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MEETING DOCUMENT

From:	Presidency
To:	Working Party on Technical Harmonisation (Dangerous Substances - Fertilisers)
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Subject:	Working Party Meeting on technical Harmonisation (Dangerous Substances - Fertilisers on 30 October 2023 - Presidency Flash

Working Party on Technical Harmonisation (Fertilisers) 30 October 2023

Dear colleagues,

Welcome to the third meeting of the Working Party on Digital Labelling of Fertilisers, under the Spanish Presidency.

It will be an afternoon session with interpretation on the 30 October starting at 14:30 in the Council Building.

During the last working party, the Presidency perceived that the delegations were satisfied with the current compromise text.

Therefore, the Presidency will present a full revision of the text that is expected to be submitted to Coreper as a final compromise proposal if, of course, there is enough support among delegations.

Firstly, the Presidency will present the amendments introduced and then delegations will be invited to comment on them and, in particular, to **indicate whether they can support** the text as a final compromise. We will do this in a single round, dealing at the same time with the recitals, articles and annexes.

We look forward to seeing you on the 30th!

The Spanish Presidency team.



Selva de Irati. Navarra.

Annotations to the Presidency compromise proposal

Recitals

As a consequence of having deleted the scenario 4, now, the products are treated in the same way irrespective they are made available on the market with or without packaging, and thus, some follow up changes are needed to give coherence along the recitals **(6), (9), (10), (15), (17), (19)**.

Recital (3a) has been moved into the relevant recital **(13)**.

Recital (12), has been adapted to accommodate the addition of the "quantity" element to the exceptions in Article 11b.1(b) and the new addition of the importer information in Article 11b.1(a).

Recital (15), now explains the addition of "independently of a purchase" in Article 11c(2).

Recital (15) has been complemented with a paragraph explaining the intended purpose of the provision in Article 11c(2a) related to the obligation of posting the label in physical stores in certain cases.

Article 2. Definitions.

The **definition of packaging** is no longer needed, so it has been deleted.

Article 11b. Requirements for digital labels.

After the explanation of the Commission during the Working Party and following the request of two delegations, the importer information has been added to the mandatory elements to be provided in digital labels in **point 1(a)**.

Article 11c. Obligations for economic operators.

Only editorial amendments have been made to give consistency with the text.

Annex III. Information elements susceptible to be digitalised (*)

No substantial changes have been made, other than that announced orally as a mistake during the second working party meeting: the recovering of the asterisk in point 1 (a)(iii)(i).

The rest of the changes in the annex, are editorial deletions. As the asterisks have been deleted, the corresponding provisions do not introduce any changes to the regulation and therefore they are now redundant.

