

Official Journal of the European Union

L 218



English edition

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Volume 66

5 September 2023

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Acts whose titles are printed in light type are those relating to day-to-day management of agricultural matters, and are generally valid for a limited period.

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II

(Non-legislative acts)

INTERNATIONAL AGREEMENTS

COUNCIL DECISION (EU) 2023/1685

of 8 October 2014

on the signing, on behalf of the Union and its Member States, and provisional application of the Accession Protocol to the Framework Agreement on Comprehensive Partnership and Cooperation between the European Community and its Member States, of the one part, and the Republic of Indonesia, of the other part, to take account of the accession of the Republic of Croatia to the European Union

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 207 and 209, in conjunction with Article 218(5) thereof,

Having regard to the Act of Accession of the Republic of Croatia, and in particular the second subparagraph of Article 6(2) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) In accordance with Article 6(2) of the Act of Accession of the Republic of Croatia ('the Act of Accession'), the accession of the Republic of Croatia to the Framework Agreement on Comprehensive Partnership and Cooperation between the European Community and its Member States, of the one part, and the Republic of Indonesia, of the other part ⁽¹⁾ ('the Agreement') is to be agreed by means of a protocol to the Agreement ('the Protocol'). In accordance with Article 6(2) of the Act of Accession, a simplified procedure is to apply to such an accession, whereby a protocol is to be concluded by the Council, acting unanimously on behalf of the Member States, and by the third countries concerned.
- (2) On 14 September 2012, the Council authorised the Commission to open negotiations with the third countries concerned. The negotiations have been successfully concluded with the Republic of Indonesia.
- (3) Article 4(3) of the Protocol provides for its provisional application as from the date of its signature.
- (4) The Protocol should be signed on behalf of the Union and its Member States, subject to its conclusion at a later date,

HAS ADOPTED THIS DECISION:

Article 1

The signing on behalf of the Union and its Member States of the Accession Protocol to the Framework Agreement on Comprehensive Partnership and Cooperation between the European Community and its Member States, of the one part, and the Republic of Indonesia, of the other part, to take account of the accession of the Republic of Croatia to the European Union is hereby authorised, subject to the conclusion of the said Protocol.

⁽¹⁾ OJ L 125, 26.4.2014, p. 17.

The text of the Protocol is attached to this Decision.

Article 2

The President of the Council is hereby authorised to designate the person(s) empowered to sign the Protocol on behalf of the Union and its Member States.

Article 3

The Protocol shall be applied on a provisional basis as from the date of its signature, pending the completion of the procedures for its conclusion.

Article 4

This Decision shall enter into force on the date of its adoption.

Done at Luxembourg, 8 October 2014.

For the Council
The President
M. LUPI

**ACCESSION PROTOCOL TO THE FRAMEWORK AGREEMENT ON COMPREHENSIVE
PARTNERSHIP AND COOPERATION BETWEEN THE EUROPEAN COMMUNITY AND ITS
MEMBER STATES, OF THE ONE PART, AND THE REPUBLIC OF INDONESIA, OF THE OTHER
PART, TO TAKE ACCOUNT OF THE ACCESSION OF THE REPUBLIC OF CROATIA TO THE
EUROPEAN UNION**

THE KINGDOM OF BELGIUM,

THE REPUBLIC OF BULGARIA,

THE CZECH REPUBLIC,

THE KINGDOM OF DENMARK,

THE FEDERAL REPUBLIC OF GERMANY,

THE REPUBLIC OF ESTONIA,

IRELAND,

THE HELLENIC REPUBLIC,

THE KINGDOM OF SPAIN,

THE FRENCH REPUBLIC,

THE REPUBLIC OF CROATIA,

THE ITALIAN REPUBLIC,

THE REPUBLIC OF CYPRUS,

THE REPUBLIC OF LATVIA,

THE REPUBLIC OF LITHUANIA,

THE GRAND DUCHY OF LUXEMBOURG,

HUNGARY,

THE REPUBLIC OF MALTA,

THE KINGDOM OF THE NETHERLANDS,

THE REPUBLIC OF AUSTRIA,

THE REPUBLIC OF POLAND,

THE PORTUGUESE REPUBLIC,

ROMANIA,

THE REPUBLIC OF SLOVENIA,

THE SLOVAK REPUBLIC,

THE REPUBLIC OF FINLAND,

THE KINGDOM OF SWEDEN,

THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND

Contracting Parties to the Treaty on European Union and the Treaty on the Functioning of the European Union, hereinafter referred to as "the Member States", represented by the Council of the European Union, and

THE EUROPEAN UNION, hereinafter referred to as "the European Union",

of the one part, and

THE REPUBLIC OF INDONESIA, hereinafter referred to as "Indonesia"

of the other part,

hereinafter referred to as "the Parties" for the purposes of this Protocol,

HAVING REGARD TO the accession of the Republic of Croatia to the European Union on 1 July 2013 and the Treaty concerning the accession of the Republic of Croatia to the European Union, hereinafter referred to as "the Treaty of Accession", signed in Brussels on 9 December 2011 and entered into force on 1 July 2013;

WHEREAS the Framework Agreement on Comprehensive Partnership and Cooperation between the European Community and its Member States, of the one part, and the Republic of Indonesia, of the other part, hereinafter referred to as "the Agreement" was signed in Jakarta on 9 November 2009;

WHEREAS the Republic of Croatia undertakes to accede to the agreements concluded or signed by the European Union and its Member States with one or more third countries or with an international organisation as required by Article 6(2) of the Act concerning the conditions of accession of the Republic of Croatia and the adjustment to the Treaty on European Union, the Treaty on the Functioning of the European Union and to the Treaty Establishing the European Atomic Energy Community;

HAVE AGREED AS FOLLOWS:

Article 1

The Republic of Croatia hereby accedes as a Party to the Framework Agreement on Comprehensive Partnership and Cooperation between the European Community and its Member States, of the one part, and the Republic of Indonesia, of the other part, signed in Jakarta on 9 November 2009.

Article 2

The texts of the Agreement and the Final Act in the Croatian language annexed to this Protocol shall become authentic under the same conditions as the Bulgarian, Czech, Danish, Dutch, English, Estonian, Finnish, French, German, Greek, Hungarian, Italian, Latvian, Lithuanian, Maltese, Polish, Portuguese, Romanian, Slovene, Spanish, Swedish, Slovak and Indonesian language versions of the Agreement.

Article 3

This Protocol shall form an integral part of the Agreement.

Article 4

1. This Protocol shall be approved by the European Union, by the Council of the European Union on behalf of the Member States and by Indonesia in accordance with their own procedures. The Parties shall notify each other of the completion of the procedures necessary for that purpose.
2. This Protocol shall enter into force on the first day of the month following the date of the last notification of the instrument of approval.
3. Pending its entry into force, this Protocol shall apply provisionally as of the date of its signature.

Article 5

This Protocol is drawn up in duplicate in the Bulgarian, Croatian, Czech, Danish, Dutch, English, Estonian, Finnish, French, German, Greek, Hungarian, Italian, Latvian, Lithuanian, Maltese, Polish, Portuguese, Romanian, Slovak, Slovene, Spanish, Swedish and Indonesian languages, each of these texts being equally authentic.

IN WITNESS WHEREOF, the undersigned Plenipotentiaries, duly empowered to this effect, have signed this Protocol.

Съставено в Брюксел на двадесет и втори юни две хиляди двадесет и трета година.

Hecho en Bruselas, el veintidós de junio de dos mil veintitrés.

V Bruselu dne dvacátého druhého června dva tisíce dvacet tři.

Udfærdiget i Bruxelles den toogtyvende juni to tusind og treogtyve.

Geschehen zu Brüssel am zweiundzwanzigsten Juni zweitausenddreißig.

Kahe tuhande kahekümne kolmanda aasta juunikuu kahekümne teisel päeval Brüsselis.

Έγινε στις Βρυξέλλες, στις είκοσι δύο Ιουνίου δύο χιλιάδες είκοσι τρία.

Done at Brussels on the twenty-second day of June in the year two thousand and twenty three.

Fait à Bruxelles, le vingt-deux juin deux mille vingt-trois.

Sastavljeno u Bruxellesu dvadeset drugog lipnja godine dvije tisuće dvadeset treće.

Fatto a Bruxelles, addì ventidue giugno duemilaventitré.

Briselē, divi tūkstoši divdesmit trešā gada divdesmit otrajā jūnijā.

Priimta du tūkstančiai dvidešimt trečių metų birželio dvidešimt antrą dieną Briuselyje.

Kelt Brüsszelben, a kétezer-huszonharmadik év június havának huszonkettedik napján.

Magħmul fi Brussell, fit-tnejn u għoxrin jum ta' Ġunju fis-sena elfejn u tlieta u għoxrin.

Gedaan te Brussel, tweëntwintig juni tweeduizend drieëntwintig.

Sporządzono w Brukseli dnia dwudziestego drugiego czerwca roku dwa tysiące dwudziestego trzeciego.

Feito em Bruxelas, em vinte e dois de junho de dois mil e vinte e três.

Întocmit la Bruxelles la douăzeci și doi iunie două mii douăzeci și trei.

V Bruseli dvadsiateho druhého júna dvetisícdvadsaťtri.

V Bruslju, dvaindvajsetega junija dva tisoč triindvajset.

Tehty Brysselissä kahdentenakymmenentenätoisena päivänä kesäkuuta vuonna kaksituhattakaksikymmentäkolme.

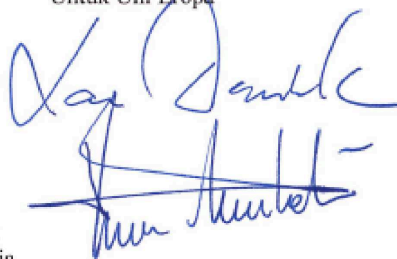
Som skedde i Bryssel den tjugoandra juni år tjugohundratjugotre.

Dibuat di Brussel, pada tanggal dua puluh dua bulan Juni tahun dua ribu dua puluh tiga.

За държавите-членки
 Por los Estados miembros
 Za členské státy
 For medlemsstaterne
 Für die Mitgliedstaaten
 Liikmesriikide nimel
 Για τα κράτη μέλη
 For the Member States
 Pour les États membres
 Za države članice
 Per gli Stati membri
 Dalībvalstu vārdā –
 Valstybių narių vardu
 A tagállamok részéről
 Ghall-Istati Membri
 Voor de lidstaten
 W imieniu Państw Członkowskich
 Pelos Estados-Membros
 Pentru statele membre
 Za členské státy
 Za države članice
 Jäsenvaltioiden puolesta
 För medlemsstaterna
 Untuk Negara Anggotanya



За Европейския съюз
 Por la Unión Europea
 Za Evropskou unii
 For Den Europæiske Union
 Für die Europäische Union
 Euroopa Liidu nimel
 Για την Ευρωπαϊκή Ένωση
 For the European Union
 Pour l'Union européenne
 Za Europsku uniju
 Per l'Unione europea
 Eiropas Savienības vārdā –
 Europos Sąjungos vardu
 Az Európai Unió részéről
 Ghall-Unjoni Ewropea
 Voor de Europese Unie
 W imieniu Unii Europejskiej
 Pela União Europeia
 Pentru Uniunea Europeană
 Za Európsku úniu
 Za Evropsko unijo
 Euroopan unionin puolesta
 För Europeiska unionen
 Untuk Uni Eropa



За Република Индонезия
 Por la República de Indonesia
 Za Indonéskou republiku
 For Republikken Indonesien
 Für die Republik Indonesien
 Indoneesia Vabariigi nimel
 Για τη Δημοκρατία της Ινδονησίας
 For the Republic of Indonesia
 Pour la République d'Indonésie
 Za Republiku Indoneziju
 Per la Repubblica di Indonesia
 Indonēzijas Republikas vārdā –
 Indonezijos Respublikos vardu
 Az Indonéz Köztársaság részéről
 Ghar-Repubblika tal-Indoneżja
 Voor de Republiek Indonesië
 W imieniu Republiki Indonezji
 Pela República da Indonésia
 Pentru Republica Indonezia
 Za Indonézsku republiku
 Za Republiko Indonezijo
 Indonesian tasavallan puolesta
 För Republiken Indonesien
 Untuk Republik Indonesia



REGULATIONS

COMMISSION DELEGATED REGULATION (EU) 2023/1686

of 30 June 2023

amending Delegated Regulation (EU) 2021/1698 as regards certain procedural requirements for the recognition of control authorities and control bodies that are competent to carry out controls on operators and groups of operators certified organic and on organic products in third countries and certain requirements on their supervision

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) 2018/848 of the European Parliament and of the Council of 30 May 2018 on organic production and labelling of organic products and repealing Council Regulation (EC) No 834/2007 ⁽¹⁾, and in particular Article 46(7) thereof,

Whereas:

- (1) Commission Delegated Regulation (EU) 2021/1698 ⁽²⁾ supplements Regulation (EU) 2018/848 with procedural requirements for the recognition of control authorities and control bodies that are competent to carry out controls on operators and groups of operators certified as organic and on organic products in third countries and with rules on their supervision and the controls and other actions to be performed by those control authorities and control bodies.
- (2) A request by control authorities and control bodies for recognition in accordance with Article 46(1) of Regulation (EU) 2018/848 (compliance regime) consists of a technical dossier. Pursuant to Article 1(2), point (i), of Delegated Regulation (EU) 2021/1698, that technical dossier must contain, among other things, a copy of the most recent assessment report drawn up by the accreditation body or, as appropriate, by the competent authority, including a witness audit report on a witness audit carried out within two years preceding the submission of the request for recognition.
- (3) Pursuant to Article 57(1) of Regulation (EU) 2018/848, the recognition of control authorities and control bodies granted under Article 33(3) of Council Regulation (EC) No 834/2007 ⁽³⁾ (equivalence regime) will expire on 31 December 2024. Pursuant to point 3(a) of Part B of Annex I to Delegated Regulation (EU) 2021/1698, for those control authorities or control bodies, the witness audit reports to be submitted with their request for recognition under the compliance regime must result from witness audits carried out during the two years preceding the submission of the request for recognition, by the accreditation body or competent authority for the purpose of their recognition under Regulation (EC) No 834/2007.
- (4) National measures in third countries taken due to the COVID-19 pandemic had a negative impact on the ability of accreditation bodies and competent authorities to schedule and carry out witness audits for the purpose of recognition of control authorities and control bodies under the compliance regime. To ensure a smooth transition from the equivalence regime to the compliance regime and to avoid risks of trade disruptions, for requests for

⁽¹⁾ OJ L 150, 14.6.2018, p. 1.

⁽²⁾ Commission Delegated Regulation (EU) 2021/1698 of 13 July 2021 supplementing Regulation (EU) 2018/848 of the European Parliament and of the Council with procedural requirements for the recognition of control authorities and control bodies that are competent to carry out controls on operators and groups of operators certified organic and on organic products in third countries and with rules on their supervision and the controls and other actions to be performed by those control authorities and control bodies (OJ L 336, 23.9.2021, p. 7).

⁽³⁾ Council Regulation (EC) No 834/2007 of 28 June 2007 on organic production and labelling of organic products and repealing Regulation (EEC) No 2092/91 (OJ L 189, 20.7.2007, p. 1).

recognition submitted before the expiration of the transition period provided for in Article 57(1) of Regulation (EU) 2018/848, the validity period of the witness audits referred to in Article 1(2), point (i) and in point 3(a) of Part B of Annex I to Delegated Regulation (EU) 2021/1698 should be extended.

- (5) For the Commission to be able to carry out effectively its supervisory activities pursuant to Delegated Regulation (EU) 2021/1698, control authorities and control bodies recognised in accordance with Article 46(1) of Regulation (EU) 2018/848 need to operate and be assessed by accreditation bodies or competent authorities based on their performance under the compliance regime. Therefore, it should be ensured that, within 2 years of the initial recognition of control authorities and control bodies in accordance with Article 46(1) of Regulation (EU) 2018/848 or of the extension of the scope of recognition to an additional category of products in accordance with Article 2 of Delegated Regulation (EU) 2021/1698, the control authorities and control bodies should submit to the Commission a new witness audit report on a new witness audit carried out for each of the categories of products for which they have been recognised. Furthermore, the procedure for submitting those new witness audit reports should be specified.
- (6) For the purpose of clarifying the beginning of the period between two witness audits referred to in Article 3(4), point (a), of Delegated Regulation (EU) 2021/1698, the first four-year period should start at the date when the first witness audits after recognition, or for the extension of the scope of recognition to an additional category of products, were carried out.
- (7) Delegated Regulation (EU) 2021/1698 should be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Delegated Regulation (EU) 2021/1698 is amended as follows:

- (1) in Article 1(2), point (i), the introductory wording is replaced by the following:

‘a copy of the most recent assessment report referred to in Article 46(4), second subparagraph, of Regulation (EU) 2018/848, drawn up by the accreditation body or, as appropriate, by the competent authority, containing the information referred to in Part A of Annex I to this Regulation, including a witness audit report on a witness audit carried out within 2 years preceding the submission of the request for recognition. By way of derogation, for requests for recognition submitted before 31 December 2024, the witness audit report may be on a witness audit carried out within 3 years preceding the submission of the request for recognition. The assessment report shall give the following guarantees:’;

- (2) Article 3 is amended as follows:

- (a) a new paragraph 3a is inserted:

‘3a. Within 2 years from the initial recognition or from the extension of the scope of recognition to a new category of products in accordance with Article 2, the control authority or control body shall provide a new witness audit report on a new witness audit carried out in accordance with Sections 1 and 2 of Part B of Annex I for the categories of products for which it has been recognised or for which the scope of recognition was extended.’;

- (b) in paragraph 4, point (a) is replaced by the following:

‘(a) the period between two witness audits shall not exceed 4 years, starting from the date of the first witness audit carried out after the initial recognition or the initial extension of scope to a new category of products;’;

- (3) in Article 19, paragraph 1 is replaced by the following:

‘1. After its recognition, the control authority or control body shall notify the Commission in due time, and not later than within 30 calendar days, of the occurrence of changes to the content of its technical dossier, including the new witness audit reports referred to in Article 3(3a).’;

(4) in Part B of Annex I, point 3(a) is replaced by the following:

- ‘(a) during the last 3 years by their accreditation body or competent authority for the purpose of their recognition under Regulation (EC) No 834/2007 for each category of products for which the control authority or control body requests recognition in accordance with Article 46 of Regulation (EU) 2018/848; and’.

Article 2

This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 30 June 2023.

For the Commission
The President
Ursula VON DER LEYEN

ISSN 1977-0677 (electronic edition)
ISSN 1725-2555 (paper edition)



Publications Office
of the European Union
L-2985 Luxembourg
LUXEMBOURG

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