

# MUTUAL RECOGNITION

## How to manage fertilizer registration in the transitional period (2021-2024)?

29th June 2021

**SUN** Chemicals  
Services

1



### Sun Global Chemicals Services, SL

C. Dues Soles 3  
08500 Vic  
Barcelona (Spain)  
M +34 610 199 285  
info@sunchemicals.eu  
NIF: B66745654

**New AG International**

**Why in Europe is it so difficult to register a product in this sector?**  
**Regulation EU 2019/515 about major fertilizers.**

Major fertilizers are, on the one hand, the unique registration EU Member States. Currently, the multiple registration systems currently have to register them in different systems. But at what studies can be done in the different regulations?

**How?**  
By taking advantage of the "Mutual Recognition" window that opened in the majority of EU member countries in 2020 as a result of multiple rulings by the Court of Justice of the European Union.

In April 2020, this new Regulation (EU) 2019/515 of the European Parliament and of the Council of 19 March 2019 on Mutual Recognition of goods lawfully marketed in another Member State entered into force, repealing Regulation (EC) 764/2008. This regulation stipulates that Member States shall facilitate



Ferran Soldevila  
Managing Director  
Sun Chemicals Services

**“ By taking advantage of the “Mutual Recognition” that opened in the majority of European countries**

**SUN** Chemicals  
Services

1 / 2 BIOSTIMULANTS | New AG International MAR/APR 2021



2

## How to place / register a Fertiliser product in the EU Market

<p><b>National law Of each country (27)</b></p>	<p><b>EU 2003/2003</b></p>	<p><b>EU 2019/1009 2022-2024?</b></p>	<p><b>EU 2019/515 Mutual recognition</b></p>
<p>All EU countries have their own National Fertiliser law or procedment. If a fertilizer product is in accordance with the national law of a country, it can be marketed only in this country</p>	<p>EU specific regulation for mineral fertilisers. Prior authorisation it is not needed, and the products can be marketed in all EU countries. This Reg. will be repealed with the entry into force of Reg 2019/1009</p>	<p>Eu New Fertiliser law. Forecasted to entering in force June 2022. Covering Mineral fertilisers and organic Fertilisers.</p>	<p>The principle of mutual recognition applies in the field of free movement of goods within EU and avoiding double evaluations of the same product.</p>
<p><b>NATIONAL FERTILISERS</b></p>	<p><b>EC FERTILISERS</b></p>	<p><b>EU FERTILISERS</b></p>	<p><b>NATIONAL FERTILISERS</b></p>

3

**Regulation UE 2019/515**

The new regulation on the mutual recognition of goods lawfully marketed in another Member State and repealing Regulation (EC) No.764/2008

- The principle of mutual recognition applies in the field of free movement of goods.
- According to the principle of mutual recognition, a product may be marketed in an EU Member State ("Member State of destination") if it has been lawfully marketed in another EU Member State.
- In case a Member State restricts the market access it needs to clearly justify why the market access has been restricted
- For a product to be considered legally marketed in another Member State, in addition to complying with the applicable national regulation, it must have been effectively placed on the market in the Member State of origin, it must have been available to end users in that state.

4



## Do you already sell Fertilisers in one EU country and want to start selling them in another?

EU 2019/515  
Mutual recognition

**X** Where product requirements are harmonised throughout the EU, the principle of mutual recognition does not apply.

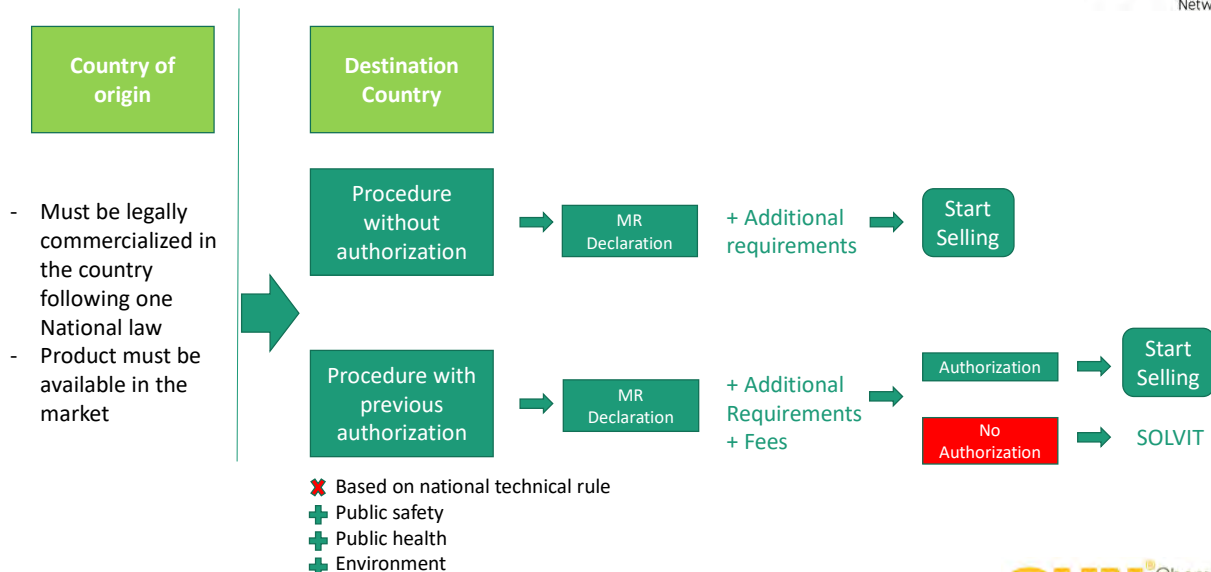
In principle, a product authorised for sale in one EU country is authorised for all EU countries.

In practice, the authorities in another EU target country might ask for additional information before authorising you to sell your products.

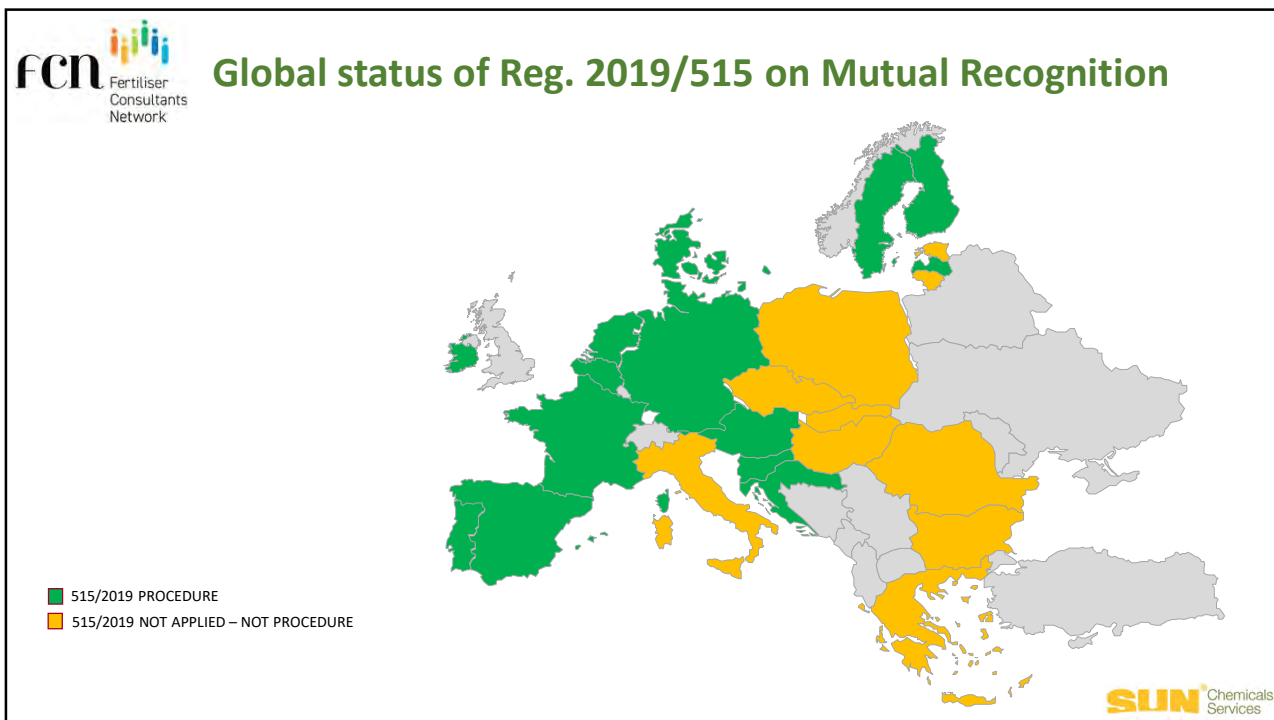


5

## How it Works?



6



7

**FCN** Fertiliser Consultants Network

### Global status of Reg. 2019/515 on Mutual Recognition

515/2019 PROCEDURE	515/2019 NOT APPLIED – NOT PROCEDURE
PORTUGAL	LITHUANIA
CYPRUS	ROMANIA
IRELAND	GREECE
AUSTRIA	ESTONIA
FRANCE	DENMARK
GERMANY	SLOVAKIA
FINLAND	POLAND
BELGIUM	BULGARIA
NETHERLANDS	CZECH REPUBLIC
LATVIA	HUNGARY
SLOVENIA	ITALY
CROATIA	
SPAIN	

**SUN** Chemicals Services

8



**THANK YOU!**



Ferran Soldevila  
Managing Director  
c/ Dues soles, 3  
08500 Vic  
Barcelona (Spain)