

Eligibility conditions for hemp cultivation

	Current rules	Strategic Plan Regulation
Basic act	<u>Regulation 1307/2013 Art. 32(6)</u>	<u>Regulation 2021/2115 - Art. 4(4) second subparagraph</u>
Max THC content	0.2%	0.3%
Empowerment	<ul style="list-style-type: none"> • Use of certified seeds • procedure for the determination of hemp varieties and the verification of their THC content 	unchanged
<u>Delegated Act</u>	<u>Regulation 639/2014 Art. 9 and Annex III</u> <ul style="list-style-type: none"> • Use of Certified seeds of varieties which are listed in the Common Catalogue • Request to withdraw from the market varieties with THC > 0.2% 	<u>Regulation 2022/126</u> <ul style="list-style-type: none"> • Use of Certified seeds of varieties listed in the Common Catalogue (Article 2) • 30% controls on the spot (or 20% in case of prior approval) (Annex I p. 1.1 and 1.2 - ex R 809/14) • No automatic request to withdraw varieties > 0.3% • MS inform the operators of varieties THC > 0.3%
<u>Implementing Act (HZR)</u>	<u>R 809/2014</u> <ul style="list-style-type: none"> • Aid application accompanied specify the variety, quantity of seeds and by official labels • 30% controls on the spot (or 20% in case of prior approval) 	<u>Implementing Regulation on IACS</u> (not yet published) <ul style="list-style-type: none"> • Aid application specify the variety, quantity of seeds and accompanied by official labels or equivalent document (Article 8(2)(i))
<u>National legislation</u>	THC limit fixed at 0.2%, in all MS but AT and PL (0.3%)	Need to ensure that the THC limit is not lower than 0.3% (Court case C-462/01, p.35)