

F.No 3-14/2017 Fert Law  
Government of India  
Ministry of Agriculture and Farmers Welfare  
Department of Agriculture, Cooperation & Farmers Welfare  
(INM Division)

Krishi Bhavan, New Delhi.

Dated 2<sup>nd</sup> August, 2021

To

The Directors (Agriculture)  
All State/UT Governments  
(As per the list attached)

**Subject: Inclusion of Bio-stimulants under Fertiliser (Control) Order, 1985 (FCO) vide Notification S.O.882 (E) dated 23.2.2021 – issue of clarifications regarding**

Dear Sir/Madam,

As you are aware that it has been decided to include Bio-stimulants in Schedule VI of FCO and guidelines thereon were issued vide the above mentioned Notification dated 23.2.2021. As per this Notification, all the manufacturers/importers are required to submit application in Form 'G' to the Controllers of Fertilisers along with toxicity reports from NABL accredited laboratories and details of bio-efficacy trials conducted in National Agriculture Research Framework.

2) In order to facilitate the existing manufacturing industry, a provision has been made for Provisional Registration of two years from the date of issue of notification i.e. up to 22.2.2023. All the existing manufacturers have to apply for provisional registration in prescribed **Form G-1** to the Controller of Fertilisers by 31-03-2022 after obtaining a certificate in prescribed **Form G-2** from the State Government that the product was being sold in the market for the last three years and that no harmful effects of the product have been reported. On receipt of application from the manufacturer along with Form G-2, the Controller of Fertilisers will issue a certificate of provisional registration in **Form G-3**.

3) Concerns were being raised by Bio-stimulant associations as well as by the State Governments with regard to implementation of this Notification, which were discussed at length with the State Governments on 12.4.2021 and subsequently with associations on 16.4.2021 in meetings convened under the chairpersonship of JS(INM), DAC&FW. Based on the discussions held in these two meetings, following clarifications are being given to ensure smooth implementation of the above mentioned notification:-

- (i) States are to expedite the issue of G-2 form within 15-20 days of receipt of application from the manufacturer, in order to facilitate all manufacturers to submit their G-1 Form for provisional registration, in the month of December, 2021, to the Controller of Fertiliser (Joint Secretary (INM), DAC&FW, Krishi Bhawan.

- (ii) On receipt of application from the manufacturer along with G 2 Form issued by at least one State Government, Controller of Fertilisers, after due scrutiny and following the prescribed procedure, will issue certificate of provisional registration under clause 20 C of FCO, in Form G-3 to the manufacturer.
- (iii) Since no procedure has been prescribed in guidelines for issue of requisite certificate by the State Governments in Form G-2 regarding verification of sale for the last three years and hazardous effect of the production, State Government is advised to adopt the following procedure:-

- a. **verification of sale for the last three years:** self-attested label of products along with self-attested sale figures of products sold in their State, for the last three years, from an authorized representative of the company or GST data for the last three years Or stock, production/ trade of the product for last 3 years duly verified by a Chartered Accountant.

- b. **Hazardous effect of the product:** States may consider self-declaration of 'No reported ill - effect or hazardous effect';

Or

Any international publication or world wide acceptable test report supporting non hazardous effect of product.

- c. States are required to issue a certificate in G-2 form for a product and its brand name. If a product is being sold in different brands, all brand names may be mentioned or annexed with G-2 form. However, separate G-2 Form is required for each different product.

- d. Once a product is provisionally registered, a bio-stimulant manufacturer is authorised to sell such provisionally registered product in the country. Other States may consider issue of authorisation letter to the manufacturer based on the provisional registration.

- (iv) During the period available for provisional registration to manufacturers in the notification dated 23.2.2021 and subsequent amendment dated 14.6.2021, manufacture, sale or stock of these products may be allowed, unless otherwise necessary to stop, upto 31st March, 2022. Those products which could not be registered during this period, shall not be allowed to manufacture, sale and store after 31st March, 2022.
- (v) All the provisions of FCO including sampling shall be applicable after provisional registration. However, samples may be analyzed in respect of those parameters, limits for which have been prescribed in the above mentioned Notification and also based on the label claims, for provisionally registered products.

- (vi) In case of those manufacturers who are not selling or marketing their product on their own, States are advised to consider the data required in para 3 (i) above provided by the marketer to the manufacturer along with sale record of manufacturer to marketer, for the purpose of issuance of G-2 Form.
- (vii) There is no restriction on the sale/distribution of any product under different brands (of same category and chemical composition). However, a manufacturer has to indicate all brand names at the time of submitting application in prescribed Forms G1 alongwith G2 Form and to certify that category & chemical composition of all the brands are same.
- (viii) As per the notification, a sample of biostimulants can be analysed in CFQC&TI, Faridabad or its regional laboratories or any other laboratory notified by the State Government with prior approval of the Central Government.
- (ix) The requirement of equipment and facilities in such laboratories may be notified by the central government in due course.

4) State Governments are advised to follow the above guidelines while implementing the provision of clause 20 C of FCO, 1985 for provisional registration of bio-stimulants.

**Yours sincerely**



**(Rajni Taneja)**

**Deputy Secretary to the Govt. of India**

**Tel: 23386741**

Copy to

- 1. Secretary (Agriculture ), All State Govts/UTs
- 2. Biostimulants Associations/ Manufacturers