

KOMİSYON UYGULAMA YÖNETMELİĞİ (AB) 2022/2240

20 Ekim 2022

Sertifikaların düzenlenmesi için nitelikli elektronik mührün kullanımına ilişkin (AB) 2021/1378 sayılı Uygulama Yönetmeliğini, (AB) 2021/2119 sayılı Uygulama Yönetmeliğini ve (AB) 2021/2307 sayılı Uygulama Yönetmeliğini tadil eden yönetmelik

Madde 1

Uygulama Yönetmeliğinde Değişiklik (AB) 2021/2119

Uygulama Yönetmeliği (AB) 2021/2119 aşağıdaki şekilde değiştirilmiştir:

(1) 1 inci maddesine aşağıdaki fıkra eklenmiştir:

'(AB) 2018/848 sayılı Tüzüğün 35(1) maddesinde atıfta bulunulan sertifika, Avrupa Parlamentosu ve Konseyi'nin 910/2014 sayılı Tüzüğün (AB) 3. maddesinin (27) maddesinde tanımlandığı şekilde nitelikli bir elektronik mühür taşımalıdır.

(2) 5 inci maddesinde, üçüncü fıkradan sonra aşağıdaki fıkra eklenir:

'Madde 1, ikinci paragraf, 1 Temmuz 2023'ten itibaren uygulanacaktır.'

Madde 2

Uygulama Yönetmeliğinde Değişiklik (AB) 2021/1378

Uygulama Yönetmeliği (AB) 2021/1378 aşağıdaki şekilde değiştirilmiştir:

(1) 1 inci maddesinin ikinci fıkrasının (a) bendine aşağıdaki (iii) bendi eklenmiştir:

'(iii) Avrupa Parlamentosu ve Konseyi'nin (AB) 910/2014 Sayılı Tüzüğü'nün 3. Maddesinin (27) bendinde tanımlandığı şekilde nitelikli bir elektronik mühür taşımalıdır ;

(2) 3 üncü maddesinde, üçüncü fıkradan sonra aşağıdaki fıkra eklenir:

'Madde 1, ikinci paragraf, bent (a)(iii), 1 Temmuz 2023'ten itibaren geçerli olacaktır.;

(3) Ek I, bu Yönetmeliğin Ekindeki metin ile değiştirilmiştir.

Madde 3

Uygulama Yönetmeliğinde Değişiklik (AB) 2021/2307

(AB) 2021/2307 sayılı Uygulama Yönetmeliği Eki'nin II. Bölümünde, 12. kutuyla ilgili notların dördüncü paragrafında ve 13. kutuyla ilgili notların ikinci paragrafında, '30 Haziran 2022' tarihi '30 Kasım 2022' olarak değiştirilmiştir.

Madde 4

Yürürlük ve uygulama

Bu Yönetmelik , Avrupa Birliği Resmi Gazetesinde yayımlanmasını takip eden üçüncü gün yürürlüğe girer .

3. Madde, 1 Temmuz 2022'den itibaren geçerli olacaktır.

Bu Tüzük bütünüyle bağlayıcı olacak ve tüm Üye Devletlerde doğrudan uygulanacaktır.

20 Ekim 2022'de Brüksel'de yapılmıştır.

ANNEX

'ANNEX I

MODEL OF THE CERTIFICATE

CERTIFICATE FOR OPERATORS, GROUPS OF OPERATORS AND EXPORTERS IN THIRD COUNTRIES FOR PRODUCTS TO BE IMPORTED INTO THE EUROPEAN UNION AS ORGANIC PRODUCTS OR IN-CONVERSION PRODUCTS

Part I: Mandatory elements

1. Document number	2. (choose as appropriate) <input type="checkbox"/> Operator <input type="checkbox"/> Group of operators – see point 10 <input type="checkbox"/> Exporter
3. Name and address of the operator, group of operators or exporter:	4. Name, address and code number of the control authority or control body of the operator, group of operators or exporter:
5. Activity or activities of the operator, group of operators or exporter (choose as appropriate):	
<input type="checkbox"/> Production	
<input type="checkbox"/> Preparation	
<input type="checkbox"/> Distribution	
<input type="checkbox"/> Storing	
<input type="checkbox"/> Import	
<input type="checkbox"/> Export	
6. Category or categories of products as referred to in Article 35(7) of Regulation (EU) 2018/848 of the European Parliament and of the Council (1) and production methods (choose as appropriate):	
(a) unprocessed plants and plant products, including seeds and other plant reproductive material	
Production method:	

<input type="checkbox"/> organic production excluding during the conversion period <input type="checkbox"/> production during the conversion period <input type="checkbox"/> organic production with non-organic production
<p>(b) livestock and unprocessed livestock products</p> <p>Production method:</p> <input type="checkbox"/> organic production excluding during the conversion period <input type="checkbox"/> production during the conversion period <input type="checkbox"/> organic production with non-organic production
<p>(c) algae and unprocessed aquaculture products</p> <p>Production method:</p> <input type="checkbox"/> organic production excluding during the conversion period <input type="checkbox"/> production during the conversion period <input type="checkbox"/> organic production with non-organic production
<p>(d) processed agricultural products, including aquaculture products, for use as food</p> <p>Production method:</p> <input type="checkbox"/> production of organic products <input type="checkbox"/> production of in-conversion products <input type="checkbox"/> organic production with non-organic production
<p>(e) feed</p> <p>Production method:</p> <input type="checkbox"/> production of organic products <input type="checkbox"/> production of in-conversion products <input type="checkbox"/> organic production with non-organic production
<p>(f) wine</p> <p>Production method:</p> <input type="checkbox"/> production of organic products <input type="checkbox"/> production of in-conversion products <input type="checkbox"/> organic production with non-organic production
<p>(g) other products listed in Annex I to Regulation (EU) 2018/848 or not covered by the previous categories</p> <p>Production method:</p> <input type="checkbox"/> production of organic products

<input type="checkbox"/> production of in-conversion products <input type="checkbox"/> organic production with non-organic production									
7. Directory of products:									
Name of the product and/or Combined Nomenclature (CN) code as referred to in Council Regulation (EEC) No 2658/87 ⁽²⁾ for products within the scope of Regulation (EU) 2018/848	<input type="checkbox"/> Organic <input type="checkbox"/> In-conversion								
This document has been issued in accordance with Commission Implementing Regulation (EU) 2021/1378 ⁽³⁾ to certify that the operator, group of operators or exporter (choose as appropriate) complies with Regulation (EU) 2018/848									
8. Date, place Name and signature on behalf of the issuing control authority or control body, or qualified electronic seal:	9. Certificate valid from... [insert date] to... [insert date]								
List of members of the group of operators as defined in Article 36 of Regulation (EU) 2018/848									
10.	<table border="1"> <thead> <tr> <th>Name of member</th> <th>Address or other form of member identification</th> </tr> </thead> <tbody> <tr><td> </td><td> </td></tr> <tr><td> </td><td> </td></tr> <tr><td> </td><td> </td></tr> </tbody> </table>	Name of member	Address or other form of member identification						
Name of member	Address or other form of member identification								

Part II: Specific optional elements

One or more elements to be completed if so decided by the control authority or control body that issues the certificate to the operator, group of operators or exporter in accordance with Implementing Regulation (EU) 2021/1378

1. Quantity of products

Name of the product and/or CN code as referred to in Regulation (EEC) No 2658/87 for products within the scope of Regulation (EU) 2018/848	<input type="checkbox"/> Organic <input type="checkbox"/> In-conversion	Quantity estimated in kilograms, litres or, where relevant, in number of units

2. Information on the land

Name of the product	<input type="checkbox"/> Organic <input type="checkbox"/> In-conversion <input type="checkbox"/> Non-organic	Surface in hectares

3. List of premises or units where the activity is performed by the operator or group of operators

Address or geolocation	Description of the activity or activities as referred to in point 5 of part I

4. Information on the activity or activities carried out by the operator or group of operators and whether the activity is, or the activities are performed for their own purpose or as a subcontractor carrying out the activity or activities for another operator, while the subcontractor remains responsible for the activity or activities performed

Description of the activity or activities as referred to in point 5 of part I	<input type="checkbox"/> Carrying out activity/activities for own purpose <input type="checkbox"/> Carrying out activity/activities as a subcontractor for another operator, while the subcontractor remains responsible for the activity or activities performed

5. Information on the activity or activities carried out by the subcontracted third party

Description of the activity or activities as referred to in point 5 of part I	<input type="checkbox"/> Operator or group of operators remains responsible <input type="checkbox"/> Subcontracted third party is responsible

6. List of subcontractors carrying out an activity or activities for the operator or group of operators for which the operator or group of operators remains responsible as regards organic production and for which it has not transferred that responsibility to the subcontractor

Name and address	Description of the activity or activities as referred to in point 5 of part I

7. Information on the accreditation of the control body in accordance with point (d) of Article 46(2) of Regulation (EU) 2018/848

- (a) name of the accreditation body;
- (b) hyperlink to the accreditation certificate.

8. Other information

E K O L O J I K T A R I M

⁽¹⁾ Regulation (EU) 2018/848 of the European Parliament and of the Council of 30 May 2018 on organic production and labelling of organic products and repealing Council Regulation (EC) No 834/2007 ([OJ L 150, 14.6.2018, p. 1](#)).

⁽²⁾ Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff ([OJ L 256, 7.9.1987, p. 1](#)).

⁽³⁾ Commission Implementing Regulation (EU) 2021/1378 of 19 August 2021 laying down certain rules concerning the certificate issued to operators, groups of operators and exporters in third countries involved in the imports of organic products into the Union and establishing the list of recognised control authorities and control bodies in accordance with Regulation (EU) 2018/848 of the European Parliament and of the Council ([OJ L 297, 20.8.2021, p. 24](#)).