

Pursuant to Article 31 Paragraph 3 of ‘Enforcement Decree of the Food Industry Promotion Act’, herein notice following partial revisions to the ‘Guidelines for designation and operation of Excellent Food Certification Authorities’ (Ministry for Food, Agriculture, Forestry and Fisheries Public Notice No.2008 -48, dated August 01, 2008).

December 19, 2008

Minister,
Ministry for Food, Agriculture, Forestry and Fisheries

Partial revisions to ‘Guidelines for designation and operation of Excellent Food Certification Authorities’

The following provisory clause shall be added into Article 6 Paragraph 1.

However, the facilities and equipments are not required if the certification authority of processed organic foods entrusts the measuring and analysis of the product to a testing or research institution.

ADDENDUM

(Date of entry into force) This Guideline shall be enforced from the day of this notice.

Comparison Table of New -Old Provisions

Current	Revised
<p>Article 6 (Added) The certification authority must have the facilities needed to measure and analyze the product, inspection staff, equipment for analysis , and ability to analyze.</p> <p>(Omitted)</p>	<p><u>However, the facilities and equipments are not required if the certification authority of processed organic foods entrusts the measuring and analysis of the product to a testing or research institution.</u></p>

Ministry for Food, Agriculture, Forestry and Fisheries
Public Notice No. 2008 -120

Pursuant to Article 23 of the 'Food Industry Promotion Act', herein notice following enactment of the 'Enforcement Guidelines on Processed Organic Foods Certification System'.

December 19, 2008

Minister,
Ministry for Food, Agriculture, Forestry and Fisheries

Enacting Operating Guideline on Processed Organic Foods Certification System (Proposal)

Chapter 1. General Provisions

Article 1 (Purpose) The purpose of this guideline is to designate the details needed to efficiently carry out the processed organic foods certification system in compliance with the 'Food Industry Promotion Act' (referred as "Act" hereinafter).

Article 2 (Definitions of terms) The definitions of terms that are used in this guideline are as follows.

1. "Business operator" indicates an individual or a corporation who is in the producing, processing and distributing organic foods business.
2. "Processed organic foods" are foods that were produced, processed and distributed with products of organic farming in compliance with Article 16 of the 'Environment-Friendly Agriculture Fosterage Act' as raw materials or as ingredients.
3. "Aids for processing" are materials or ingredients that are used deliberately to process raw materials, foods or to process food components. They are not consumed as foods but likely to be added to the end products.

Chapter 2. The Scope of Certification System

Article 3 (Scope of Application) If a business operator who is under one of the following subparagraphs intends to mark or sell processed foods as “organic”, the operator should get certificated by due process of law.

1. Persons who plan to manufacture or produce processed organic foods within this country using domestic or imported organic materials (Including butchery and fresh side food processing, meat processing, milk processing, milling and flour milling).
2. Persons who plan to manufacture or produce processed organic foods using domestic or imported organic materials in the foreign country for the purpose of selling within this country.
3. Persons who divide domestic or foreign-made processed organic foods into smaller units or re-pack them within this country.

Raw materials for certified products should meet the certification standards which specified in ‘Attached Table 3’ of Article 9 of the ‘Enforcement Rule of Environment - Friendly Agriculture Fosterage Act’. Whether the organic material fits those standards or not shall be confirmed by the certificate issued by certification authority that has designated pursuant to the ‘Environment-Friendly Agriculture Fosterage Act’.

Chapter 3. Standards of Certification and Handling

Article 4 (Certification Standards) The ‘Certification Standards of Processed Organic Foods’ specified in ‘Attached Table 4’ in accordance with Article 22 Paragraph 1 of the Enforcement Rule shall be applied as follows.

1. ‘Product which is organically produced or handled’ indicates certified products of organic farming in accordance with the ‘Environment-Friendly Agriculture Fosterage Act’ or certified processed organic foods in accordance with the ‘Food Industry Promotion Act’.
2. ‘Non-organic raw material of the same kind’ shall be distinguished as following subparagraphs.
 - a. Non-processed raw materials with same name are considered as same kind materials.
 - b. For simple processed foodstuffs, if they used the same raw materials with different names, they are considered as the same materials. For example, corn flour and corn starch, tomato puree and tomato paste are regarded as the same materials.
 - c. The certification authority shall decide the sameness of materials for specific cases.

-
-
3. If any GMO is detected in the sample for certification screening, the product shall not be certificated.
 4. Water used to process organic foods shall meet the drinking water quality standards in Article 2 of 'Regulation on quality standards and examination of drinking water'.
 5. Business operators shall prove that the micro-organic formulations they used are not one of those 'originated from genetically modified microorganism' defined in 'Attached Table 4' B. 5) of the Regulation. Business operators shall do so by providing documentary evidence from the supplier of the micro-organic formulations.
 6. 'Mechanical, physical methods' include cutting, grinding, mixing, moulding, heating, cooling, pressurization, decompression, drying, separation (filtration, centrifugation, compression, distillation), preservation, and smoking. 'Biological methods' include fermentation and ripening.
 7. 'Ionizing radiation' means radiation that is used for the purposes of sterilization, killing insects, inhibition of sprouting, retardation of ripening, maintaining freshness, improving food features.
 8. The ratio of organic materials shall be calculated as follows.
 - a. When there are conflicts with weight and volume due to the different unit per materials, the ratio shall be calculated based on the unit of the end product.
 - b. Certified organic additives are considered as organic materials and calculated as such.
 - c. For water and salt, only those that were added for processing are excluded from the calculation. Water and salt that were originally contained within the raw material shall be included for the calculation.
 - d. For processed materials and additives that were concentrated or diluted, the weight and volume that were restored to their original condition shall be used.
 - e. When processed organic materials with non-organic additives were used, only the organic material portion shall be included for calculation.

Article 5 (Handling Standards) ‘Handling standards for Processed organic foods’ which is specified in ‘Attached Table 6’ in accordance with Article 22 Paragraph 2 of the Regulation shall be applied as follows.

1. ‘Preventive measures’ to exterminate vermin include habitat removal, cut-offs of access routes, using natural enemies. ‘Physical, mechanical, biological measures’ include physical barriers, sound waves, ultrasonic waves, sunlight, ultraviolet rays, trap, and temperature control.
2. ‘Allowed insecticides’ are ‘Materials that are allowed to be treated as organic ’ which are in the related ‘Attached Table 5’ of Article 22 Paragraph 2 of the Regulation, and ‘Resources available for pest management’ in the related ‘Attached Table 1’ 1. A. (2) of Article 7 of the Enforcement Rule.

Chapter 4. Labelling Certification

Article 6 (Labelling) Certified business operators must display “Organic •• (Product Name)”, “Name of the certification authority” and “Certification Number” on the certified products.

‘Foreign language notation that would be mistaken as processed organic foods’ are ‘Organic’, ‘Bio’ and ‘Eco’ of English, and the third country language with the same meanings.

Chapter 5. ADDENDUM

This Guideline shall be enforced from the day of this notice. However, the provision related to labelling processed organic foods in the Article 3 of ‘Labelling Standards for Foods’ (Korea Food and Drug Administration Public Notice No. 2007-69) shall be effective until December 31, 2009.