

## DECREE

of ..... 2025,

### **amending Decree No 377/2013 on the storage and use of fertilisers, as amended**

Pursuant to § 9(10) of Act No 156/1998 on fertilisers, soil improvers, plant biostimulants and growing media, and on agrochemical testing of agricultural soils (Fertilisers Act), as amended by Act No 9/2009, Act No 61/2017 and Act No 299/2021, the Ministry of Agriculture lays down the following:

#### Article I

Decree No 377/2013 on the storage and use of fertilisers, as amended by Decree No 131/2014, Decree No 229/2017 and Decree No 392/2021, is amended as follows:

1. In § 5, the following paragraph (5) is added:

‘(5) The solid organic fertiliser, compost, may only be deposited outside agricultural land in suitable locations approved in the emergency plan under the Water Act. The storage site shall be secured against leakage of liquid substances.’.

2. In § 6, the following sentences are added at the end of paragraph (1): ‘On agricultural land, solid manure may only be deposited in suitable locations, based on information obtained from land utilisation records maintained based on user relationships under the Agriculture Act<sup>(6)</sup>, if the user of potentially polluting substances is included in these records and handles a total quantity of at least 2 t of solid manure at any time. If the user of potentially polluting substances is not included in the land utilisation records maintained based on user relationships under the Agriculture Act, solid manure may be deposited on agricultural land only in suitable locations pursuant to the Government Regulation concerning the designation of vulnerable areas and the action programme<sup>(7)</sup>.’.

Footnotes 6 and 7 read as follows:

<sup>(6)</sup> § 3a of Act No 252/1997 on agriculture, as amended.

<sup>(7)</sup> § 9(3)(b) and (c) of Government Regulation No 262/2012 concerning the designation of vulnerable areas and the action programme, as amended.’.

3. Footnote 4 reads as follows:

<sup>(4)</sup> Government Regulation No 73/2023 laying down rules on cross-compliance for payments to farmers, as amended.’.

4. In § 7(3), the number ‘48’ is replaced by the number ‘24’.
5. In § 7(7) and (8), ‘dry matter.ha-1’ is replaced by ‘dry matter per ha’.
6. In § 7(8), the following words are added at the end of the second sentence: ‘; this does not apply to cattle manure and organic fertilisers produced solely from by-products or main products arising from the cultivation of crops or from cattle manure, where the maximum application rate is 15 tonnes of dry matter per ha over a period of 3 years.’.

7. Footnote 5 reads as follows:

<sup>(5)</sup> Decree No 309/2021 on the sampling and chemical and biological analyses of fertiliser samples.’.

8. In Annex 2, the following words are added at the end of point (d): ‘if they are not parts of land blocks recorded in the land utilisation records maintained based on user relationships under the Agriculture Act’.

9. In Annex 2(g), the words ‘variety, utility direction<sup>3)</sup>’ are deleted.

10. In Annex 2(h) and (i), the comma after the reference to footnote 3 and the reference to footnote 4 are deleted.

11. In Annex 2(j), the reference to footnote 3 is deleted.

12. In Annex 2, at the end of the text of points (k) to (m), the reference to footnote 3 is deleted and the following words are added: ‘in the case of a crop cultivated on arable land’.

13. In Annex 2(q), the words ‘- in the case of grazing or the presence of animals on agricultural land, faeces and urine, including animal species’ are deleted.

14. In Annex 2, the following point (r) is inserted after point (q):

‘r) the species of animals, in the case of livestock grazing<sup>4)</sup>,’.

Points (r) to (v) are renumbered as points (s) to (w).

15. In Annex 2, explanatory notes 3 and 4 read as follows:

<sup>3)</sup> If multiple crops are cultivated on the same area within a single growing (production) year, records shall also be kept of the sowing date and the harvest or incorporation date.

<sup>4)</sup> In the case of livestock grazing, the data referred to in points (q), (s), (u) to (w) are not provided.’.

16. In the table in Annex 3, Part A, the rows ‘Digestate fugate’ and ‘Digestate isolate or solid digestate’ read as follows:

‘

Digestate fugate	3.9	3.5	1.0	3.2
Digestate isolate or solid digestate	23	5.4	4.6	5.5

’.

17. In the table in Annex 3, Part B, in the row ‘Wild boars’, the word ‘wild’ is deleted.

18. At the end of the table in Annex 3, Part B, the following new line is added:

‘

Poultry	9.4	18.5	12.8	8.9
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19. In the table in Annex 6, the following new row is inserted in the row ‘Corn for grain’:

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CCM (corn cob mix)	60		10.0	1.8	5.0
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20. In the table in Annex 6, the following new row is inserted in the row 'Other cereals harvested green' below the row with the product 'green matter':

haylage	35		5.0	1.0	3.9
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21. In Annex 6, the following rows are added at the end of the table:

Small fruit cultivated on arable land (main product only)						
Strawberry		15		1.7	0.2	2.3

22. Annex 7 reads as follows:

'Annex 7 to Decree No 377/2023

### Method and form of electronic transmission of records

1. Data are submitted electronically in the form of automated data output. The Ministry's electronic application allows the transmission of automated data output via a web service or manual upload of this output. A detailed technical description of the data transmitted is published by the Ministry on its website.
2. The structure of the data output contains
  - a) identification details of the transmitted data
    - I. unique entity identifier - identification number (8 characters),
    - II. identification of the start date of the period for which data are transmitted (date in DD.MM.YYYY format), and
    - III. identification of the end date of the period for which data are transmitted (date in DD.MM.YYYY format),
  - b) a data record identifying cultivated crops containing
    - I. the unique identifier of the parcel on which the crop is cultivated,
    - II. the short code of the land block section (according to the designation in the land utilisation records maintained based on user relationships under the Agriculture Act),
    - III. the grid square of the land block section (according to the designation in the land utilisation records maintained based on user relationships under the Agriculture Act),
    - IV. the area of the parcel (a numerical value to two decimal places), if the area of the parcel changes during the period, the partial areas, including the start and end dates of validity of the partial area, are provided,
    - V. data on crops cultivated on the parcel, containing
      1. the unique identifier for the cultivation of the relevant crop,
      2. the numerical identifier of the cultivated crop according to the crop code list published by the Ministry in a manner enabling remote access in the electronic application on the Ministry's website,
      3. information as to whether the cultivated crop is perennial,
      4. information on the production year to which the crop cultivation pertains, unless the crop is perennial,
      5. date of sowing or, where applicable, planting (date in DD.MM.YYYY format), and
      6. date of harvest (date in DD.MM.YYYY format),
  - c) a data record with harvest data for the cultivated crops containing

- I. the unique cultivation identifier referred to in point (b), to which the harvest data relate,
  - II. the numerical identifier of the main product according to the crop code list published by the Ministry in a manner enabling remote access in the electronic application on the Ministry's website,
  - III. information on the average yield of the main product per unit area expressed in tonnes per hectare (a numerical value to three decimal places),
  - IV. information on the dry matter content of the main product as a whole-number percentage (if the dry matter content is not indicated, the value of the dry matter content according to Annex 6 to this Decree shall be used for the purposes of calculating the nutrient balance),
  - V. the numerical identifier of the by-product according to the product code list published by the Ministry in a manner enabling remote access in the electronic application on the Ministry's website,
  - VI. information on the average yield of the by-product per unit area expressed in tonnes per hectare (a numerical value to three decimal places), and
  - VII. information on the dry matter content of the by-product as a whole-number percentage (if the dry matter content is not indicated, the value of the dry matter content according to Annex 6 to this Decree shall be used for the purposes of calculating the nutrient balance),
- d) a data record identifying the individual use of fertilisers, soil improvers, plant biostimulants, growing media, and treated sludge, containing
- I. the unique cultivation identifier referred to in point (b), to which the fertiliser application data relate,
  - II. date of fertiliser application (date in DD.MM.YYYY format),
  - III. date of fertiliser incorporation (date in DD.MM.YYYY format),
  - IV. the numerical identifier of the target crop according to the crop code list published by the Ministry in a manner enabling remote access in the electronic application on the Ministry's website,
  - V. area on which the fertiliser was used (a numerical value to two decimal places),
  - VI. the numerical identifier of the fertiliser according to the fertiliser register published by the Ministry in a manner enabling remote access in the electronic application on the Ministry's website (optional),
  - VII. the name of the fertiliser (text matching the fertiliser name),
  - VIII. information on the amount of fertiliser used (a numerical value to three decimal places),
  - IX. the unit of measurement for the fertiliser used (t, kg, l),
  - X. information on nitrogen (N) input in kg/ha, provided only if the fertiliser identifier according to the fertiliser register is not indicated (a numerical value to three decimal places),
  - XI. information on phosphorus (P) input<sup>1)</sup> in kg/ha, provided only if the fertiliser identifier according to the fertiliser register is not indicated (a numerical value to two decimal places),
  - XII. information on potassium (K) input<sup>1)</sup> in kg/ha, provided only if the fertiliser identifier according to the fertiliser register is not indicated (a numerical value to two decimal places),
  - XIII. information on magnesium (Mg) input<sup>1)</sup> in kg/ha, provided only if the fertiliser identifier according to the fertiliser register is not indicated (a numerical value to two decimal places),
  - XIV. information on calcium (Ca) input<sup>1)</sup> in kg/ha, provided only if the fertiliser identifier according to the fertiliser register is not indicated (a numerical value to two decimal places),
  - XV. information on sulphur (S) input<sup>1)</sup> in kg/ha, provided only if the fertiliser identifier according to the fertiliser register is not indicated (a numerical value to two decimal places),
  - XVI. indication of whether the fertiliser was used to promote straw decomposition (format: letter Y for YES and N for NO),

- XVII. data on the use of treated sludge converted to 100% dry matter, and
- XVIII. data on the use of soil improvers, plant biostimulants and growing media,
- e) a data record identifying livestock grazing containing
  - I. the unique identifier of the parcel referred to in point (b) to which the grazing data relate, where a single grazing record may relate to multiple parcels simultaneously,
  - II. the start date of grazing,
  - III. the end date of grazing,
  - IV. information on the type of livestock according to the animal species code list published by the Ministry in a manner enabling remote access in the electronic application on the Ministry's website,
  - V. average number of livestock units grazed,
  - VI. number of grazing hours – not provided if the animals are grazed all day, and
  - VII. the area of land on which the animals were grazed during the relevant period.

Explanatory note:

- <sup>1)</sup> If the nutrient content of the fertiliser is specified in oxide or carbonate form, the nutrient input in elemental form shall be determined using the following conversion:  $P = P_2O_5 \times 0.436$ ,  $K = K_2O \times 0.830$ ,  $Ca = CaO \times 0.715$ ,  $Ca = CaCO_3 \times 0.400$ ,  $Mg = MgO \times 0.603$ ,  $Mg = MgCO_3 \times 0.288$ ,  $S = SO_4^{2-} \times 0.333$ .

## Article II

### **Final provisions**

This Decree was notified in accordance with Directive (EU) 2015/1535 of the European Parliament and of the Council of 9 September 2015 laying down a procedure for the provision of information in the field of technical regulations and of rules on Information Society services.

## Article III

### **Effective date**

This Decree takes effect on 1 June 2025, except for the provisions of Article I, point 2, which take effect on 1 January 2026.

Minister of Agriculture: