

Review of Unfair Trading Practices (UTP) Directive

Published by AGRINFO on 12 Dec 2025

Call for stakeholder feedback on revision of Unfair Trading Practices Directive

[Business-to-business unfair trading practices in the food supply chain – revision of EU rules](#)

Update

The Unfair Trading Practices (UTP) Directive aims to achieve a more efficient and fairer food supply chain by protecting agri-food suppliers who sell directly to buyers in the European Union (EU) against UTPs. Non-EU agri-food suppliers are also protected by these rules, which have applied since 2022.

The European Commission is now collecting feedback to inform a revision of the UTP Directive, via a form on its [Have Your Say](#) webpage, until **27 February 2026**. This input will be taken into account by the Commission when revising the Directive.

What is changing?

The UTP Directive aims to protect agri-food suppliers who sell directly to EU buyers (not via an intermediary) against UTPs. Non-EU agri-food suppliers are also protected by these rules.

The European Commission is collecting feedback and evidence from stakeholders on the functioning of the UTP Directive in preparation for a revision of the Directive. EU and non-EU stakeholders – including farmers and suppliers of agricultural and food products, as well as associations – are invited to complete a form on the Commission's [Have Your Say](#) webpage. This is an opportunity to share experiences, challenges faced, and any recommendations that could reinforce protection against UTPs.

Why?

The UTP Directive has applied since 2022, and a revision is planned. An overall evaluation was conducted to assess if it provides effective protection to agri-food suppliers ([European Commission 2025](#)). The main findings show:

- a low level of awareness about the UTP Directive among non-EU stakeholders
- challenges for EU stakeholders in submitting complaints

- concerns about confidentiality and fear of retaliation
- concerns regarding potential emerging UTPs – particularly practices that could circumvent the Directive and shift disproportionate risks or costs onto suppliers, including more complex arrangements linked to buyers' sustainability-related commitments (e.g. transferring buyers' corporate social responsibility commitments to suppliers).

Timeline

The adoption of the revised UTP Directive is scheduled for the fourth quarter of 2026.

Recommended Actions

This consultation is an opportunity for EU and non-EU stakeholders – including farmers and suppliers of agricultural and food products, as well as associations – to contribute to improving their protection against UTPs.

Feedback can be given through the European Commission's [Have Your Say](#) webpage until **27 February 2026**. Stakeholders wishing to respond must be registered. Those who do not already have an account will first need to [Create an EU login account](#), then register their organisation on the [Transparency register](#).

Background

The stark imbalances between small and large operators in the agricultural and food supply chain can lead to UTPs in business-to-business (B2B) relationships, where farmers and small operators do not have sufficient bargaining power to defend themselves. The UTP Directive ([2019/633](#)) is part of the EU's commitment to achieve a more efficient and fairer food supply chain.

It bans 16 trading practices that are classified as **black** and **grey**.

Black trading practices are never allowed. They currently include:

- payment later than 30 days for perishable agricultural and food products
- payment later than 60 days for other agri-food products
- short-notice cancellations of perishable agri-food products
- unilateral contract changes by the buyer
- payments not related to a specific transaction
- risk of loss and deterioration transferred to the supplier

- refusal of a written confirmation of a supply agreement by the buyer, despite request from the supplier
- misuse of trade secrets by the buyer
- commercial retaliation by the buyer
- transferring the costs of examining customer complaints to the supplier.

Grey trading practices are only allowed if the supplier and the buyer agree on them beforehand. They include:

- return of unsold products
- payment by the supplier for stocking, display, and listing; promotion; marketing; advertising; staff of the buyer, fitting out premises.

The European Commission carried out five annual surveys on UTPs experienced by food chain operators between 2020 and 2024 (see [Unfair trading practices in the food supply chain](#)).

An assessment of measures taken by EU Member States when applying the UTP Directive is now published as an evaluation report ([European Commission 2025](#)).

Resources

Directive [2019/633](#) on unfair trading practices in business-to-business relationships in the agricultural and food supply chain

European Commission (2025) [Evaluation of the Unfair Trading Practices Directive](#)

European Commission: [Unfair trading practices in the food chain](#)

Sources

[Business-to-business unfair trading practices in the food supply chain – revision of EU rules](#)

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