Directions on Article 27 of the Agricultural Production and Certification Act

Promulgated on January 22, 2009

Types of Cases	Actions	Notes
An agricultural product operator, who sells his agricultural product or its processed product under the term "organic" , fails to have his product certified in accordance with Article 5, Paragraph 1 of the Agricultural Production and Certification Act (the Act)or fails to have his product certified and apply for the review by the central competent authority in accordance with Article 6, Paragraph 1of the Act.	1. Stage I (1)Implementation Period: January 31-July 31, 2009 (2)Products subject to check: agricultural products and agricultural processed products sold under the term "organic" and produced after January 31, 2009 (3)The agricultural product operator will be imposed of a fine in accordance with Article 23, Paragraph 1, Subparagraph 2 of the Act, if his product is found not in compliance with the requirements. 2. Stage II (1)Implementation Period: Beginning from August 1, 2009 (2)Products subject to check: agricultural products and agricultural processed products sold under the term "organic" (3)The agricultural product operator will be imposed of a fine in accordance with Article 23, Paragraph 1, Subparagraph 2 of the Act, if his product is found not in compliance with the requirements.	1. The production date labeled on the agricultural products or agricultural processed products sold under the term "organic" shall be used to determine whether they are produced after January 31, 2009. Where the production date is not labeled on the products, the agricultural product operator shall provide documents relating to the production of the products for determination. 2. The competent authority may publish the agricultural product operator's name , address, as well as the name and the violation situation of such agricultural product or its processed product in accordance with Article 25 of the Act if the imposition of penalties are validated based on these Directions.
An agricultural product operator, who sells his agricultural product or its processed product under the term "organic" , uses the Agricultural product mark without having his product certified or continues to use the Agricultural product mark when his right to use the mark has been suspended or prohibited	1. Implementation Period: Beginning from January 31, 2009 2. Products subject to check: agricultural products and agricultural processed products sold under the term "organic" 3. The agricultural product operator will be imposed of a fine in accordance with Article 21, Paragraph 1, Subparagraph 2 of the Act, if his product is found not in compliance with the requirements.	

An agricultural product operator, who sells his agricultural product or its processed product under the term "organic" , violates the labeling requirements stated in Article 5, Paragraph 2 or Article 6, Paragraph 2 of the Act	1. Stage I (1) Implementation Period: January 31-July 31, 2009 (2) Products subject to check: agricultural products and agricultural processed products sold under the term "organic" and produced after January 31, 2009 (3) The agricultural product operator will be imposed of a fine in accordance with Article 24, Paragraph 1, Subparagraph 1 of the Act, if his product is found not in compliance with the requirements. 2. Stage II (1) Implementation Period: Beginning from August 1, 2009 (2) Products subject to check: agricultural products and agricultural processed products sold under the term "organic" (3) The agricultural product operator will be imposed of a fine in accordance with Article 24, Paragraph 1, Subparagraph 1 of the Act, if his product is found not in compliance with the requirements.	
An agricultural product operator, who sells his agricultural product or its processed product under the term "organic" , violates requirements concerning the use of chemical pesticides, chemical fertilizers, animals' drugs or any other chemicals as stated in Article 13 of the Act	1. Implementation Period: Beginning from January 31, 2009 2. Products subject to check: agricultural products and agricultural processed products sold under the term "organic" 3. The agricultural product operator will be imposed of a fine in accordance with Article 24, Paragraph 1, Subparagraph 4 of the Act, if his product is found not in compliance with the requirements.	