



## EU Organic Labeling and Regulations

- All labels must be reviewed and approved by Oregon Tilth.
- The relevant sections of EU Regulations (excerpted from the OTCO ACB EU Equivalency Standard) are attached following this table.
- When not in compliance with NOP requirements (labeled for the EU), containers & shipping documents must be labeled “For Export Only” (NOP 205.307(c))

Label Category	European Union Regulation 834/2007 Requirements	Citations
<b>“Organic” 95-100% Organic Ingredients</b>	May be labeled “Organic”, This is the only Front Label Organic Claim allowed in the EU. Use of the EU and/or the NOP Logo is optional.	9.1.3(a)  9.2.1(b)
	EU Regulations have no labeling category for 100% organic products. These products must be labeled “Organic.”	
<b>Below 95% Organic Ingredients</b>	EU Regulations have no labeling category for “Made With Organic...” products. “Made With Organic (specified ingredients or food groups)” claims are prohibited. Identification of organic ingredients as organic is allowed only in the ingredient panel; The total percentage of organic ingredients in proportion to the total quantity of ingredients of agricultural origin must appear in the ingredient panel.	9.1.3(b) 9.1.3
	The reference to organic and the percentage statement must appear in the same color and identical size and style of lettering as the rest of the ingredient panel.	9.1.3
	Use of the NOP and/or the EU Logo is not allowed in this category.	9.3.1
<b>Other EU Labeling Requirements</b>	<b>Details</b>	<b>Citations</b>
<b>Certifier Code Number</b>	All labels, retail and nonretail, making an organic claim in the EU must include the Certifier Code (this is analogous to the “Certified Organic By...” statement that is required by the NOP) -If the EU Logo is not used the Certifier Code must be in a conspicuous place in such a way as to be easily visible, clearly legible and indelible. -If the EU organic Logo is used, The Certifier Code must be placed immediately below it. - US-ORG-042 for NOP certified product exported under the US-EU EA	9.2.1  9.3



	<ul style="list-style-type: none"><li>- CA-ORG-011 for COR Certified products under the COR-EU EA</li><li>- (AB)-BIO-116 for EU certified products Where AB in the Code Number is to be replaced by the</li></ul>	
	ISO code of the country where the control takes place. (US for USA, CA for Canada, MX for Mexico, CN for China, CL for Chile) <a href="http://userpage.chemie.fu-berlin.de/diverse/doc/ISO_3166.html">ISO 3166 Country Codes</a> ; <a href="http://userpage.chemie.fu-berlin.de/diverse/doc/ISO_3166.html">http://userpage.chemie.fu-berlin.de/diverse/doc/ISO_3166.html</a>	
<b>Wholesale Cases and Non-retail Containers (Cases, of products labeled for retail)</b>	Non-retail containers/boxes or documents accompanying Non-retail containers/boxes (e.g. invoices, BOLs) must include: a) Name and address of the certified operation b) Name of the product and its organic status c) OTCO's Name and Code # d) Traceability information, such as lot numbers, where applicable	7.5.2 (b)
<b>Organic Seal/Logo</b> EU Organic Seal:	Use of the EU Logo is optional for EU certified products imported from outside the EU. (The EU Logo is mandatory for products produced in the EU) According to the terms of the EU-US Equivalency Arrangement either or both the NOP and EU Logo are permitted. The EU organic Logo may only be used on products certified "Organic" (95%+) The EU Organic Seal/Logo can be downloaded from the <a href="#">OTCO EU Webpage</a> :	9.3.1
<b>Indication of Place of Farming (Country of Origin)</b>	When the EU Organic Logo is used, one of the following statements must be placed immediately below the Certifier Code Number. <ul style="list-style-type: none"><li>• "EU Agriculture" if the agricultural raw material has been farmed in the EU,</li><li>• "Non-EU Agriculture", if the agricultural raw material has been farmed outside the EU</li><li>• "EU/non-EU Agriculture", if part of the agricultural raw materials has been farmed in the EU and part outside the EU.</li></ul> <ul style="list-style-type: none"><li>-The name of a specific country may be used instead of the terms non-EU' where all agricultural raw materials have been farmed in the same country.</li><li>- For the "EU" or "non-EU" indication, small quantities of ingredients are allowed provided that the total quantity of the allowed ingredients do not exceed 2 % of the total quantity by weight of raw materials of agricultural origin.</li><li>-The "EU" or "non-EU" statement shall not appear in a color, size and style of lettering more prominent than the sales description of the product.</li></ul>	9.3  9.2.1(c)



## Citations from the OTCO ACB Equivalency Standard:

9	Labeling	EU Standards cross reference
9.1	<b>Use of terms referring to organic production</b>	
	<p>iii. 1. For the purposes of this Standard a product shall be regarded as bearing terms referring to the organic production method where, in the labeling, advertising material or commercial documents, such a product, its ingredients or feed materials are described in terms suggesting to the purchaser that the product, its ingredients or feed materials have been obtained in accordance with the rules laid down in this Standard.</p> <p>In the labeling and advertising of live or unprocessed agricultural products, terms referring to the organic production method may be used only where, in addition, all the ingredients of that product have also been produced in accordance with the requirements laid down in this Standard.</p> <p>2. Labeling as referred to in paragraph 1 shall not be used for a product for which it has to be indicated in the labeling or advertising that it contains GMOs, consists of GMOs, or is produced from GMOs.</p> <p>3. As regards processed food, the labeling referred to in paragraph 1 may be used:</p> <p>(a) in the sales description, provided that:</p> <p>(i) the processed food complies with 7.1.1, 7.4.1a,b &amp;d;</p> <p>(ii) at least 95 % by weight, of its ingredients of agricultural origin are organic;</p> <p>(b) only in the list of ingredients, provided that the food complies with 7.4;</p> <p>(c) in the list of ingredients and in the same visual field as the sales description, provided that:</p> <p>(i) the main ingredient is a product of hunting and fishing</p> <p>(ii) it contains other ingredients of agricultural origin that are all organic;</p> <p>(iii) the food complies with 7.1.1, 7.4.1a,b &amp;d.</p> <p>The list of ingredients shall indicate which ingredients are organic.</p> <p>In the case where points (b) and (c) of this paragraph apply, the references to the organic production method may only appear in relation to the organic ingredients and the list of ingredients shall include an indication of the total percentage of organic ingredients in proportion to the total quantity of ingredients of agricultural origin.</p> <p>The terms and the indication of percentage referred to in the previous subparagraph shall appear in the same color, identical size and style of lettering as the other indications in the list of ingredients.</p>	834----Article 23
9.2	<b>Compulsory indications</b>	



<p>1. Where terms in line with 9.1 are used:</p> <p>(a) the code number of the control body to which the operator who has carried out the most recent production or preparation operation is subject, shall also appear in the labeling and shall be placed in the same visual field as the Organic logo of the EU, where the Organic logo of the EU is used in the labeling.</p> <p>Note: For the model, refer to the following link <a href="https://ec.europa.eu/agriculture/organic/downloads/logo_en">https://ec.europa.eu/agriculture/organic/downloads/logo_en</a> Contact your control body for the appropriate code number;</p> <p>(b) from July 2010 as regards pre-packaged food the organic logo of the EU may also appear on the packaging;</p> <p>(c) from July 2010 where the organic logo of the EU is used, an indication of the place where the agricultural raw materials of which the product is composed have been farmed, shall also appear in the same visual field as the logo and shall take on of the following forms, as appropriate:</p> <p>"non-EU Agriculture", where the agricultural raw material has been farmed in third countries;</p> <p>"EU/non-EU Agriculture", where part of the agricultural raw materials has been farmed in the European Union and a part of it has been farmed in a third country.</p> <p>The above mentioned may be replaced or supplemented by a country in the case where all agricultural raw materials of which the product is composed have been farmed in that country.</p> <p>For the above-mentioned indication, small quantities by weight of ingredients may be disregarded provided that the total quantity of the disregarded ingredients does not exceed 2 % of the total quantity by weight of raw materials of agricultural origin.</p> <p>The above-mentioned indication shall not appear in a color, size and style of lettering more prominent than the sales description of the product.</p> <p>2. The indications referred to in paragraph 1 shall be marked in a conspicuous place in such a way as to be easily visible, clearly legible and indelible.</p>	834---Article 24
---	------------------



<b>9.3</b>	<b>Organic production logos</b>	
	<p>iii. 1. From July 2010 the EU organic production logo may be used in the labeling, presentation and advertising of products which satisfy the requirements set out under this Standard. The EU logo shall not be used in the case of in-conversion products and food as referred to in 9.1.3 (b) and (c).</p> <p>2. National and private logos may be used in the labeling, presentation and advertising of products which satisfy the requirements set out under this Standard.</p>	834---Article 25
<b>9.4</b>	<b>Specific labeling requirements for feed</b>	
<b>9.4.1</b>	<b>Scope, use of trademarks and sales descriptions</b>	
	<p>1. This section shall not apply to pet food and feed for fur animals.</p> <p>2. The trademarks and sales descriptions bearing an indication referred to in 9.1 may be used only if all ingredients of plant or animal origin are from the organic production method and at least 95% of the product's dry matter is comprised of such ingredients.</p>	889---Article 59
<b>9.4.2</b>	<b>Indications on processed feed</b>	
	<p>1. Without prejudice to 9.4.3 and 9.5.1.2, the terms referred to in 9.1 may be used on processed feed provided that:</p> <p>(a) the processed feed complies all provisions of this Standard and in particular with 6.16.4, and 6.16.5, for livestock, with 11.7.1.d and 8.1 for aquaculture animals, and 8.1 for both.</p> <p>(b) the processed feed complies with the provisions of this Standard and in particular with 6.7.20 and 7.2;</p> <p>(c) all ingredients of plant or animal origin contained in the processed feed are from organic production</p> <p>(d) at least 95 % of the product's dry matter is comprised of organic agricultural products.</p> <p>2. Subject to the requirements laid down in points (a) and (b) of paragraph 1, the following statement is permitted in the case of products comprising variable quantities of feed materials from the organic production method and/or feed materials from products in conversion to organic farming and/or non-organic materials: 'may be used in organic production in accordance with Regulations (EC) 834/2007 and (EC) 889/2008'.</p>	889---Article 60
<b>9.4.3</b>	<b>Conditions for the use of indications on processed feed</b>	



	<p>1. The indication provided for at 9.4.2 shall be:</p> <p>(a) separate from the wording describing the product and the manufacturer<sup>15</sup>;</p> <p>(b) presented in a color, format or character font that does not draw more attention to it than to the description or name of the animal feedingstuff referred to in (a) above;</p> <p>(c) accompanied, in the same field of vision, by an indication by weight of dry matter referring:</p> <p>(i) to the percentage of feed material(s) from the organic production method;</p> <p>(ii) to the percentage of feed material(s) from products in conversion to organic farming;</p> <p>(iii) to the percentage of feed material(s) not covered by points (i) and (ii);</p> <p>(iv) to the total percentage of animal feed of agricultural origin;</p> <p>(d) accompanied by a list of names of feed materials from the organic production method;</p> <p>(e) accompanied by a list of names of feed materials from products in conversion to organic production.</p> <p>2. The indication provided for in 9.4.2 may be also accompanied by a reference to the requirement to use the feedingstuffs in accordance with the requirements for in-conversion feed (6.7.19) and for the use of certain products and substances in feed (6.7.20).</p>	889---Article 61
<b>9.5</b>	<b>Other specific labeling requirements</b>	
<b>9.5.1</b>	<b>In-conversion products of plant origin</b>	
	<p>In-conversion products of plant origin may bear the indication ‘product under conversion to organic farming’ provided that:</p> <p>1. a conversion period of at least 12 months before the harvest has been complied with;</p> <p>2. the indication shall appear in a color, size and style of lettering which is not more prominent than the sales description of the product, the entire indication shall have the same size of letters;</p> <p>3. the product contains only one crop ingredient of agricultural origin;</p> <p>4. the indication is linked to the code number of the control body referred to at 9.2.</p>	889---Article 6 2
<b>7</b>	<b>Production of Processed Food</b>	
<b>7.1</b>	<b>General rules</b>	
	<p>1. The preparation of processed organic food shall be kept separate in time or space from non---organic food. Substances and techniques that reconstitute properties that are lost in the processing and storage of organic food, that correct the results of negligence in the processing of these products or that otherwise may be misleading as to the true nature of these products shall not be used.</p>	2. 834----Article 19

<sup>4</sup> As referred to in Article 5 of Council Directive 79/373/EEC (19) or in Article 51. of Council Directive 96/25/EC (20);

<sup>1</sup> As referred to in Article 5 of Council Directive 79/373/EEC (19) or in Article 51. of Council Directive 96/25/EC (20);



<b>7.4.1</b>	<b>Use of certain products and substances in processing of food</b>	
	<p>1. Only the following substances can be used in the processing of organic food with the exception of products from the wine sector:</p> <ul style="list-style-type: none"> <li>(a) substances listed in Annex VIII to this Standard;</li> <li>(b) preparations of micro-organisms and enzymes normally used in food processing; however, enzymes to be used as food additives have to be listed in Annex VIII, I Section A;</li> <li>(c) substances, and products<sup>2</sup> labelled as natural flavoring substances or natural flavoring preparations;</li> <li>(d) colors for stamping meat and eggshells<sup>3</sup>;</li> <li>(e) drinking water and salt (with sodium chloride or potassium chloride as basic components) generally used in food processing;</li> <li>(f) minerals (trace elements included), vitamins, amino acids, and micronutrients, provided that: <ul style="list-style-type: none"> <li>(i) their use in food for normal consumption is “directly legally required”, in the meaning of being directly required by provision of Union law or provisions of national law compatible with Union law, with the consequence that the food cannot be placed at all on the market as food for normal consumption if those minerals, vitamins, amino acids or micronutrients are not added; or</li> <li>(ii) as regards food placed on the market as having particular characteristics or effects in relation to health or nutrition or in relation to needs of specific groups of consumers; <ul style="list-style-type: none"> <li>- in products referred to in points (a) and (b) of Article 1(1) of Regulation (EU) No 609/2013 of the European Parliament and of the Council (*), their use is authorized by that Regulation and acts adopted on the basis of Article 11(1) of that Regulation for the products concerned.</li> <li>- in products regulated by Commission Directive 2006/125/EC (**), their use is authorized by that Directive, or</li> <li>- in products regulated by Commission Directive 2006/141/EC (***), their use is authorized by that Directive.</li> </ul> </li> </ul> </li> </ul> <p>2. For the purpose of the calculation referred to at 9.1.3.(a)(ii),</p> <ul style="list-style-type: none"> <li>(a) food additives listed in Annex VIII and marked in the column of the additive code number, shall be calculated as ingredients of agricultural origin;</li> <li>(b) preparations and substances referred to in paragraph 1.(b),(c),(d),(e), and (f) of this paragraph and substances not marked with an asterisk in the column of the additive code number shall not be calculated as ingredients of agricultural origin.</li> <li>(c) yeast and yeast products shall be calculated as ingredients of agricultural origin;</li> <li>(d) With regard to the production of organic yeast<sup>4</sup>, the following substances may be used in the production, confection and</li> </ul>	889- Articles <sup>5</sup> 27 and 27a

<sup>2</sup> As defined in Articles 12.2.(b)(i) and 12.2.(c) of Council Directive 88/388/EEC (14) according to Articles 91.(d) and 2.2. of that Directive.

<sup>3</sup> In accordance with, respectively, Article 2(8) and Article 2(9) of European Parliament and Council Directive 94/36/EC (15);

<sup>4</sup> See Article 20(1) of Regulation (EC) No 834/2007;

(\*)Regulation (EU) No 609/2013 of the European Parliament and of the Council of 12 June 2013 on food intended for infants and young children, food for special medical purposes, and total diet replacement for weight control and repealing Council Directive 92/52/EEC, Commission Directives 96/8/EC, 1999/21/EC, 2006/125/EC and



<b>7.5.2</b>	<b>Packaging and transport of products to other operators or units</b>	
	<p>1. Operators shall ensure that organic products are transported to other units, including wholesalers and retailers, only in appropriate packaging, containers or vehicles closed in such a manner that substitution of the content cannot be achieved without manipulation or damage of the seal and provided with a label stating, without prejudice to any other indications required by law:</p> <ul style="list-style-type: none"><li>(a) the name and address of the operator and, where different, of the owner or seller of the product;</li><li>(b) the name of the product or a description of the compound feedingstuff accompanied by a reference to the organic production method;</li><li>(c) the name and/or the code number of the control body to which the operator is subject; and</li><li>(d) where relevant, the lot identification mark according to a marking system either approved at national level or agreed with the control body and which permits to link the lot with the accounts referred to in Section 10.</li></ul> <p>The information referred to in points (a) to (d) of the first subparagraph may also be presented on an accompanying document, if such a document can be undeniably linked with the packaging, container or vehicular transport of the product. This accompanying document shall include information on the supplier and/or the transporter.</p> <p>2. The closing of packaging, containers or vehicles shall not be required where:</p> <ul style="list-style-type: none"><li>(a) transportation is direct between an operator and another operator who are both subject to the organic control system, and</li><li>(b) the products are accompanied by a document giving the information required under paragraph 1, and</li><li>(c) both the expediting and the receiving operators shall keep documentary records of such transport operations available for the control body of such transport operations.</li></ul>	889----Article 31

2006/141/EC, Directive 2009/39/EC of the European Parliament and of the Council and Commission Regulations (EC) No 41/2009 and (EC) No 953/2009 (OJ L 181, 29.6.2013, p. 35).

(\*\*) Commission Directive 2006/125/EC of 5 December 2006 on processed cereal-based foods and baby foods for infants and young children (OJ L 339, 6.12.2006, p. 16).

(\*\*\*) Commission Directive 2006/141/EC of 22 December 2006 on infant formulae and follow-on formulae and amending Directive 1999/21/EC (OJ L 401, 30.12.2006, p. 1).';





**§ 205.307 Labeling of nonretail containers.**

- (a) Nonretail containers used to ship or store certified organic agricultural products must display:
  - (1) Identification of the product as organic; and
  - (2) The production lot number, shipping identification, or other unique information that links the container to audit trail documentation.
- (b) Audit trail documentation for nonretail containers must identify the last certified operation that handled the agricultural product.
- (c) Paragraph (a)(1) of this section does not apply to nonretail containers used to ship or store agricultural products packaged for retail sale with organic identification visible on the retail label.
- (d) Shipping containers of domestically produced product labeled as organic intended for export to international markets may be labeled in accordance with any shipping container labeling requirements of the foreign country of destination or the container labeling specifications of a foreign contract buyer: Provided, that, the shipping containers and shipping documents accompanying such organic products are clearly marked “For Export Only” and: Provided further, that proof of such container marking and export must be maintained by the handler in accordance with recordkeeping requirements for exempt operations under § 205.101.