

Bioinputs Law

Federal Law No. 15,070 (the “Bioinputs Law”) was enacted on December 23, 2024 and entered into force on the following day, regulating the activities related to the **bioinputs for use in agriculture, livestock farming, aquaculture and forestry** in Brazil. The Bioinputs Law is applicable to every cropping system, including conventional, organic and agroecology-based systems, encompassing all bioinputs used in agriculture and livestock farming, such as growth or performance biostimulators or inhibitors, semiochemicals, biochemicals, phytochemicals, metabolites, organic macromolecules, biological control agents, soil conditioners, biofertilizers and inoculants.

To the extent that bioinputs can substitute or complement the use of traditional chemical inputs, which supposedly present higher toxicity, bioinputs have the potential to provide higher sustainability to agriculture and livestock farming activities. However, its production and use also require **care for human health and environmental protection**.

There is a **mandatory registration requirement** for bioinputs and its inocula (microorganisms in culture medium used to start the production of a bioinput) that are produced or imported with commercial purpose and for biofactories (facility that performs the commercial production of bioinputs or its inocula), importers, exporters and traders of bioinputs and its inocula. Such registration must be performed with the Agriculture and Livestock Farming Defense Secretariat (the *Secretaria de Defesa Agropecuária*, or “SDA”), a federal body subject to the Ministry of Agriculture and Livestock Farming (“MAPA”). The registration requires the payment of a specific tax.

The regulation of the Bioinputs Law by the SDA shall establish rules for the



classification, specifications minimum parameters and further requirements for the registration of bioinputs and its inocula, considering the purpose and category of each product. Under the SDA’s criteria, On

the occasion of the bioinput registration request, the SDA may, under its own criteria, require the presentation of a **conclusive technical-scientific report** that demonstrates the viability and efficiency of the bioinput, pursuant to the indication of use, guaranties and specifications that were stated in the registration process.

The health and environment governmental agencies shall manifest themselves in the registration processes of **new products** (bioinputs that contain a component or active ingredient that was not registered or authorized in Brazil, yet) that are oriented to phytosanitary control, whereas, pursuant to the Bioinputs Law, the **confidentiality of information** will be guaranteed.

The following products are **exempt from registration**: (i) the bioinput that is produced exclusively for own use and (ii) the semiochemicals of exclusive mechanical action, such as plates and traps, as well as certain food baits to be used in the monitoring of insects.

The production facilities of bioinputs for own use will be subject to a **simplified registration procedure**. However, such registration can be waived under the SDA’s criteria, as established in further regulation. The waiver is also applicable to bioinputs facilities of family agriculture, provided that the production is destined to own use. Likewise, the bioinputs that are produced for own use are exempt from the registration requirement. Nevertheless, the production of bioinputs for own use shall follow the good practices instructions established by the SDA.

In addition to the conduction of facilities and products registration process, the SDA shall control the production of bioinputs with commercial purposes, as well as the importation and exportation of bioinputs. The agriculture bodies of the states and of the Federal District have the authority to control (i) the trade, transportation and use of bioinputs inside the Federation unit; and (ii) the production of bioinputs for own use.

The bioinputs that are currently under use and that are not subject to specific regulation are exceptionally authorized for use until a specific regulation is published. In addition, the acts that were performed and the registrations that were granted before the publication of the Bioinputs Law, based on the specific regulation then in force, will remain valid until the end of its validity date. ■

This publication is addressed to the clients of this firm. It does not constitute legal advice and its purpose is to inform about the main changes in the Brazilian legislation and relevant news in the environmental field. For any further clarifications, the collaborating attorneys remain at your entire disposal.

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