

We have an operation in a Central American country whose laws require that all seed brought into that country be treated with a substance that is prohibited under the NOP. NOP 205.204(a) (5) allows seed and planting stock that is treated with a prohibited substance to be used in organic production provided it is a Federal or State requirement. Can the operation in Central America use the treated seed for organic production as long as the treatment is mandatory under their own countries laws?

No. The provisions of 205.204(a) (5) apply only to U.S. phytosanitary requirements.

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