLOW – EP to check
1085.		AM 283 <i>(ea) In the case of any product containing material originating from organic wastes or by-products, which has not been through a process which has destroyed all organic materials, the label shall specify which wastes and by-products have been used and a batch number or production time series number. That number shall refer to the traceability data held by the</i>		YELLOW – EP to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
		<p><i>producer and which identifies the individual sources (farms, factories, etc.) of each organic waste/by-product used in the batch/time series. The Commission shall publish, after a public consultation and by ... [two years after the date of entry into force of this Regulation], specifications for the implementation of this provision, which will enter into force by ... [three years after the publication of the specifications]. In order to minimise the administrative burden for operators and for market surveillance authorities, the Commission specifications shall take into account both the requirements of paragraphs 5 to 7 of Article 6 and Article 11 and existing traceability systems (e.g. for animal by-products or industry systems) as well as Union waste classification codes.</i></p>		

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1086.		AM 284 <i>2a. Short instructions for intended use, including intended application rate and timing, intended target plants and storage shall be made available by the manufacturers.</i>		GREEN – no amendment (covered by row 1080)
1087.	3. Where the conformity assessment procedure has involved a notified body, the identification number of the notified body shall be indicated.		deleted	GREEN – CEU TEXT
1088.	4. Where the CE marked fertilising product contains animal by-products within the meaning of Regulation (EC) No 1069/2009 other than manure, it shall carry the following user instruction: 'Farmed animals shall not be fed, either directly or by grazing, with herbage from land to which the product has been applied unless the cutting or grazing takes place after the expiry of a waiting period of at least 21 days.'		4. Where the CE marked EU fertilising product contains products derived from animal by-products within the meaning of Regulation (EC) No 1069/2009 other than manure, it shall carry the following user instruction: 'Farmed animals shall not be fed, either directly or by grazing, with herbage from land to which the product has been applied unless the cutting or grazing takes place after the expiry of a waiting period of at least 21 days.'	GREEN – CEU TEXT

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1089.	5. Where the CE marked fertilising product contains a substance for which maximum residue limits for food and feed have been established in accordance with Regulation (EEC) No 315/93, Regulation (EC) No 396/2005, Regulation (EC) No 470/2009 or Directive 2002/32/EC, the instructions referred to in paragraph 2(c) shall ensure that the intended use of the CE marked fertilising product does not lead to the exceedance of those limits in food or feed.		5. Where the CE marked <u>EU</u> fertilising product contains a substance for which maximum residue limits for food and feed have been established in accordance with Regulation (EEC) No 315/93, Regulation (EC) No 396/2005, Regulation (EC) No 470/2009 or Directive 2002/32/EC, the instructions referred to in paragraph 2(c) shall ensure that the intended use of the CE marked <u>EU</u> fertilising product does not lead to the exceedance of those limits in food or feed.	YELLOW – EP and Council to check (related to rows 152, 500-505)

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1090.	6. The designation of a product function category ('PFC'), as indicated in Annex I, must not be indicated on a CE marked fertilising product which has not been subject of a successful conformity assessment in accordance with this Regulation for that PFC.		6. The designation of a <u>Where an EU fertilising product has functions described in two or more of the</u> product function categories ('PFC'), as indicated <u>laid down</u> in Annex I, must not be indicated on a CE marked <u>only those PFCs for which the EU</u> fertilising product which has not been subject of a successful conformity assessment in accordance with this Regulation <u>may be claimed by using the PFC designations of Annex I</u> for that PFC.	GREEN – CEU TEXT
1091.			<u>6a. Where the EU fertilising product contains ricin, the following instruction shall be provided on the label:</u> <u>"Hazardous to animals in case of ingestion".</u>	GREEN – CEU TEXT

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1092.			<u>6b. Where the EU fertilising product contains unprocessed or processed cocoa shells, the following instruction shall be provided on the label: "Toxic to dogs and cats".</u>	GREEN – CEU TEXT
1093.	7. Information elements other than those required under paragraphs 2-6			
1094.	(a) shall not mislead the user, for example by attributing to the product properties that it does not possess, or by suggesting that the product possesses unique characteristics which similar products also have;			
1095.	(b) shall relate to verifiable factors; and			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1096.	(c) shall not make claims such as 'sustainable' or 'environmentally friendly' unless such claims can be objectively verified against widely recognised guidance, standards or schemes.		(c) shall not make claims such as 'sustainable' or 'environmentally friendly' unless such claims <u>refer to legislation, guidelines</u> can be objectively verified against widely recognised guidance, standards or schemes, <u>with which they comply.</u>	(c) shall not make claims such as 'sustainable' or 'environmentally friendly' unless such claims <u>refer to legislation, or clearly identified guidelines</u> can be objectively verified against widely recognised guidance, standards or schemes, <u>with which they comply.</u> GREEN
1097.		AM 285 <i>7a. No product can make claims related to another PFC without meeting the full requirements of that additional PFC, nor are any direct or implied claims of plant protection effects allowed.</i>		GREEN – no amendment (covered by row 1090)
1098.	8. The phrase 'poor in chloride' or similar may only be used if the chloride (Cl-) content is below 30 g/kg.		8. The phrase 'poor in chloride' or similar may only be used if the chloride (Cl-) content is below 30 g/kg <u>of dry matter.</u>	GREEN – CEU TEXT

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1099.			<p><u>8a. Where the nutrient content information requirements in this Annex are expressed in oxidised form, the nutrient content may be expressed in elemental form instead or in addition to the oxidised form in accordance with the following conversion factors:</u></p> <p><u>phosphorus (P) = phosphorus pentoxide (P₂O₅) × 0,436;</u></p> <p><u>potassium (K) = potassium oxide (K₂O) × 0,830;</u></p> <p><u>calcium (Ca) = calcium oxide (CaO) × 0,715;</u></p> <p><u>magnesium (Mg) = magnesium oxide (MgO) × 0,603;</u></p> <p><u>sodium (Na) = sodium oxide (Na₂O) × 0,742;</u></p> <p><u>sulphur (S) = sulphur trioxide (SO₃) × 0,400.</u></p>	GREEN – CEU TEXT

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1100.			<p><u>8b. Where the information requirements in this Annex refer to the organic carbon (C_{org}) the information may refer to the organic matter instead or in addition to the organic carbon (C_{org}), in accordance with the following conversion factor :</u></p> <p><u>C_{org} = organic matter × 0,56.</u></p>	GREEN – CEU TEXT
1101.			<p><u>8c. Where the EU fertilising product contains total chromium (Cr) above 200 mg/kg, information about the maximum quantity and exact source of total chromium (Cr) shall be given.</u></p>	YELLOW – EP to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1102.			<u>9. Where the EU fertilising product contains a polymer with the purpose of binding material in the product, as referred to in paragraph (c) of point 1 of CMC 10 in Annex II, the user shall be instructed not to use the product in contact with soil, and in collaboration with the manufacturer, make sure of a sound disposal of the products after end of use.</u>	GREEN – CEU TEXT
1103.	Part 2 Product-specific labelling requirements			
1104.	PFC 1: Fertiliser			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1105.	1. The content of nitrogen (N), phosphorus (P) and potassium (K) shall be declared only where those nutrients are present in the CE marked fertilising product in the minimum quantity specified in Annex I for the relevant product function category (PFC).		1. The content of nitrogen (N) or, phosphorus (P) and potassium (K) nutrients shall be declared only where those nutrients they are present in the CE marked EU fertilising product in the minimum quantity specified in Annex I for the relevant product function category (PFC).	1. The content of nitrogen (N) or, phosphorus (P) and potassium (K) nutrients shall/may be declared only where those nutrients they are intentionally present in the CE marked EU fertilising product in the minimum quantity specified in Annex I for the relevant product function category (PFC). YELLOW – EP and Council to check
1106.			<u>1a. The content of nitrogen (N) and phosphorus pentoxide (P₂O₅), if above 0,5 % by mass, shall be declared.</u>	YELLOW – Commission to provide drafting
1107.	2. The following rules apply to fertilisers containing nitrification or urease inhibitors, as specified in paragraphs 3 and 4 of component material category ('CMC') 8 in Annex II:		2. The following rules apply to fertilisers containing nitrification or urease inhibitors, as specified in paragraphs 3 and 4 of component material category ('CMC') 8-1 in Annex II:	GREEN – CEU TEXT

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1108.	(a) The label shall state the words "nitrification inhibitor" or "urease inhibitor", as relevant, as well as the identification number of the notified body having examined the conformity assessment of the nitrification inhibitor or the urease inhibitor.		(a) The label shall state the words "nitrification inhibitor", or "urease inhibitor" <u>or "denitrification inhibitor"</u> , as relevant, as well as the identification number of the notified body having examined the conformity assessment of the nitrification inhibitor or the urease inhibitor.	GREEN – CEU TEXT
1109.	(b) The nitrification inhibitor content shall be expressed as a percentage by mass of the total nitrogen (N) present as ammonium nitrogen (NH ₄ ⁺) and urea nitrogen (CH ₄ N ₂ O).	AM 286 (b) The nitrification inhibitor content shall be expressed as a percentage by mass of the total nitrogen (N) present as ammonium nitrogen (NH ₄ ⁺) or ammonium nitrogen (NH₄⁺) and urea nitrogen (CH ₄ N ₂ O).		GREEN – Commission text
1110.	(c) The urease inhibitor content shall be expressed as a percentage by mass of the total nitrogen (N) present as urea nitrogen (CH ₄ N ₂ O).			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1111.			<u>(ca) The denitrification inhibitor content shall be expressed as a percentage by mass of the nitrate (NO₃)⁻ present.</u>	GREEN – CEU TEXT
1112.	(d) Technical information shall be provided enabling the user to determine the rates and timing of application in relation to the crop being grown.		Deleted	GREEN – CEU TEXT
1113.			<p><u>3. The term "mineral fertiliser" may be used only if the fertiliser belongs to PFC 1(C) and fulfils the following additional conditions:</u></p> <p><u>(a) The mineral fertiliser must not contain more than 1 % by mass of organic carbon (Corg), other than organic carbon from</u></p> <ul style="list-style-type: none"> <u>• chelating or complexing agents referred to in point 2a of CMC 1, from</u> <u>• nitrification inhibitors, urease inhibitors or denitrification inhibitors referred to in point 2b of CMC 1, from</u> 	YELLOW – EP to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
			<ul style="list-style-type: none"> • <u>coating agents referred to in point 1(a) of CMC 10, from</u> • <u>urea, or from</u> • <u>calcium cyanamide.</u> <p><u>(b) Where phosphorus (P) is a declared nutrient, the declared phosphorus shall consist only of phosphorus in the phosphatic form, and the mineral fertiliser shall fulfil at least one of the following solubility criteria:</u></p> <ul style="list-style-type: none"> • <u>Water solubility: minimum level 40% of total phosphorus (P), or</u> • <u>Solubility in neutral ammonium citrate: minimum level 75% of total phosphorus (P), or</u> • <u>Solubility in formic acid (only for soft rock phosphate): minimum level 55% of total phosphorus (P).</u> <p><u>(c) Where nitrogen (N) is a declared nutrient, the declared nitrogen content shall consist only of the sum of nitric nitrogen,</u></p>	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
			<u>ammoniacal nitrogen, ureic nitrogen, and nitrogen from methylene-urea, from isobutylidenediurea, and from crotonylidenediurea.</u>	
1114.	PFC 1(A): Organic fertiliser			
1115.	The following information elements shall be present:			
1116.	(a) the declared nutrients nitrogen (N), phosphorus (P) or potassium (K), by their chemical symbols in the order N-P-K;	<p>AM 287</p> <p>(a) the declared nutrients nitrogen (N), phosphorus (P) or potassium (K), by their chemical symbols in the order N-P-K; <i>the declared nitrogen content is given by the sum of ammoniacal N, nitric N, ureic N, N from urea formaldehyde, N from isobutylidene diurea, N from crotonylidene diurea and N from cyanamide.</i></p> <p><i>Phosphorus fertilisers must fulfil the following minimum solubility levels to be plant-available, otherwise they cannot be</i></p>		YELLOW – EP and Council to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
		<p><i>declared as phosphorus fertilisers:</i></p> <p><i>– water solubility: minimum level 25 % of total P,</i></p> <p><i>– solubility in neutral ammonium citrate: minimum level 30 % of total P,</i></p> <p><i>– solubility in formic acid (only for soft rock phosphate): minimum level 35 % of total P.</i></p>		
1117.	(b) the declared nutrients magnesium (Mg), calcium (Ca), sulphur (S) or sodium (Na), by their chemical symbols in the order Mg-Ca-S-Na;	<p>AM 288</p> <p>(b) the declared nutrients <i>calcium (Ca), magnesium (Mg)</i>, sodium (Na) <i>or sulphur (S)</i> by their chemical symbols in the order <i>Ca-Mg-Na-S</i>;</p> <p><i>(This amendment applies throughout the text. Adopting it will necessitate corresponding changes throughout.)</i></p>	(b) the declared nutrients magnesium (Mg), calcium (Ca), sulphur (S) or sodium (Na), by their chemical symbols in the order Mg-Ca-S-Na <i>Ca-Mg-Na-S</i> ;	GREEN – EP TEXT

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1118.	(c) numbers indicating the total content of the declared nutrients nitrogen (N), phosphorus (P) or potassium (K), followed by numbers in brackets indicating the total content of magnesium (Mg), calcium (Ca), sulphur (S) or sodium (Na),	AM 289 (c) numbers indicating the average content of the declared nutrients nitrogen (N), phosphorus (P) or potassium (K), followed by numbers in brackets indicating the total content of magnesium (Mg), calcium (Ca), sulphur (S) or sodium (Na),	(c) numbers indicating the total content of the declared nutrients total nitrogen (N), total phosphorus in the form of phosphorus pentoxide (P ₂ O ₅) or total potassium in the form of potassium oxide (K ₂ O), followed by numbers in brackets indicating the total content of calcium oxide (CaO) magnesium oxide (MgO), calcium (Ca), sodium oxide (Na₂O) or sulphur trioxide (SO ₃) or sodium (Na),	GREEN – CEU TEXT
1119.	(d) the content of the following declared nutrients and other parameters, in the following order and as a percentage of the fertiliser by mass,		(d) the content of the following declared nutrients and other parameters, in the following order and as a percentage of the fertiliser % by mass,	GREEN – CEU TEXT
1120.	• Total Nitrogen (N)			
1121.	– minimum amount of organic nitrogen (N), followed by a description of the origin of the organic matter used;		– minimum amount of organic nitrogen (N _{org}), followed by a description of the origin of the organic matter used;	GREEN – CEU TEXT

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1122.	– Nitrogen (N) in the form of ammoniacal nitrogen;		– Nitrogen (N) in the form of ammoniacal nitrogen;	GREEN – CEU TEXT
1123.	• Total phosphorus pentoxide (P ₂ O ₅);			
1124.	• Total potassium oxide (K ₂ O);			
1125.	• Magnesium oxide (MgO), calcium oxide (CaO), sulphur trioxide (SO ₃) and sodium oxide (Na ₂ O), expressed		• <u>Calcium oxide (CaO)</u> , M magnesium oxide (MgO), calcium oxide (CaO) , sulphur trioxide (SO ₃) and sodium oxide (Na ₂ O) <u>and sulphur trioxide (SO₃)</u> , expressed	GREEN – CEU TEXT
1126.	– where those nutrients are totally soluble in water, only as the content soluble in water;			
1127.	– where the soluble content of those nutrients is at least a quarter of the total content of those nutrients, the total content and the content soluble in water; and			
1128.	– in other cases, as the total content;			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1129.	• Total copper (Cu) and zinc (Zn), if above 200 and 600 mg/kg dry matter respectively;		Deleted	GREEN – CEU TEXT
1130.	• Organic carbon (C); and	AM 290 • Organic carbon (C) and C/N ratio ;	• Organic carbon (C _{org}); and	GREEN – CEU TEXT
1131.	• Dry matter.			
1132.		AM 291 • <i>In a form such as powder or pellets.</i>		YELLOW – EP and Council to check
1133.			<u>(da) the ratio of organic carbon to total nitrogen (C_{org}/N)</u>	GREEN – CEU TEXT
1134.			<u>(db) Production date</u>	GREEN – CEU TEXT
1135.	PFC 1(B): Organo-mineral fertiliser			
1136.	1. The following information elements relating to macronutrients shall be present:		1. The following information elements relating to macronutrients shall be present:	GREEN – CEU TEXT
1137.	(a) the declared nutrients nitrogen (N), phosphorus (P) or potassium (K), by their chemical symbols in the order N-P-K;			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1138.	(b) the declared nutrients magnesium (Mg), calcium (Ca), sulphur (S) or sodium (Na), by their chemical symbols in the order Mg-Ca-S-Na;		(b) where applicable , the declared nutrients magnesium (Mg), calcium (Ca), sulphur (S) or sodium (Na), by their chemical symbols in the order Mg-Ca-S-Na <u>Ca-Mg-Na-S</u> ;	GREEN: Council text
1139.	(c) numbers indicating the total content of the declared nutrients nitrogen (N), phosphorus (P) or potassium (K), followed by numbers in brackets indicating the total content of magnesium (Mg), calcium (Ca), sulphur (S) or sodium (Na);		(c) numbers indicating the total content of the declared nutrients <u>total</u> nitrogen (N), <u>total</u> phosphorus <u>in the form of phosphorus pentoxide</u> (P_2O_5) or <u>total</u> potassium <u>in the form of potassium oxide</u> (K_2O), followed by numbers in brackets indicating the total content of <u>calcium oxide</u> (<u>CaO</u>), magnesium <u>oxide</u> (MgO), calcium (Ca), <u>sodium oxide</u> (Na_2O) <u>or</u> sulphur <u>trioxide</u> (SO_3) or sodium (Na);	GREEN: Council text
1140.	(d) the content of the following declared nutrients, in the following order and as a percentage of the fertiliser by mass:		(d) the content of the following declared nutrients <u>and other parameters</u> , in the following order and as a percentage of the <u>fertiliser %</u> by mass:	GREEN: Council text
1141.	• Total Nitrogen (N)			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1142.	– minimum amount of organic nitrogen (N), followed by a description of the origin of the organic matter used;		– minimum amount of organic nitrogen (N _{org}), followed by a description of the origin of the organic matter used;	GREEN: Council text
1143.	– Nitrogen (N) in the form of nitric nitrogen;		– Nitrogen (N) in the form of nitric nitrogen;	GREEN: Council text
1144.	– Nitrogen (N) in the form of ammoniacal nitrogen;		– Nitrogen (N) in the form of ammoniacal nitrogen;	GREEN: Council text
1145.	– Nitrogen (N) in the form of urea nitrogen;		– Nitrogen (N) in the form of urea nitrogen;	GREEN: Council text
1146.	<ul style="list-style-type: none"> • Total phosphorus pentoxide (P₂O₅); 	AM 292 <ul style="list-style-type: none"> • Phosphorus pentoxide (P₂O₅) <i>soluble in neutral ammonium citrate and water;</i> 		GREEN: Commission text
1147.	– Water-soluble phosphorus pentoxide (P ₂ O ₅);			
1148.	– phosphorus pentoxide (P ₂ O ₅) soluble in neutral ammonium citrate;			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1149.	– where soft ground phosphate is present, phosphorus pentoxide (P ₂ O ₅) soluble in formic acid;	AM 293 – Phosphorus pentoxide (P ₂ O ₅) only soluble in mineral acids ;		YELLOW: EP to check
1150.	• Total potassium oxide (K ₂ O);			
1151.	– Water soluble potassium oxide (K ₂ O);			
1152.	• magnesium oxide (MgO), calcium oxide (CaO), sulphur trioxide (SO ₃) and sodium oxide (Na ₂ O), expressed		• Calcium oxide (CaO) , magnesium oxide (MgO), calcium oxide (CaO) , sodium oxide (Na₂O) and sulphur trioxide (SO ₃) and sodium oxide (Na₂O) , expressed	GREEN: Council text
1153.	– where those nutrients are totally soluble in water, only as the content soluble in water;			
1154.	– where the soluble content of those nutrients is at least a quarter of the total content of those nutrients, the total content and the content soluble in water;			
1155.	– in other cases, as the total content, and		– in other cases, as the total content, and	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1156.			<u>• Organic carbon (C_{org}) content;</u>	GREEN: Council text
1157.			<u>• Dry matter content, and</u>	GREEN: Council text
1158.	(e) where urea (CH ₄ N ₂ O) is present, information about the possible air quality impacts of the release of ammonia from the fertiliser use, and an invitation to users to apply appropriate remediation measures.			
1159.	2. The following other elements shall be indicated as a percentage by mass of the CE marked fertilising product:		Deleted	GREEN: Council text
1160.	• Organic carbon (C) content; and		Deleted	GREEN: Council text
1161.	• Dry matter content.		Deleted	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1162.		AM 294 <i>1a. The total declared nitrogen content is given by the sum of ammoniacal N, nitric N, ureic N, N from methylene-urea, N from isobutylidene diurea, N from crotonylidene diurea and N from cyanamide.</i>		YELLOW: EP to check (linked to rows 1113, 1116)
1163.	PFC 1(B)(I): Solid organo-mineral fertiliser		Deleted	GREEN: Council text
1164.	Where one or more of the micronutrients boron (B), cobalt (Co), copper (Cu), iron (Fe), manganese (Mn), molybdenum (Mo) and zinc (Zn), are present in the minimum content indicated as a percentage by mass in the table below, they		2a. Where one or more of the micronutrients boron (B), cobalt (Co), copper (Cu) , iron (Fe), manganese (Mn), and molybdenum (Mo) and zinc (Zn) , are present in the minimum content indicated as a percentage % by mass in the table below, they	GREEN: Council text
1165.	• shall be declared if they are intentionally added to the CE marked fertilising product, and		• shall be declared if they are intentionally added to the CE EU marked fertilising product, and	GREEN: Council text
1166.	• may be declared in other cases:			

1167.	COMMISSION PROPOSAL			
		Micronutrient	Intended for use on crops or grassland	Intended for horticultural use
		Boron (B)	0,01	0,01
		Cobalt (Co)	0,002	n.a.
		Copper (Cu)	0,01	0,002
		Iron (Fe)	0,5	0,02
		Manganese (Mn)	0,1	0,01
		Molybdenum (Mo)	0,001	0,001
		Zinc	0,01	0,002
EP AMENDMENTS				
	COUNCIL TEXT 14010/1/2017 REV 1			
		Micronutrient	Intended for use on crops or grassland	Intended for horticultural use
		Boron (B)	0,01	0,01
		Cobalt (Co)	0,002	n.a.
		Copper (Cu)	0,01	0,002
		Iron (Fe)	0,5	0,02
		Manganese (Mn)	0,1	0,01

Molybdenum (Mo)	0,001	0,001
Zinc	0,01	0,002

<u>Micronutrient</u>	<u>Content of micronutrient (% by mass)</u>		
	<u>Solid organo-mineral fertiliser</u>		<u>Liquid organo-mineral fertiliser</u>
	<u>Intended for use on crops or grassland</u>	<u>Intended for horticultural use</u>	
<u>Boron (B)</u>	<u>0,01</u>	<u>0,01</u>	<u>0,01</u>
<u>Cobalt (Co)</u>	<u>0,002</u>	<u>n.a.</u>	<u>0,002</u>
<u>Iron (Fe)</u>	<u>0,5</u>	<u>0,02</u>	<u>0,02</u>
<u>Manganese (Mn)</u>	<u>0,1</u>	<u>0,01</u>	<u>0,01</u>
<u>Molybdenum (Mo)</u>	<u>0,001</u>	<u>0,001</u>	<u>0,001</u>

2b. Where one or both of the micronutrients copper (Cu) and zinc (Zn), are present, without being intentionally added, in the minimum content indicated as % by mass in the table below, they may be declared:

<u>Micronutrient</u>	<u>Content of micronutrient (% by mass)</u>		
	<u>Solid organo-mineral fertiliser</u>		<u>Liquid organo-mineral fertiliser</u>
	<u>Intended for use on crops or grassland</u>	<u>Intended for horticultural use</u>	
<u>Copper (Cu)</u>	<u>0,01</u>	<u>0,002</u>	<u>0,002</u>

		<u>Zinc (Zn)</u>	<u>0,01</u>	<u>0,002</u>	<u>0,002</u>
	COMPROMISE	GREEN: Council text			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1168.			<u>2c. Where copper (Cu) or zinc (Zn) is intentionally added to the organo-mineral fertiliser the total content of copper (Cu) or zinc (Zn) shall be declared.</u>	GREEN: Council text
1169.	They shall be declared after the information on macronutrients. The following information elements shall be present:		<u>2d. Micronutrients referred to in points 2a to 2c</u> They shall be declared after the information on macronutrients. The following information elements shall be present:	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1170.	(a) indication of the names and chemical symbols of the declared micronutrients, listed in the following order: boron (B), cobalt (Co), copper (Cu), iron (Fe), manganese (Mn), molybdenum (Mo) and zinc (Zn), followed by the name(s) of their counter-ion(s);			
1171.	(b) The total micronutrient content expressed as a percentage of the fertiliser by mass		(b) The total micronutrient content expressed as a percentage of the fertiliser % by mass	GREEN: Council text
1172.	– where those nutrients are totally soluble in water, only as the content soluble in water;			
1173.	– where the soluble content of those nutrients is at least a quarter of the total content of those nutrients, the total content and the content soluble in water; and			
1174.	– in other cases, as the total content;			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1175.	(c) Where the declared micronutrient(s) are chelated by chelating agent(s), the following qualifier after the name and the chemical identifier of the micronutrient:			
1176.	– ‘chelated by...’ name of the chelating agent or its abbreviation, and the amount of chelated micronutrient as a percentage of the CE marked fertilising product by mass;		– ‘chelated by...’ name of the chelating agent or its abbreviation, and the amount of chelated micronutrient as a percentage of the CE marked fertilising product % by mass;	GREEN: Council text
1177.	(d) Where the CE marked fertilising product contains micronutrient(s) complexed by complexing agent(s):		(d) Where the CE marked EU fertilising product contains micronutrient(s) complexed by complexing agent(s) <u>the following qualifier after the name and the chemical identifier of the micronutrient:</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1178.	– the following qualifier after the name and the chemical identifier of the micronutrient: ‘complexed by ...’, and the amount of complexed micronutrient as a percentage of the CE marked fertilising product by mass; and		– the following qualifier after the name and the chemical identifier of the micronutrient: ‘complexed by ...’ <u>name of the complexing agent or its abbreviation</u> , and the amount of complexed micronutrient as a percentage of the CE marked fertilising product <u>%</u> by mass; and	GREEN: Council text – the following qualifier after the name and the chemical identifier of the micronutrient: ‘complexed by ...’ <u>name of the complexing agent or its abbreviation</u> , and the amount of complexed micronutrient as a percentage of the CE marked fertilising product <u>%</u> by mass; and To be checked by lawyer-linguists
1179.	– the name of the complexing agent or its abbreviation.		deleted	GREEN: Council text
1180.	(e) The following statement: ‘To be used only where there is a recognised need. Do not exceed the appropriate rate’.		(e) <u>In case micronutrients are intentionally added</u> , the following statement: ‘To be used only where there is a recognised need. Do not exceed the appropriate <u>application</u> rate’.	GREEN: Council text
1181.	PFC 1(B)(II): Liquid organo-mineral fertiliser		deleted	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1182.	Where one or more of the micronutrients boron (B), cobalt (Co), copper (Cu), iron (Fe), manganese (Mn), molybdenum (Mo) and zinc (Zn), are present in the minimum content indicated as a percentage by mass in the table below, they		deleted	GREEN: Council text
1183.	<ul style="list-style-type: none"> • shall be declared if they are intentionally added to the CE marked fertilising product, and 		deleted	GREEN: Council text
1184.	<ul style="list-style-type: none"> • may be declared in other cases: 		deleted	GREEN: Council text

Row	COMMISSION PROPOSAL		EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1185.	Micronutrient	Percentage by mass		deleted	GREEN: Council text
	Boron (B)	0,01			
	Cobalt (Co)	0,002			
	Copper (Cu)	0,002			
	Iron (Fe)	0,02			
	Manganese (Mn)	0,01			
	Molybdenum (Mo)	0,001			
	Zinc	0,002			
1186.	They shall be declared after the information on macronutrients. The following information elements shall be present:			deleted	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1187.	(a) indication of the names and chemical symbols of the declared micronutrients, listed in the following order: boron (B), cobalt (Co), copper (Cu), iron (Fe), manganese (Mn), molybdenum (Mo) and zinc (Zn), followed by the name(s) of their counter-ion(s);		deleted	GREEN: Council text
1188.	(b) The total micronutrient content expressed as a percentage of the fertiliser by mass		deleted	GREEN: Council text
1189.	– where those nutrients are totally soluble in water, only as the content soluble in water;		deleted	GREEN: Council text
1190.	– where the soluble content of those nutrients is at least a quarter of the total content of those nutrients, the total content and the content soluble in water; and		deleted	GREEN: Council text
1191.	– in other cases, as the total content;		deleted	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1192.	(c) Where the declared micronutrient(s) are chelated by chelating agent(s), the following qualifier after the name and the chemical identifier of the micronutrient:		deleted	GREEN: Council text
1193.	– ‘chelated by...’ name of the chelating agent or its abbreviation, and the amount of chelated micronutrient as a percentage of the CE marked fertilising product by mass;		deleted	GREEN: Council text
1194.	(d) Where the CE marked fertilising product contains micronutrient(s) complexed by complexing agent(s):		deleted	GREEN: Council text
1195.	– the following qualifier after the name and the chemical identifier of the micronutrient: ‘complexed by ...’, and the amount of complexed micronutrient as a percentage of the CE marked fertilising product by mass; and		deleted	GREEN: Council text
1196.	– the name of the complexing agent or its abbreviation.		deleted	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1197.	(e) The following statement: 'To be used only where there is a recognised need. Do not exceed the appropriate rate'.		deleted	GREEN: Council text
1198.	PFC 1(C): Inorganic fertiliser			
1199.	PFC 1(C)(I): Inorganic macronutrient fertiliser			
1200.	1. The following information elements relating to macronutrients shall be present:			GREEN: Council text
1201.	(a) the declared nutrients nitrogen (N), phosphorus (P) or potassium (K), by their chemical symbols in the order N-P-K;		(a) <u>where applicable</u> , the declared nutrients nitrogen (N), phosphorus (P) or potassium (K), by their chemical symbols in the order N-P-K;	GREEN: Council text
1202.	(b) the declared nutrients magnesium (Mg), calcium (Ca), sulphur (S) or sodium (Na), by their chemical symbols in the order Mg-Ca-S-Na;		(b) <u>where applicable</u> , the declared nutrients magnesium (Mg), calcium (Ca), sulphur (S) or sodium (Na), by their chemical symbols in the order Mg-Ca-S-Na <u>Ca-Mg-Na-S</u> ;	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1203.	(c) numbers indicating the total content of the declared nutrients nitrogen (N), phosphorus (P) or potassium (K), followed by numbers in brackets indicating the total content of magnesium (Mg), calcium (Ca), sulphur (S) or sodium (Na);		(c) numbers indicating the total content of the declared nutrients <u>total</u> nitrogen (N), <u>total</u> phosphorus <u>in the form of phosphorus pentoxide</u> (P_2O_5) or <u>total</u> potassium <u>in the form of potassium oxide</u> (K_2O), followed by numbers in brackets indicating the total content of <u>calcium oxide</u> (<u>CaO</u>), magnesium <u>oxide</u> (MgO), calcium (Ca), <u>sodium oxide</u> (Na_2O) or sulphur <u>trioxide</u> (SO_3) or sodium (Na);	GREEN: Council text
1204.	(d) the content of the following declared nutrients, in the following order and as a percentage of the fertiliser by mass,		(d) the content of the following declared nutrients, in the following order and as a percentage of the fertiliser % by mass,	GREEN: Council text
1205.	• Total Nitrogen (N);			
1206.	– Nitrogen (N) in the form of nitric nitrogen		– Nitrogen (N) in the form of nitric nitrogen	GREEN: Council text
1207.	– Nitrogen (N) in the form of ammoniacal nitrogen;		– Nitrogen (N) in the form of ammoniacal nitrogen;	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1208.	– Nitrogen (N) in the form of urea nitrogen;		– Nitrogen (N) in the form of urea nitrogen;	GREEN: Council text
1209.	– Nitrogen (N) from urea formaldehyde, isobutylidenediurea, crotonylidenediurea;		– Nitrogen (N) from urea formaldehyde, isobutylidenediurea, crotonylidenediurea;	GREEN: Council text
1210.	– Nitrogen (N) from cyanamide nitrogen;		– Nitrogen (N) from cyanamide nitrogen;	GREEN: Council text
1211.	<ul style="list-style-type: none"> • Total phosphorus pentoxide (P₂O₅); 	AM 295 <ul style="list-style-type: none"> • Phosphorus pentoxide (P₂O₅) <i>soluble in neutral ammonium citrate and water;</i> 		GREEN: Commission text
1212.	– Water-soluble phosphorus pentoxide (P ₂ O ₅);			
1213.	– phosphorus pentoxide (P ₂ O ₅) soluble in neutral ammonium citrate;			
1214.	– where soft ground phosphate is present, phosphorus pentoxide (P ₂ O ₅) soluble in formic acid;	AM 296 – Phosphorus pentoxide (P ₂ O ₅) <i>only</i> soluble in <i>mineral acids;</i>		YELLOW: EP to check – linked to AM 293

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1215.	• Water soluble potassium oxide (K ₂ O);			
1216.	• magnesium oxide (MgO), calcium oxide (CaO), sulphur trioxide (SO ₃) and sodium oxide (Na ₂ O), expressed		• calcium oxide (CaO) , magnesium oxide (MgO), calcium oxide (CaO) , sodium oxide (Na₂O) and sulphur trioxide (SO ₃) and sodium oxide (Na₂O) , expressed	GREEN: Council text
1217.	– where those nutrients are totally soluble in water, only as the content soluble in water;			
1218.	– where the soluble content of those nutrients is at least a quarter of the total content of those nutrients, the total content and the content soluble in water; and			
1219.	– in other cases, as the total content, and			
1220.		AM 297 <i>– in a form such as powder or pellets;</i>		GREEN – no amendment (covered by rows 1231 and 1232)
1221.		AM 298 <i>(da) pH</i>		YELLOW: EP to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1222.	(e) where urea (CH ₄ N ₂ O) is present, information about the possible air quality impacts of the release of ammonia from the fertiliser use, and an invitation to users to apply appropriate remediation measures.			
1223.		AM 299 <i>1a. Fertilising products that contain less than 5ppm of cadmium, arsenic, lead, chromium VI and mercury, respectively, shall be eligible to use a visible "Green Label" in their packaging and label. The Commission shall be empowered to adopt delegated acts in accordance with Article 43, supplementing this Regulation to set the technical standards of such labels.</i>		YELLOW: EP to check
1224.	PFC 1(C)(I)(a): Solid inorganic macronutrient fertiliser			
1225.	1. The fertiliser shall be labelled		1. The fertiliser shall shall may be labelled	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1226.	(a) 'complex', where each particle contains all the declared nutrients in their declared content, and		(a) 'complex', where <u>only if</u> each particle physical unit contains all the declared nutrients in their declared content, and	GREEN: Council text
1227.	(b) 'mix' in other cases.		deleted	GREEN: Council text
1228.	2. The granulometry of the fertiliser shall be indicated, expressed a percentage of product passing through a determined sieve.			
1229.	3. The particle form of the product shall be indicated with one of the following mentions:		3. The particle physical unit form of the product shall be indicated with one of the following mentions:	GREEN: Council text
1230.	(a) Granule,			
1231.	(b) pellet,			
1232.	(c) powder, where at least 90% of the product can pass through a sieve with a mesh of 10 mm, or	AM 300 (c) powder, where at least 90 % of the product can pass through a sieve with a mesh of 1 mm, or	(c) powder, where at least 90% of the product can pass through a sieve with a mesh of 10 mm, or	GREEN: EP text
1233.	(d) prill.			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1234.	4. For coated fertilisers, the name of the coating agent(s) and the percentage of fertilisers coated by each coating agent(s) shall be indicated and followed by:			
1235.	(a) Release time defined in months of the coated fraction(s) followed by the percentage of nutrients released during this time for each fraction;		deleted	YELLOW: Commission, EP and Council to check (a) Release time defined in months of the coated fraction(s) followed by the percentage of nutrients released during this time for each fraction;
1236.	(b) The name of the medium (solvent or substrate) used in the test performed by the manufacturer for determining the release time;		deleted	YELLOW: EP to check
1237.	(c) The temperature at which the test was conducted;		deleted	YELLOW: EP to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1238.	(d) For polymer coated fertilisers, the following marking: ‘The rate of nutrient releases can vary according to the temperature of the substrate. An adjustment of fertilisation may be necessary’; and			
1239.	(e) For sulphur (S) coated fertilisers and sulphur (S)/polymer coated fertilisers, the following marking: ‘The rate of nutrient release can vary according to the temperature of the substrate and the biological activity. An adjustment of fertilisation may be necessary’.			
1240.		AM 301 <i>4a. For CE marked fertilising products referred to in point (bb) of point 1 of CMC 10 of Annex II where polymers are solely used as binding material, the following marking shall be present: “The fertilising product is not intended to be in contact with the soil.”</i>		GREEN: no text (covered by row 1102)

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1241.	5. Where one or more of the micronutrients boron (B), cobalt (Co), copper (Cu), iron (Fe), manganese (Mn), molybdenum (Mo) and zinc (Zn), are present in the minimum content indicated below as a percentage by mass, they		5. Where one or more of the micronutrients boron (B), cobalt (Co), copper (Cu) , iron (Fe), manganese (Mn), and molybdenum (Mo) and zinc (Zn) , are present in the minimum content indicated below as a percentage % by mass, they	GREEN: Council text
1242.	<ul style="list-style-type: none"> • shall be declared if they are intentionally added to the CE marked fertilising product, and 		<ul style="list-style-type: none"> • shall be declared if they are intentionally added to the CE marked EU fertilising product, and 	
1243.	<ul style="list-style-type: none"> • may be declared in other cases: 			

1244.	COMMISSION PROPOSAL			
		Micronutrient	Intended for use on crops or grassland	Intended for horticultural use
		Boron (B)	0,01	0,01
		Cobalt (Co)	0,002	n.a.
		Copper (Cu)	0,01	0,002
		Iron (Fe)	0,5	0,02
		Manganese (Mn)	0,1	0,01
		Molybdenum (Mo)	0,001	0,001

		Zinc	0,01	0,002																																			
	EP AMENDMENTS																																						
	COUNCIL TEXT 14010/1/2017 REV 1	<table><tr><th rowspan="2">Micronutrient</th><th colspan="2"><u>Content of micronutrients (% by mass)</u></th></tr><tr><th>Intended for use on crops or grassland</th><th>Intended for horticultural use</th></tr><tr><td>Boron (B)</td><td>0,01</td><td>0,01</td></tr><tr><td>Cobalt (Co)</td><td>0,002</td><td>n.a.</td></tr><tr><td>Copper (Cu)</td><td>0,01</td><td>0,002</td></tr><tr><td>Iron (Fe)</td><td>0,5</td><td>0,02</td></tr><tr><td>Manganese (Mn)</td><td>0,1</td><td>0,01</td></tr><tr><td>Molybdenum (Mo)</td><td>0,001</td><td>0,001</td></tr><tr><td>Zinc</td><td>0,01</td><td>0,002</td></tr></table> <p><u>5a. Where one or both of the micronutrients copper (Cu) and zinc (Zn), are present, without being intentionally added, in the minimum content indicated as % by mass in the table below, they may be declared:</u></p> <table><tr><th rowspan="2"><u>Micronutrient</u></th><th colspan="2"><u>Content of micronutrients (% by mass)</u></th></tr><tr><th><u>Intended for use on crops or grassland</u></th><th><u>Intended for horticultural use</u></th></tr><tr><td><u>Copper (Cu)</u></td><td><u>0,01</u></td><td><u>0,002</u></td></tr></table>				Micronutrient	<u>Content of micronutrients (% by mass)</u>		Intended for use on crops or grassland	Intended for horticultural use	Boron (B)	0,01	0,01	Cobalt (Co)	0,002	n.a.	Copper (Cu)	0,01	0,002	Iron (Fe)	0,5	0,02	Manganese (Mn)	0,1	0,01	Molybdenum (Mo)	0,001	0,001	Zinc	0,01	0,002	<u>Micronutrient</u>	<u>Content of micronutrients (% by mass)</u>		<u>Intended for use on crops or grassland</u>	<u>Intended for horticultural use</u>	<u>Copper (Cu)</u>	<u>0,01</u>	<u>0,002</u>
Micronutrient	<u>Content of micronutrients (% by mass)</u>																																						
	Intended for use on crops or grassland	Intended for horticultural use																																					
Boron (B)	0,01	0,01																																					
Cobalt (Co)	0,002	n.a.																																					
Copper (Cu)	0,01	0,002																																					
Iron (Fe)	0,5	0,02																																					
Manganese (Mn)	0,1	0,01																																					
Molybdenum (Mo)	0,001	0,001																																					
Zinc	0,01	0,002																																					
<u>Micronutrient</u>	<u>Content of micronutrients (% by mass)</u>																																						
	<u>Intended for use on crops or grassland</u>	<u>Intended for horticultural use</u>																																					
<u>Copper (Cu)</u>	<u>0,01</u>	<u>0,002</u>																																					

		<u>Zinc (Zn)</u>	<u>0,01</u>	<u>0,002</u>	
	COMPROMISE	GREEN: Council text			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1245.			<u>5b. Where copper (Cu) or zinc (Zn) is intentionally added to the solid inorganic macronutrient fertiliser the total content of copper (Cu) or zinc (Zn) shall be declared.</u>	GREEN: Council text
1246.	They shall be declared after the information on macronutrients. The following information elements shall be present:		<u>5c. Micronutrients referred to in points 5, 5a and 5b</u> They shall be declared after the information on macronutrients. The following information elements shall be present:	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1247.	(a) indication of the names and chemical symbols of the declared micronutrients, listed in the following order: boron (B), cobalt (Co), copper (Cu), iron (Fe), manganese (Mn), molybdenum (Mo) and zinc (Zn), followed by the name(s) of their counter-ion(s);			
1248.	(b) The total micronutrient content expressed as a percentage of the fertiliser by mass		(b) The total micronutrient content expressed as a percentage of the fertiliser <u>%</u> by mass	GREEN: Council text
1249.	– where those nutrients are totally soluble in water, only as the content soluble in water;			
1250.	– where the soluble content of those nutrients is at least a quarter of the total content of those nutrients, the total content and the content soluble in water; and			
1251.	– in other cases, as the total content;			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1252.	(c) Where the declared micronutrient(s) are chelated by chelating agent(s), the following qualifier after the name and the chemical identifier of the micronutrient:			
1253.	– ‘chelated by...’ name of the chelating agent or its abbreviation, and the amount of chelated micronutrient as a percentage of the CE marked fertilising product by mass;		– ‘chelated by...’ name of the chelating agent or its abbreviation, and the amount of chelated micronutrient as a percentage of the CE marked fertilising product % by mass;	GREEN: Council text
1254.	(d) Where the CE marked fertilising product contains micronutrient(s) complexed by complexing agent(s):		(d) Where the CE marked EU fertilising product contains micronutrient(s) complexed by complexing agent(s) <u>the following qualifier after the name and the chemical identifier of the micronutrient:</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1255.	– the following qualifier after the name and the chemical identifier of the micronutrient: ‘complexed by ...’, and the amount of complexed micronutrient as a percentage of the CE marked fertilising product by mass; and		– the following qualifier after the name and the chemical identifier of the micronutrient: ‘complexed by ...’ <u>name of the complexing agent or its abbreviation</u> , and the amount of complexed micronutrient as a percentage of the CE marked fertilising product % by mass; and	GREEN: Council text
1256.	– the name of the complexing agent or its abbreviation.		deleted	GREEN: Council text
1257.	(e) The following statement: ‘To be used only where there is a recognised need. Do not exceed the appropriate rate’.		(e) <u>In case micronutrients are intentionally added to</u> The following statement: ‘To be used only where there is a recognised need. Do not exceed the appropriate <u>application</u> rate’.	GREEN: Council text
1258.	PFC 1(C)(I)(b): Liquid inorganic macronutrient fertiliser			
1259.	1. The label shall indicate whether the fertiliser is in suspension or in solution, where		1. The label shall indicate whether the fertiliser is in suspension or in solution, where	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1260.	<ul style="list-style-type: none"> • a suspension means a two-phase dispersion in which solid particles are maintained in suspension in the liquid phase, and 		deleted	GREEN: Council text
1261.	<ul style="list-style-type: none"> • a solution means a liquid that is free of solid particles. 		deleted	GREEN: Council text
1262.	2. The nutrient content shall be indicated as a percentage by mass or volume of the CE marked fertilising product.		2. The nutrient content shall may be indicated as a percentage by mass or volume of the CE marked EU fertilising product.	YELLOW: Council to check
1263.	3. Where one or more of the micronutrients boron (B), cobalt (Co), copper (Cu), iron (Fe), manganese (Mn), molybdenum (Mo) and zinc (Zn), are present in the minimum content indicated below as a percentage by mass, they		3. Where one or more of the micronutrients boron (B), cobalt (Co), copper (Cu) , iron (Fe), manganese (Mn), and molybdenum (Mo) and zinc (Zn) , are present in the minimum content indicated below as a percentage % % by mass, they	GREEN: Council text
1264.	<ul style="list-style-type: none"> • shall be declared if they are intentionally added to the CE marked fertilising product, and 		<ul style="list-style-type: none"> • shall be declared if they are intentionally added to the CE markedEU fertilising product, and 	GREEN: Council text
1265.	<ul style="list-style-type: none"> • may be declared in other cases: 			

Row	COMMISSION PROPOSAL		EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1		COMPROMISE
1266.	Micronutrient	Percentage by mass		Micronutrient	Percentage <u>Content of micronutrient</u> (% by mass)	GREEN: Council text
	Boron (B)	0,01		Boron (B)	0,01	
	Cobalt (Co)	0,002		Cobalt (Co)	0,002	
	Copper (Cu)	0,002		Copper (Cu)	0,002	
	Iron (Fe)	0,02		Iron (Fe)	0,02	
	Manganese (Mn)	0,01		Manganese (Mn)	0,01	
	Molybdenum (Mo)	0,001		Molybdenum (Mo)	0,001	
	Zinc	0,002		Zinc	0,002	
1267.				<u>3a. Where one or both of the micronutrients copper (Cu) and zinc (Zn), are present, without being intentionally added, by at least 0,002 % by mass, they may be declared.</u>		GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1268.			<u>3b. Where copper (Cu) or zinc (Zn) is intentionally added to the liquid inorganic macronutrient fertiliser the total content of copper (Cu) or zinc (Zn) shall be declared.</u>	GREEN: Council text
1269.	They shall be declared after the information on macronutrients. The following information elements shall be present:		<u>3c. Micronutrients referred to in points 3, 3a and 3b</u> They shall be declared after the information on macronutrients. The following information elements shall be present:	GREEN: Council text
1270.	(a) indication of the names and chemical symbols of the declared micronutrients, listed in the following order: boron (B), cobalt (Co), copper (Cu), iron (Fe), manganese (Mn), molybdenum (Mo) and zinc (Zn), followed by the name(s) of their counter-ion(s);			
1271.	(b) The total micronutrient content expressed as a percentage of the fertiliser by mass		(b) The total micronutrient content expressed as a percentage of the fertiliser % by mass <u>or volume</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1272.	– where those nutrients are totally soluble in water, only as the content soluble in water;			
1273.	– where the soluble content of those nutrients is at least a quarter of the total content of those nutrients, the total content and the content soluble in water; and			
1274.	– in other cases, as the total content;			
1275.	(c) Where the declared micronutrient(s) are chelated by chelating agent(s), the following qualifier after the name and the chemical identifier of the micronutrient:			
1276.	– ‘chelated by...’ name of the chelating agent or its abbreviation, and the amount of chelated micronutrient as a percentage of the CE marked fertilising product by mass;		– ‘chelated by...’ name of the chelating agent or its abbreviation, and the amount of chelated micronutrient as a percentage of the CE marked fertilising product % by mass;	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1277.	(d) Where the CE marked fertilising product contains micronutrient(s) complexed by complexing agent(s):		(d) Where the CE marked EU fertilising product contains micronutrient(s) complexed by complexing agent(s) <u>the following qualifier after the name and the chemical identifier of the micronutrient:</u>	GREEN: Council text
1278.	– the following qualifier after the name and the chemical identifier of the micronutrient: ‘complexed by ...’, and the amount of complexed micronutrient as a percentage of the CE marked fertilising product by mass; and		– the following qualifier after the name and the chemical identifier of the micronutrient: ‘complexed by ...’ <u>name of the complexing agent or its abbreviation</u> , and the amount of complexed micronutrient as % a percentage of the CE marked fertilising product by mass; and	GREEN: Council text
1279.	– the name of the complexing agent or its abbreviation.		deleted	GREEN: Council text
1280.	(e) The following statement: ‘To be used only where there is a recognised need. Do not exceed the appropriate rate’.		(e) <u>In case micronutrients are intentionally added to</u> The following statement: ‘To be used only where there is a recognised need. Do not exceed the appropriate <u>application</u> rate’.	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1281.	PFC 1(C)(II): Inorganic micronutrient fertiliser			
1282.	1. The declared micronutrients in the CE marked fertilising product shall be listed by their names and chemical symbols in the following order: boron (B), cobalt (Co), copper (Cu), iron (Fe), manganese (Mn), molybdenum (Mo) and zinc (Zn), followed by the name(s) of their counter-ion(s),	AM 302 1. The declared micronutrients in the CE marked fertilising product shall be listed by their names and chemical symbols in the following order: boron (B), cobalt (Co), copper (Cu), iron (Fe), manganese (Mn), molybdenum (Mo), selenium (Se), silicon (Si) and zinc (Zn), followed by the name(s) of their counter-ion(s),	1. The declared micronutrients in the CE marked EU fertilising product shall be listed by their names and chemical symbols in the following order: boron (B), cobalt (Co), copper (Cu), iron (Fe), manganese (Mn), molybdenum (Mo) and zinc (Zn), followed by the name(s) of their counter-ion(s),	YELLOW: EP to check
1283.	2. Where the declared micronutrient(s) are chelated by chelating agent(s), and each chelating agent can be identified and quantified and chelates at least 1% water-soluble micronutrient, the following qualifier shall be added after the name and the chemical identifier of the micronutrient:			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1284.	– ‘chelated by...’ name of the chelating agent or its abbreviation, and the amount of chelated micronutrient as a percentage of the CE marked fertilising product by mass.		– ‘chelated by...’ name of the chelating agent or its abbreviation, and the amount of chelated micronutrient as a percentage of the CE marked fertilising product <u>%</u> by mass.	GREEN: Council text
1285.	3. Where the declared micronutrient(s) are complexed by complexing agent(s), the following qualifier shall be added after the name and the chemical identifier of the micronutrient:			
1286.	– ‘complexed by ...’, and the amount of complexed micronutrient as a percentage of the CE marked fertilising product by mass, and		– ‘complexed by ...’ <u>name of the complexing agent or its abbreviation</u> , and the amount of complexed micronutrient as a percentage of the CE marked fertilising product <u>%</u> by mass, and	GREEN: Council text
1287.	– the name of the complexing agent or its abbreviation.		deleted	GREEN: Council position
1288.	4. The following statement shall appear: ‘To be used only where there is a recognised need. Do not exceed the appropriate rate’.		4. The following statement shall appear: ‘To be used only where there is a recognised need. Do not exceed the appropriate <u>application</u> rate’.	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1289.	PFC 1(C)(II)(a): Straight inorganic micronutrient fertiliser			
1290.	1. The label shall indicate the relevant typology, as referred to in the table under PFC 1(C)(II)(a) in Part II of Annex I.			
1291.	2. The total micronutrient content shall be expressed as a percentage of the fertiliser by mass		2. The total micronutrient content shall be expressed as a percentage of the fertiliser <u>%</u> by mass	GREEN: Council text
1292.	– where the micronutrient is totally soluble in water, only as the content soluble in water;			
1293.	– where the soluble content of the micronutrient is at least a quarter of the total content of that nutrient, the total content and the content soluble in water; and			
1294.	– in other cases, as the total content.			
1295.	PFC 1(C)(II)(b): Compound inorganic micronutrient fertiliser			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1296.	1. Micronutrients can be declared only if they are present in the fertiliser in the following quantities:		1. Micronutrients can be declared only if they are present in the fertiliser in the following quantities as % by mass :	GREEN: Council text

1297.	COMMISSION PROPOSAL			
		Micronutrient	Non-chelated, non-complexed	Chelated or complexed
		Boron (B)	0,2	n.a.
		Cobalt (Co)	0,02	0,02
		Copper (Cu)	0,5	0,1
		Iron (Fe)	2	0,3
		Manganese (Mn)	0,5	0,1
		Molybdenum (Mo)	0,02	n.a.
		Zinc	0,5	0,1
	EP AMENDMENTS			
	COUNCIL TEXT 14010/1/2017 REV 1			
		Micronutrient	<u>Content of micronutrient (% by mass)</u>	
			Non-chelated, non-complexed	Chelated or complexed
		Boron (B)	0,2	n.a.

		Cobalt (Co)	0,02	0,02	
		Copper (Cu)	0,5	0,1	
		Iron (Fe)	2	0,3	
		Manganese (Mn)	0,5	0,1	
		Molybdenum (Mo)	0,02	n.a.	
		Zinc <u>(Zn)</u>	0,5	0,1	
	COMPROMISE	GREEN: Council text			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1298.	2. If the fertiliser is in suspension or in solution, the label shall indicate "in suspension" or "in solution", as relevant.			
1299.	3. The total micronutrient content shall be expressed as a percentage of the fertiliser by mass		3. The total micronutrient content shall be expressed as a percentage of the fertiliser % by mass	GREEN: Council text
1300.	– where the micronutrients are totally soluble in water, only as the content soluble in water;			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1301.	– where the soluble content of the micronutrients is at least half of the total content of those nutrients, the total content and the content soluble in water; and			
1302.	– in other cases, as the total content.			
1303.		<p>AM 303</p> <p><i>PFC 1(C)a: Low carbon fertiliser</i></p> <p><i>1. The following information elements relating to macronutrients shall be present:</i></p> <p><i>(a) the declared nutrients nitrogen (N), phosphorus (P) or potassium (K), by their chemical symbols in the order N-P-K;</i></p> <p><i>(b) the declared nutrients magnesium (Mg), calcium (Ca), sulphur (S) or sodium (Na), by their chemical symbols in the order Mg-Ca-S-Na;</i></p> <p><i>(c) numbers indicating the total content of the declared nutrients nitrogen (N), phosphorus (P) or</i></p>		<p>YELLOW: EP and Council to check (linked to row 1113)</p>

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
		<p><i>potassium (K), followed by numbers in brackets indicating the total content of magnesium (Mg), calcium (Ca), sulphur (S) or sodium (Na);</i></p> <p><i>(d) the content of the following declared nutrients, in the following order and as a percentage of the fertiliser by mass:</i></p> <ul style="list-style-type: none"> ▪ <i>Total Nitrogen (N)</i> - <i>minimum amount of organic nitrogen (N), followed by a description of the origin of the organic matter used;</i> - <i>Nitrogen (N) in the form of nitric nitrogen;</i> - <i>Nitrogen (N) in the form of ammoniacal nitrogen;</i> - <i>Nitrogen (N) in the form of urea nitrogen;</i> ▪ <i>Total phosphorus pentoxide (P₂O₅);</i> - <i>Water-soluble phosphorus pentoxide (P₂O₅);</i> 		

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
		<p><i>- phosphorus pentoxide (P₂O₅) soluble in neutral ammonium citrate;</i></p> <p><i>- where soft ground phosphate is present, phosphorus pentoxide (P₂O₅) soluble in formic acid;</i></p> <p><i>▪ Total potassium oxide (K₂O);</i></p> <p><i>- Water soluble potassium oxide (K₂O);</i></p> <p><i>▪ magnesium oxide (MgO), calcium oxide (CaO), sulphur trioxide (SO₃) and sodium oxide (Na₂O), expressed</i></p> <p><i>– where those nutrients are totally soluble in water, only as the content soluble in water;</i></p> <p><i>– where the soluble content of those nutrients is at least a quarter of the total content of those nutrients, the total content and the content soluble in water;</i></p> <p><i>– in other cases, as the total content.</i></p> <p><i>(e) where urea (CH₄N₂O) is present, information about the possible air quality impacts of the release of ammonia from the fertiliser use, and</i></p>		

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE						
		<p><i>an invitation to users to apply appropriate remediation measures.</i></p> <p><i>2. The following other elements shall be indicated as a percentage by mass of the CE marked fertilising product:</i></p> <p>– <i>Organic carbon (C) content; and</i></p> <p>– <i>Dry matter content.</i></p> <p><i>3. Where one or more of the micronutrients boron (B), cobalt (Co), copper (Cu), iron (Fe), manganese (Mn), molybdenum (Mo) and zinc (Zn), are present in the minimum content indicated as a percentage by mass in the table below, they</i></p> <p>– <i>shall be declared if they are intentionally added to the CE marked fertilising product, and</i></p> <p>– <i>may be declared in other cases:</i></p> <table><tr><td><i>Micronutrient</i></td><td><i>Percentage by mass</i></td></tr><tr><td><i>Boron (B)</i></td><td><i>0,01</i></td></tr><tr><td><i>Cobalt (Co)</i></td><td><i>0,002</i></td></tr></table>	<i>Micronutrient</i>	<i>Percentage by mass</i>	<i>Boron (B)</i>	<i>0,01</i>	<i>Cobalt (Co)</i>	<i>0,002</i>		
<i>Micronutrient</i>	<i>Percentage by mass</i>									
<i>Boron (B)</i>	<i>0,01</i>									
<i>Cobalt (Co)</i>	<i>0,002</i>									

Row	COMMISSION PROPOSAL	EP AMENDMENTS		COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE								
		<table><tr><td>Copper (Cu)</td><td>0,002</td></tr><tr><td>Manganese (Mn)</td><td>0,01</td></tr><tr><td>Molybdenum (Mo)</td><td>0,001</td></tr><tr><td>Zinc</td><td>0,002</td></tr></table>	Copper (Cu)	0,002	Manganese (Mn)	0,01	Molybdenum (Mo)	0,001	Zinc	0,002			
Copper (Cu)	0,002												
Manganese (Mn)	0,01												
Molybdenum (Mo)	0,001												
Zinc	0,002												
		<p><i>They shall be declared after the information on macronutrients. The following information elements shall be present:</i></p> <p><i>(a) indication of the names and chemical symbols of the declared micronutrients, listed in the following order: boron (B), cobalt (Co), copper (Cu), iron (Fe), manganese (Mn), molybdenum (Mo) and zinc (Zn), followed by the name(s) of their counter-ion(s);</i></p> <p><i>(b) the total micronutrient content expressed as a percentage of the fertiliser by mass</i></p> <p><i>- where those nutrients are totally soluble in water, only as the content soluble in water;</i></p>											

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
		<p><i>- where the soluble content of those nutrients is at least a quarter of the total content of those nutrients, the total content and the content soluble in water; and</i></p> <p><i>- in other cases, as the total content;</i></p> <p><i>(c) where the declared micronutrient(s) are chelated by chelating agent(s), the following qualifier after the name and the chemical identifier of the micronutrient:</i></p> <p><i>- ‘chelated by...’ name of the chelating agent or its abbreviation, and the amount of chelated micronutrient as a percentage of the CE marked fertilising product by mass;</i></p> <p><i>(d) where the CE marked fertilising product contains micronutrient(s) complexed by complexing agent(s):</i></p> <p><i>- the following qualifier after the name and the chemical identifier of the micronutrient: ‘complexed by ...’, and the amount of complexed</i></p>		

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
		<p><i>micronutrient as a percentage of the CE marked fertilising product by mass; and</i></p> <p><i>- the name of the complexing agent or its abbreviation;</i></p> <p><i>(e) the following statement: 'To be used only where there is a recognised need. Do not exceed the appropriate rate'.</i></p>		
1304.	PFC 2: Liming material			
1305.	The following parameters shall be declared in the following order:			
1306.	– Neutralising value;			
1307.	– Granulometry, expressed a percentage of product passing through a determined sieve;	<p>AM 399</p> <p>- Granulometry, expressed as the percentage of product passing through the sieves of 1,0 mm and 3,15 mm;</p>	– Granulometry, expressed a percentage of product as % by mass passing through a determined sieve;	YELLOW: EP to check
1308.	– Total CaO, expressed as a percentage by mass of the CE marked fertilising product;		– Total CaO, expressed as a percentage % by mass of the CE marked fertilising product;	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1309.	– Total MgO, expressed as a percentage by mass of the CE marked fertilising product;		– Total MgO, expressed as a percentage % by mass of the CE marked fertilising product;	GREEN: Council text
1310.	– Reactivity, except for oxide and hydroxide limes; and		– Reactivity <u>and method of determination of reactivity</u> , except for oxide and hydroxide limes; and .	GREEN: Council text
1311.	– for slags and carbonates of natural origin: method of determination of reactivity.		deleted	GREEN: Council text
1312.	PFC 3: Soil improver			
1313.	The following parameters shall be declared in the following order, and expressed as a percentage of the CE marked fertilising product by mass:		The following parameters shall be declared in the following order, and expressed as a percentage of the CE marked fertilising product % by mass:	GREEN: Council text
1314.	– Dry matter;		– Dry matter <u>content</u> ;	GREEN: Council text
1315.	– Organic carbon (C) content;		deleted	GREEN: Council position
1316.	– Total nitrogen (N) content;	AM 304 deleted	– Total nitrogen (N) content <u>if above 0,5 % by mass</u> ,	YELLOW: Commission, EP and Council to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1317.	– Total phosphorus pentoxide (P ₂ O ₅) content;	AM 305 <i>deleted</i>	– Total phosphorus pentoxide (P ₂ O ₅) content <u>if above 0,5 % by mass,</u>	YELLOW: Commission, EP and Council to check
1318.	– Total potassium oxide (K ₂ O) content;	AM 306 <i>deleted</i>	– Total potassium oxide (K ₂ O) content <u>if above 0,5 % by mass</u>	YELLOW: Commission, EP and Council to check
1319.	– Total copper (Cu) and zinc (Zn) content, if above 200 and 600 mg/kg dry matter respectively; and		deleted	GREEN: Council text
1320.			<u>PFC 3 (A) Organic soil improver</u>	GREEN: Council text
1321.			<u>The following parameters shall be declared:</u>	GREEN: Council text
1322.	– pH.			
1323.			<u>• electrical conductivity, given as mS/m.</u>	GREEN: Council text
1324.			<u>• organic carbon (C_{org}) content, expressed as % by mass</u>	GREEN: Council text
1325.			<u>• minimum amount of organic nitrogen (N_{org}), expressed as % by mass, followed by a description of the origin of the organic matter used</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1326.			• the ratio of organic carbon to total nitrogen (C_{org}/N)	GREEN: Council text
1327.	PFC 4: Growing medium			
1328.	The parameters shall be declared in the following order:			
1329.	– Electrical conductivity, except for mineral wool;		– Electrical conductivity given as <u>mS/m</u> , except for mineral wool;	GREEN: Council text
1330.	– pH;			
1331.	– Quantity			
1332.	• For mineral wool, expressed as number of pieces and the three dimensions length, height, and width,			
1333.	• For other pre-shaped growing media, expressed as size in at least two dimensions, and			
1334.	• For other growing media, expressed as total volume;			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1335.	– Except for pre-shaped growing media, quantity expressed as volume of materials with a particle size greater than 60 mm;			
1336.	– Total nitrogen (N);		– Total n Nitrogen (N) <u>extractable by CaCl₂/DTPA (calcium chloride/ diethylenetriaminepentaacetic acid; 'CAT-soluble')</u>, if above 150 mg/l;	GREEN: Council text
1337.	– Total phosphorus pentoxide (P ₂ O ₅); and		– Total p Phosphorus pentoxide (P₂O₅) <u>extractable by CaCl₂/DTPA (calcium chloride/ diethylenetriaminepentaacetic acid; 'CAT-soluble')</u>, if above 20 mg/l; and	GREEN: Council text
1338.	– Total potassium oxide (K ₂ O).		– Total p Potassium oxide (K₂O) <u>extractable by CaCl₂/DTPA (calcium chloride/ diethylenetriaminepentaacetic acid; 'CAT-soluble')</u>, if above 150 mg/l.	GREEN: Council text
1339.			– <u>Production date.</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1340.	PFC 5: Agronomic additive		PFC 5: Agronomic additive <u>Inhibitor</u>	GREEN: Council text
1341.	Only the general labelling requirements apply to this PFC.		deleted	GREEN: Council text
1342.			<u>All ingredients shall be declared by product weight or volume in descending order of magnitude.</u>	GREEN: Council text
1343.	PFC 6: Plant biostimulant			
1344.	The following information elements shall be present:			
1345.	(a) physical form;			
1346.	(b) manufacturing and expiry date;		(b) manufacturing <u>production</u> and expiry date;	GREEN: Council text
1347.	(c) storage conditions;		deleted	GREEN: Council position
1348.	(d) application method(s);			
1349.	(e) dose, timing (plant development stage) and frequency of application;	AM 307 (e) dose, timing (plant development stage), <i>placement</i> and frequency of application <i>(in line with the empirical evidence justifying the biostimulant claim(s));</i>	deleted	YELLOW: EP to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1350.	(f) effect claimed for each target plant; and			
1351.		AM 308 <i>(fa) statement that the product is not a plant protection product;</i>		YELLOW: EP to check
1352.	(g) any relevant instructions related to the efficacy of the product, including soil management practices, chemical fertilisation, incompatibility with plant protection products, recommended spraying nozzles size and sprayer pressure.		(g) any relevant instructions related to the efficacy of the product, including soil management practices, chemical fertilisation, incompatibility with plant protection products, recommended spraying nozzles size, and sprayer pressure <u>and other anti drift measures.</u>	GREEN: Council text
1353.	PFC 6(A): Microbial plant biostimulant			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1354.			<u>All intentionally added microorganisms shall be indicated. Where the microorganism has several strains, the intentionally added strains shall be indicated. Their concentration shall be expressed as the number of active units per volume or weight, or in any other manner that is relevant to the micro-organism, e.g. colony forming units per gram (cfu/g).</u>	GREEN: Council text
1355.	The label shall contain the following phrase: 'Micro-organisms may have the potential to provoke sensitising reactions'.			
1356.	PFC 7: Fertilising product blend			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1357.	All the labelling requirements applicable to all component CE marked fertilising products apply to the CE marked fertilising product blend, and shall be expressed in relation to the final CE marked fertilising product blend.		All the labelling requirements applicable to all component CE marked-EU fertilising products apply to the CE marked-EU fertilising product blend, and shall be expressed in relation to the final CE marked-EU fertilising product blend.	
1358.			<u>Where the fertilising product blend contains one or more plant biostimulants belonging to PFC 6, the concentration of each plant biostimulant in the blend shall be indicated in g/kg or g/l at 20°C.</u>	YELLOW: EP to check
1359.	Part 3 Tolerance rules			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1360.	1. The declared nutrient content or physico-chemical characteristics of a CE marked fertilising product may deviate from the actual value only in accordance with the tolerances established in this Part for the relevant product function category. The tolerances are intended to allow for deviations in manufacture, sampling and analysis.		1. The declared nutrient content or physico-chemical characteristics of a CE marked EU fertilising product may deviate from the actual value only in accordance with the tolerances established in this Pp art for the relevant product function category. The tolerances are intended to allow for deviations in manufacture, <u>in the distribution chain, during</u> sampling and analysis.	GREEN: Council text
1361.	2. The tolerances allowed in respect of the declared parameters indicated in this Part are negative and positive values in percentage by mass.		2. The tolerances allowed in respect of the declared parameters indicated in this Part are negative and positive values in percentage by mass.	GREEN: Council text
1362.	3. The manufacturer, importer or distributor shall not take systematic advantage of the tolerances.		deleted	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1363.	4. By derogation from paragraph 1, the actual content in a CE marked fertilising product of a component for which a minimum or a maximum content is specified in Annex I or Annex II may never be lower than the minimum content or exceed the maximum content.		4. By derogation from paragraph 1, the actual content in a CE marked <u>EU</u> fertilising product of a component for which a minimum or a maximum content is specified in Annex I or Annex II may never be lower than the minimum content or exceed the maximum content.	

1364.	COMMISSION PROPOSAL	PFC 1: Fertiliser						
	EP AMENDMENTS							
	COUNCIL TEXT 14010/1/2017 REV 1	<p>PFC 1: Fertiliser</p> <p><u>The following tolerance rules apply to fertilisers containing nitrification, or urease or denitrification inhibitors, as specified in component material category (CMC) 1 in Annex II:</u></p> <table><tr><th><u>Inhibitors</u></th><th><u>Permissible tolerance for the declared content of inhibitors</u></th></tr><tr><td><u>Concentration below or equal to 2%</u></td><td><u>± 20 % of the declared value</u></td></tr><tr><td><u>Concentration of more than 2%</u></td><td><u>± 0,3 percentage points in absolute terms</u></td></tr></table>		<u>Inhibitors</u>	<u>Permissible tolerance for the declared content of inhibitors</u>	<u>Concentration below or equal to 2%</u>	<u>± 20 % of the declared value</u>	<u>Concentration of more than 2%</u>
<u>Inhibitors</u>	<u>Permissible tolerance for the declared content of inhibitors</u>							
<u>Concentration below or equal to 2%</u>	<u>± 20 % of the declared value</u>							
<u>Concentration of more than 2%</u>	<u>± 0,3 percentage points in absolute terms</u>							

	COMPROMISE	YELLOW – EP to check
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1365.	COMMISSION PROPOSAL	PFC 1(A): Organic fertiliser	
			Permissible tolerance for the declared nutrient content and other declared parameter
		Organic carbon (C)	± 20 % relative deviation of the declared value up to a maximum of 2,0 percentage point in absolute terms
		Dry matter content	± 5,0 percentage point in absolute terms
		Total nitrogen (N)	± 50 % relative deviation of the declared value up to a maximum of 1,0 percentage point in absolute terms
		Organic nitrogen (N)	± 50 % relative deviation of the declared value up to a maximum of 1,0 percentage point in absolute terms
		Total phosphorus pentoxide (P ₂ O ₅)	± 50 % relative deviation of the declared value up to a maximum of 1,0 percentage point in absolute terms
		Total potassium oxide (K ₂ O)	± 50 % relative deviation of the declared value up to a maximum of 1,0 percentage point in absolute terms
		Total and water-soluble magnesium oxide, calcium oxide, sulphur trioxide or sodium oxide	± 25% of the declared content of those nutrients up to a maximum of 1,5 percentage points in absolute terms.
		Total copper (Cu)	± 50 % relative deviation of the declared value up to a maximum of 2,5 percentage points in absolute terms
		Total zinc (Zn)	± 50 % relative deviation of the declared value up to a maximum of 2,0 percentage points in absolute terms

		Quantity	- 5 % relative deviation of the declared value
	EP AMENDMENTS	AM 309	
		PFC 1(A): Organic fertiliser	
			Permissible tolerance for the declared nutrient content and other declared parameter
		Organic carbon (C)	± 15% relative deviation of the declared value up to a maximum of 2,0 percentage point in absolute terms
		Dry matter content	± 5,0 percentage point in absolute terms
		Total nitrogen (N)	± 15 % relative deviation of the declared value up to a maximum of 1,0 percentage point in absolute terms
		Organic nitrogen (N)	± 15 % relative deviation of the declared value up to a maximum of 1,0 percentage point in absolute terms
		Total phosphorus pentoxide (P ₂ O ₅)	± 15 % relative deviation of the declared value up to a maximum of 1,0 percentage point in absolute terms
		Total potassium oxide (K ₂ O)	± 15 % relative deviation of the declared value up to a maximum of 1,0 percentage point in absolute terms
		Total and water-soluble magnesium oxide, calcium oxide, sulphur trioxide or sodium oxide	± 25% of the declared content of those nutrients up to a maximum of 1,5 percentage points in absolute terms.

		Total copper (Cu)	± 50 % relative deviation of the declared value up to a maximum of 2,5 percentage points in absolute terms
		Total zinc (Zn)	± 50 % relative deviation of the declared value up to a maximum of 2,0 percentage points in absolute terms
		Quantity	- 5 % relative deviation of the declared value
		Declared forms of nitrogen, phosphorus and potassium	<i>Binaries: maximum tolerance, in absolute terms, of 1,1 N and 0,5 organic N, 1,1 P₂O₅, 1,1 K₂O and 1,5 for the sum of two nutrients.</i>
			<i>Ternaries: maximum tolerance, in absolute terms, of 1,1 N and 0,5 organic N, 1,1 P₂O₅, 1,1 K₂O and 1,9 for the sum of three nutrients.</i>
			<i>± 10 % of the total declared content of each nutrient up to a maximum of 2 percentage points in absolute terms.</i>
	COUNCIL TEXT 14010/1/2017 REV 1	PFC 1(A): Organic fertiliser	
			Permissible tolerance for the declared nutrient content and other declared parameter
		Organic carbon (C _{org})	± 20 % relative deviation of the declared value up to a maximum of 2,0 percentage point in absolute terms
		Dry matter content	± 5,0 percentage point in absolute terms
		Total nitrogen (N)	± 50 % relative deviation of the declared value up to a maximum of 1,0 percentage point in absolute terms

		Organic nitrogen (N _{org})	± 50 % relative deviation of the declared value up to a maximum of 1,0 percentage point in absolute terms
		Total phosphorus pentoxide (P ₂ O ₅)	± 50 % relative deviation of the declared value up to a maximum of 1,0 percentage point in absolute terms
		Total potassium oxide (K ₂ O)	± 50 % relative deviation of the declared value up to a maximum of 1,0 percentage point in absolute terms
		Total and water-soluble magnesium oxide, calcium oxide, sulphur trioxide or sodium oxide	± 25% of the declared content of those nutrients up to a maximum of 1,5 percentage points in absolute terms.
		Total copper (Cu)	± 50 % relative deviation of the declared value up to a maximum of 2,5 percentage points in absolute terms
		Total zinc (Zn)	± 50 % relative deviation of the declared value up to a maximum of 2,0 percentage points in absolute terms
		<u>Carbon (C_{org})/Nitrogen (N)</u>	<u>± 20% relative deviation of the declared value up to a maximum of 2,0 percentage points in absolute terms</u>
		Quantity	± <u>± 1,5</u> % relative deviation of the declared value
	COMPROMISE	YELLOW: relative deviation values - Council and EP to check GREEN – quantity – Council values GREEN – copper (Cu) – Council text YELLOW: declared forms of nitrogen, phosphorus and potassium - EP to check	

1366.	COMMISSION PROPOSAL	<p>PFC 1(B): Organo-mineral fertiliser</p> <table><tr><th colspan="7">Permissible tolerance for the declared content of forms of inorganic macronutrient</th></tr><tr><th>N</th><th>P₂O₅</th><th>K₂O</th><th>MgO</th><th>CaO</th><th>SO₃</th><th>Na₂O</th></tr><tr><td colspan="3">± 25% of the declared content of the nutrient forms present up to a maximum of 2 percentage point in absolute terms</td><td colspan="2">± 25% of the declared content of those nutrients up to a maximum of 1,5 percentage points in absolute terms.</td><td colspan="2">± 25% of the declared content up to a maximum of 0,9 percentage points in absolute terms</td></tr></table> <table><tr><th>Micro-nutrient fertilisers</th><th>Permissible tolerance for the declared content of forms of micronutrient</th></tr><tr><td>Concentration below or equal to 2%</td><td>± 20 % of the declared value</td></tr><tr><td>Concentration of between 2,1% and 10%</td><td>± 0,3 percentage points in absolute terms</td></tr><tr><td>Concentration of more than 10%</td><td>± 1,0 percentage points in absolute terms</td></tr></table> <p>Organic carbon: ± 20 % relative deviation of the declared value up to a maximum of 2,0 percentage point in absolute terms</p> <p>Organic nitrogen: ± 50 % relative deviation of the declared value up to a maximum of 1,0 percentage point in absolute terms</p> <p>Total copper (Cu) ± 50 % relative deviation of the declared value up to a maximum of 2,5 percentage points in absolute terms</p> <p>Total zinc (Zn) ± 50 % relative deviation of the declared value up to a maximum of 2,0 percentage points in absolute terms</p> <p>Dry matter content: ± 5,0 percentage point in absolute terms</p>	Permissible tolerance for the declared content of forms of inorganic macronutrient							N	P ₂ O ₅	K ₂ O	MgO	CaO	SO ₃	Na ₂ O	± 25% of the declared content of the nutrient forms present up to a maximum of 2 percentage point in absolute terms			± 25% of the declared content of those nutrients up to a maximum of 1,5 percentage points in absolute terms.		± 25% of the declared content up to a maximum of 0,9 percentage points in absolute terms		Micro-nutrient fertilisers	Permissible tolerance for the declared content of forms of micronutrient	Concentration below or equal to 2%	± 20 % of the declared value	Concentration of between 2,1% and 10%	± 0,3 percentage points in absolute terms	Concentration of more than 10%	± 1,0 percentage points in absolute terms
Permissible tolerance for the declared content of forms of inorganic macronutrient																															
N	P ₂ O ₅	K ₂ O	MgO	CaO	SO ₃	Na ₂ O																									
± 25% of the declared content of the nutrient forms present up to a maximum of 2 percentage point in absolute terms			± 25% of the declared content of those nutrients up to a maximum of 1,5 percentage points in absolute terms.		± 25% of the declared content up to a maximum of 0,9 percentage points in absolute terms																										
Micro-nutrient fertilisers	Permissible tolerance for the declared content of forms of micronutrient																														
Concentration below or equal to 2%	± 20 % of the declared value																														
Concentration of between 2,1% and 10%	± 0,3 percentage points in absolute terms																														
Concentration of more than 10%	± 1,0 percentage points in absolute terms																														

		Quantity: -5% relative deviation of the declared value					
EP AMENDMENTS	AM 310 and 311						
	PFC 1(B): Organo-mineral fertiliser						
	Permissible tolerance for the declared content of forms of inorganic macronutrient						
	N	P ₂ O ₅	K ₂ O	MgO	CaO	SO ₃	Na ₂ O
	± 25 % of the declared content of the nutrient forms present up to a maximum of 2 percentage point in absolute terms for each nutrient separately and for the sum of nutrients – EP to check			-50 % and +100 (EP to check) %of the declared content of those nutrients up to a maximum of -2 and +4 percentage points in absolute terms.			± 25 % of the declared content up to a maximum of 0.9 percentage points in absolute terms
	P₂O₅ tolerances refer to phosphorus pentoxide (P₂O₅) soluble in neutral ammonium citrate and water. (no amendment)						
	Micro-nutrient fertilisers		Permissible tolerance for the declared content of forms of micronutrient				
	Concentration below or equal to 2%		± 20 % of the declared value				
	Concentration of between 2,1% and 10%		± 0,3 percentage points in absolute terms				
	Concentration of more than 10%		± 1,0 percentage points in absolute terms				

		<p>Organic carbon: $\pm 15 \%$ relative deviation of the declared value up to a maximum of 2,0 percentage point in absolute terms</p> <p>Organic nitrogen: $\pm 15 \%$ relative deviation of the declared value up to a maximum of 1,0 percentage point in absolute terms</p> <p>Total copper (Cu) $\pm 15 \%$ relative deviation of the declared value up to a maximum of 2,5 percentage points in absolute terms</p> <p>Total zinc (Zn) $\pm 15 \%$ relative deviation of the declared value up to a maximum of 2,0 percentage points in absolute terms</p> <p>Dry matter content: $\pm 5,0$ percentage point in absolute terms</p> <p>Quantity: -5% relative deviation of the declared value</p>														
	COUNCIL TEXT 14010/1/2017 REV 1	<table><tr><td colspan="2">PFC 1(B): Organo-mineral fertiliser</td></tr><tr><td></td><td><u>Permissible tolerance for the declared macronutrient content and other declared parameter</u></td></tr><tr><td><u>Organic carbon (C_{org})</u></td><td><u>$\pm 20 \%$ relative deviation of the declared value up to a maximum of 2,0 percentage point in absolute terms</u></td></tr><tr><td><u>Dry matter content</u></td><td><u>$\pm 5,0$ percentage point in absolute terms</u></td></tr><tr><td><u>Declared forms of inorganic nitrogen (N)</u></td><td><u>$\pm 25 \%$ relative deviation of the declared value up to a maximum of 2,0 percentage point in absolute terms</u></td></tr><tr><td><u>Organic nitrogen (N_{org})</u></td><td><u>$\pm 50 \%$ relative deviation of the declared value up to a maximum of 1,0 percentage point in absolute terms</u></td></tr><tr><td><u>Declared forms of phosphorus pentoxide (P₂O₅)</u></td><td><u>$\pm 25 \%$ relative deviation of the declared value up to a maximum of 1,5 percentage point in absolute terms</u></td></tr></table>	PFC 1(B): Organo-mineral fertiliser			<u>Permissible tolerance for the declared macronutrient content and other declared parameter</u>	<u>Organic carbon (C_{org})</u>	<u>$\pm 20 \%$ relative deviation of the declared value up to a maximum of 2,0 percentage point in absolute terms</u>	<u>Dry matter content</u>	<u>$\pm 5,0$ percentage point in absolute terms</u>	<u>Declared forms of inorganic nitrogen (N)</u>	<u>$\pm 25 \%$ relative deviation of the declared value up to a maximum of 2,0 percentage point in absolute terms</u>	<u>Organic nitrogen (N_{org})</u>	<u>$\pm 50 \%$ relative deviation of the declared value up to a maximum of 1,0 percentage point in absolute terms</u>	<u>Declared forms of phosphorus pentoxide (P₂O₅)</u>	<u>$\pm 25 \%$ relative deviation of the declared value up to a maximum of 1,5 percentage point in absolute terms</u>
PFC 1(B): Organo-mineral fertiliser																
	<u>Permissible tolerance for the declared macronutrient content and other declared parameter</u>															
<u>Organic carbon (C_{org})</u>	<u>$\pm 20 \%$ relative deviation of the declared value up to a maximum of 2,0 percentage point in absolute terms</u>															
<u>Dry matter content</u>	<u>$\pm 5,0$ percentage point in absolute terms</u>															
<u>Declared forms of inorganic nitrogen (N)</u>	<u>$\pm 25 \%$ relative deviation of the declared value up to a maximum of 2,0 percentage point in absolute terms</u>															
<u>Organic nitrogen (N_{org})</u>	<u>$\pm 50 \%$ relative deviation of the declared value up to a maximum of 1,0 percentage point in absolute terms</u>															
<u>Declared forms of phosphorus pentoxide (P₂O₅)</u>	<u>$\pm 25 \%$ relative deviation of the declared value up to a maximum of 1,5 percentage point in absolute terms</u>															

		<u>Declared forms of potassium oxide (K₂O)</u>	<u>± 25 % relative deviation of the declared value up to a maximum of 1,5 percentage point in absolute terms</u>					
		<u>Total and water-soluble magnesium oxide (MgO), calcium oxide (CaO), sulphur trioxide (SO₃)</u>	<u>± 25 % of the declared content of those nutrients up to a maximum of 1 percentage points in absolute terms.</u>					
		<u>Total and water-soluble sodium oxide (Na₂O)</u>	<u>± 25% of the declared content up to a maximum of 0,9 percentage points in absolute terms</u>					
		<u>Quantity</u>	<u>± 1,5 % relative deviation of the declared value</u> (Council text)					
		Permissible tolerance for the declared content of forms of inorganic macronutrient						
		N	P ₂ O ₅	K ₂ O	MgO	CaO	SO ₃	Na ₂ O
		± 25% of the declared content of the nutrient forms present up to a maximum of 2 percentage point in absolute terms			± 25% of the declared content of those nutrients up to a maximum of 1,5 percentage points in absolute terms.		± 25% of the declared content up to a maximum of 0,9 percentage points in absolute terms	
		Micro-nutrient fertilisers					Permissible tolerance for the declared content of forms of micronutrient	
		Concentration below or equal to 2%					± 20 % of the declared value	
		Concentration of between more than 2,1% and below or equal to 10%					<u>± 0,3 percentage points ± 20 % of the declared value and 1 percentage point in absolute terms</u> (Council text)	
		Concentration of more than 10%					± 1,0 percentage points in absolute terms	

		<p>Organic carbon: $\pm 20\%$ relative deviation of the declared value up to a maximum of 2,0 percentage point in absolute terms</p> <p>Organic nitrogen: $\pm 50\%$ relative deviation of the declared value up to a maximum of 1,0 percentage point in absolute terms</p> <p>Total copper (Cu) $\pm 50\%$ relative deviation of the declared value up to a maximum of 2,5 percentage points in absolute terms</p> <p>Total zinc (Zn) $\pm 50\%$ relative deviation of the declared value up to a maximum of 2,0 percentage points in absolute terms</p> <p>Dry matter content: $\pm 5,0$ percentage point in absolute terms</p> <p>Quantity: $\pm 5\%$ relative deviation of the declared value</p>
	COMPROMISE	YELLOW: EP and Commission to check values

1367.	COMMISSION PROPOSAL	PFC 1(C): Inorganic fertiliser						
		PFC 1(C)(I): Inorganic macronutrient fertiliser						
		Permissible tolerance for the declared content of forms of macronutrient						
		N	P ₂ O ₅	K ₂ O	MgO	CaO	SO ₃	Na ₂ O
		± 25% of the declared content of the nutrient forms present up to a maximum of 2 percentage point in absolute terms			± 25% of the declared content of those nutrients up to a maximum of 1,5 percentage points in absolute terms.		± 25% of the declared content up to a maximum of 0,9 percentage points in absolute terms	
EP AMENDMENTS		Granulometry: ± 10 % relative deviation applicable to the declared percentage of material passing a specific sieve						
		Quantity: ± 5 % relative deviation of the declared value						
EP AMENDMENTS		AM 312						
		PFC 1(C): Inorganic fertiliser						
		PFC 1(C)(I): Inorganic macronutrient fertiliser						
		Permissible tolerance for the declared content of forms of inorganic macronutrient						
		N	P ₂ O ₅	K ₂ O	MgO	CaO	SO ₃	Na ₂ O
		± 25 % of the declared content of the nutrient forms present up to a maximum of 2 percentage point in absolute terms for each nutrient separately and for the sum of nutrients (no amendment)			-50 % and +100 % of the declared content of those nutrients up to a maximum of -2 and +4 percentage points in absolute terms.		-50 % and +100 % of the declared content up to a maximum of -2 and +4 percentage points in absolute terms	

		<div>The above tolerance values apply also for the N-forms and for the solubilities. (EP to check)</div> <div>Granulometry: $\pm 20\%$ relative deviation applicable to the declared percentage of material passing a specific sieve (EP to check)</div> <div>Quantity: $\pm 3\%$ relative deviation of the declared value</div>																
COUNCIL TEXT 14010/1/2017 REV 1	PFC 1(C): Inorganic fertiliser PFC 1(C)(I): Inorganic macronutrient fertiliser (Council text)	<table><tr><td></td><td><u>Permissible tolerance for the declared macronutrient content and other declared parameter</u></td></tr><tr><td><u>Declared forms of nitrogen (N)</u></td><td><u>$\pm 20\%$ relative deviation of the declared value up to a maximum of 1,5 percentage point in absolute terms</u></td></tr><tr><td><u>Declared forms of phosphorus pentoxide (P₂O₅)</u></td><td><u>$\pm 20\%$ relative deviation of the declared value up to a maximum of 1,5 percentage point in absolute terms</u></td></tr><tr><td><u>Declared forms of potassium oxide (K₂O)</u></td><td><u>$\pm 20\%$ relative deviation of the declared value up to a maximum of 1,5 percentage point in absolute terms</u></td></tr><tr><td><u>Declared forms of N, P₂O₅ or K₂O in binary fertilisers</u></td><td><u>$\pm 1,5\%$ points in absolute terms</u></td></tr><tr><td><u>Declared forms of N, P₂O₅ or K₂O in tertiary fertilisers</u></td><td><u>$\pm 1,9\%$ points in absolute terms</u></td></tr><tr><td><u>Total and water-soluble magnesium oxide (MgO), calcium oxide (CaO), sulphur trioxide (SO₃)</u></td><td><u>$\pm 25\%$ of the declared content of those nutrients up to a maximum of 1 percentage point in absolute terms.</u></td></tr><tr><td><u>Total and water soluble sodium oxide (Na₂O)</u></td><td><u>$\pm 25\%$ of the declared content up to a maximum of 0,9 percentage points in absolute terms</u></td></tr></table>		<u>Permissible tolerance for the declared macronutrient content and other declared parameter</u>	<u>Declared forms of nitrogen (N)</u>	<u>$\pm 20\%$ relative deviation of the declared value up to a maximum of 1,5 percentage point in absolute terms</u>	<u>Declared forms of phosphorus pentoxide (P₂O₅)</u>	<u>$\pm 20\%$ relative deviation of the declared value up to a maximum of 1,5 percentage point in absolute terms</u>	<u>Declared forms of potassium oxide (K₂O)</u>	<u>$\pm 20\%$ relative deviation of the declared value up to a maximum of 1,5 percentage point in absolute terms</u>	<u>Declared forms of N, P₂O₅ or K₂O in binary fertilisers</u>	<u>$\pm 1,5\%$ points in absolute terms</u>	<u>Declared forms of N, P₂O₅ or K₂O in tertiary fertilisers</u>	<u>$\pm 1,9\%$ points in absolute terms</u>	<u>Total and water-soluble magnesium oxide (MgO), calcium oxide (CaO), sulphur trioxide (SO₃)</u>	<u>$\pm 25\%$ of the declared content of those nutrients up to a maximum of 1 percentage point in absolute terms.</u>	<u>Total and water soluble sodium oxide (Na₂O)</u>	<u>$\pm 25\%$ of the declared content up to a maximum of 0,9 percentage points in absolute terms</u>
	<u>Permissible tolerance for the declared macronutrient content and other declared parameter</u>																	
<u>Declared forms of nitrogen (N)</u>	<u>$\pm 20\%$ relative deviation of the declared value up to a maximum of 1,5 percentage point in absolute terms</u>																	
<u>Declared forms of phosphorus pentoxide (P₂O₅)</u>	<u>$\pm 20\%$ relative deviation of the declared value up to a maximum of 1,5 percentage point in absolute terms</u>																	
<u>Declared forms of potassium oxide (K₂O)</u>	<u>$\pm 20\%$ relative deviation of the declared value up to a maximum of 1,5 percentage point in absolute terms</u>																	
<u>Declared forms of N, P₂O₅ or K₂O in binary fertilisers</u>	<u>$\pm 1,5\%$ points in absolute terms</u>																	
<u>Declared forms of N, P₂O₅ or K₂O in tertiary fertilisers</u>	<u>$\pm 1,9\%$ points in absolute terms</u>																	
<u>Total and water-soluble magnesium oxide (MgO), calcium oxide (CaO), sulphur trioxide (SO₃)</u>	<u>$\pm 25\%$ of the declared content of those nutrients up to a maximum of 1 percentage point in absolute terms.</u>																	
<u>Total and water soluble sodium oxide (Na₂O)</u>	<u>$\pm 25\%$ of the declared content up to a maximum of 0,9 percentage points in absolute terms</u>																	

		<u>Granulometry</u>	<u>± 10 % relative deviation of the declared percentage of material passing a specific sieve</u>					
		<u>Quantity</u> (Council text)	<u>± 1 % relative deviation of the declared value</u>					
		Permissible tolerance for the declared content of forms of macronutrient						
		N	P ₂ O ₅	K ₂ O	MgO	CaO	SO ₃	Na ₂ O
		± 25% of the declared content of the nutrient forms present up to a maximum of 2 percentage point in absolute terms			± 25% of the declared content of those nutrients up to a maximum of 1,5 percentage points in absolute terms.		± 25% of the declared content up to a maximum of 0,9 percentage points in absolute terms	
		Granulometry: ± 10 % relative deviation applicable to the declared percentage of material passing a specific sieve Quantity: ± 5 % relative deviation of the declared value						
	COMPROMISE	YELLOW: Council and EP to check values						

1368.	COMMISSION PROPOSAL	PFC 1(C)(II): Inorganic micronutrient fertiliser	
		Micro-nutrient fertilisers	Permissible tolerance for the declared content of forms of micro-nutrient
		Concentration below or equal to 2%	± 20 % of the declared value
		Concentration of between 2,1% and 10%	± 0,3 percentage points in absolute terms
		Concentration of more than 10%	± 1,0 percentage points in absolute terms
		Quantity: ± 5 % relative deviation of the declared value	
	EP AMENDMENTS		
	COUNCIL TEXT 14010/1/2017 REV 1	PFC 1(C)(II): Inorganic micronutrient fertiliser	
		Micro-nutrient fertilisers	Permissible tolerance for the declared content of forms of micro-nutrient
		Concentration below or equal to 2%	± 20 % of the declared value
		Concentration of between more than 2,1% and below or equal to 10%	± 0,3 percentage points ± 20 % of the declared value and 1 percentage point in absolute terms
		Concentration of more than 10%	± 1,0 percentage points in absolute terms
		Quantity: ± 5 % relative deviation of the declared value	
	COMPROMISE	GREEN: Council text	

1369.	COMMISSION PROPOSAL	PFC 2: Liming material	
			Permissible tolerances for the declared parameter
		Neutralising value	± 3
		Granulometry	± 10 % relative deviation applicable to the declared percentage of material passing a specific sieve.
		Total calcium oxide	± 3 percentage points in absolute terms
		Total magnesium oxide	
		Concentration below 8%	± 1,0 percentage points in absolute terms
		Concentration between 8 to 16%	± 2,0 percentage points in absolute terms
		Concentration above or equal to 16%	± 3,0 percentage points in absolute terms
		Reactivity	± 15 percentage points in absolute terms
		Quantity	- 5 % relative deviation applicable to the declared value
	EP AMENDMENTS		
	COUNCIL TEXT 14010/1/2017 REV 1	PFC 2: Liming material	
			Permissible tolerances for the declared parameter
		Neutralising value	± 3
		Granulometry	± 10 % relative deviation applicable to of the declared percentage of material passing a specific sieve.

		Total calcium oxide	± 3 percentage points in absolute terms
		Total magnesium oxide	
		Concentration below 8%	± 1,0 percentage points in absolute terms
		Concentration between 8 to 16%	± 2,0 percentage points in absolute terms
		Concentration above or equal to 16%	± 3,0 percentage points in absolute terms
		Reactivity Reactivities (hydrochloric acid test and incubation test)	± 15 5 percentage points in absolute terms
		Quantity	-5 ± 1 % relative deviation applicable to of the declared value
	COMPROMISE	GREEN: Council text	

1370.	COMMISSION PROPOSAL	PFC 3: Soil improver	
		Forms of the declared nutrient and other declared quality criteria	Permissible tolerances for the declared parameter
		pH	± 0,7 at the time of manufacture ± 1,0 at any time in the distribution chain
		Organic carbon (C)	± 10% relative deviation of the declared value up to a maximum of 1,0 percentage points in absolute terms
		Total nitrogen (N)	± 20% relative deviation up to a maximum of 1,0 percentage point in absolute terms
		Total phosphorus pentoxide (P ₂ O ₅)	± 20% relative deviation up to a maximum of 1,0 percentage point in absolute terms
		Total potassium oxide (K ₂ O)	± 20% relative deviation up to a maximum of 1,0 percentage point in absolute terms
		Dry matter	± 10% relative deviation of the declared value
		Quantity	- 5% relative deviation of the declared value at the time of manufacture - 25% relative deviation of the declared value at any time in the distribution chain
		Carbon (C) org /Nitrogen (N) org	± 20% relative deviation of the declared value up to a maximum of 2,0 percentage points in absolute terms
		Granulometry	± 10 % relative deviation applicable to the declared percentage of material passing a specific sieve.

	EP AMENDMENTS	<div>AM 313</div> <div>PFC 3: Soil improver</div> <table><tr><th>Forms of the declared nutrient and other declared quality criteria</th><th>Permissible tolerances for the declared parameter</th></tr><tr><td>pH</td><td>± 0,7 at the time of manufacture ± 0,9 at any time in the distribution chain (EP to check)</td></tr><tr><td>Organic carbon (C)</td><td>± 10% relative deviation of the declared value up to a maximum of 1,0 percentage points in absolute terms</td></tr><tr><td>Total nitrogen (N)</td><td>± 20% relative deviation up to a maximum of 1,0 percentage point in absolute terms</td></tr><tr><td>Total phosphorus pentoxide (P₂O₅)</td><td>± 20% relative deviation up to a maximum of 1,0 percentage point in absolute terms</td></tr><tr><td>Total potassium oxide (K₂O)</td><td>± 20% relative deviation up to a maximum of 1,0 percentage point in absolute terms</td></tr><tr><td>Dry matter</td><td>± 10% relative deviation of the declared value</td></tr><tr><td>Quantity</td><td>- 5% relative deviation of the declared value at the time of manufacture - 15% relative deviation of the declared value at any time in the distribution chain</td></tr></table>	Forms of the declared nutrient and other declared quality criteria	Permissible tolerances for the declared parameter	pH	± 0,7 at the time of manufacture ± 0,9 at any time in the distribution chain (EP to check)	Organic carbon (C)	± 10% relative deviation of the declared value up to a maximum of 1,0 percentage points in absolute terms	Total nitrogen (N)	± 20% relative deviation up to a maximum of 1,0 percentage point in absolute terms	Total phosphorus pentoxide (P ₂ O ₅)	± 20% relative deviation up to a maximum of 1,0 percentage point in absolute terms	Total potassium oxide (K ₂ O)	± 20% relative deviation up to a maximum of 1,0 percentage point in absolute terms	Dry matter	± 10% relative deviation of the declared value	Quantity	- 5% relative deviation of the declared value at the time of manufacture - 15% relative deviation of the declared value at any time in the distribution chain
Forms of the declared nutrient and other declared quality criteria	Permissible tolerances for the declared parameter																	
pH	± 0,7 at the time of manufacture ± 0,9 at any time in the distribution chain (EP to check)																	
Organic carbon (C)	± 10% relative deviation of the declared value up to a maximum of 1,0 percentage points in absolute terms																	
Total nitrogen (N)	± 20% relative deviation up to a maximum of 1,0 percentage point in absolute terms																	
Total phosphorus pentoxide (P ₂ O ₅)	± 20% relative deviation up to a maximum of 1,0 percentage point in absolute terms																	
Total potassium oxide (K ₂ O)	± 20% relative deviation up to a maximum of 1,0 percentage point in absolute terms																	
Dry matter	± 10% relative deviation of the declared value																	
Quantity	- 5% relative deviation of the declared value at the time of manufacture - 15% relative deviation of the declared value at any time in the distribution chain																	

		Carbon (C) org /Nitrogen (N) org	± 20% relative deviation of the declared value up to a maximum of 2,0 percentage points in absolute terms
		Granulometry	± 10 % relative deviation applicable to the declared percentage of material passing a specific sieve.
COUNCIL TEXT 14010/1/2017 REV 1	PFC 3: Soil improver		
	Forms of the declared nutrient and other declared quality criteria	Permissible tolerances for the declared parameter	
	pH	± 0,7 at the time of manufacture ± 1,0 at any time in the distribution chain <u>of the declared value</u>	
	Organic carbon (C _{org})	± 10% relative deviation of the declared value up to a maximum of 1,0 percentage points in absolute terms	
	Organic nitrogen (N_{org})	± 50 % relative deviation of the declared value up to a maximum of 1,0 percentage point in absolute terms (Council text, EP to check the value)	
	Total nitrogen (N)	± 20% relative deviation up to a maximum of 1,0 percentage point in absolute terms	
	Total phosphorus pentoxide (P ₂ O ₅)	± 20% relative deviation up to a maximum of 1,0 percentage point in absolute terms	
	Total potassium oxide (K ₂ O)	± 20% relative deviation up to a maximum of 1,0 percentage point in absolute terms	

		Dry matter content (Council text)	± 10% relative deviation of the declared value
		Quantity	± 5% relative deviation of the declared value at the time of manufacture – 25% relative deviation of the declared value at any time in the distribution chain
		Carbon (C)-org /Nitrogen (N)-org	± 20% relative deviation of the declared value up to a maximum of 2,0 percentage points in absolute terms
		Electrical conductivity	± 75% relative deviation of the declared value (Council text, EP to check the value)
		Granulometry	± 10 % relative deviation applicable to the declared percentage of material passing a specific sieve.
	COMPROMISE		

1371.	COMMISSION PROPOSAL	PFC 4: Growing medium	
		Forms for the declared nutrient and other declared quality criteria	Permissible tolerances for the declared parameter
		Electric conductivity	<p>± 50% relative deviation at the time of manufacture</p> <p>± 75% relative deviation at any time in the distribution chain</p>
		pH	<p>± 0,7 at the time of manufacture</p> <p>± 1,0 at any time in the distribution chain</p>
		Quantity by volume (litres or m ³)	<p>- 5% relative deviation at the time of manufacture</p> <p>- 25% relative deviation at any time in the distribution chain</p>
		Quantity (volume) determination of materials with particle size greater than 60 mm	<p>- 5% relative deviation at the time of manufacture</p> <p>- 25% relative deviation at any time in the distribution chain</p>
		Quantity (volume) determination of pre-shaped GM	<p>- 5% relative deviation at the time of manufacture</p> <p>- 25% relative deviation at any time in the distribution chain</p>

		Water-soluble nitrogen (N)	± 50% relative deviation at the time of manufacture ± 75% relative deviation at any time in the distribution chain
		Water-soluble phosphorus pentoxide (P ₂ O ₅)	± 50% relative deviation at the time of manufacture ± 75% relative deviation at any time in the distribution chain
		Water-soluble potassium oxide (K ₂ O)	± 50% relative deviation at the time of manufacture ± 75% relative deviation at any time in the distribution chain
	EP AMENDMENTS	AM 314	
		PFC 4: Growing medium	
		Forms of the declared nutrient and other declared quality criteria	Permissible tolerances for the declared parameter
		Electric conductivity	± 50% relative deviation at the time of manufacture ± 60% relative deviation at any time in the distribution chain

		pH	<p>± 0,7 at the time of manufacture</p> <p>± 0,9 at any time in the distribution chain</p>
		Quantity by volume (litres or m ³)	<p>- 5% relative deviation at the time of manufacture</p> <p>- 15% relative deviation at any time in the distribution chain</p>
		Quantity (volume) determination of materials with particle size greater than 60 mm	<p>- 5% relative deviation at the time of manufacture</p> <p>- 15% relative deviation at any time in the distribution chain</p>
		Quantity (volume) determination of pre-shaped GM	<p>- 5% relative deviation at the time of manufacture</p> <p>- 15% relative deviation at any time in the distribution chain</p>
		Water-soluble nitrogen (N)	<p>± 50% relative deviation at the time of manufacture</p> <p>± 60% relative deviation at any time in the distribution chain</p>
		Water-soluble phosphorus pentoxide (P ₂ O ₅)	<p>± 50% relative deviation at the time of manufacture</p> <p>± 60% relative deviation at any time in the distribution chain</p>

		Water-soluble potassium oxide (K ₂ O)	<p>± 50% relative deviation at the time of manufacture</p> <p>± 60% relative deviation at any time in the distribution chain</p>
	COUNCIL TEXT 14010/1/2017 REV 1	PFC 4: Growing medium	
		Forms for the declared nutrient and other declared quality criteria	Permissible tolerances for the declared parameter
		Electrical al conductivity	<p>± 50% relative deviation at the time of manufacture</p> <p>± 75% relative deviation <u>of the declared value</u> at any time in the distribution chain</p>
		pH	<p>± 0,7 at the time of manufacture</p> <p>± 1,0 <u>of the declared value</u> at any time in the distribution chain</p>
		Quantity by volume (litres or m ³)	<p>± 5% relative deviation <u>of the declared value</u> at the time of manufacture</p> <p>–25% relative deviation at any time in the distribution chain</p>

		Quantity (volume) determination of materials with particle size greater than 60 mm	± 5% relative deviation <u>of the declared value</u> at the time of manufacture 25% relative deviation at any time in the distribution chain
		Quantity (volume) determination of pre-shaped GM <u>growing medium</u>	± 5% relative deviation <u>of the declared value</u> at the time of manufacture 25% relative deviation at any time in the distribution chain
		Water soluble n <u>Nitrogen (N) extractable by CaCl₂/DTPA (calcium chloride/ diethylenetriaminepentaacetic acid; 'CAT-soluble')</u>	± 50% relative deviation at the time of manufacture ± 75% relative deviation <u>of the declared value</u> at any time in the distribution chain
		Water soluble p <u>Phosphorus pentoxide (P₂O₅) extractable by CaCl₂/DTPA (calcium chloride/ diethylenetriaminepentaacetic acid; 'CAT-soluble')</u>	± 50% relative deviation at the time of manufacture ± 75% relative deviation <u>of the declared value</u> at any time in the distribution chain
		Water soluble p <u>Potassium oxide (K₂O) extractable by CaCl₂/DTPA (calcium chloride/ diethylenetriaminepentaacetic acid; 'CAT-soluble')</u>	± 50% relative deviation at the time of manufacture ± 75% relative deviation <u>of the declared value</u> at any time in the distribution chain
	COMPROMISE	YELLOW: EP to check	

1372.	COMMISSION PROPOSAL		
	EP AMENDMENTS		
	COUNCIL TEXT 14010/1/2017 REV 1	<u>PFC 5: INHIBITORS</u>	
		<u>Inhibitorsing compound</u>	<u>Permissible tolerance for the declared content of inhibitorsing compound</u>
		<u>Concentration below or equal to 2%</u>	<u>± 20 % of the declared value</u>
<u>Concentration of more than 2%</u>		<u>± 0,3 percentage points in absolute terms</u>	
	<u>Quantity: ± 5 % relative deviation of the declared value</u>		
COMPROMISE	GREEN: Council text		

1373.	COMMISSION PROPOSAL	PFC 6: Plant biostimulant	
		Declared content in g/kg or g/l at 20°C	Permissible tolerance
		Up to 25	± 15% relative deviation for PFC 6 ± 15% relative deviation when plant biostimulants are blended with other CE marked fertilising products under PFC 7
		More than 25 up to 100	± 10% relative deviation
		More than 100 up to 250	± 6% relative deviation
		More than 250 up to 500	± 5% relative deviation
		More than 500	± 25g/kg or ± 25g/l
	EP AMENDMENTS		
	COUNCIL TEXT 14010/1/2017 REV 1	PFC 6(A): <u>Microbial</u> Plant biostimulant	
		<p><u>The actual concentration(s) of micro-organisms may deviate by no more than 15 % from the declared value(s).</u></p> <p><u>PFC 7: FERTILISING PRODUCT BLEND</u></p> <p><u>Where the fertilising product blend contains one or more plant biostimulants belonging to PFC 6, the following tolerances shall apply for the declared concentration of each plant biostimulant:</u></p>	
		Declared content content <u>concentration</u> in g/kg or g/l at 20°C	Permissible tolerance

		Up to 25	± 15% relative deviation for PFC 6 ± 15% relative deviation when plant biostimulants are blended with other CE marked fertilising products under PFC 7
		More than 25 up to 100	± 10% relative deviation
		More than 100 up to 250	± 6% relative deviation
		More than 250 up to 500	± 5% relative deviation
		More than 500	± 25g/kg or ± 25g/l
	COMPROMISE	GREEN: Council text	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1374.	ANNEX IV Conformity assessment procedures			
1375.	Part 1 Applicability of conformity assessment procedures			
1376.	This Part sets out the applicability of conformity assessment procedure modules, as specified in Part 2 of this Annex, to CE marked fertilising products depending on their Component Material Categories as specified in Annex II ('CMC'), and their Product Function Categories as specified in Annex I ('PFC').		This Part sets out the applicability of conformity assessment procedure modules, as specified in Part 2 of this Annex, to CE marked EU fertilising products depending on their Component Material Categories as specified in Annex II ('CMC'), and their Product Function Categories as specified in Annex I ('PFC').	
1377.	1. Applicability of internal production control (Module A)			
1378.	1. Module A may be used for a CE marked fertilising product composed solely of one or more		1. Module A may be used for a CE marked EU fertilising product composed solely of one or more of the following component materials:	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1379.	(a) virgin material substances or mixtures as specified in CMC 1,		(a) virgin material substances or mixtures as specified in CMC 1, <u>except a nitrification inhibitor, a urease inhibitor or a denitrification inhibitor,</u>	GREEN: Council text
1380.	(b) energy crop digestates as specified in CMC 4,	AM 315 (b) energy crop digestates and plant-based bio-waste as specified in CMC 4,	(b) energy fresh crop digestates as specified in CMC 4,	GREEN: Council text
1381.	(c) food industry by-products as specified in CMC 6,			
1382.	(d) micro-organisms as specified in CMC 7,			
1383.	(e) agronomic additives as specified in CMC 8, or		deleted	GREEN: Council position
1384.	(f) nutrient polymers as specified in CMC 9.			
1385.		AM 316 <i>(fa) non-processed or mechanically processed plants, plant parts or plant extracts as specified in CMC 2.</i>	<i>Council position modified by CRP Mandate 16/03</i> <u>(fa) by-products within the meaning of Directive 2008/98/EC as specified in CMC 12.</u>	YELLOW – EP and Council to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1386.	2. Module A may also be used for a fertilising product blend as specified in PFC 7.			
1387.	3. By derogation from paragraphs 1 and 2, Module A must not be used for			
1388.	(a) a straight or compound solid inorganic macronutrient ammonium nitrate fertiliser of high nitrogen content, as specified in PFC 1(C)(I)(a)(i-ii)(A), or a fertilising product blend containing such a product,		(a) a straight or compound solid inorganic macronutrient ammonium nitrate fertiliser of high nitrogen content, as specified in PFC 1(C)(I)(a)(i-ii)(A), or a fertilising product blend <u>as specified in PFC 7</u> containing such a product <u>28 % or more by mass of nitrogen (N) from an EU fertilising product belonging to PFC 1(C)(I)(a)(i-ii)(A),</u>	GREEN: Council text
1389.	(b) a nitrification inhibitor as specified in PFC 5(A)(I),		(b) a nitrification inhibitor as specified in PFC 5(A)(I), <u>or</u>	GREEN: Council text
1390.		AM 317 <i>(ba) a denitrification inhibitor as specified in PFC 5(A)(Ia),</i>		GREEN - no amendment
1391.	(c) a urease inhibitor as specified in PFC 5(A)(II), or		deleted	GREEN: Council position

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1392.	(d) a plant biostimulant as specified in PFC 6.			
1393.	2. Applicability of internal production control plus supervised product testing (Module A1)			
1394.	Module A1 shall be used for a straight or compound solid inorganic macronutrient ammonium nitrate fertiliser of high nitrogen content, as specified in PFC 1(C)(I)(a)(i-ii)(A), and for a fertilising product blend as specified in PFC 7 containing such a product.		Module A1 shall be used for a straight or compound solid inorganic macronutrient ammonium nitrate fertiliser of high nitrogen content, as specified in PFC 1(C)(I)(a)(i-ii)(A), and for a fertilising product blend as specified in PFC 7 containing such a product <u>28 % or more by mass of nitrogen (N) from an EU fertilising product belonging to PFC 1(C)(I)(a)(i-ii)(A).</u>	GREEN: Council text
1395.	3. Applicability of EU-type examination (Module B) and conformity to type based on internal production control (Module C)		3. Applicability of EU-type examination (Module B) and <u>followed by</u> conformity to type based on internal production control (Module C)	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1396.	1. Module B in combination with Module C may be used for a CE marked fertilising product composed solely of one or more		1. Module B in combination with <u>followed by</u> Module C may be used for a CE marked <u>EU</u> fertilising product composed solely of one or more <u>of the following component materials:</u>	GREEN: Council text
1397.	(a) non-processed or mechanically processed plant, plant parts or plant extracts as specified in CMC 2,		(a) <u>nitrification inhibitor, urease inhibitor or denitrification inhibitor as specified in CMC 1,</u> (aa) non-processed or mechanically processed plants, plant parts or plant extracts as specified in CMC 2,	GREEN: Council text
1398.	(b) other polymers than nutrient polymers as specified in CMC 10,			
1399.	(c) certain animal by-products as specified in CMC 11, or		(c) certain <u>products derived from</u> animal by-products as specified in CMC 11, or	GREEN: Council text
1400.	(d) CMCs eligible for Module A pursuant to paragraph 1 under Heading 1 on applicability of that Module.		(d) CMCs eligible for Module A pursuant to <u>Component Material Categories referred to in</u> paragraph 1 under Heading 1 on applicability of that Module.	GREEN: Council text
1401.	2. Module B and Module C may also be used for		2. Module B and <u>followed by</u> Module C may also be used for;	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1402.	(a) a nitrification inhibitor as specified in PFC 5(A)(I),		(a) a nitrification an inhibitor as specified in PFC 5(A)(I),	GREEN: Council text
1403.		AM 318 <i>(aa) a denitrification inhibitor as specified in PFC (A)(Ia),</i>		GREEN - no amendment
1404.	(b) a urease inhibitor as specified in PFC 5(A)(II),		deleted	GREEN: Council position
1405.	(c) a plant biostimulant as specified in PFC 6, and			
1406.	(d) a product eligible for Module A pursuant to paragraph 2 under Heading 1 on applicability of that Module.		(d) a fertilising product blend referred to in eligible for Module A pursuant to paragraph 2 under Heading 1 on applicability of that Module.	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1407.	3. By derogation from paragraphs 1 and 2, Module B and Module C must not be used for a straight or compound solid inorganic macronutrient ammonium nitrate fertiliser of high nitrogen content, as specified in PFC 1(C)(I)(a)(i-ii)(A), or a fertilising product blend containing such a product.		3. By derogation from paragraphs 1 and 2, Module B and followed by Module C must not be used for a straight or compound solid inorganic macronutrient ammonium nitrate fertiliser of high nitrogen content, as specified in PFC 1(C)(I)(a)(i ii)(A), or a fertilising product blend <u>as specified in PFC 7 containing 28 % or more by mass of nitrogen (N) from an EU fertilising product belonging to PFC 1(C)(I)(a)(i-ii)(A)</u> such a product.	GREEN: Council text
1408.	4. Applicability of quality assurance of the production process (Module D1)			
1409.	1. Module D1 may be used for any CE marked fertilising product.		1. Module D1 may be used for any CE marked EU fertilising product.	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1410.	2. By derogation from paragraph 1, Module D1 must not be used for a straight or compound solid inorganic macronutrient ammonium nitrate fertiliser of high nitrogen content, as specified in PFC 1(C)(I)(a)(i-ii)(A), or a fertilising product blend containing such a product.		2. By derogation from paragraph 1, Module D1 must not be used for a straight or compound solid inorganic macronutrient ammonium nitrate fertiliser of high nitrogen content, as specified in PFC 1(C)(I)(a)(i ii)(A), or a fertilising product blend <u>as specified in PFC 7</u> containing <u>28 % or more by mass of nitrogen (N) from an EU fertilising product belonging to PFC 1(C)(I)(a)(i-ii)(A)</u> such a product.	GREEN: Council text
1411.	Part 2 Description of conformity assessment procedures			
1412.	Module A – Internal production control			
1413.	1. Description of the module			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1414.	1. Internal production control is the conformity assessment procedure whereby the manufacturer fulfils the obligations laid down under Headings 2, 3 and 4 below, and ensures and declares on his or her sole responsibility that the CE marked fertilising products concerned satisfy the requirements of this Regulation that apply to them.		1. <u>1</u> . Internal production control is the conformity assessment procedure whereby the manufacturer fulfils the obligations laid down under Headings 2, 3 and 4 below, and ensures and declares on his or her sole responsibility that the CE marked <u>EU</u> fertilising products concerned satisfy the requirements of this Regulation that apply to them.	GREEN: Council numbering
1415.	2. Technical documentation			
1416.	2.1 The manufacturer shall establish the technical documentation. The documentation shall make it possible to assess the CE marked fertilising product's conformity to the relevant requirements, and shall include an adequate analysis and assessment of the risk(s).		2.1 The manufacturer shall establish the technical documentation. The documentation shall make it possible to assess the CE marked <u>EU</u> fertilising product's conformity to <u>with</u> the relevant requirements, and shall include an adequate analysis and assessment of the risk(s).	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1417.	2.2 The technical documentation shall specify the applicable requirements and cover, as far as relevant for the assessment, the design, manufacture and use of the CE marked fertilising product. The technical documentation shall contain at least the following elements:		2.2 The technical documentation shall specify the applicable requirements and cover, as far as relevant for the assessment, the design, manufacture and <u>intended</u> use of the CE marked <u>EU</u> fertilising product. The technical documentation shall contain, <u>where applicable</u> , at least the following elements:	GREEN: Council text
1418.	(a) a general description of the CE marked fertilising product,		(a) a general description of the CE marked <u>EU</u> fertilising product, <u>the PFC corresponding to the claimed function of the product and description of the intended use</u> ,	GREEN: Council text
1419.			<u>(aa) a lists of component materials used, the CMCs to which they belong and information for their origin or manufacturing process,</u>	GREEN: Council text
1420.			<u>(ab) the EU declarations of conformity for the component EU fertilising products of the fertilising product blend,</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1421.	(b) conceptual design and manufacturing drawings and schemes,	AM 319 <i>deleted</i>	deleted	GREEN: EP text
1422.	(c) descriptions and explanations necessary for the understanding of those drawings and schemes and the use of the CE marked fertilising product,	AM 320 <i>deleted</i>	(c) <u>drawings, schemes,</u> descriptions and explanations necessary for the understanding of those drawings and schemes and the use of the <u>the manufacturing process</u> of the CE <u>marked EU</u> fertilising product,	YELLOW: EP to check
1423.			<u>(ca) a specimen of the label or the relevant accompanying document containing the information required in accordance with Annex III,</u>	YELLOW – EP to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1424.	(d) a list of the harmonised standards applied in full or in part the references of which have been published in the Official Journal of the European Union and, where those harmonised standards have not been applied, descriptions of the solutions adopted to meet the essential requirements of this Regulation, including a list of common specifications or other relevant technical specifications applied. In the event of partly applied harmonised standards, the technical documentation shall specify the parts which have been applied,		(d) a list of the harmonised standards referred to in Article 12 , applied in full or in part the references of which have been published in the Official Journal of the European Union and, where those harmonised standards have not been applied, descriptions of the solutions adopted to meet the essential requirements of this Regulation, including a list of common specifications referred to in Article 13 and/or other relevant technical specifications applied. In the event of partly applied harmonised standards, the technical documentation shall specify the parts which have been applied,	GREEN: Council text
1425.	(e) results of design calculations made, examinations carried out, etc., and		(e) results of design calculations made, including the calculations to demonstrate conformity with point 4 of Part II of Annex I , examinations carried out, etc., and	YELLOW: EP to check
1426.	(f) test reports.			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
142 6a.				<p><u>Council position modified by CRP M on 16/03.</u></p> <p><u>(fa) where the EU fertilizing product contains or consists of by products within the meaning of Directive 2008/98/EC, technical and administrative evidence that the by-products comply with the criteria established by delegated act adopted by the Commission in accordance with article 42(3b).</u></p>
1427.	3. Manufacturing			
1428.	3. The manufacturer shall take all measures necessary so that the manufacturing process and its monitoring ensure compliance of the manufactured CE marked fertilising products with the technical documentation referred to under Heading 2 above and with the requirements of this Regulation that apply to them.		<p>3.The manufacturer shall take all measures necessary so that the manufacturing process and its monitoring ensure compliance of the manufactured CE marked <u>EU</u> fertilising products with the technical documentation referred to under Heading 2 above and with the requirements of this Regulation that apply to them.</p>	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1429.	4. CE marking, EU declaration of conformity		4. CE marking, and EU declaration of conformity	GREEN: Council text
1430.	4.1. The manufacturer shall affix the CE mark to each individual fertilising product that satisfies the applicable requirements of this Regulation.		4.1. The manufacturer shall affix the CE marking to each individual packaging of the EU fertilising product that satisfies the applicable requirements of this Regulation, or, where it is supplied without packaging, in a document accompanying the EU fertilising product.	GREEN: Council text
1431.	4.2. The manufacturer shall draw up a written EU declaration of conformity for each CE marked fertilising product lot and keep it together with the technical documentation at the disposal of the national authorities for 10 years after the CE marked fertilising product has been placed on the market. The EU declaration of conformity shall identify the CE marked fertilising product for which it has been drawn up.		4.2. The manufacturer shall draw up a written EU declaration of conformity for each CE marked an EU fertilising product lot or type and keep it together with the technical documentation at the disposal of the national authorities for 10 5 years after the CE marked EU fertilising product has been placed on the market. The EU declaration of conformity shall identify the CE marked EU fertilising product or type for which it has been drawn up.	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1432.	4.3. A copy of the EU declaration of conformity shall accompany every CE marked fertilising product.		4.3. A copy of the EU declaration of conformity shall accompany every CE marked fertilising product <u>be made available to the relevant authorities upon request.</u>	GREEN: Council text
1433.	5. Authorised representative			
1434.	5. The manufacturer's obligations set out under Heading 4 above may be fulfilled by his or her authorised representative, on his or her behalf and under his or her responsibility, provided that they are specified in the mandate.			
1435.	Module A1 – Internal production control plus supervised product testing			
1436.	1. Description of the module			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1437.	1. Internal production control plus supervised product testing is the conformity assessment procedure whereby the manufacturer fulfils the obligations laid down under Headings 2, 3, 4, and 5 below, and ensures and declares on his or her sole responsibility that the CE marked fertilising products concerned satisfy the requirements of this Regulation that apply to them.		1. Internal production control plus supervised product testing is the conformity assessment procedure whereby the manufacturer fulfils the obligations laid down under Headings 2, 3, 4, and 5 below, and ensures and declares on his or her sole responsibility that the CE marked EU fertilising products concerned satisfy the requirements of this Regulation that apply to them.	
1438.	2. Technical documentation			
1439.	2.1. The manufacturer shall establish the technical documentation. The documentation shall make it possible to assess the CE marked fertilising product's conformity with the relevant requirements, and shall include an adequate analysis and assessment of the risk(s).		2.1. The manufacturer shall establish the technical documentation. The documentation shall make it possible to assess the CE marked EU fertilising product's conformity with the relevant requirements, and shall include an adequate analysis and assessment of the risk(s).	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1440.	2.2. The technical documentation shall specify the applicable requirements and cover, as far as relevant for the assessment, the design, manufacture and use of the CE marked fertilising product. The technical documentation shall contain, wherever applicable, at least the following elements:		2.2. The technical documentation shall specify the applicable requirements and cover, as far as relevant for the assessment, the design, manufacture and use of the CE marked EU fertilising product. The technical documentation shall contain, wherever applicable, at least the following elements:	
1441.	(a) a general description of the CE marked fertilising product,		(a) a general description of the CE marked EU fertilising product, <u>the PFC corresponding to the claimed function of the product and description of the intended use,</u>	GREEN: Council text
1442.			<u>(aa) a lists of component materials used, the CMCs to which they belong and information for their origin or manufacturing process,</u>	GREEN: Council text
1443.			<u>(ab) the EU declarations of conformity for the component EU fertilising products of the fertilising product blend,</u>	GREEN: Council text
1444.	(b) conceptual design and manufacturing drawings and schemes,		deleted	GREEN: Council position

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1445.	(c) descriptions and explanations necessary for the understanding of those drawings and schemes and the use of the CE marked fertilising product,		(c) <u>drawings, schemes,</u> descriptions and explanations necessary for the understanding of those drawings and schemes and the use of <u>the manufacturing process</u> of the CE marked EU fertilising product,	YELLOW: EP to check
1446.			<u>(ca) a specimen of the label or the relevant accompanying document containing the information required in accordance with Annex III,</u>	GREEN: Council text
1447.	(d) the names and addresses of the sites, and of the operators of the sites, at which the product and its principal components were manufactured,			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1448.	(e) a list of the harmonised standards applied in full or in part the references of which have been published in the Official Journal of the European Union and, where those harmonised standards have not been applied, descriptions of the solutions adopted to meet the essential requirements of this Regulation, including a list of common specifications or other relevant technical specifications applied. In the event of partly applied harmonised standards, the technical documentation shall specify the parts which have been applied,		(e) a list of the harmonised standards <u>referred to in Article 12,</u> applied in full or in part the references of which have been published in the Official Journal of the European Union and, where those harmonised standards have not been applied, descriptions of the solutions adopted to meet the essential requirements of this Regulation, including a list of common specifications <u>referred to in Article 13 and/or</u> other relevant technical specifications applied. In the event of partly applied harmonised standards, the technical documentation shall specify the parts which have been applied,	GREEN: Council text
1449.	(f) results of design calculations made, examinations carried out, etc., and		(f) results of design calculations made, <u>including the calculations to demonstrate conformity with point 4 of Part II of Annex I,</u> examinations carried out, etc., and	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1450.	(g) test reports.		(g) test reports, <u>including the reports from product checks for oil retention and detonation resistance, referred to in point 4 and</u>	GREEN: Council text
145 0a				<u>Council position modified by CRP M on 16/03.</u> <u>(fa) where the EU fertilizing product contains or consists of by products within the meaning of Directive 2008/98/EC, technical and administrative evidence that the by-products comply with the criteria established by delegated act adopted by the Commission in accordance with article 42(3b).</u>
1451.	3. Manufacturing			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1452.	3. The manufacturer shall take all measures necessary so that the manufacturing process and its monitoring ensure compliance of the manufactured CE marked fertilising products with the technical documentation referred to under Heading 2 above and with the requirements of this Regulation.		3. The manufacturer shall take all measures necessary so that the manufacturing process and its monitoring ensure compliance of the manufactured CE -marked <u>EU</u> fertilising products with the technical documentation referred to under Heading 2 above and with the requirements of this Regulation.	
1453.	4. Product checks for oil retention and detonation resistance			
1454.	4. The cycles and test referred to under Headings 4.1-4.3 below shall be carried out on a representative sample of the product at least every 3 months on behalf of the manufacturer, in order to verify conformity with	AM 321 The cycles and test referred to under Headings 4.1-4.3 below shall be carried out on a representative sample of the product at least every <i>six months in the case of continuous operation of the plant or every year for the periodic production</i> on behalf of the manufacturer, in order to verify conformity with	4- The cycles and test referred to under Headings 4.1-4.3 below shall be carried out on a representative sample of the product at least every 3 months on behalf of the manufacturer, in order to verify conformity with	YELLOW: EP to check
1455.	(a) the oil retention requirement referred to in paragraph 4 under PFC 1(C)(I)(a)(i-ii)(A) in Annex I to this Regulation, and			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1456.	(b) the detonation resistance requirement referred to in paragraph 5 under PFC 1(C)(I)(a)(i-ii)(A) in Annex I to this Regulation.			
1457.	The tests shall be carried out under the responsibility of a notified body chosen by the manufacturer.		The <u>cycles and</u> tests shall be carried out under the responsibility of a notified body chosen by the manufacturer.	GREEN: Council text
1458.	4.1. Thermal cycles prior to a test for compliance with the oil retention requirement referred to in paragraph 4 under PFC 1(C)(I)(a)(i-ii)(A) in Annex I			
1459.	4.1.1. Principle and definition			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1460.	4.1.1. In an Erlenmeyer flask, heat the sample from ambient temperature to 50°C and maintain at this temperature for a period of two hours (phase at 50°C). Thereupon cool the sample until a temperature of 25°C is achieved and maintain at that temperature for two hours (phase at 25°C). The combination of the successive phases at 50°C and 25°C forms one thermal cycle. After being subjected to two thermal cycles, the test sample is held at a temperature of 20 (±3)°C for the determination of the oil retention value.		4.1.1. In an Erlenmeyer a closed suitable laboratory flask, heat the sample from ambient temperature to 50°C and maintain at this temperature for a period of two hours (phase at 50°C). Thereupon cool the sample until a temperature of 25°C is achieved and maintain at that temperature for two hours (phase at 25°C). The combination of the successive phases at 50°C and 25°C forms one thermal cycle. After being subjected to two thermal cycles, the test sample is held at a temperature of 20 (±3)°C for the determination of the oil retention value.	GREEN: Council text
1461.	4.1.2. Apparatus			
1462.	4.1.2. Normal laboratory apparatus, in particular:			
1463.	(a) water baths thermostated at 25 (± 1) and 50 (± 1)°C respectively,		(a) water baths or ovens thermostated at [25 (± 1) °C and [50 (± 1)°C respectively,	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1464.	(b) Erlenmeyer flasks with an individual capacity of 150 ml.		(b) Erlenmeyer flasks Suitable laboratory flask with an individual capacity of 150 ml.	GREEN: Council text
1465.	4.1.3. Procedure			
1466.	4.1.3.1. Put each test sample of 70 (\pm 5) grams into an Erlenmeyer flask which is then sealed with a stopper.		4.1.3.1. Put each test sample of (70 (\pm 5) grams into an Erlenmeyer a suitable laboratory flask which is then sealed with a stopper closed .	GREEN: Council text
1467.	4.1.3.2. Move each flask every two hours from the 50°C bath to the 25°C bath and vice versa.		4.1.3.2. Move each flask every two hours from the 50°C bath to the 25°C bath After attaining the temperature of 50 °C and maintain that temperature for two hours, change the temperature of the flask to the 25 °C bath or oven and vice versa.	GREEN: Council text
1468.	4.1.3.3. Maintain the water in each bath at constant temperature and keep in motion by rapid stirring to ensure the water level comes above the level of the sample. Protect the stopper from condensation by a foam rubber cap.		4.1.3.3. If using a water bath maintain the water in of each bath at constant temperature and keep in motion by rapid stirring. to Ensure the water level comes above the level of the sample. Protect the stopper from condensation by a foam rubber cap.	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1469.			<u>4.1a. Oil retention test referred to in paragraph 4 under PFC 1(C)(I)(a)(i-ii)(A) in Annex I</u>	GREEN: Council text
1470.			<u>4.1a.1. Description</u>	GREEN: Council text
1471.			<u>The oil retention of a EU fertilising product shall be the quantity of oil retained by the EU fertilising product determined under the operating conditions specified and expressed as a percentage by mass.</u>	GREEN: Council text
1472.			<u>The test shall be carried out on a representative sample of the CE marked EU fertilising product. Before being tested, the whole mass of the sample shall be thermally cycled two times in accordance with the provisions under heading 4.1 above.</u>	GREEN: Council text
1473.			<u>The method is applicable to both prilled and granular fertilisers which do not contain oil soluble materials.</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1474.			<u>4.1a.2. Principle</u>	GREEN: Council text
1475.			<u>Total immersion of the test sample in gas oil for a specified period, followed by the draining away of surplus oil under specified conditions. Measurement of the increase in mass of the test portion.</u>	GREEN: Council text
1476.			<u>4.1a.3. Reagents</u>	GREEN: Council text
1477.			<u>Gas oil with properties</u>	GREEN: Council text
1478.			<u>a) Viscosity max.: 5 mPas at 40 °C</u>	GREEN: Council text
1479.			<u>b) Density: 0,8 g/ml to 0,85 g/ml at 20 °C</u>	GREEN: Council text
1480.			<u>c) Sulphur content: ≤ 1,0% (m/m)</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1481.			<u>d) Ash: $\leq 0,1$ % (m/m)</u>	GREEN: Council text
1482.			<u>4.1a.4. Apparatus</u>	GREEN: Council text
1483.			<u>Ordinary laboratory apparatus, and:</u>	GREEN: Council text
1484.			<u>a) Balance, capable of weighing to the nearest 0,01 gram.</u>	GREEN: Council text
1485.			<u>b) Beakers, of capacity 500 ml.</u>	GREEN: Council text
1486.			<u>c) Funnel, of plastic materials, preferably with a cylindrical wall at the upper end, diameter approximately 200 mm.</u>	GREEN: Council text
1487.			<u>d) Test sieve, aperture 0,5 mm, fitting into the funnel (4.2a.4.c)).</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1488.			<u>Note: The size of the funnel and sieve is such as to ensure that only a few granules lie one above another and the oil is able to drain easily.</u>	GREEN: Council text
1489.			<u>e) Filter paper, rapid filtering grade, creped, soft, mass 150 g/m².</u>	GREEN: Council text
1490.			<u>f) Absorbent tissue (laboratory grade).</u>	GREEN: Council text
1491.			<u>4.1a.5. Procedure</u>	GREEN: Council text
1492.			<u>4.1a.5.1. Two individual determinations are carried out in quick succession on separate portions of the same test sample.</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1493.			<u>4.1a.5.2. Remove particles smaller than 0,5 mm using the test sieve (5.4). Weigh to the nearest 0,01 g approximately 50 g of the sample into the beaker (5.2). Add sufficient gas oil (section 4) to cover the prills completely and stir carefully to ensure that the surfaces of all the prills are fully wetted. Cover the beaker with a watch glass and leave to stand for one hour at (25 ± 2) °C.</u>	GREEN: Council text
1494.			<u>4.1a.5.3. Filter the entire contents of the beaker through the funnel (5.3) containing the test sieve (5.4). Allow the portion retained by the sieve to remain there for one hour so that most of the excess oil can drain away.</u>	GREEN: Council text
1495.			<u>4.1a.5.4. Lay two sheets of filter paper (5.5) (about 500 mm x 500 mm) on top of each other on a smooth surface; fold the four edges of both filter papers upwards to a width of about 40 mm to prevent the prills from rolling away. Place two layers of absorbent tissue (5.6) in the centre of the filter papers.</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
			<p><u>Pour the entire contents of the sieve (5.4) over the absorbent tissues and spread the prills evenly with a soft, flat brush. After two minutes lift one side of the tissues to transfer the prills to the filter papers beneath and spread them evenly over these with the brush. Lay another sheet of filter paper, similarly with its edges turned upward, on the sample and roll the prills between the filter papers with circular movements while exerting a little pressure. Pause after every eight circular movements to lift the opposite corners of the filter papers and return to the centre the prills that have rolled to the periphery. Keep to the following procedure: make four complete circular movements, first clockwise and then anticlockwise. Then roll the prills back to the centre as described above. This procedure to be carried out three times (24 circular movements, corners lifted twice). Carefully insert a new sheet of filter paper between the bottom</u></p>	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
			<u>sheet and the one above it and allow the prills to roll onto the new sheet by lifting the edges of the upper sheet. Cover the prills with a new sheet of filter paper and repeat the same procedure as described above. Immediately after rolling, pour the prills into a tared dish and reweigh to the nearest 0,01 g to determine the mass of the quantity of gas oil retained.</u>	
1496.			<u>4.1a.5.5. Repeating the rolling procedure and reweighing</u>	GREEN: Council text
1497.			<u>If the quantity of gas oil retained in the portion is found to be greater than 2,00 g, place the portion on a fresh set of filter papers and repeat the rolling procedure, lifting the corners in accordance with section 6.4 (two times eight circular movements, lifting once). Then reweigh the portion.</u>	GREEN: Council text
1498.			<u>4.1a.5.6. Two oil retention tests per sample are to be carried out.</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1499.			<u>4.1a.6. Test report</u>	GREEN: Council text
1500.			<u>4.1a.6.1. Expression of the results</u>	GREEN: Council text
1501.			<u>4.1a.6.1.1. Method of calculation and formula</u>	GREEN: Council text
1502.			<u>The oil retention, from each determination (6.1) expressed as a percentage by mass of the sieved test portion, is given by the equation:</u>	GREEN: Council text
1503.			<u>Oil retention =</u> $\frac{m_2 - m_1}{m_1} \hat{=} 100$ <u>where:</u> <u>m₁ is the mass, in grams, of the sieved test portion (6.2),</u> <u>m₂ is the mass, in grams, of the test portion according to section 6.4 or 6.5 respectively as the result of the last weighing.</u>	GREEN: Council text

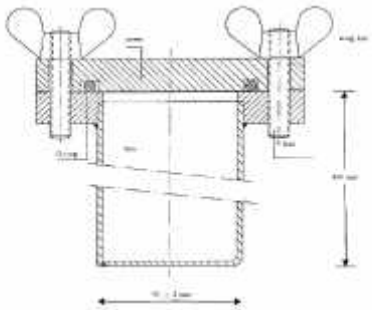
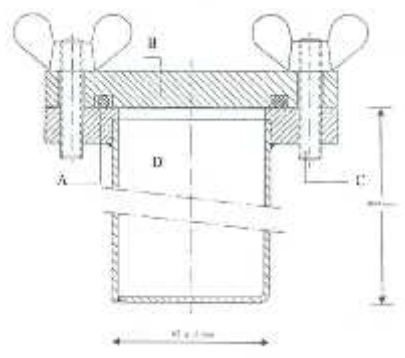
Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1504.			<u>4.1a.6.1.2. Take as the result the arithmetic mean of the two individual determinations.</u>	GREEN: Council text
1505.			<u>4.1a.6.2. The test report shall form part of the technical documentation.</u>	GREEN: Council text
1506.	4.2. Thermal cycles prior to the detonation resistance test referred to in paragraph 5 under PFC 1(C)(I)(a)(i-ii)(A) in Annex I			
1507.	4.2.1. Principle and definition			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1508.	4.2.1. In a watertight box heat the sample from ambient temperature to 50°C and maintain at this temperature for a period of one hour (phase at 50°C). Thereupon cool the sample until a temperature of 25°C is achieved and maintain at that temperature for one hour (phase at 25°C). The combination of the successive phases at 50°C and 25°C forms one thermal cycle. After being subjected to the required number of thermal cycles, the test sample is held at a temperature of 20 (±3)°C pending the execution of the detonability test.		4.2.1. In a water tight box heat the sample from ambient temperature to 50°C and maintain at this temperature for a period of one hour (phase at 50°C). Thereupon cool the sample until a temperature of 25°C is achieved and maintain at that temperature for one hour (phase at 25°C). The combination of the successive phases at 50°C and 25°C forms one thermal cycle. After being subjected to the required number of thermal cycles, the test sample is held at a temperature of (20 (±3)°C pending the execution of the detonability test.	GREEN: Council text
1509.	4.2.2. Apparatus			
1510.			<u>Method 1</u>	Green: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1511.	(a) A water bath, thermostated in a temperature range of 20 to 51°C with a minimum heating and cooling rate of 10°C/h, or two water baths, one thermostated at a temperature of 20°C, the other at 51°C. The water in the bath(s) is continuously stirred; the volume of the bath shall be large enough to guarantee ample circulation of the water.			
1512.	(b) A stainless steel box, watertight all around and provided with a thermocouple in the centre. The outside width of the box is 45 (± 2) mm and the wall thickness is 1,5 mm (see Figure 1). The height and length of the box can be chosen to suit the dimensions of the water bath, e.g. length 600 mm, height 400 mm.		(b) A stainless steel box, watertight all around and provided with a thermocouple <u>temperature recording device</u> in the centre. The outside width of the box is (45 ± 2) mm and the wall thickness is 1,5 mm (see Figure 1 <u>as an example</u>). The height and length of the box can be chosen to suit the dimensions of the water bath, e.g. length 600 mm, height 400 mm.	GREEN: Council text
1513.			<u>Method 2</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1514.			<u>(a) Suitable oven, thermostated in a temperature range of 20 °C to 51 °C with a minimum heating and cooling rate of 10 °C/h.</u>	GREEN: Council text
1515.			<u>(b) Suitable airtight plastics boxes or bags provided with a suitable temperature recording device in the centre of the sample or a stainless steel box as described in point 4.2.2 method 1 point (b). Once filled, the outside thickness of the box or bag shall be maximum 45 mm</u>	GREEN: Council text
1516.	4.2.3. Procedure			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1517.	4.2.3. Place a quantity of fertilisers sufficient for a single detonation into the box and close the cover. Place the box in the water bath. Heat the water to 51°C and measure the temperature in the centre of the fertiliser. One hour after the temperature at the centre has reached 50°C cool the water. One hour after the temperature at the centre has reached 25°C heat the water to start the second cycle. In the case of two water baths, transfer the box to the other bath after each heating/cooling period.		4.2.3. Place a quantity of fertilisers sufficient for a single the detonation <u>test</u> into the boxes <u>or bags</u> and close the cover <u>them</u> . Place the <u>stainless steel</u> boxes in the water bath <u>(method 1) or the boxes or bags in the oven (method 2)</u> . Heat the water <u>or oven</u> to 51°C and measure the temperature in the centre of the fertiliser. One hour after the temperature at the centre has reached 50°C cool the water <u>start cooling</u> . One hour after the temperature at the centre has reached 25°C heat the water to start <u>heating for</u> the second cycle. In the case of two water baths <u>or ovens</u> , transfer the boxes <u>or bags</u> to the other bath <u>or oven</u> after each heating/cooling period.	GREEN: Council text
1518.	Figure 1			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1519.			 <p><u>A: O-ring</u></p> <p><u>B: Cover</u></p> <p><u>C: Bolt</u></p> <p><u>D: Box</u></p>	GREEN: Council text
1520.	4.3. Detonation resistance test referred to in paragraph 5 under PFC 1(C)(I)(a)(i-ii)(A) in Annex I			
1521.	4.3.1. Description			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1522.	4.3.1.1 The test shall be carried out on a representative sample of the CE marked fertilising product. Before being tested for resistance to detonation, the whole mass of the sample is to be thermally cycled five times complying with the provisions under heading 4.2 above.		4.3.1.1 The test shall be carried out on a representative sample of the CE <u>marked EU</u> fertilising product. Before being tested for resistance to detonation, the whole mass of the sample is to be thermally cycled five times complying with the provisions under heading 4.2 above.	GREEN: Council text
1523.	4.3.1.2. The CE marked fertilising product shall be subjected to the test of resistance to detonation in a horizontal steel tube under the following conditions:		4.3.1.2. The CE <u>marked EU</u> fertilising product shall be subjected to the test of resistance to detonation in a horizontal steel tube under the following conditions <u>(materials details found in 4.3.3)</u>	GREEN: Council text
1524.	(a) seamless steel tube,			
1525.	(b) Tube length: 1 000 mm at least,		(b) 1. Tube length: 1 000 mm at least,	GREEN: Council text
1526.	(c) Nominal external diameter: 114 mm at least,		(c) 2. Nominal external diameter: 114 mm at least,	GREEN: Council text
1527.	(d) Nominal wall thickness: 5 mm at least,		(d) 3. Nominal wall thickness: 5 mm at least,	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1528.	(e) Booster: the type and mass of the booster chosen shall be such as to maximise the detonation pressure applied to the sample in order to determine its susceptibility to the transmission of detonation,		(eb) Booster: the type and mass of the booster chosen shall be such as to maximise the detonation pressure applied to the sample in order to determine its susceptibility to the transmission of detonation,	GREEN: Council text
1529.	(f) Test temperature: 15-25°C,		(fc) Test-Temperature <u>of the sample</u> : 15 °C —to 25 °C,	GREEN: Council text
1530.	(g) Witness lead cylinders for detecting detonation: 50 mm diameter and 100 mm high		(gd) Witness lead cylinders for detecting detonation: 50 mm diameter and 100 mm high <u>height</u> ,	GREEN: Council text
1531.	(h) placed at 150 mm intervals and supporting the tube horizontally. The test is to be carried out twice. The test is deemed conclusive if in both tests one or more of the supporting lead cylinders is crushed by less than 5%.		(he) placed at 150 mm intervals and supporting the tube horizontally. NOTE: The test is to be carried out twice. The test is deemed conclusive if in both tests one or more of the supporting lead cylinders is crushed by less than 5%.	GREEN: Council text
1532.	4.3.2. Principle			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1533.	4.3.2. The test sample is confined in a steel tube and subjected to detonation shock from an explosive booster charge. Propagation of the detonation is determined from the degree of crushing of lead cylinders on which the tube rests horizontally during the test.			
1534.	4.3.3. Materials			
1535.	(a) Plastic explosive containing 83 to 86% penthrite		(a) Plastic explosive containing 83% to 86% penthrite	GREEN: Council text
1536.	• Density: 1 500 to 1 600 kg/m ³		• Density: 1 500 <u>kg/m³</u> to 1 600 kg/m ³	GREEN: Council text
1537.	• Detonation velocity: 7 300 to 7 700 m/s		• Detonation velocity: 7 300 <u>m/s</u> to 7 700 m/s	GREEN: Council text
1538.	• Mass: 500 (± 1) gram.		• Mass: <u>500 (± 1) gram.</u>	GREEN: Council text
1539.			<u>Or any other plastic explosive with similar detonation characteristics</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1540.	(b) Seven lengths of flexible detonating cord with non-metallic sleeve			
1541.	• Filling mass: 11 to 13 g/m		• Filling mass: 11 <u>g/m</u> to 13 g/m	GREEN: Council text
1542.	• Length of each cord: 400 (± 2) mm.		• Length of each cord: 400 (± 2) mm.	GREEN: Council text
1543.	(c) Compressed pellet of secondary explosive, recessed to receive detonator			
1544.	• Explosive: hexogen/wax 95/5 or tetryl or similar secondary explosive, with or without added graphite.		• Explosive: hexogen/wax 95/5 or tetryl or similar secondary explosive, with or without added graphite.	
1545.	• Density: 1 500 to 1 600 kg/m ³		• Density: 1 500 <u>kg/m³</u> to 1 600 kg/m ³	GREEN: Council text
1546.	• Diameter: 19 to 21 mm		• Diameter: 19 <u>mm</u> to 21 mm	GREEN: Council text
1547.	• Height: 19 to 23 mm		• Height: 19 <u>mm</u> to 23 mm	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1548.			• Mass of the compressed pellet: <u>maximum 10 g</u>	GREEN: Council text
1549.	• Central recess to receive detonator: diameter 7 to 7,3 mm, depth 12 mm.		• Central recess to receive detonator: <u>maximal</u> diameter 7, <u>0</u> to 7,3 mm, depth <u>about</u> 12 mm. <u>In case of detonators with large diameters, the diameter of the recess shall be slightly larger (e.g. 0.5 mm) than the diameter of the detonator.</u>	GREEN: Council text
1550.	(d) Seamless steel tube as specified in ISO 65 – 1981 – Heavy Series, with nominal dimensions DN 100 (4")			
1551.	• Outside diameter: 113,1 to 115,0 mm		• Outside diameter: 113,1 <u>mm</u> to 115,0 mm	GREEN: Council text
1552.	• Wall thickness: 5,0 to 6,5 mm		• Wall thickness: 5,0 <u>mm</u> to 6,5 mm	GREEN: Council text
1553.	• Length: 1 005 (± 2) mm.		• Length: <u>1</u> 005 (± 2) mm.	GREEN: Council text
1554.	(e) Bottom place			
1555.	• Material: steel of good weldable quality			
1556.	• Dimensions: 160 × 160 mm		• Dimensions: 160 <u>mm</u> × 160 mm	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1557.	• Thickness: 5 to 6 mm.		• Thickness: 5 <u>mm</u> to 6 mm.	GREEN: Council text
1558.	(f) Six lead cylinders			
1559.	• Diameter: 50 (± 1) mm		• Diameter: (50 {± 1) mm	GREEN: Council text
1560.	• Height: 100 to 101 mm		• Height: 100 <u>mm</u> to 101 mm	GREEN: Council text
1561.	• Materials: soft lead, at least 99,5% purity.			
1562.	(g) Steel block			
1563.	• Length: at least 1 000 mm			
1564.	• Width: at least 150 mm			
1565.	• Height: at least 150 mm		• Height: at least 150 mm <u>(alternatively a stack of several beams can be used to achieve this height)</u>	GREEN: Council text
1566.	• Mass: at least 300 kg if there is no firm base for the steel block.			
1567.	(h) Plastic or cardboard cylinder for booster charge			
1568.	• Wall thickness: 1,5 to 2,5 mm		• Wall thickness: 1,5 <u>mm</u> to 2,5 mm	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1569.	• Diameter: 92 to 96 mm		• Diameter: 92 <u>mm</u> to 96 mm	GREEN: Council text
1570.	• Height: 64 to 67 mm.		• Height: 64 <u>mm</u> to 67 mm.	GREEN: Council text
1571.	(i) Detonator (electric or non-electric) with initiation force 8 to 10			
1572.	(j) Wooden disc		(j) Wooden <u>or plastic</u> disc	GREEN: Council text
1573.	• Diameter: 92 to 96 mm. Diameter to be matched to the internal diameter of the plastic or cardboard cylinder (point (h) above)		• Diameter: 92 <u>mm</u> to 96 mm. Diameter to be matched to the internal diameter of the plastic or cardboard cylinder (point (h) above)	GREEN: Council text
1574.	• Thickness: 20 mm.			
1575.	(k) Wooden rod of same dimensions as detonator (point (i) above)		(k) Wooden <u>or plastic</u> rod of same dimensions as detonator (point (i) above)	GREEN: Council text
1576.	(l) Dressmaking pins (maximum length 20 mm)		(l) Dressmaking <u>Split</u> pins (maximum length 20 mm)	GREEN: Council text
1577.			<u>(m) Split pins (length about 20 mm)</u>	GREEN: Council text
1578.	4.3.4. Procedure			
1579.	4.3.4.1. Preparation of booster charge for insertion into steel tube			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1580.	4.3.4.1. Depending on the availability of equipment, the explosive can be initiated in the booster charge either			
1581.	<ul style="list-style-type: none"> • by seven-point simultaneous initiation as referred to under Heading 4.3.4.1.1. below, or 			
1582.	<ul style="list-style-type: none"> • by central initiation by a compressed pellet as referred to under Heading 4.3.4.1.2. below. 			
1583.	4.3.4.1.1. Seven-point simultaneous initiation			
1584.	4.3.4.1.1. The booster charge prepared for use is shown in Figure 2 below.			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1585.	4.3.4.1.1.1. Drill holes in the wooden disc (point (j) under Heading 4.3.3. above) parallel to the axis of the disc through the centre and through six points symmetrically distributed around a concentric circle 55 mm in diameter. The diameter of the holes shall be 6 to 7 mm (see Section A-B in Figure 2), depending on the diameter of the detonating cord used (point (b) under Heading 4.3.3. above).		4.3.4.1.1.1. Drill holes in the wooden or plastic disc (point (j) under Heading 4.3.3. above) parallel to the axis of the disc through the centre and through six points symmetrically distributed around a concentric circle 55 mm in diameter. The diameter of the holes shall be <u>6 mm</u> to 7 mm (see Section A-B in Figure 2), depending on the diameter of the detonating cord used (point (b) under Heading 4.3.3. above).	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1586.	4.3.4.1.1.2. Cut seven lengths of flexible detonating cord (point (b) under Heading 4.3.3. above) each 400 mm long, avoiding any loss of explosive at each end by making a clean cut and immediately sealing the end with adhesive. Push each of the seven lengths through each of the seven holes in the wooden disc (point (j) under Heading 4.3.3. above) until their ends project a few centimetres on the other side of the disc. Then insert a small dressmaking pin (point (l) under Heading 4.3.3. above) transversally into the textile sleeve of each length of cord 5 to 6 mm from the end and apply adhesive around the outside of the lengths of cord in a band 2 cm wide adjacent to the pin. Finally, pull the long piece of each cord to bring the pin into contact with the wooden disc.		4.3.4.1.1.2. Cut seven lengths of flexible detonating cord (point (b) under Heading 4.3.3. above) each 400 mm long, avoiding any loss of explosive at each end by making a clean cut and immediately sealing the end with adhesive. Push each of the seven lengths through each of the seven holes in the wooden <u>or plastic</u> disc (point (j) under Heading 4.3.3. above) until their ends project a few centimetres on the other side of the disc. Then insert a small dressmaking pin (point (l) under Heading 4.3.3. above) transversally into the textile sleeve of each length of cord 5 <u>mm</u> to 6 mm from the end and apply adhesive around the outside of the lengths of cord in a band 2 cm wide adjacent to the pin. Finally, pull the long piece of each cord to bring the pin into contact with the wooden <u>or plastic</u> disc.	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1587.	<p>4.3.4.1.1.3. Shape the plastic explosive (point (a) under Heading 4.3.3. above) to form a cylinder 92 to 96 mm in diameter, depending on the diameter of the cylinder (point (h) under Heading 4.3.3. above). Stand this cylinder upright on a level surface and insert the shaped explosive. Then insert the wooden disc ³⁵ carrying the seven lengths of detonating cord into the top of the cylinder and press it down onto the explosive. Adjust the height of the cylinder (64 to 67 mm) so that its top edge does not extend beyond the level of the wood. Finally, fix the cylinder to the wooden disc for instance with staples or small nails, around its entire circumference.</p> <p>³⁵ The diameter of the disc must always correspond to the inside diameter of the cylinder.</p>		<p>4.3.4.1.1.3. Shape the plastic explosive (point (a) under Heading 4.3.3. above) to form a cylinder 92 mm to 96 mm in diameter, depending on the diameter of the cylinder (point (h) under Heading 4.3.3. above). Stand this cylinder upright on a level surface and insert the shaped explosive. Then insert the wooden or plastic disc³⁵ carrying the seven lengths of detonating cord into the top of the cylinder and press it down onto the explosive. Adjust the height of the cylinder (64 mm to 67 mm) so that its top edge does not extend beyond the level of the wood. Finally, fix the cylinder to the wooden or plastic disc for instance with staples or small nails, around its entire circumference.</p> <p>³⁵ The diameter of the disc must always correspond to the inside diameter of the cylinder.</p>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1588.	<p>4.3.4.1.1.4. Group the free ends of the seven lengths of detonating cord around the circumference of the wooden rod (point (k) under Heading 4.3.3. above) so that their ends are all level in a plane perpendicular to the rod. Secure them in a bundle around the rod by means of adhesive tape ³⁶.</p> <p>³⁶ NB: When the six peripheral lengths of cord are taut after assembly, the central cord must remain slightly slack.</p>		<p>4.3.4.1.1.4. Group the free ends of the seven lengths of detonating cord around the circumference of the wooden <u>or plastic</u> rod (point (k) under Heading 4.3.3. above) so that their ends are all level in a plane perpendicular to the rod. Secure them in a bundle around the rod by means of adhesive tape³⁶.</p> <p>³⁶ NB: When the six peripheral lengths of cord are taut after assembly, the central cord must remain slightly slack.</p>	GREEN: Council text
1589.	4.3.4.1.2. Central initiation by a compressed pellet			
1590.	4.3.4.1.2. The booster charge prepared for use is shown in Figure 3.			
1591.	4.3.4.1.2.1. Preparing a compressed pellet			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1592.	4.3.4.1.2.1. Taking the necessary safety precautions, place 10 grams of a secondary explosive (point (c) under Heading 4.3.3. above) in a mould with an inside diameter of 19 to 21 mm and compress to the correct shape and density. (The ratio of diameter: height should be roughly 1:1). In the centre of the bottom of the mould there is a peg, 12 mm in height and 7,0 to 7,3 mm in diameter (depending on the diameter of the detonator used), which forms a cylindrical recess in the compressed cartridge for subsequent insertion of the detonator.		4.3.4.1.2.1. Taking the necessary safety precautions, place maximum 10 grams of a secondary explosive (point (c) under Heading 4.3.3. above) in a mould with an inside diameter of 19 mm to 21 mm and compress to the correct shape and density. (The ratio of diameter: height should be roughly 1:1). In the centre of the bottom of the mould there is a peg, 12 mm in height and 7,0 mm to 7,3 mm in diameter (depending on the diameter of the detonator used), which forms a cylindrical recess in the compressed cartridge for subsequent insertion of the detonator.	GREEN: Council text
1593.	4.3.4.1.2.2. Preparing the booster charge			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1594.	4.3.4.1.2.2. Place the explosive (point (a) under Heading 4.3.3. above) into the cylinder (point (h) under Heading 4.3.3. above) standing upright on a level surface, then press it down with a wooden die to give the explosive a cylindrical shape with a central recess. Insert the compressed pellet into this recess. Cover the cylindrically shaped explosive containing the compressed pellet with a wooden disc (point (j) under Heading 4.3.3. above) having a central hole 7,0 to 7,3 mm in diameter for insertion of a detonator. Fix the wooden disc and the cylinder together with a cross of adhesive tape. Ensure that the hole drilled in the disc and the recess in the compressed pellet are coaxial by inserting the wooden rod (point (k) under Heading 4.3.3. above).		4.3.4.1.2.2. Place the explosive (point (a) under Heading 4.3.3. above) into the cylinder (point (h) under Heading 4.3.3. above) standing upright on a level surface, then press it down with a wooden <u>or plastic</u> die to give the explosive a cylindrical shape with a central recess. Insert the compressed pellet into this recess. Cover the cylindrically shaped explosive containing the compressed pellet with a wooden <u>or plastic</u> disc (point (j) under Heading 4.3.3. above) having a central hole 7,0 <u>mm</u> to 7,3 mm in diameter for insertion of a detonator. Fix the wooden <u>or plastic</u> disc and the cylinder together with a cross of adhesive tape. Ensure that the hole drilled in the disc and the recess in the compressed pellet are coaxial by inserting the wooden <u>or plastic</u> rod (point (k) under Heading 4.3.3. above).	GREEN: Council text
1595.	4.3.4.2. Preparing steel tubes for the detonation tests			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1596.	4.3.4.2. At one end of the steel tube (point (d) under Heading 4.3.3. above), drill two diametrically opposed holes 4 mm in diameter perpendicularly through the side wall at a distance of 4 mm from the edge. Butt weld the bottom plate (point (e) under Heading 4.3.3. above) to the opposite end of the tube, completely filling the right angle between the bottom place and the wall of the tube with weld metal around the entire circumference of the tube.			
1597.	4.3.4.3. Filling and charging the steel tube			
1598.	4.3.4.3. See Figures 2 and 3.			
1599.	4.3.4.3.1. The test sample, the steel tube and the booster charge shall be conditioned to temperatures of 20 (± 5)°C. 16 to 18 kg of the test sample are needed for two detonation tests.		4.3.4.3.1. The test sample, the steel tube and the booster charge shall be conditioned to temperatures of (20 (± 5)°C. 16 to 18 About 20 kg of the test sample are needed should be available for two detonation tests.	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1600.	4.3.4.3.2.1 Place the tube upright with its square bottom place resting on a firm, flat surface, preferably concrete. Fill the tube to about one-third of its height with the test sample and drop it 10 cm vertically onto the floor five times to compact the prills or granules as densely as possible in the tube. To accelerate compaction, vibrate the tube by striking the side wall with a 750 to 1 000-gram hammer between drops for a total of 10 times.		4.3.4.3.2.1 Place the tube upright with its square bottom place resting on a firm, flat surface, preferably concrete. Fill the tube to about one-third of its height with the test sample and drop it 10 cm vertically onto the floor <u>flat surface</u> five times to compact the prills or granules as densely as possible in the tube. To accelerate compaction, vibrate the tube by striking the side wall with a 750 <u>g</u> to 1 000 gram hammer between drops for a total of 10 times.	GREEN: Council text
1601.	4.3.4.3.2.2. Repeat this charging method with another portion of the test sample. Finally, a further addition shall be made such that, after compaction by raising and dropping the tube 10 times and a total of 20 intermittent hammer blows, the charge fills the tube to a distance of 70 mm from its orifice.			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1602.	4.3.4.3.2.3 The filling height of the sample shall be adjusted in the steel tube so that the booster charge (referred to above under Heading 4.3.4.1.1. or 4.3.4.1.2.) to be inserted later will be in close contact with the sample over its entire surface.			
1603.	4.3.4.3.3. Insert the booster charge into the tube so that it is in contact with the sample; the top surface of the wooden disc shall be 6 mm below the end of the tube. Ensure essential close contact between explosive and test sample by adding or removing small quantities of sample. As shown in Figures 2 and 3, split pins should be inserted through the holes near the open end of the tube and their legs opened flat against the tube.		4.3.4.3.3. Insert the booster charge into the tube so that it is in contact with the sample; the top surface of the wooden or plastic disc shall be 6 mm below the end of the tube. Ensure essential close contact between explosive and test sample by <u>taking out the booster charge</u> and adding or removing small quantities of sample. As shown in Figures 2 and 3, split pins should be inserted through the holes near the open end of the tube and their legs opened flat against the tube.	GREEN: Council text
1604.	4.3.4.4. Positioning of the steel tube and lead cylinders (see figure 4)			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1605.	4.3.4.4.1. Number the bases of the lead cylinders (point (f) under Heading 4.3.3. above) 1 to 6. Make six marks 150 mm apart on the centre line of a steel block (4.3.7) lying on a horizontal base, with the first mark at least 75 mm from the edge of the block. Place a lead cylinder upright on each of these marks, with the base of each cylinder centred on its mark.		4.3.4.4.1. Number the bases of the lead cylinders (point (f) under Heading 4.3.3. above) 1, to <u>2, 3, 4, 5</u> <u>and</u> 6. Make six marks 150 mm apart on the centre <u>along a</u> line of <u>on</u> a steel block (4.3.7) lying on a horizontal base, with the first <u>each</u> mark at least 75 mm from the <u>any</u> edge of the block. Place a lead cylinder upright on each of these marks, with the base of each cylinder centred on its mark <u>(see figure 4).</u>	GREEN: Council text

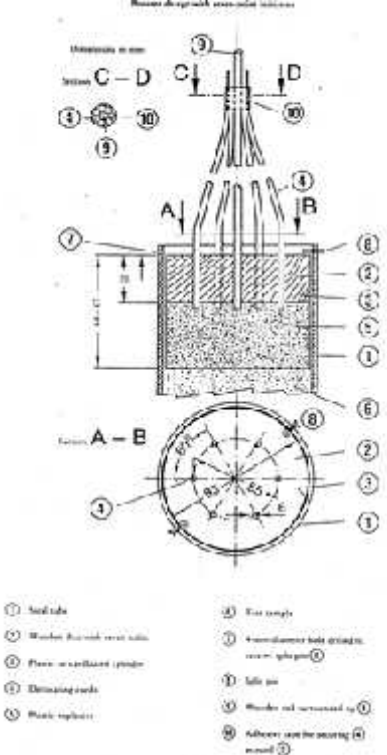
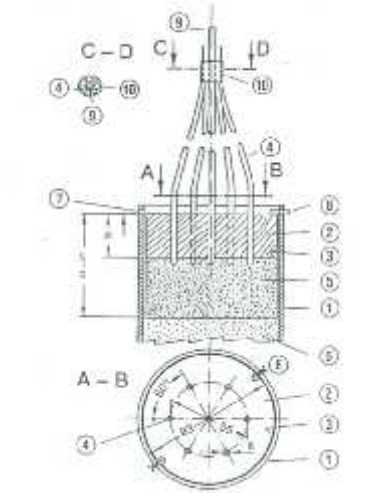
Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1606.	4.3.4.4.2. Lay the steel tube prepared according to 4.3.4.3. horizontally on the lead cylinders so that the axis of the tube is parallel to the centre line of the steel block and the welded end of the tube extends 50 mm beyond lead cylinder No 6. To prevent the tube from rolling, insert small wooden wedges between the tops of the lead cylinders and the tube wall (one on each side) or place a cross of wood between the tube and the steel block.		4.3.4.4.2. Lay the steel tube prepared according to 4.3.4.3 horizontally on the lead cylinders so that the axis of the tube is parallel to the centre line of the steel block <u>lead cylinders</u> and the welded end of the tube extends 50 mm beyond lead cylinder No 6. To prevent the tube from rolling, insert small wooden <u>or plastic</u> wedges between the tops of the lead cylinders and the tube wall (one on each side) or place a cross of wood between the tube and the steel block <u>or stack of beams. (see figure 4)</u>	GREEN: Council text
1607.	Note: Make sure that the tube is in contact with all six lead cylinders; a slight curvature of the tube surface can be compensated for by rotating the tube about its longitudinal axis; if any of the lead cylinders is too tall, tap the cylinder in question carefully with a hammer until it is the required height.			
1608.	4.3.4.5. Preparation for detonation			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1609.	4.3.4.5.1. Set up the apparatus as described under Heading 4.3.4.4. in a bunker or suitably prepared underground site (e.g. mine or tunnel). Ensure that the temperature of the steel tube is kept at 20 (\pm 5)°C before detonation.		4.3.4.5.1. Set up the apparatus as described under Heading 4.3.4.4. in a bunker or suitably prepared underground site (e.g. mine or tunnel) or suitable location . Ensure that the temperature of the steel tube is kept at 20 (\pm 5)°C before detonation.	GREEN: Council text
1610.	Note: Should such firing sites not be available, the work can, if necessary, be done in a concrete-lined pit covered over with wooden beams. Detonation can cause steel fragments to be projected with high kinetic energy, therefore, firing shall be carried out at a suitable distance from dwellings or thoroughfares.		Note: Should such firing sites not be available, the work can, if necessary, be done in a concrete-lined pit covered over with wooden beams. Detonation can cause steel fragments to be projected with high kinetic energy, therefore, firing shall be carried out at a suitable distance from dwellings or thoroughfares.	GREEN: Council text
1611.	4.3.4.5.2. If the booster charge with seven-point initiation is used, ensure that the detonation cords are stretched out as described in the footnote to paragraph 4.3.4.1.1.4 above and arranged as horizontally as possible.			

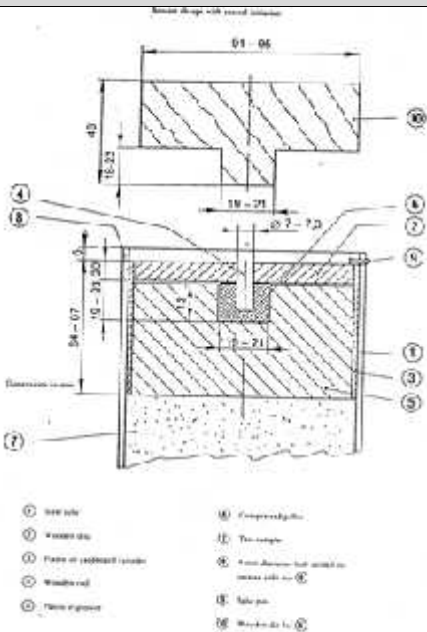
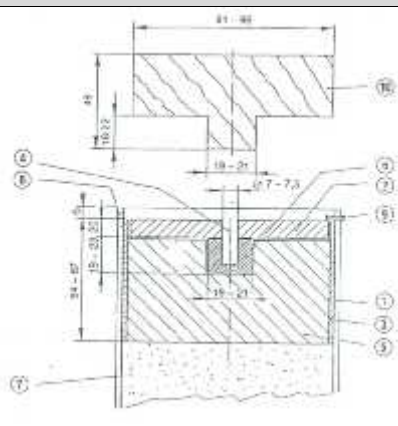
Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1612.	4.3.4.5.3. Finally, remove the wooden rod and replace with the detonator. Do not carry out firing until the danger zone has been evacuated and the test personnel have taken cover.		4.3.4.5.3. Finally, remove the wooden or plastic rod and replace with the detonator. Do not carry out firing until the danger zone has been evacuated and the test personnel have taken cover.	GREEN: Council text
1613.	4.3.4.5.4. Detonate the explosive.			
1614.	4.3.4.6.1 Allow sufficient time for the fumes (gaseous and sometimes toxic decomposition products such as nitrous gases) to disperse, then collect the lead cylinders and measure their heights with a Vernier caliper			
1615.	4.3.4.6.2. Record for each of the marked lead cylinders, the degree of crushing expressed as a percentage of the original height of 100 mm. If the cylinders are crushed obliquely, record the highest and the lowest values and calculate the average.			

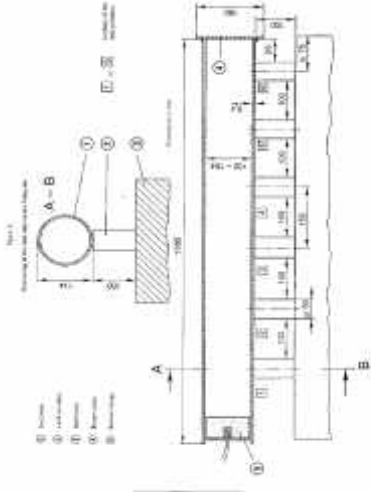
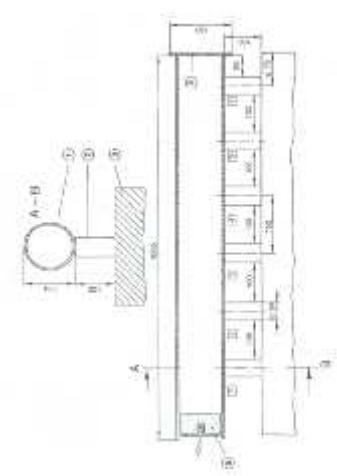
Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1616.	4.3.4.7. A probe for continuous measurement of the detonation velocity can be used; the probe should be inserted longitudinally to the axis of the tube or along its side wall.		4.3.4.7. A probe for continuous measurement of the detonation velocity can be used; the probe should be inserted longitudinally to the axis of the tube or along its side wall. <u>Detonation velocity measurement can also be performed.</u>	GREEN: Council text
1617.	4.3.4.8. Two detonation tests per sample are to be carried out.			
1618.	4.3.5. Test report			
1619.	4.3.5. Values for the following parameters are to be given in the test report for each of the detonation tests:			
1620.	<ul style="list-style-type: none"> the values actually measures for the outside diameter of the steel tube and for the wall thickness, 			
1621.	<ul style="list-style-type: none"> the Brinell hardness of the steel tube, 			
1622.	<ul style="list-style-type: none"> the temperature of the tube and the sample shortly before firing, 			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1623.	• the packing density (kg/m3) of the sample in the steel tube,			
1624.	• the height of each lead cylinder after firing, specifying the corresponding cylinder number,			
1625.	• method of initiation employed for the booster charge.			
1626.	4.3.5.1. Evaluation of test results			
1627.	4.3.5.1. If, in each firing, the crushing of at least one lead cylinder is less than 5%, the test shall be considered conclusive.		4.3.5.1. If, in each firing, the crushing of at least one lead cylinder is less than 5%, the test shall be considered conclusive <u>and that the sample presented is resistant to detonation.</u>	GREEN: Council text
1628.		AM 322 <i>4.3.5a. The manufacturer shall keep the test reports together with the technical documentation.</i>	<u>4.3.5a. The test report shall form part of the technical documentation.</u>	GREEN: Council text
1629.	Figure 2			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1630.	<p><i>Booster charge with seven-point initiation</i></p>  <p>① Steel tube ② Wooden or plastic disk with seven holes ③ Plastic or cardboard cylinder ④ Detonating cords ⑤ Plastic explosive ⑥ Test sample ⑦ Acceleration hole (optional) ⑧ Adhesive seal for securing ④ around ⑦</p>		 <p><u>Booster charge with seven-point initiation</u></p> <p><u>1: Steel tube</u></p> <p><u>2: Wooden or plastic disk with seven holes</u></p> <p><u>3: Plastic or cardboard cylinder</u></p> <p><u>4: Detonating cords</u></p> <p><u>5: Plastic explosive</u></p> <p><u>6: Test sample</u></p>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
			<p><u>7: 4 mm hole drilled to receive split pin</u></p> <p><u>8: Split pin</u></p> <p><u>9: Wooden or plastic rod surrounded by 4</u></p> <p><u>10: Adhesive tape for securing 4 around 9</u></p>	
1631.	Figure 3			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1632.	 <p>Technical drawing with several dimensions and labels. The drawing shows a cross-section of a concrete sample (1) with a cylindrical hole (2) in the center. A steel tube (1) is inserted into the hole. A wooden or plastic disk (2) is placed on top of the tube. A plastic or cardboard cylinder (3) is placed around the tube. A wooden or plastic rod (4) is inserted into the hole. A plastic explosive (5) is placed around the rod. A compressed pellet (6) is placed on top of the rod. A test sample (7) is placed on top of the pellet. A 4 mm hole drilled to receive split pin (8) is shown. A split pin (9) is inserted into the hole. A wooden or plastic die for 5 (10) is shown.</p> <p>① Steel tube ② Wooden disk ③ Plastic or cardboard cylinder ④ Wooden rod ⑤ Plastic explosive ⑥ Compressed pellet ⑦ Test sample ⑧ 4 mm diameter hole drilled to receive split pin ⑨ Split pin ⑩ Wooden or plastic die for 5</p>		 <p>① Steel tube ② Wooden or plastic disk ③ Plastic or cardboard cylinder ④ Wooden or plastic rod ⑤ Plastic explosive ⑥ Compressed pellet ⑦ Test sample ⑧ 4 mm hole drilled to receive split pin ⑨ Split pin ⑩ Wooden or plastic die for 5</p>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1633	Figure 4			
1634			 <p><u>Numbers in circles:</u></p> <p><u>1: Steel tube</u></p> <p><u>2: Lead cylinders</u></p> <p><u>3: Steel block or stack of beams</u></p> <p><u>4: Bottom plate</u></p> <p><u>5: Booster charge</u></p> <p><u>Numbers in squares:</u></p> <p><u>Lead cylinders 1 to 6</u></p>	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1635.	5. Conformity marking and EU declaration of conformity		5. Conformity <u>CE</u> marking and EU declaration of conformity	GREEN: Council text
1636.	5.1. The manufacturer shall affix the CE mark to each individual fertilising product that satisfies the applicable requirements of this Regulation.		5.1. The manufacturer shall affix the CE marking <u>and, under the responsibility of the notified body referred to in point 4, the latter's identification number</u> to each individual <u>packaging of the</u> fertilising product that satisfies the applicable requirements of this Regulation <u>or, where it is supplied without packaging, in a document accompanying the EU fertilising product.</u>	YELLOW: Council to check

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1637.	5.2. The manufacturer shall draw up a written EU declaration of conformity for each CE marked fertilising product lot and keep it together with the technical documentation at the disposal of the national authorities for 10 years after the CE marked fertilising product has been placed on the market. The EU declaration of conformity shall identify such CE marked fertilising product for which it has been drawn up.		5.2. The manufacturer shall draw up a written EU declaration of conformity for each CE marked <u>an EU</u> fertilising product lot <u>type</u> and keep it together with the technical documentation at the disposal of the national authorities for 10 <u>5</u> years after the CE marked <u>EU</u> fertilising product has been placed on the market. The EU declaration of conformity shall identify such CE marked <u>the EU</u> fertilising product <u>type</u> for which it has been drawn up.	GREEN: Council text
1638.			<u>5.3. A copy of the EU declaration of conformity shall be made available to the relevant authorities upon request.</u>	GREEN: Council text
1639.			<u>5a. Notified bodies' information and operational obligations</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1640.			<u>5a.1. Each notified body shall, without undue delay, inform its notifying authority and other bodies notified under this Regulation carrying out similar conformity assessment activities covering the same EU fertilising products of the following:</u>	GREEN: Council text
1641.			<u>(a) any case where the manufacturer has not complied with the 3-month period for performing the tests required under point 4;</u>	GREEN: Council text YELLOW – EP to check
1642.			<u>(b) any test results which demonstrate non-conformity with the detonation resistance requirement referred to in paragraph 5 under PFC 1(C)(I)(a)(i-ii)(A) in Annex I.</u>	GREEN: Council text
1643.			<u>5a.2. In the case referred to in point 5a.1.(b) the notified body shall request the manufacturer to take the necessary measures in accordance with Article 6(8);</u>	GREEN: Council text
1644.	6. Authorised representative			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1645.	6. The manufacturer's obligations set out under Heading 5 above may be fulfilled by his or her authorised representative, on his or her behalf and under his or her responsibility, provided that they are specified in the mandate.		6. The manufacturer's obligations set out under 4.3.5a and Heading 5 above may be fulfilled by his or her authorised representative, on his or her behalf and under his or her responsibility, provided that they are specified in the mandate.	GREEN: Council text
1646.	Module B – EU-type examination			
1647.	1. EU-type examination is the part of a conformity assessment procedure in which a notified body examines the technical design of a CE marked fertilising product and verifies and attests that the technical design of the CE marked fertilising product meets the requirements of this Regulation.		1.1. EU-type examination is the part of a conformity assessment procedure in which a notified body examines the technical design of a CE marked EU fertilising product and verifies and attests that the technical design of the CE marked EU fertilising product meets the requirements of this Regulation.	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1648.	2. Assessment of the adequacy of the technical design of the CE marked fertilising product may be carried out through examination of the technical documentation and supporting evidence referred to in paragraph 3.2 below, plus examination of specimens, representative of the production envisaged, of one or more critical components of the product (combination of production type and design type).		1.2. Assessment of the adequacy of the technical design of the CE marked EU fertilising product may be is carried out through examination of the technical documentation and supporting evidence referred to in paragraph 3.2 below , plus examination of specimens samples , representative of the production envisaged, of one or more critical components of the product (combination of production type and design type).	GREEN: Council text
1649.			<u>2a. Technical documentation</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1650.			<u>2.1. The manufacturer shall establish the technical documentation. The documentation shall make it possible to assess the EU fertilising product's conformity with the relevant requirements and shall include an adequate analysis and assessment of the risk(s). The technical documentation shall specify the applicable requirements and cover, as far as relevant for the assessment, the design, manufacture and intended use of the EU fertilising product. The technical documentation shall contain, wherever applicable, at least the following elements:</u>	GREEN: Council text
1651.			<u>(a) a general description of the EU fertilising product, the PFC corresponding to the claimed function of the product and description of the intended use,</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1652.			<u>(b) a list of component materials used, the CMCs to which they belong and information for their origin or manufacturing process,</u>	GREEN: Council text
1653.			<u>(c) the EU declarations of conformity for the component EU fertilising products of the fertilising product blend,</u>	GREEN: Council text
1654.			<u>(d) drawings, schemes, descriptions and explanations necessary for the understanding of the manufacturing process of the EU fertilising product,</u>	YELLOW: EP to check
1655.			<u>(e) a specimen of the label or the relevant accompanying document containing the information required in accordance with Annex III,</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1656.			<u>(f) a list of the harmonised standards referred to in Article 12, common specifications referred to in Article 13 and/or other relevant technical specifications applied. In the event of partly applied harmonised standards, the technical documentation shall specify the parts which have been applied,</u>	GREEN: Council text
1657.			<u>(g) results of calculations made, including the calculations to demonstrate conformity with point 4 of Part II of Annex I, examinations carried out, etc., and</u>	GREEN: Council text
1658.			<u>(h) test reports, and</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1659.			<u>(i) where the product contains or consists of products derived from animal by-products within the meaning of Regulation (EC) No 1069/2009, the commercial documents or health certificates required pursuant to that Regulation, and evidence that the derived products have reached the end point in the manufacturing chain within the meaning of that Regulation;</u>	GREEN: Council text
1659a			<p><u>Council position modified by CRP M on 16/03.</u></p> <p><u>(ia) where the EU fertilizing product contains or consists of by products within the meaning of Directive 2008/98/EC, technical and administrative evidence that the by-products comply with the criteria established by delegated act adopted by the Commission in accordance with article 42(3b).</u></p>	
1660.			<u>3. Application for EU-type examination</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1661.	3.1. The manufacturer shall lodge an application for EU-type examination with a single notified body of his or her choice.			
1662.	3.2. The application shall include:			
1663.	(a) the name and address of the manufacturer and, if the application is lodged by the authorised representative, his or her name and address as well,			
1664.	(b) a written declaration that the same application has not been lodged with any other notified body,			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1665.	(c) the technical documentation. The technical documentation shall make it possible to assess the CE marked fertilising product's conformity with the applicable requirements of this Regulation and shall include an adequate analysis and assessment of the risk(s). The technical documentation shall specify the applicable requirements and cover, as far as relevant for the assessment, the design, manufacture and use of the CE marked fertilising product. The technical documentation shall contain, wherever applicable, at least the following elements:		(c) the technical documentation. The technical documentation shall make it possible to assess the CE marked fertilising product's conformity with the applicable requirements of this Regulation and shall include an adequate analysis and assessment of the risk(s). The technical documentation shall specify the applicable requirements and cover, as far as relevant for the assessment, the design, manufacture and use of the CE marked fertilising product. The technical documentation shall contain, wherever applicable, at least the following elements:	GREEN: Council text
1666.	• <i>a general description of the CE marked fertilising product,</i>		deleted	GREEN: Council position
1667.	• conceptual design and manufacturing drawings and schemes		deleted	GREEN: Council position

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1668.	<ul style="list-style-type: none"> descriptions and explanations necessary for the understanding of those drawings and schemes and the use of the CE marked fertilising product, 		deleted	GREEN: Council position
1669.	<ul style="list-style-type: none"> a list of the harmonised standards applied in full or in part the references of which have been published in the Official Journal of the European Union and, where those harmonised standards have not been applied, descriptions of the solutions adopted to meet the essential requirements of this Regulation, including a list of common specifications or other relevant technical specifications applied. In the event of partly applied harmonised standards, the technical documentation shall specify the parts which have been applied, 		deleted	GREEN: Council position
1670.	<ul style="list-style-type: none"> results of design calculations made, examinations carried out, etc., 		deleted	GREEN: Council position

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1671.	<ul style="list-style-type: none"> test reports, and 	AM 323 – test reports, <i>including studies on agronomic efficiency</i> , and	deleted	GREEN: Council position
1672.	<ul style="list-style-type: none"> where the product contains or consists of animal by-products within the meaning of Regulation (EC) No 1069/2009, the commercial documents or health certificates required pursuant to that Regulation, and evidence that the animal by-products have reached the end point in the manufacturing chain within the meaning of that Regulation; 		deleted	GREEN: Council text
1673.	(d) the specimens representative of the production envisaged. The notified body may request further specimens if needed for carrying out the test programme;		(d) the specimens <u>samples</u> representative of the production envisaged. The notified body may request further specimens <u>samples</u> if needed for carrying out the test programme;	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1674.	(e) the supporting evidence for the adequacy of the technical design solution. This supporting evidence shall mention any documents that have been used, in particular where the relevant harmonised standards have not been applied in full. The supporting evidence shall include, where necessary, the results of tests carried out in accordance with other relevant technical specifications by the appropriate laboratory of the manufacturer, or by another testing laboratory on his or her behalf and under his or her responsibility.			
1675.			<u>4a. Assessment of the adequacy of the technical design</u>	GREEN: Council position
1676.	4. The notified body shall:		4. The notified body shall:	GREEN: Council text
1677.	(a) For the CE marked fertilising product:		deleted	GREEN: Council position

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1678.	(1) examine the technical documentation and supporting evidence to assess the adequacy of the technical design of the CE marked fertilising product;		(1) examine the technical documentation and supporting evidence to assess the adequacy of the technical design of the CE <u>EU</u> fertilising product;	
1679.	(b) For the specimen(s):		deleted	GREEN: Council position
1680.	(2) verify that the specimen(s) have been manufactured in conformity with the technical documentation, and identify the elements which have been designed in accordance with the applicable provisions of the relevant harmonised standards and/or technical specifications, as well as the elements which have been designed in accordance with other relevant technical specifications;		(2) verify that the specimen <u>sample</u> (s) have been manufactured in conformity with the technical documentation, and identify the elements which have been designed in accordance with the applicable provisions of the relevant harmonised standards and/or technical <u>or common</u> specifications, as well as the elements which have been designed in accordance with other relevant technical specifications;	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1681.	(3) carry out appropriate examinations and tests, or have them carried out, to check whether, where the manufacturer has chosen to apply the solutions in the relevant harmonised standards and/or technical specifications, these have been applied correctly;		(3) carry out appropriate examinations and tests <u>on the sample(s)</u> , or have them carried out, to check whether, where the manufacturer has chosen to apply the solutions in the relevant harmonised standards, <u>or has applied common</u> and/or technical specifications, these have been applied correctly;	GREEN: Council text
1682.	(4) carry out appropriate examinations and tests, or have them carried out, to check whether, where the solutions in the relevant harmonised standards and/or technical specifications have not been applied, the solutions adopted by the manufacturer meet the corresponding essential requirements of this Regulation;		(4) carry out appropriate examinations and tests <u>on the sample(s)</u> , or have them carried out, to check whether, where the solutions in the relevant harmonised standards and/or technical specifications have not been applied, <u>or where relevant harmonised standards or common specifications do not exist,</u> the solutions adopted by the manufacturer meet the corresponding essential requirements of this Regulation;	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1683.	(5) agree with the manufacturer on a location where the examinations and tests will be carried out.			
1684.	5. The notified body shall draw up an evaluation report that records the activities undertaken in accordance with point 4 and their outcomes. Without prejudice to its obligations vis-à-vis the notifying authorities, the notified body shall release the content of that report, in full or in part, only with the agreement of the manufacturer.		<p>5. <u>Evaluation report</u></p> <p>The notified body shall draw up an evaluation report that records the activities undertaken in accordance with point 4 and their outcomes. Without prejudice to its obligations vis-à-vis the notifying authorities, the notified body shall release the content of that report, in full or in part, only with the agreement of the manufacturer.</p>	GREEN: Council text
1685.			6a. <u>EU-type examination certificate</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1686.	6.1. Where the type meets the requirements of this Regulation that apply to the CE marked fertilising product concerned, the notified body shall issue an EU-type examination certificate to the manufacturer. The certificate shall contain the name and address of the manufacturer, the conclusions of the examination, the conditions (if any) for its validity and the necessary data for identification of the approved type. The certificate may have one or more annexes attached.		6.1. Where the type meets the requirements of this Regulation that apply to the CE marked <u>EU</u> fertilising product concerned, the notified body shall issue an EU-type examination certificate to the manufacturer. The certificate shall contain the name and address of the manufacturer, the conclusions of the examination, the conditions (if any) for its validity and the necessary data for identification of the approved type. The certificate may have one or more annexes attached.	
1687.	6.2. The certificate and its annexes shall contain all relevant information to allow the conformity of manufactured CE marked fertilising products with the examined type to be evaluated and to allow for further in-service control.		6.2. The certificate and its annexes shall contain all relevant information to allow the conformity of manufactured CE marked <u>EU</u> fertilising products with the examined type to be evaluated and to allow for further in-service control.	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1688.	6.3. Where the type does not satisfy the requirements of this Regulation, the notified body shall refuse to issue an EU-type examination certificate and shall inform the applicant accordingly, giving detailed reasons for its refusal.			
1689.			<u>7a. Changes which may affect the conformity of the EU fertilising product</u>	GREEN: Council text
1690.	7.1. The notified body shall keep itself apprised of any changes in the generally acknowledged state of the art which indicate that the approved type may no longer comply with the requirements of this Regulation and shall determine whether such changes require further investigation. If so, the notified body shall inform the manufacturer accordingly.			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1691.	7.2. The manufacturer shall inform the notified body that holds the technical documentation relating to the EU-type examination certificate of all modifications to the approved type that may affect the conformity of the CE marked fertilising product with the requirements of this Regulation or the conditions for validity of the certificate. Such modifications shall require additional approval in the form of an addition to the original EU-type examination certificate.		7.2. The manufacturer shall inform the notified body that holds the technical documentation relating to the EU-type examination certificate of all modifications to the approved type that may affect the conformity of the CE marked <u>EU</u> fertilising product with the requirements of this Regulation or the conditions for validity of the certificate. Such modifications shall require additional approval in the form of an addition to the original EU-type examination certificate.	
1692.			<u>8a. Notified bodies' information obligations</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1693.	8.1. Each notified body shall inform its notifying authority concerning the EU-type examination certificates and/or any additions thereto which it has issued or withdrawn, and shall, periodically or upon request, make available to its notifying authorities the list of certificates and/or any additions thereto refused, suspended or otherwise restricted.			
1694.	8.2. Each notified body shall inform the other notified bodies concerning the EU-type examination certificates and/or any additions thereto which it has refused, withdrawn, suspended or otherwise restricted, and, upon request, concerning the certificates and/or additions thereto which it has issued.			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1695.	8.3. The Commission, the Member States and the other notified bodies may, on request, obtain a copy of the EU-type examination certificates and/or additions thereto. On request, the Commission and the Member States may obtain a copy of the technical documentation and the results of the examinations carried out by the notified body.			
1696.	8.4. The notified body shall keep a copy of the EU-type examination certificate, its annexes and additions, as well as the technical file including the documentation submitted by the manufacturer, until the expiry of the validity of the certificate.			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1697.	9. The manufacturer shall keep a copy of the EU-type examination certificate, its annexes and additions together with the technical documentation at the disposal of the national authorities for 10 years after the CE marked fertilising product has been placed on the market.		<p>9. <u>Availability of the EU-type examination certificate</u></p> <p>The manufacturer shall keep a copy of the EU-type examination certificate, its annexes and additions together with the technical documentation at the disposal of the national authorities for 10 5 years after the CE marked EU fertilising product has been placed on the market.</p>	GREEN: Council text
1698.	10. The manufacturer's authorised representative may lodge the application referred to in point 3 and fulfil the obligations set out in points 7 and 9, provided that they are specified in the mandate.		<p>10. <u>Authorised representative</u></p> <p>The manufacturer's authorised representative may lodge the application referred to in point 3 and fulfil the obligations set out in points 7 and 9, provided that they are specified in the mandate.</p>	GREEN: Council text
1699.	Module C – Conformity to type based on internal production control			
1700.	1. Description of the module			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1701.	1. Conformity to type based on internal production control is the part of a conformity assessment procedure whereby the manufacturer fulfils the obligations laid down in points 2 and 3, and ensures and declares that the CE marked fertilising products concerned are in conformity with the type described in the EU-type examination certificate and satisfy the requirements of this Regulation that apply to them.		1- Conformity to type based on internal production control is the part of a conformity assessment procedure whereby the manufacturer fulfils the obligations laid down in points 2 and 3, and ensures and declares that the CE marked <u>EU</u> fertilising products concerned are in conformity with the type described in the EU-type examination certificate and satisfy the requirements of this Regulation that apply to them.	
1702.	2. Manufacturing			
1703.	2. The manufacturer shall take all measures necessary so that the manufacturing process and its monitoring ensure conformity of the manufactured CE marked fertilising products with the approved type described in the EU-type examination certificate and with the requirements of this Regulation that apply to them.		2- The manufacturer shall take all measures necessary so that the manufacturing process and its monitoring ensure conformity of the manufactured CE marked <u>EU</u> fertilising products with the approved type described in the EU-type examination certificate and with the requirements of this Regulation that apply to them.	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1704.	3. Conformity marking and EU declaration of conformity		3. Conformity <u>CE</u> marking and EU declaration of conformity	
1705.	3.1 The manufacturer shall affix the CE marking to each individual fertilising product that is in conformity with the type described in the EU-type examination certificate and satisfies the requirements of this Regulation.		3.1 The manufacturer shall affix the CE marking to each individual <u>packaging of the EU</u> fertilising product that is in conformity with the type described in the EU-type examination certificate and satisfies the <u>applicable</u> requirements of this Regulation <u>or, where it is supplied without packaging, in a document accompanying the EU fertilising product.</u>	GREEN: Council text
1706.	3.2 The manufacturer shall draw up a written EU declaration of conformity for a CE marked fertilising product lot and keep it at the disposal of the national authorities for 10 years after the CE marked fertilising product has been placed on the market. The EU declaration of conformity shall identify the CE marked fertilising product lot for which it has been drawn up.		3.2 The manufacturer shall draw up a written EU declaration of conformity for an CE marked <u>EU</u> fertilising product lot lot <u>type</u> and keep it <u>together with the technical documentation</u> at the disposal of the national authorities for 10 <u>5</u> years after the CE marked <u>EU</u> fertilising product has been placed on the market. The EU declaration of conformity shall identify the CE marked <u>EU</u> fertilising product lot <u>type</u> for which it has been drawn up.	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1707.	3.3. A copy of the EU declaration of conformity shall be made available to the relevant authorities upon request.			
1708.	4. Authorised representative			
1709.	4. The manufacturer's obligations set out in point 3 may be fulfilled by his or her authorised representative, on his or her behalf and under his or her responsibility, provided that they are specified in the mandate.			
1710.	Module D1: Quality assurance of the production process			
1711.	1. Description of the module			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1712.	1. Quality assurance of the production process is the conformity assessment procedure whereby the manufacturer of the CE marked fertilising product fulfils the obligations laid down under Headings 2, 4, and 7, and ensures and declares on his or her sole responsibility that the CE marked fertilising products concerned satisfy the requirements of this Regulation that apply to them.		1. Quality assurance of the production process is the conformity assessment procedure whereby the manufacturer of the CE marked EU fertilising product fulfils the obligations laid down under Headings 2, 4, and 7, and ensures and declares on his or her sole responsibility that the CE marked EU fertilising products concerned satisfy the requirements of this Regulation that apply to them.	
1713.	2. Technical documentation			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1714.	2. The manufacturer of the CE marked fertilising product shall establish the technical documentation. The documentation shall make it possible to assess the product's conformity with the relevant requirements, and shall include an adequate analysis and assessment of the risk(s). The technical documentation shall specify the applicable requirements and cover, as far as relevant for the assessment, the design, manufacture and use of the product. The technical documentation shall, wherever applicable, contain at least the following elements:		2. The manufacturer of the CE marked fertilising product shall establish the technical documentation. The documentation shall make it possible to assess the EU fertilising product's conformity with the relevant requirements, and shall include an adequate analysis and assessment of the risk(s). The technical documentation shall specify the applicable requirements and cover, as far as relevant for the assessment, the design, manufacture and intended use of the EU fertilising product. The technical documentation shall, wherever applicable, contain at least the following elements:	GREEN: Council text
1715.	(a) a general description of the product,		(a) a general description of the EU fertilising product, the PFC corresponding to the claimed function of the product and description of the intended use,	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1716.			<u>(b) a list of component materials used, the CMCs to which they belong and information for their origin or manufacturing process,</u>	GREEN: Council text
1717.			<u>(c) the EU declarations of conformity for the component EU fertilising products of the fertilising product blend,</u>	GREEN: Council text
1718.	(b) conceptual design and manufacturing drawings and schemes, including a written description and a diagram of the production process, where each treatment, storage vessel and area is clearly identified,	AM 324 (b) a written description and a diagram of the production process,	(b) conceptual design and manufacturing drawings, and schemes, <u>descriptions and explanations necessary for the understanding of the manufacturing process of the EU fertilising product, and, in relation to compost belonging to CMC 3 or digestate belonging to CMC 5,</u> including a written description and a diagram of the production process, where each treatment, storage vessel and area is clearly identified,	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1719.	(c) descriptions and explanations necessary for the understanding of those drawings and schemes and of the use of the CE marked fertilising product,		deleted	GREEN: Council position
1720.			<u>(e) a specimen of the label or the relevant accompanying document containing the information required in accordance with Annex III,</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1721.	(d) a list of the harmonised standards applied in full or in part the references of which have been published in the Official Journal of the European Union and, where those harmonised standards have not been applied, descriptions of the solutions adopted to meet the essential requirements of this Regulation, including a list of common specifications or other relevant technical specifications applied. In the event of partly applied harmonised standards, the technical documentation shall specify the parts which have been applied,		(d f) a list of the harmonised standards referred to in Article 12 , applied in full or in part the references of which have been published in the Official Journal of the European Union and, where those harmonised standards have not been applied, descriptions of the solutions adopted to meet the essential requirements of this Regulation, including a list of common specifications referred to in Article 13 and/or other relevant technical specifications applied. In the event of partly applied harmonised standards, the technical documentation shall specify the parts which have been applied,	GREEN: Council text
1722.	(e) results of design calculations made, examinations carried out, etc.,		(e g) results of design calculations made, including the calculations to demonstrate conformity with point 4 of Part II of Annex I , examinations carried out, etc., and	GREEN: Council text
1723.	(f) test reports, and		(f h) test reports, and	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1724.	(g) where the product contains or consists of animal by-products within the meaning of Regulation (EC) No 1069/2009, the commercial documents or health certificates required pursuant to that Regulation, and evidence that the animal by-products have reached the end point in the manufacturing chain within the meaning of that Regulation.		(gi) where the product contains or consists of products derived from animal by-products within the meaning of Regulation (EC) No 1069/2009, the commercial documents or health certificates required pursuant to that Regulation, and evidence that the animal by- derived products have reached the end point in the manufacturing chain within the meaning of that Regulation.	GREEN: Council text
1724a			<u>Council position modified by CRP M on 16/03.</u> <u>(ga) where the EU fertilizing product contains or consists of by products within the meaning of Directive 2008/98/EC, technical and administrative evidence that the by-products comply with the criteria established by delegated act adopted by the Commission in accordance with article 42(3b).</u>	
1725.	3. Availability of technical documentation			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1726.	3. The manufacturer shall keep the technical documentation at the disposal of the relevant national authorities for 10 years after the CE marked fertilising product has been placed on the market.		3. The manufacturer shall keep the technical documentation at the disposal of the relevant national authorities for 10 <u>5</u> years after the CE -marked <u>EU</u> fertilising product has been placed on the market.	GREEN: Council text
1727.	4. Manufacturing			
1728.	4. The manufacturer shall operate an approved quality system for production, final product inspection and testing of the products concerned as specified in point 5, and shall be subject to surveillance as specified in point 6.			
1729.	5. Quality system			
1730.	5.1. The manufacturer shall implement a quality system which shall ensure compliance of the CE marked fertilising product with the requirements of this Regulation that apply to them.		5.1. The manufacturer shall implement a quality system which shall ensure compliance of the CE marked <u>EU</u> fertilising product with the requirements of this Regulation that apply to them.	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1731.	5.1.1. The quality system shall include quality objectives and an organisational structure with responsibilities and powers of the management with regard to product quality.		5.1.1. The quality system shall include cover the quality objectives and an organisational structure with responsibilities and powers of the management with regard to product quality.	GREEN: Council text
1732.	5.1.1.1. For compost belonging to component material category ('CMC') 3 and digestate belonging to CMC 5, as defined in Annex II, senior management of the manufacturer's organisation shall:			
1733.	(a) Ensure that sufficient resources (people, infrastructure, equipment) are available to create and implement the quality system;			
1734.	(b) Appoint a member of the organisation's management who shall be responsible for:			
1735.	<ul style="list-style-type: none"> Ensuring that quality management processes are established, approved, implemented and maintained; 			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1736.	<ul style="list-style-type: none"> • Reporting to senior management of the manufacturer on the performance of the quality management and any need for improvement; 			
1737.	<ul style="list-style-type: none"> • Ensuring the promotion of awareness of customer needs and legal requirements throughout the manufacturer's organisation, and for making the personnel aware of the relevance and importance of the quality management requirements to meet the legal requirements of this Regulation; 			
1738.	<ul style="list-style-type: none"> • Ensuring that each person whose duties affect the product quality is sufficiently trained and instructed; and 			
1739.	<ul style="list-style-type: none"> • Ensuring the classification of the quality management documents mentioned under paragraph 5.1.4. below; 			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1740.	(c) Conduct an internal audit every year, or sooner than scheduled if triggered by any significant change that may affect the quality of the CE marked fertilising product; and		(c) Conduct an internal audit every year, or sooner than scheduled if triggered by any significant change that may affect the quality of the CE <u>marked-EU</u> fertilising product; and	
1741.	(d) Ensure that appropriate communication processes are established within and outside the organisation and that communication take place regarding the effectiveness of the quality management.			
1742.	5.1.2. The quality system shall be implemented through manufacturing, quality control and quality assurance techniques, processes and systematic actions.		5.1.2. The quality system shall be implemented through <u>cover the</u> manufacturing, quality control and quality assurance techniques, processes and systematic actions.	GREEN: Council text
1743.	5.1.2.1. For compost belonging to component material category ('CMC') 3 and digestate belonging to CMC 5, as defined in Annex II, the system shall ensure compliance with the composting and digestion process criteria specified in that Annex.			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1744.	5.1.3. The quality system shall comprise examinations and tests to be carried out before, during and after manufacture with a specified frequency.		5.1.3. The quality system shall comprise cover the examinations and tests to be carried out before, during and after manufacture with a specified frequency.	GREEN: Council text
1745.	5.1.3.1. For compost belonging to CMC 3 and digestate belonging to CMC 5, as defined in Annex II, the examinations and tests shall comprise the following elements:			
1746.	(a) The following information shall be recorded for each lot of input materials:			
1747.	(1) Date delivered;			
1748.	(2) Amount by weight (or estimation based on the volume and density);			
1749.	(3) Identity of the input material supplier;			
1750.	(4) Input material type;			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1751.	(5) Identification of each lot and delivery location on site. A unique identification code shall be assigned throughout the production process for quality management purposes; and			
1752.	(6) In case of refusal, the reasons for the rejection of the lot and where it was sent.			
1753.	(b) Qualified staff shall carry out a visual inspection of each consignment of input materials and verify compatibility with the specifications of input materials in CMC 3 and CMC 5 in Annex II.			
1754.	(c) The manufacturer shall refuse any consignment of any given input material where visual inspection raises any suspicion of			
1755.	<ul style="list-style-type: none"> the presence of hazardous or damageable substances for the composting or digestion process or for the quality of the final CE marked fertilising product, or of 		<ul style="list-style-type: none"> the presence of hazardous or damageable substances for the composting or digestion process or for the quality of the final CE marked EU fertilising product, or of 	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1756.	<ul style="list-style-type: none"> • incompatibility with the specifications of CMC 3 and CMC 5 in Annex II, in particular by presence of plastics leading to exceedence of the limit value for macroscopic impurities. 			
1757.	(d) The staff shall be trained on			
1758.	<ul style="list-style-type: none"> • potential hazardous properties that may be associated with input materials, and 			
1759.	<ul style="list-style-type: none"> • features that allow hazardous properties and the presence of plastics to be recognised. 			
1760.	(e) Samples shall be taken on output materials, to verify that they comply with the component material specifications for compost and digestate laid down in CMC 3 and CMC 5 in Annex II, and that the properties of the output material does not jeopardise the CE marked fertilising product's compliance with the relevant requirements in Annex I.		(e) Samples shall be taken on output materials, to verify that they comply with the component material specifications for compost and digestate laid down in CMC 3 and CMC 5 in Annex II, and that the properties of the output material does not jeopardise the CE -marked EU fertilising product's compliance with the relevant requirements in Annex I.	

Row	COMMISSION PROPOSAL		EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1761.	(f) The output material samples shall be taken with at least the following frequency:			(f) The output material samples shall be taken on a regular basis with at least the following frequency:	GREEN: Council text
1762.	Annual input (tonnes)	Samples / year			
	≤ 3000	1			
	3001 – 10000	2			
	10001 – 20000	3			
	20001 – 40000	4			
	40001 – 60000	5			
	60001 – 80000	6			
	80001 – 100000	7			
	100001 – 120000	8			
	120001 – 140000	9			
	140001 – 160000	10			
	160001 – 180000	11			
	> 180000	12			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1763.	(g) If any tested output material sample fails one or more of the applicable limits specified in the relevant sections of Annexes I and II to this Regulation, the person responsible for quality management referred to above in point 5.1.1.1(b) shall:			
1764.	(1) Clearly identify the non-conforming products and their storage place,		(1) Clearly identify the non-conforming products <u>output materials</u> and their storage place,	GREEN: Council text
1765.	(2) Analyse the reasons of the non-conformity and take any necessary action to avoid its repetition,			
1766.	(3) Record in the quality records referred to in paragraph 5.1.4 if reprocessing takes place, or if the product is eliminated.		(3) Record in the quality records referred to in paragraph 5.1.4 if reprocessing takes place, or if the product <u>output material</u> is eliminated.	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1767.	5.1.4. The manufacturer shall maintain the quality records, such as inspection reports and test data, calibration data, qualification reports on the personnel concerned, etc.,		5.1.4. The quality system shall cover the manufacturer's shall maintain the quality records, such as inspection reports and test data, calibration data, qualification reports on the personnel concerned, etc.,	GREEN: Council text
1768.	5.1.4.1. For compost belonging to component material category ('CMC') 3 and digestate belonging to CMC 5, as defined in Annex II, the quality records shall demonstrate effective control of input materials, production, storage and compliance of input- and output materials with the relevant requirements of this Regulation. Each document shall be legible and available at its relevant place(s) of use, and any obsolete version shall be promptly removed from all places where it is used, or at least identified as obsolete. The quality management documentation shall at least contain the following information:			
1769.	(a) A title,			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1770.	(b) A version number,			
1771.	(c) A date of issue,			
1772.	(d) The name of the person who issued it,			
1773.	(e) Records about the effective control of input materials,			
1774.	(f) Records about the effective control of the production process,			
1775.	(g) Records about the effective control of the output materials,			
1776.	(h) Records of non-conformities,			
1777.	(i) Reports on all accidents and incidents that occur to the site, their known or suspected causes and actions taken,			
1778.	(j) Records of the complaints expressed by third parties and how they have been addressed,			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1779.	(k) A record of the date, type and topic of training followed by the persons responsible for the quality of the product,			
1780.	(l) Results of internal audit and actions taken, and			
1781.	(m) Results of external audit review and actions taken.			
1782.	5.1.5 The achievement of the required product quality and the effective operation of the quality system shall be monitored.		5.1.5 The <u>quality system shall cover the means of monitoring the</u> achievement of the required product quality and the effective operation of the quality system shall be monitored.	GREEN: Council text
1783.	5.1.5.1. For compost belonging to component material category ('CMC') 3 and digestate belonging to CMC 5, as defined in Annex II, the manufacturer shall establish an annual internal audit program in order to verify the compliance to the quality system, with the following components:			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1784.	(1) A procedure that defines the responsibilities and requirements for planning and conducting internal audits, establishing records and reporting results shall be established and documented. A report identifying the non-conformities to the quality scheme shall be prepared and all corrective actions shall be reported. The records of the internal audit shall be annexed to the quality management documentation.			
1785.	(2) Priority shall be given to non-conformities identified by external audits.			
1786.	(3) Each auditor shall not audit his or her own work.			
1787.	(4) The management responsible for the area audited shall ensure that the necessary corrective actions are taken without undue delay.			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1788.	(5) Internal audit realised in the frame of another quality management system can be taken into account provided that it is completed by an audit of the requirements to this quality system.			
1789.			<u>5.1.5a. All the elements, requirements and provisions adopted by the manufacturer shall be documented in a systematic and orderly manner in the form of written policies, procedures and instructions. The quality system documentation shall permit a consistent interpretation of the quality programmes, plans, manuals and records. It shall, in particular, contain an adequate description of all the quality management elements set out in points 5.1.1-5.1.5.</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1790.	5.2. The manufacturer shall lodge an application for assessment of his or her quality system with the accredited notified body of his or her choice, for the products concerned. The application shall include:		5.2. The manufacturer shall lodge an application for assessment of his or her quality system with the accredited notified body of his or her choice, for the products concerned. The application shall include:	GREEN: Council text
1791.	- the name and address of the manufacturer and, if the application is lodged by the authorised representative, his or her name and address as well,			
1792.	- a written declaration that the same application has not been lodged with any other notified body,			
1793.	- all relevant information for the product category envisaged,			
1794.	- the documentation concerning the quality system,		- the documentation concerning the quality system <u>containing all the elements set out in point 5.1,</u>	GREEN: Council text
1795.	- technical documentation of all the quality system elements set out in paragraphs 5.1 and subparagraphs.		- the technical documentation of all the quality system elements set out in paragraphs 5.1 and subparagraphs <u>referred to in point 2.</u>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1796.	5.3. All the elements, requirements and provisions adopted by the manufacturer shall be documented in a systematic and orderly manner in the form of written policies, procedures and instructions. The quality system documentation shall permit a consistent interpretation of the quality programmes, plans, manuals and records. It shall, in particular, contain an adequate description of all the quality management elements mentioned above in paragraph 5.1 and subparagraphs.		deleted	GREEN: Council position
1797.	5.4.1. The notified body shall assess the quality system to determine whether it satisfies the requirements referred to in paragraph 5.1 and subparagraphs.		5.4.1. The notified body shall assess the quality system to determine whether it satisfies the requirements referred to in paragraph point 5.1 and subparagraphs.	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1798.	5.4.2. It shall presume conformity with those requirements in respect of the elements of the quality system that comply with the corresponding specifications of the relevant harmonised standard.			
1799.	5.4.3. In addition to experience in quality management systems, the auditing team shall have at least one member with experience of evaluation in the relevant product field and product technology concerned, and knowledge of the applicable requirements of this Regulation. The audit shall include an assessment visit to the manufacturer's premises. The auditing team shall review the technical documentation referred to in point 2 in order to verify the manufacturer's ability to identify the relevant requirements of this Regulation and to carry out the necessary examinations with a view to ensuring compliance of the CE marked fertilising product with those requirements.		5.4.3. In addition to experience in quality management systems, the auditing team shall have at least one member with experience of evaluation in the relevant product field and product technology concerned, and knowledge of the applicable requirements of this Regulation. The audit shall include an assessment visit to the manufacturer's premises. The auditing team shall review the technical documentation referred to in point 2 in order to verify the manufacturer's ability to identify the relevant requirements of this Regulation and to carry out the necessary examinations with a view to ensuring compliance of the CE marked EU fertilising product with those requirements.	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1800.	5.4.4. The decision shall be notified to the manufacturer. The notification shall contain the conclusions of the audit and the reasoned assessment decision.			
1801.	5.5. The manufacturer shall undertake to fulfil the obligations arising out of the quality system as approved and to maintain it so that it remains adequate and efficient			
1802.	5.6.1. The manufacturer shall keep the notified body that has approved the quality system informed of any intended change to the quality system.			
1803.	5.6.2. The notified body shall evaluate any proposed changes and decide whether the modified quality system will continue to satisfy the requirements referred to in point 5.2 or whether reassessment is necessary.			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1804.	5.6.3. It shall notify the manufacturer of its decision. The notification shall contain the conclusions of the examination and the reasoned assessment decision.			
1805.	6. Surveillance under the responsibility of the notified body			
1806.	6.1 The purpose of surveillance is to make sure that the manufacturer duly fulfils the obligations arising out of the approved quality system.			
1807.	6.2. The manufacturer shall, for assessment purposes, allow the notified body access to the manufacture, inspection, testing and storage sites and shall provide it with all necessary information, in particular:			
1808.	- the quality system documentation,			
1809.	- the technical documentation referred to in paragraph 2,			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1810.	- the quality records, such as inspection reports and test data, calibration data, qualification reports on the personnel concerned.			
1811.	6.3.1 The notified body shall carry out periodic audits to make sure that the manufacturer maintains and applies the quality system and shall provide the manufacturer with an audit report.			
1812.	6.3.2 For compost belonging to component material category ('CMC') 3 and digestate belonging to CMC 5, as defined in Annex II, the notified body shall take and analyse output material samples during each audit, and the audits shall be carried out with the following frequency:			
1813.	(a) During the notified body's first year of surveillance of the plant in question: The same frequency as the sampling frequency indicated in the table included in paragraph 5.1.3.1(f); and			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1814.	(b) During the following years of surveillance: Half the sampling frequency indicated in the table included in paragraph 5.1.3.1(f).			
1815.	6.4 In addition, the notified body may pay unexpected visits to the manufacturer. During such visits the notified body may, if necessary, carry out product tests, or have them carried out, in order to verify that the quality system is functioning correctly. The notified body shall provide the manufacturer with a visit report and, if tests have been carried out, with a test report.			
1816.	7. Conformity marking and EU declaration of conformity		7. Conformity CE marking and EU declaration of conformity	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1817.	7.1. The manufacturer shall affix the CE marking and, under the responsibility of the notified body referred to in paragraph 5.2, the latter's identification number to each individual product that satisfies the applicable requirements of this Regulation.		7.1. The manufacturer shall affix the CE marking and, under the responsibility of the notified body referred to in paragraph point 5.2, the latter's identification number to each individual <u>packaging of the EU fertilising</u> product that satisfies the applicable requirements of this Regulation <u>or, where it is supplied without packaging, in a document accompanying the EU fertilising product.</u>	GREEN: Council text
1818.	7.2.1 The manufacturer shall draw up a written EU declaration of conformity for each CE marked fertilising product lot and keep it at the disposal of the national authorities for 10 years after the CE marked fertilising product has been placed on the market. The EU declaration of conformity shall identify the product lot for which it has been drawn up.		7.2.1 The manufacturer shall draw up a written EU declaration of conformity for each CE marked <u>an EU</u> fertilising product lot <u>or type</u> and keep it <u>together with the technical documentation</u> at the disposal of the national authorities for 10 <u>5</u> years after the CE marked <u>EU</u> fertilising product has been placed on the market. The EU declaration of conformity shall identify the <u>EU fertilising</u> product lot <u>or type</u> for which it has been drawn up.	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1819.	7.2.2. A copy of the EU declaration of conformity shall be made available to the relevant authorities upon request.			
1820.	8. Availability of quality system documentation			
1821.	8. The manufacturer shall, for a period ending at least 10 years after the product has been placed on the market, keep at the disposal of the national authorities:		8. The manufacturer shall, for a period ending at least 10 <u>5</u> years after the product has been placed on the market, keep at the disposal of the national authorities:	GREEN: Council text
1822.	- the documentation referred to in paragraph 5.3,		- the documentation referred to in paragraph <u>point</u> 5.3,	GREEN: Council text
1823.	- the change referred to in paragraph 5.6 and subparagraphs, as approved,		- the <u>information on the</u> changes referred to in paragraph <u>point</u> 5.6 and subparagraphs , as approved,	GREEN: Council text
1824.	- the decisions and reports of the notified body referred to in paragraph 5.6.1-5.6.3, paragraph 6.3 and paragraph 6.4.		- the decisions and reports of the notified body referred to in paragraph <u>points</u> 5.6.1- <u>5.6.3</u> , paragraph <u>point</u> 6.3. <u>1</u> and paragraph <u>point</u> 6.4.	GREEN: Council text
1825.	9. Notified bodies' information obligation			

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1826.	9.1. Each notified body shall inform its notifying authorities of quality system approvals issued or withdrawn, and shall, periodically or upon request, make available to its notifying authorities the list of quality system approvals refused, suspended or otherwise restricted.			
1827.	9.2. Each notified body shall inform the other notified bodies of quality system approvals which it has refused, suspended or withdrawn, and, upon request, of quality system approvals which it has issued.		9.2. Each notified body shall inform the other notified bodies of quality system approvals which it has refused, suspended, or <u>or otherwise restricted</u> , and, upon request, of quality system approvals which it has issued.	GREEN: Council text
1828.	10. Authorised representative			
1829.	The manufacturer's obligations set out in paragraph 3, paragraph 5.2, paragraphs 5.6.1-5.6.3, Heading 7 and Heading 8 may be fulfilled by his or her authorised representative, on his or her behalf and under his or her responsibility, provided that they are specified in the mandate.		The manufacturer's obligations set out in paragraph point 3, paragraph point 5.2, paragraphs points 5.6.1-5.6.3, Heading point 7 and Heading point 8 may be fulfilled by his or her authorised representative, on his or her behalf and under his or her responsibility, provided that they are specified in the mandate.	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1830.	<p>ANNEX V</p> <p>EU Declaration of conformity (No XXX)³⁷</p> <p>³⁷ It is optional for the manufacturer to assign a number to the EU declaration of conformity.</p>			
1831.	1. CE marked fertilising product (product-, batch-, type- or serial-number):		1. CE marked EU fertilising product (product-, batch-, <u>or</u> type- or serial- number):	
1832.	2. Name and address of the manufacturer and, where applicable, its authorised representative:			
1833.	3. This EU declaration of conformity is issued under the sole responsibility of the manufacturer.			
1834.	4. Object of the declaration (identification of product allowing traceability; it may, where necessary for the identification of the CE marked fertilising product, include an image):		4. Object of the declaration (identification of product allowing traceability; it may, where necessary for the identification of the CE marked EU fertilising product, include an image):	

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1835.	5. The object of the declaration described above is in conformity with the relevant Union harmonisation legislation:		<p>5. The object of the declaration described above is in conformity with the relevant Union harmonisation legislation:</p> <p><u>- Regulation [Publication office, please, insert the number of this Regulation],</u></p> <p><u>- other Union harmonisation legislation where applicable:</u></p>	GREEN: Council text
1836.	6. References to the relevant harmonised standards used or references to the other technical specifications in relation to which conformity is declared:		<p>6. References to the relevant harmonised standards <u>or to the common specifications</u> used or references to the other technical specifications in relation to which conformity is declared:</p>	GREEN: Council text
1837.	7. Where applicable, the notified body ... (name, number) performed ... (description of intervention) and issued the certificate:		<p>7. Where applicable, the notified body ... (name, number) performed ... (description of intervention) and issued the certificate <u>or approval decision... (number):</u></p>	GREEN: Council text

Row	COMMISSION PROPOSAL	EP AMENDMENTS	COUNCIL TEXT 14010/1/2017 REV 1	COMPROMISE
1838.			<u>7a. Where applicable, annexed to this EU declaration of conformity are the EU declarations of conformity for the component EU fertilising products of the fertilising product blend.</u>	GREEN: Council text
1839.	8. Additional information:			
1840.	Signed for and on behalf of:			
1841.	(place and date of issue):			
1842.	(name, function) (signature):			