

Directive 2010/63/EU of the European Parliament and of the
Council of 22 September 2010 on the protection of animals
used for scientific purposes (Text with EEA relevance)

CHAPTER IV
AUTHORISATION

Section 3

Requirements for projects

Article 39

Retrospective assessment

- 1 Member States shall ensure that when determined in accordance with Article 38(2)(f), the retrospective assessment shall be carried out by the competent authority which shall, on the basis of the necessary documentation submitted by the user, evaluate the following:
 - a whether the objectives of the project were achieved;
 - b the harm inflicted on animals, including the numbers and species of animals used, and the severity of the procedures; and
 - c any elements that may contribute to the further implementation of the requirement of replacement, reduction and refinement.
- 2 All projects using non-human primates and projects involving procedures classified as 'severe', including those referred to in Article 15(2), shall undergo a retrospective assessment.
- 3 Without prejudice to paragraph 2 and by way of derogation from Article 38(2)(f), Member States may exempt projects involving only procedures classified as 'mild' or 'non-recovery' from the requirement for a retrospective assessment.