

Message 001

Communication from the Commission - TRIS/(2025) 2565

Directive (EU) 2015/1535

Notification: 2025/0527/NL

Notification of a draft text from a Member State

Notification – Notification – Notifizierung – Нотификация – Oznámení – Notifikation – Γνωστοποίηση – Notificación – Teavitamine – Ilmoitus – Obavijest – Bejelentés – Notifica – Pranešimas – Paziņojums – Notifika – Kennisgeving – Zawiadomienie – Notificação – Notificare – Oznámenie – Obvestilo – Anmälan – Fógra a thabhairt

Does not open the delays - N'ouvre pas de délai - Kein Fristbeginn - Не се предвижда период на прекъсване - Nezahajuje prodlení - Fristerne indledes ikke - Καμμία έναρξη προθεσμίας - No abre el plazo - Viivituste perioodi ei avata - Määräaika ei ala tästä - Ne otvara razdoblje kašnjenja - Nem nyitja meg a késésekét - Non fa decorrere la mora - Atidėjimai nepradedami - Atlikšanas laikposms nesākas - Ma jiftaħ il-perijodi ta' dewmien - Geen termijnbegin - Nie otwiera opóźnień - Não inicia o prazo - Nu deschide perioadele de stagnare - Nezačína oneskorenia - Ne uvaja zamud - Inleder ingen frist - Ní osclaíonn sé na moilleanna

MSG: 20252565.EN

1. MSG 001 IND 2025 0527 NL EN 18-09-2025 NL NOTIF

2. Netherlands

3A. Ministerie van Financien, Douane Groningen, CDIU.

3B. Ministerie van Landbouw, Visserij, Voedselzekerheid en Natuur
Directie Wetgeving en Juridische Zaken.

4. 2025/0527/NL - C00A - AGRICULTURE, FISHING AND FOODSTUFFS

5. Regulation of the Minister of Agriculture, Fisheries, Food Security and Nature amending the Fertilisers Act Implementation Regulation in connection with the amendment and addition of some residues in Annex Aa

6. Waste or residues that may be used as fertilisers, that may be used in the production of fertilisers or that may be used in the co-fermentation of livestock manure.

7.

8. The amendments to Annex Aa of the Fertilisers Act Implementing Regulation contained in this amending regulation may contain technical regulations.

In principle, fertilisers must not consist of or be produced from waste or residues.

This requirement is included in the Fertilisers Act to prevent all kinds of residues and wastes from being used as fertilisers in agriculture. This poses a potential risk to humans, animals and the environment because some of the mainly inorganic waste streams contain undesirable contaminants. Residues and wastes that are not subject to environmental and agricultural objections may be used if they have been designated by the Minister of Agriculture, Fisheries, Food Security and Nature and included in Annex Aa to the Fertilisers Act Implementing Regulation. This involves checking whether the wastes and residues comply with the requirements set out in the Fertilisers Act Implementing Decree and the Fertilisers Act Implementing Regulation.

With the proposed amendment to the Fertilisers Act Implementation Regulation, the Minister of LVVN designates a number of waste or residues that may be used as fertilisers in agricultural practice or may be used in the production of fertilisers. In addition, a number of wastes and residues are also designated that may be used as a secondary component in the co-fermentation of animal manure.

Finally, the definition of some of the wastes and residues referred to in the scheme has been adapted or clarified.

A mutual recognition provision has not been included, as wastes and residues originating in other Member States and complying with the designation in Annex Aa may also be used.

9. The list of designated residues that may be used as fertilisers is regularly supplemented by substances that have been tested against a protocol ensuring that those substances comply with the requirements of the Fertilisers Act Implementing Decree and the Fertilisers Act Implementing Regulation. This amending regulation designates three residues that may be used as fertilisers, one residue that may be used in the production of fertilisers and three residues that may be used in the co-fermentation of animal manure. In addition, the definition of some residues that may be used in the co-digestion of animal manure is amended or clarified and combined.

The designation is necessary to protect humans, animals and the environment against undesirable contaminants in the wastes or residues. Without a specific indication of certain wastes and residues, there is a risk that wastes and residues being used as fertilisers that are unsuitable from an environmental or agricultural point of view.

The designation is not discriminatory, because it applies to anyone who wishes to use the designated waste or residues as fertiliser, in the production of fertilisers or in the co-fermentation of animal manure.

The wastes and residues have been designated following the advice of the Fertilisers Act Expert Committee. This committee has assessed the wastes and residues against the 'Protocol for evaluation of substances in the Fertilisers Act, version 3.2' and has come to the conclusion that the wastes and residues, in view of the requirements set by the Fertilisers Act Implementing Decree and the Fertilisers Act Implementing Regulation, are suitable for use as fertiliser, for use as residues in the production of fertilisers or for use in

co-fermentation of animal manure. There is no other and therefore also no less burdensome way of excluding wastes and residues from the prohibition on producing fertilisers from wastes or residues. The designation is therefore proportionate.

10. Numbers or titles of the basic texts:

11. No

12.

13. No

14. No

15. No

16.

TBT aspects: No

SPS aspects: No

European Commission

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