

INFORMATION
ON THE NOTIFICATION OF EC FERTILISERS FOR THE APPLICANTS

Fertilisers can be placed on the market as EC fertilisers without any authorisation procedure if they can be designated EC fertiliser type in accordance with the *Regulation 2003/2003/EC of the European Parliament and of the Council relating to fertilisers (hereinafter: EC Regulation)*.

In accordance with the *Decree 37/2006. (18 May) FVM on the placing on the market and control of fertilisers designated as "EC fertiliser" (hereinafter: Decree 37/2006./FVM)* those fertilisers intended to be placed on the market in Hungary as EC fertilisers must be notified by applicants to the National Food Chain Safety Office Directorate of Plant Protection, Soil Conservation and Agri-environment, the competent authority (*hereinafter: NÉBIH*) in every year **30 days before the start of the first placing on the market**, in order to perform the necessary compliance checks.

The notification shall be made by the manufacturer and if the product is not manufactured in Hungary, exclusively by the first distributor in Hungary giving the required data listed in the attachment. (Annex: Data requirements of an application to be submitted for notification of EC fertiliser)

If the fertiliser complies with the requirements of *EC Regulation*, the NÉBIH shall register the placing on the market of the fertiliser notified and send electronically a compliance certificate to the notifier. In the procedure of EC fertilizer notification NÉBIH is entitled to request additional data. The list of notified EC fertilisers is uploaded to the website of NÉBIH.

If the fertiliser does not comply with the requirements of *EC Regulation* distribution in Hungary and the EU member states is exclusively possible as product subject to authorisation.

If a fertiliser or a fertilizer family having the authorisation for placing on the market and used of yield enhancing substances complies with the requirements of *EC Regulation*, and the authorisation holder wants to place the fertiliser(s) on the market as EC fertiliser(s), he/she has to notify it also to the NÉBIH before beginning the distribution. Within 30 days of the submission of the notification, the NÉBIH shall withdraw the authorisation for placing on the market and used of yield enhancing substances and by issuing an EC fertilizer certification the products or product family will be classified as EC fertilizer(s).

During the year it is possible to notify distribution of any new EC fertilisers or EC fertilisers with changed content. The certificates shall be valid in every case till 31 December of the year. The EC fertilizer notification and the compliance checks are free of charge.

We draw your attention to the fact that exact and complete composition and application of fertilisers notified as EC fertilisers must be submitted. In the event of false data communication for fertilisers notified as EC fertilisers the NÉBIH may impose a procedural penalty under Article 64 paragraph (2) Act CL of 2016 on General Public Administration Procedures. In each case the minimum amount of procedural penalty is ten thousand HUF (approx. 28 €) and the maximum amount of procedural penalty for a natural person is five hundred thousand HUF (approx. 1.408,5 €) and for a legal person or other organization is one million HUF (approx. 2.817 €).

If you have any questions please visit the FAQ on the website of NÉBIH. (www.portal.nebih.gov.hu)

At the address detailed below you can also contact the responsible persons as follows:

József HEFLER
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e-mail: heflerj@nebih.gov.hu

Zsuzsanna SZTUPÁR
soil conservationist
e-mail: szstuparzs@nebih.gov.hu

National Food Chain Safety Office Directorate for Plant Protection, Soil Conservation and Agri-environment (NÉBIH)

Address: H-11118 Budapest, Budaörsi út 141-145., Hungary

P.O.Box: 1537 Budapest, Pf. 407.

EC fertilizer notification can be done electronically after logging in the client profile of NÉBIH, taking the route <https://upr.nebih.gov.hu/login>

Annex:

Data requirements of an application to be submitted for notification of EC fertiliser

Notifier's data:

Company

- name:
- address:
- phone:
- e-mail:

Contact person

- name
- phone:
- e-mail:

Data of fertiliser to be notified:

1. Commercial name of fertiliser
2. Name and address of manufacturer
3. Complete composition of product expressed in weight % (w/w %)
4. Type of EC fertiliser in compliance with Regulation 2003/2003/EC of 13 October 2003 (Annex I)
5. Blended fertilizer
 - EC fertiliser component
 - name
 - complete composition and proportion in the blend (%)
 - type of EC fertiliser (Regulation 2003/2003/EC)
6. In case of high nitrogen content fertilizer (N>28m/m%) containing ammonium-nitrate:
 - original and valid Certificate of Evaluation for Detonation Resistance and Oil Retention (Date of certificate is not older than six months.)
7. In the procedure of EC fertilizer notification NÉBIH is entitled to request additional data.

NÉBIH

National Food Chain Safety Office

Directorate of Plant Protection, Soil Conservation and Agri-environment