



ANNEX, Version 01

Legal Compliance and ILO Conventions

The purpose of this annex is to clarify and specify the obligation for legal compliance and compliance with ILO Conventions. It gives a further insight into the ILO Conventions, cross compliance and European legislation.

ILO Convention no.	Name
87	Freedom of Association and Protection of the Right to Organise Convention, 1948
98	Right to Organise and Collective Bargaining Convention, 1949
29	Forced Labour Convention, 1930
105	Abolition of Forced Labour Convention, 1957
138	Minimum Age Convention, 1973
182	Worst Forms of Child Labour Convention, 1999
100	Equal Remuneration Convention, 1951
111	Discrimination (Employment and Occupation) Convention, 1958
129	Labour Inspection (Agriculture) Convention, 1969
155	Occupational Safety and Health Convention, 1981
169	Indigenous and Tribal Peoples Convention, 1989
	ILO Code for Safe Work: Code of Practice Agriculture

Cross Compliance

The rules for cross compliance, listed in Annex II to Council Regulation (EU) No 1306/2013, relate to the following areas: environment, climate change and good agricultural condition of land; public, animal and plant health; animal welfare. Donau Soja farmers located in the European Union are subject to cross compliance. Areas not relevant for soya are left out (e.g. animal welfare, identification of animals).

Topic	Requirements and Standards
Water (SMR 1)	Council Directive 91/676/EEC of 12 December 1991 concerning the protection of waters against pollution caused by nitrates from agricultural sources (OJ L 375, 31.12.1991, p. 1)
Biodiversity (SMR 2)	Directive 2009/147/EC of the European Parliament and of the Council of 30 November 2009 on the conservation of wild birds (OJ L 20, 26.1.2010, p. 7)
Biodiversity (SMR 3)	Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild flora and fauna (OJ L 206, 22.7.1992, p. 7)



Food safety (SMR 4)	Regulation (EC) No 178/2002 of the European Parliament and of the Council of 28 January 2002 laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety (OJ L 31, 1.2.2002, p. 1)
Food safety (SMR 5)	Council Directive 96/22/EC of 29 April 1996 concerning the prohibition on the use in stockfarming of certain substances having a hormonal or thyrostatic action and beta-agonists, and repealing Directives 81/602/EEC, 88/146/EEC and 88/299/EEC (OJ L 125, 23.5.1996, p. 3)
Plant protection products (SMR 10)	Regulation (EC) No 1107/2009 of the European Parliament and of the Council of 21 October 2009 concerning the placing of plant protection products on the market and repealing Council Directives 79/117/EEC and 91/414/EEC (OJ L 309, 24.11.2009, p. 1)
Water (GAEC 1)	Establishment of buffer strips along water courses. The GAEC buffer strips must respect, both within and outside vulnerable zones designated pursuant to Article 3(2) of Directive 91/676/EEC, at least the requirements relating to the conditions for land application of fertiliser near water courses, referred to in point A.4 of Annex II to Directive 91/676/EEC to be applied in accordance with the action programmes of Member States established under Article 5(4) of Directive 91/676/EEC
Water (GAEC 2)	Where use of water for irrigation is subject to authorisation, compliance with authorisation procedures
Water (GAEC 3)	Protection of ground water against pollution: prohibition of direct discharge into groundwater and measures to prevent indirect pollution of groundwater through discharge on the ground and percolation through the soil of dangerous substances, as listed in the Annex to Directive 80/68/EEC in its version in force on the last day of its validity, as far as it relates to agricultural activity
Soil and carbon stock (GAEC 4)	Minimum soil cover
Soil and carbon stock (GAEC 5)	Minimum land management reflecting site specific conditions to limit erosion
Soil and carbon stock (GAEC 6)	Maintenance of soil organic matter level through appropriate practices including ban on burning arable stubble, except for plant health reasons. The requirement can be limited to a general ban on burning arable stubble, but a Member State may decide to prescribe further requirements
Landscape, minimum level of maintenance (GAEC 7)	Retention of landscape features, including where appropriate, hedges, ponds, ditches, trees in line, in group or isolated, field margins and terraces, and including a ban on cutting hedges and trees during the bird breeding and rearing season and, as an option, measures for avoiding invasive plant species



EU Legislation

The following list is not a complete list of all European legislation, but gives an overview of the most relevant directives and regulations to be complied with.

EU legislation
Charter of fundamental rights of the European Union
DIRECTIVE 2011/36/EU on preventing and combating trafficking in human beings and protecting its victims
Equal Treatment Framework Directive (2000/78/EC)
DIRECTIVE 2002/73/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 23 September 2002 amending Council Directive 76/207/EEC on the implementation of the principle of equal treatment for men and women as regards access to employment, vocational training and promotion, and working conditions
Working Time Directive (2003/88/EC)
COUNCIL DIRECTIVE of 14 October 1991 on an employer's obligation to inform employees of the conditions applicable to the contract or employment relationship
COUNCIL DIRECTIVE of 12 June 1989 on the introduction of measures to encourage improvements in the safety and health of workers at work (89/391/EEC) (OJ L 183, 29.6.1989, p. 1)
Habitats Directive
Birds Directive
Waste Framework Directive
DIRECTIVE 2009/128/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 21 October 2009 establishing a framework for Community action to achieve the sustainable use of pesticides
Council Directive 91/676/EEC of 12 December 1991 concerning the protection of waters against pollution caused by nitrates from agricultural sources
DECISION No 1386/2013/EU OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 20 November 2013 on a General Union Environment Action Programme to 2020 'Living well, within the limits of our planet'
Regulation (EU) No 1143/2014 of the European Parliament and of the Council of 22 October 2014 on the prevention and management of the introduction and spread of invasive alien species
Voluntary Guidelines on the Responsible Governance of Tenure of Land, Fisheries and Forests in the Context of National Food Security