

Regulation (EC) No 1069/2009 of the European Parliament and of the Council of 21 October 2009 laying down health rules as regards animal by-products and derived products not intended for human consumption and repealing Regulation (EC) No 1774/2002 (Animal by-products Regulation)

TITLE II

OBLIGATIONS OF OPERATORS

CHAPTER II

Placing on the market

Section 2

Organic fertilisers and soil improvers

Article 32

Placing on the market and use

- 1 Organic fertilisers and soil improvers may be placed on the market and used provided:
- a they are derived from Category 2 or Category 3 material;
 - b they have been produced in accordance with the conditions for pressure sterilisation or with other conditions to prevent risks arising to public and animal health, in accordance with the requirements laid down pursuant to Article 15 and any measures which have been laid down in accordance with paragraph 3 of this Article;
 - c they come from approved or registered establishments or plants, as applicable; and
 - d in the case of meat-and-bone meal derived from Category 2 material and processed animal proteins intended to be used as or in organic fertilisers and soil improvers, they have been mixed with a component to exclude the subsequent use of the mixture for feeding purposes and marked when required by measures adopted under paragraph 3.

In addition, digestion residues from transformation into biogas or compost may be placed on the market and used as organic fertilisers or soil improvers.

[^{F1}Nothing in this Regulation prevents the appropriate authority from] imposing additional conditions for or restricting the use of organic fertilisers and soil improvers, provided that such rules are justified on grounds of the protection of public and animal health.

2 By way of derogation from point (d) of paragraph 1, mixing shall not be required for materials whose use for feeding purposes is excluded due to their composition or packaging.

3 [^{F2}The appropriate authority may, by regulations, lay down measures for the implementation of this Article relating to the following matters]:

- a public and animal health conditions for the production and use of organic fertilisers and soil improvers;
- b components or substances for the marking of organic fertilisers or soil improvers;

Changes to legislation: There are currently no known outstanding effects for the Regulation (EC) No 1069/2009 of the European Parliament and of the Council, Section 2. (See end of Document for details)

- c components to be mixed with organic fertilisers or soil improvers;
- d supplementary conditions, such as the methods to be used for marking and the minimum proportions to be observed when preparing the mixture, in order to exclude the use of such fertilisers or soil improvers for feeding purposes; and
- e cases where the composition or packaging allows the materials to be exempted from the mixing requirement.

F3

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Textual Amendments

- F1** Words in Art. 32(1) substituted (E.W.S.) (31.12.2020) by [The Animals, Aquatic Animal Health, Invasive Alien Species, Plant Propagating Material and Seeds \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1388\)](#), regs. 1(2)(c), **12(16)**
- F2** Words in Art. 32(3) substituted (31.12.2020) by [The Animals \(Legislative Functions\) \(EU Exit\) Regulations 2019 \(S.I. 2019/588\)](#), regs. 1, **8(19)(a)** (with reg. 12); 2020 c. 1, Sch. 5 para. 1(1)
- F3** Words in Art. 32(3) omitted (31.12.2020) by virtue of [The Animals \(Legislative Functions\) \(EU Exit\) Regulations 2019 \(S.I. 2019/588\)](#), regs. 1, **8(19)(b)** (with reg. 12); 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation:

There are currently no known outstanding effects for the Regulation (EC) No 1069/2009 of the European Parliament and of the Council, Section 2.