

*Suppliment tal-Gazzetta tal-Gvern ta' Malta Nru. 20,720, 15 ta' Ottubru, 2021*

*Taqsimha B*

**L.N. 389 of 2021**

**PRODUCT SAFETY ACT  
(CAP. 427)**

**EU Fertilising Products (Implementing) Regulations, 2021**

IN EXERCISE of the powers conferred by articles 38 and 39 of the Product Safety, the Minister for Tourism and Consumer Protection, on the advice of the Director General (Technical Regulations) has made the following regulations:-

1. (1) The title of these regulations is the EU Fertilising Products (Implementing) Regulations, 2021. Citation, scope and commencement.

(2) These regulations implement the provisions of Regulation (EU) 2019/1009 of the European Parliament and of the Council of 5 June 2019 laying down rules on the making available on the market of EU fertilising products and amending Regulations (EC) No 1069/2009 and (EC) No 1107/2009 and repealing Regulation (EC) No 2003/2003.

(3) These regulations shall have the following commencement dates:

(a) regulations 2, 3 and 5 shall be deemed to have come into force on 16<sup>th</sup> April 2020; and

(b) regulations 4, 6 and 7 shall come into force on 16<sup>th</sup> July 2022.

2. In these regulations, unless the context otherwise requires: Interpretation.

"Regulation (EU) 2019/1009" means Regulation (EU) 2019/1009 of the European Parliament and of the Council of 5 June 2019 laying down rules on the making available on the market of EU fertilising products and amending Regulations (EC) No 1069/2009 and (EC) No 1107/2009 and repealing Regulation (EC) No 2003/2003.

3. For the purpose of Regulation (EU) 2019/1009, the Technical Regulations Division established by article 19 of the Malta Competition and Consumer Affairs Authority Act shall be the notifying authority responsible for setting up and carrying out the necessary procedures for the assessment and notification of conformity assessment bodies and the monitoring of notified bodies, including compliance with Article 26 Regulation (EU) 2019/1009. Designation of notifying authority. Cap. 510.

- Language requirements. **4.** Any information which shall be provided in accordance with the provisions of Regulation (EU) 2019/1009 shall be in at least the Maltese or English language:
- Provided that any information which shall be provided in accordance with Articles 6(6), 6(7), 8(3), 8(4) and 9(2) shall be in at least the Maltese, English, or Italian language.
- Method for designating conformity assessment bodies. S.L. 427. 45. **5.** The procedures for the assessment, notification and monitoring of conformity assessment bodies shall be those prescribed in the Method for Designating Conformity Assessment Bodies Regulations.
- Proceedings and penalties. Cap. 427. **6.** The proceedings and penalties in relation to any offence under Regulation (EU) 2019/1009 or these regulations shall be those provided for in Part IV of the Product Safety Act.
- Repeal. S.L. 427. 65. **7.** The Fertilisers (Implementation) Regulations are hereby repealed.
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