



EUROPEAN COMMISSION

Directorate-General for Internal Market, Industry, Entrepreneurship and SMEs

Single Market Enforcement

Notification of Regulatory Barriers

Message 103

Communication from the Commission - TRIS/(2024) 2545

Directive (EU) 2015/1535

Notification: 2024/0339/CZ

Forwarding of the observations of a Member State (Austria) (article 5, paragraph 2, of Directive (EU) 2015/1535). These observations do not have the effect of extending the standstill period.

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1. MSG 103 IND 2024 0339 CZ EN 25-09-2024 20-09-2024 AT COMMS 5.2 25-09-2024

2. Austria

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4. 2024/0339/CZ - C00A - AGRICULTURE, FISHING AND FOODSTUFFS

5. article 5, paragraph 2, of Directive (EU) 2015/1535

6. Pursuant to § 3b(3)(a) of the Act on fertilisers, soil improvers, plant biostimulants and growing media, and on agrochemical testing of agricultural soils (the Fertilisers Act), the Authority shall prohibit the placing on the market of a mutually recognised fertiliser if the conditions set out in § 3 are not met. Pursuant to § 3(2)(c), the placing on the market of fertilisers for which the content of risk elements, risk substances or microbiological parameters is higher than that laid down in the Decree is not permitted.

It would therefore be necessary to ensure that the notified Decree does not apply to products lawfully marketed in another Member State.

Any restrictions on the placing on the market may only be imposed in accordance with the provisions of Regulation (EU) 2019/515 on mutual recognition.

European Commission

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