

Regulation (EU) No 2019/1148 on the marketing and use of explosives precursors, applicable from 1. February 2021:

Dear seller of Substral products,

We kindly ask you to take note of the information below and to implement it in your company.

Plants need the right nutrients to grow well. Fertilizers are products tailored to the specific needs of the plant which are offered to consumers in different combinations and with a variety of raw materials. Although the products are subject to strict requirements of the EU Fertilizing Product Regulation and are therefore safe in use, they may pose a risk if certain raw materials are misused. For example those precursors referred to in Regulation (EU) 2019/1148 may be misused for the illegal manufacture of explosives for criminal, in particular terrorist, purposes.

Thus Regulation (EU) 2019/1148, applicable from 1 February 2021, introduces new obligations regarding the marketing and use of explosives precursors. The new regulation:

- specifies the definition of “**regulated explosives precursors**” (article 3), namely: “a substance listed in Annex I or II, including a mixture or another substance in which a substance listed in these annexes is present, excluding homogeneous mixtures of more than five ingredients, in which the concentration of each substance listed in Annex I or II is less than 1% w / w ". Thus, all products containing an explosive precursor in quantities of 1% or more will be affected. -even if they are in complex mixtures,
- completes the list of substances affected by the obligations of this Regulation (Annexes I and II) as well as the associated limit values,
- introduces the following obligations:
 - **to share information in the supply chain** (Article 7), namely: "any economic operator who places a product subject to restrictions under the regulation to the provision of another economic operator is required to inform it."
 - **to report any suspicious transaction and significant disappearance or theft within 24 hours to a national contact point** (article 9)
 - **to put in place appropriate, reasonable and proportionate procedures** to detect suspicious transactions (Article 9)

You will therefore find in Annex 1 the current list of products which were supplied in the past by Evergreen Garden Care containing one or more **EXPLOSIVE PRECURSORS TO BE SUBJECT OF A REPORTING**: "substances as such, or present in mixtures or substances, about which suspicious transactions as well as significant disappearances and significant thefts must be reported within 24 hours".

We kindly ask you as a downstream trading company to note your reporting obligation in accordance with Article 9.

Please pass on the information about affected products within the supply chain to downstream trading companies if necessary. Please note that the obligation to report applies to all persons regardless of whether they are members of the general public, commercial users or economic operators.

For further information on how to implement and detect and report suspicious incidents we invite you to read these elements in Regulation (EU) 2019/1148 <https://eur-lex.europa.eu/legal-content/FI/TXT/PDF/?uri=CELEX:32019R1148&from=SV> and its Guidelines for the implementation of Regulation (EU) 2019/1148 on the marketing and use of explosives precursors (2020 / C210 / 01) of June 24, 2020

<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A32019R1148&qid=1611932407847>

For further implementation guidance you may also contact your local trade association or your respective national contact point.

We have ensured that all products we currently offer do not fall under this regulation. However in case you still stock older products listed in the Annex 1, we would like to assure you that all products listed in the attachment are complex NPK fertilizers consisting of several raw materials which are offered to consumers in small packages. Thus, as such, these products do not present a danger or explosive risk. All products are safe to sell and to use. As before, they can be sold to consumers without restriction.

However, since they contain one or more explosive precursors, surveillance will have to be put in place according to the terms of the regulation in order to identify and prevent in good time suspected cases of illegal use.

Please refer to the following link from the Danish authorities for information in local language:

<https://www.sik.dk/erhverv/produkter/udgangsstoffer-eksplosivstoffer/kontrol-udgangsstoffer-eksplosivstoffer>

Annex 1

Vare nr. EGC	Vare nr. Econova	Produkt beskrivelse	EAN	Anmeldes pga. ammoniumnitrat (NH ₄ NO ₃) >1 % men ikke over 16 % nitrogen (N) fra NH ₄ NO ₃	Anmeldes pga kaliumnitrat (KNO ₃) >1 %
6142	42001	Substral Plantenæring 500ML	5707441002345	Ja	Ja
6143	42002	Substral Plantenæring 1000ML	5707441002352	Ja	Ja
6144	42003	Substral Udendørs 1000ML	5707441002390	Ja	Ja
6150	42005	Substral Orkide 250ml	5707441002376	Nej	Ja
6152	42008	Substral Citrus 250ml	5707441002383	Ja	Ja
21318	42050	Substral Terrasse og Havegødning 2000ml	9003225213157	Ja	Nej
21323	41924	Substral Drivhusnæring 2000ml	5707441521327	Ja	Nej
21421	42107	Substral Osmocote Roser og buske 800g	5707441014218	Ja	Ja
21422	42106	Substral Osmocote Rhodo og Hortensia 800g	5707411014225	Ja	Ja
21423	42109	Substral Osmocote Bær & Frugt 800g	5707441014232	Ja	Nej
1702101	42108	Substral Osmocote Tabs 24 stk.	5906992573087	Ja	Nej
86811	41926	Substral TG Blå Havegødning 6,5 kg	5707441586814	Ja	Nej