

Regulation (EC) No 1946/2003 of the European Parliament and of the Council
of 15 July 2003 on transboundary movements of genetically modified organisms

CHAPTER II

EXPORTS OF GMOs TO THIRD COUNTRIES

Section 1

GMOs intended for deliberate release into the environment

Article 8

Exceptions to Section 1 of this Chapter

- 1 GMOs intended for deliberate release into the environment identified in a decision of the Conference of the Parties to the Convention serving as the Meeting of the Parties to the Protocol as being not likely to have adverse effects on the conservation and sustainable use of biological diversity, taking also into account risks to human health, shall be excluded from the scope of section 1 of this Chapter.
- 2 Section 1 of this Chapter shall not apply to GMOs intended for direct use as food or feed, or for processing.
- 3 The obligations referred to in section 1 of this Chapter shall not apply if the Party of import has specified in advance to the BCH, in accordance with Article 13(1)(b) and Article 14(3) of the Protocol, that such imports of GMOs are to be exempted from the Advance Informed Agreement Procedure, as set out in Articles 7 to 10, 12 and 14 of the Protocol, provided that adequate measures are applied to ensure their safe intentional transboundary movement in accordance with the objective of the Protocol.

Changes to legislation:

There are outstanding changes not yet made to REGULATION (EC) No 1946/2003 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Regulation words omitted by [S.I. 2019/90 reg. 5\(15\)](#)

Changes and effects yet to be applied to the whole legislation item and associated provisions

- Annex 1(c) words substituted in earlier amending provision [S.I. 2019/90, reg. 5\(16\)\(a\)](#) by [S.I. 2020/1421 Sch. para. 3\(12\)\(a\)](#)
- Annex 1(m) words substituted in earlier amending provision [S.I. 2019/90, reg. 5\(16\)\(b\)](#) by [S.I. 2020/1421 Sch. para. 3\(12\)\(b\)](#)
- Annex 3(b) words substituted in earlier amending provision [S.I. 2019/90, reg. 5\(17\)](#) by [S.I. 2020/1421 Sch. para. 3\(13\)](#)
- Art. 1 word omitted by [S.I. 2019/90 reg. 5\(2\)\(b\)](#)
- Art. 1 words omitted by [S.I. 2019/90 reg. 5\(2\)\(a\)](#)
- Art. 1 words omitted by [S.I. 2019/90 reg. 5\(2\)\(c\)](#)
- Annex 1(c) words substituted by [S.I. 2019/90 reg. 5\(16\)\(a\)](#)
- Annex 1(m) words omitted by [S.I. 2019/90 reg. 5\(16\)\(b\)\(ii\)](#)
- Annex 1(m) words substituted by [S.I. 2019/90 reg. 5\(16\)\(b\)\(i\)](#)
- Annex 3(b) words substituted by [S.I. 2019/90 reg. 5\(17\)](#)
- Art. 3(10)(a) substituted by [S.I. 2019/90, reg. 5\(3\)\(a\)](#) (as substituted) by [S.I. 2019/759 reg. 12\(2\)](#)
- Art. 3(10)(a) substituted in earlier amending provision [S.I. 2019/90, reg. 5\(3\)\(a\)](#) by [S.I. 2020/1421 Sch. para. 3\(2\)\(a\)](#)
- Art. 3(10)(a) words substituted by [S.I. 2019/90 reg. 5\(3\)\(a\)](#) (This amendment not applied to [legislation.gov.uk](#). [Reg. 5\(3\)\(a\)](#) substituted immediately before IP completion day by [S.I. 2019/759, regs. 1\(a\), 12\(2\)](#))
- Art. 3(11) words substituted by [S.I. 2019/90 reg. 5\(3\)\(b\)](#)
- Art. 3(11) words substituted in earlier amending provision [S.I. 2019/90, reg. 5\(3\)\(b\)](#) by [S.I. 2020/1421 Sch. para. 3\(2\)\(b\)](#)
- Art. 3(12) words substituted by [S.I. 2019/90 reg. 5\(3\)\(c\)](#)
- Art. 3(12) words substituted in earlier amending provision [S.I. 2019/90, reg. 5\(3\)\(c\)](#) by [S.I. 2020/1421 Sch. para. 3\(2\)\(c\)](#)
- Art. 3(14) words omitted by [S.I. 2019/90 reg. 5\(3\)\(d\)](#)
- Art. 3(15) substituted by [S.I. 2019/90, reg. 5\(3\)\(da\)](#) (as inserted) by [S.I. 2020/1421 Sch. para. 3\(2\)\(d\)](#)
- Art. 3(19) substituted by [S.I. 2019/90 reg. 5\(3\)\(e\)](#)
- Art. 3(19) words inserted in earlier amending provision [S.I. 2019/90, reg. 5\(3\)\(e\)](#) by [S.I. 2020/1421 Sch. para. 3\(2\)\(e\)](#)
- Art. 3(19A) inserted by [S.I. 2019/90, reg. 5\(3\)\(ea\)](#) (as inserted) by [S.I. 2020/1421 Sch. para. 3\(2\)\(f\)](#)
- Art. 3(20) substituted by [S.I. 2019/90 reg. 5\(3\)\(f\)](#)
- Art. 3(20) words inserted in earlier amending provision [S.I. 2019/90, reg. 5\(3\)\(f\)](#) by [S.I. 2020/1421 Sch. para. 3\(2\)\(g\)](#)
- Art. 3(20A) inserted by [S.I. 2019/90, reg. 5\(3\)\(fa\)](#) (as substituted) by [S.I. 2020/1421 Sch. para. 3\(2\)\(g\)](#)
- Art. 3(22)(23) inserted by [S.I. 2019/90 reg. 5\(3\)\(g\)](#)
- Art. 3(22) words substituted in earlier amending provision [S.I. 2019/90, reg. 5\(3\)\(g\)](#) by [S.I. 2020/1421 Sch. para. 3\(2\)\(h\)\(i\)](#)
- Art. 3(23) word inserted in earlier amending provision [S.I. 2019/90, reg. 5\(3\)\(g\)](#) by [S.I. 2020/1421 Sch. para. 3\(2\)\(h\)\(ii\)\(aa\)](#)

- Art. 3(23) words substituted in earlier amending provision S.I. 2019/90, reg. 5(3)(g) by [S.I. 2020/1421 Sch. para. 3\(2\)\(h\)\(ii\)\(bb\)](#)
- Art. 3(24) inserted in earlier amending provision S.I. 2019/90, reg. 5(3)(g) by [S.I. 2020/1421 Sch. para. 3\(2\)\(h\)\(iii\)](#)
- Art. 5(2) words substituted by [S.I. 2019/90 reg. 5\(4\)\(a\)](#)
- Art. 5(5) words substituted by [S.I. 2019/90 reg. 5\(4\)\(b\)](#)
- Art. 6 heading words substituted by [S.I. 2019/90 reg. 5\(5\)\(a\)](#)
- Art. 6 words substituted by [S.I. 2019/90 reg. 5\(5\)\(b\)](#)
- Art. 6 words substituted by [S.I. 2019/90 reg. 5\(5\)\(c\)\(i\)](#)
- Art. 6 words substituted by [S.I. 2019/90 reg. 5\(5\)\(c\)\(ii\)](#)
- Art. 9(1) words substituted by [S.I. 2019/90 reg. 5\(6\)\(a\)\(i\)\(aa\)](#)
- Art. 9(1) words substituted by [S.I. 2019/90 reg. 5\(6\)\(a\)\(i\)\(bb\)](#)
- Art. 9(1) words substituted by [S.I. 2019/90 reg. 5\(6\)\(a\)\(ii\)](#)
- Art. 9(3) words substituted by [S.I. 2019/90 reg. 5\(6\)\(b\)](#)
- Art. 9(4) words substituted by [S.I. 2019/90 reg. 5\(6\)\(c\)](#)
- Art. 10(3) words substituted by [S.I. 2019/90 reg. 5\(7\)](#)
- Art. 12(2) words substituted by [S.I. 2019/90 reg. 5\(8\)\(a\)](#)
- Art. 12(5) word omitted by [S.I. 2019/90 reg. 5\(8\)\(b\)](#)
- Art. 14(1) words substituted by [S.I. 2019/90 reg. 5\(9\)\(a\)](#)
- Art. 14(2) words substituted by [S.I. 2019/90 reg. 5\(9\)\(b\)\(i\)\(aa\)](#)
- Art. 14(2) words substituted by [S.I. 2019/90 reg. 5\(9\)\(b\)\(i\)\(bb\)](#)
- Art. 14(2)(a) words omitted by [S.I. 2019/90 reg. 5\(9\)\(b\)\(ii\)](#)
- Art. 15(1) words omitted by [S.I. 2019/90 reg. 5\(10\)\(a\)\(i\)\(bb\)](#)
- Art. 15(1) words substituted by [S.I. 2019/90 reg. 5\(10\)\(a\)\(i\)\(aa\)](#)
- Art. 15(1)(c) words substituted by [S.I. 2019/90 reg. 5\(10\)\(a\)\(ii\)](#)
- Art. 15(1)(e) substituted by [S.I. 2019/90 reg. 5\(10\)\(a\)\(iii\)](#)
- Art. 15(1)(e) words omitted in earlier amending provision S.I. 2019/90, reg. 5(10)(a)(iii) by [S.I. 2020/1421 Sch. para. 3\(8\)\(b\)\(ii\)](#)
- Art. 15(1)(e) words substituted in earlier amending provision S.I. 2019/90, reg. 5(10)(a)(iii) by [S.I. 2020/1421 Sch. para. 3\(8\)\(b\)\(i\)](#)
- Art. 15(1)(f) words substituted by [S.I. 2019/90 reg. 5\(10\)\(a\)\(iv\)](#)
- Art. 15(1)(f) words substituted in earlier amending provision S.I. 2019/90, reg. 5(10)(a)(iv) by [S.I. 2020/1421 Sch. para. 3\(8\)\(c\)](#)
- Art. 15(1)(h) substituted by [S.I. 2019/90 reg. 5\(10\)\(a\)\(v\)](#)
- Art. 15(1)(h) words omitted in earlier amending provision S.I. 2019/90, reg. 5(10)(a)(v) by [S.I. 2020/1421 Sch. para. 3\(8\)\(d\)\(i\)](#)
- Art. 15(1)(i) words substituted in earlier amending provision S.I. 2019/90, reg. 5(10)(a)(v) by [S.I. 2020/1421 Sch. para. 3\(8\)\(d\)\(ii\)](#)
- Art. 15(2) omitted by [S.I. 2019/90 reg. 5\(10\)\(b\)](#)
- Art. 16(1) words substituted by [S.I. 2019/90 reg. 5\(11\)\(a\)](#)
- Art. 16(4) words substituted by [S.I. 2019/90 reg. 5\(11\)\(b\)](#)
- Art. 17 heading word substituted by [S.I. 2019/90 reg. 5\(12\)\(a\)](#)
- Art. 17(1) omitted by [S.I. 2019/90 reg. 5\(12\)\(b\)](#)
- Art. 17(2) omitted by [S.I. 2019/90 reg. 5\(12\)\(b\)](#)
- Art. 17(3) substituted by [S.I. 2019/90 reg. 5\(12\)\(c\)](#)
- Art. 18 omitted by [S.I. 2019/90 reg. 5\(13\)](#)
- Art. 19(1) omitted by [S.I. 2019/90 reg. 5\(14\)\(a\)](#)
- Art. 19(2) words substituted by [S.I. 2019/90 reg. 5\(14\)\(b\)\(i\)](#)
- Art. 19(2) words substituted by [S.I. 2019/90 reg. 5\(14\)\(b\)\(ii\)](#)