

Commission Regulation (EC) No 1235/2008 of 8 December 2008 laying down detailed rules for implementation of Council Regulation (EC) No 834/2007 as regards the arrangements for imports of organic products from third countries

TITLE IV

COMMON RULES

Article 17

Communication

1 When transmitting documents or other information referred to in Articles 32 and 33 of Regulation (EC) No 834/2007 and in this Regulation ^{F1}..., the competent authorities of third countries, the control authorities or the control bodies shall use electronic transmission. When specific electronic transmission systems are made available ^{F2}..., they shall use these systems. ^{F3}...

2 For the form and content of documents and information referred to in Articles 32 and 33 of Regulation (EC) No 834/2007 and in this Regulation, the [^{F4}Secretary of State] shall set out guidelines, models and questionnaires where appropriate and make them available in the computer system referred to in paragraph 1 of this Article. These guidelines, models and questionnaires shall be adapted and updated by the [^{F5}Secretary of State], after having informed the [^{F6}appropriate authorities], as well as the control authorities and control bodies recognised in accordance with this Regulation.

[^{F7}3 The computer system provided for in paragraph 1 shall be able to collect the requests, documents and information referred to in this Regulation where appropriate.]

4 The supporting documents referred to in Articles 32 and 33 of Regulation (EC) No 834/2007 and in this Regulation, in particular in Articles 4, 8 and 11, shall be kept by the competent authorities of third countries, the control authorities or the control bodies at the disposal of the [^{F8}Secretary of State] for at least three years following the year in which the controls took place or the certificates of inspection and documentary evidence were delivered.

5 Where a document or procedure provided for in Articles 32 and 33 of Regulation (EC) No 834/2007 or in the detailed rules for its application requires the signature of an authorised person or the approval of a person at one or more of the stages of that procedure, the computer systems set up for the communication of those documents must make it possible to identify each person unambiguously and provide reasonable assurance that the contents of the documents, including as regards the stages of the procedure, cannot be altered, ^{F9}....

Textual Amendments

F1 Words in Art. 17(1) omitted (31.12.2020) by virtue of [The Organic Production \(Control of Imports\) \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/692\)](#), regs. 1(2), **4(21)(a)(i)**; 2020 c. 1, Sch. 5 para. 1(1)

F2 Words in Art. 17(1) omitted (31.12.2020) by virtue of [The Organic Production \(Control of Imports\) \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/692\)](#), regs. 1(2), **4(21)(a)(ii)**; 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation: There are currently no known outstanding effects for the
Commission Regulation (EC) No 1235/2008, Article 17. (See end of Document for details)

- F3** Words in Art. 17(1) omitted (31.12.2020) by virtue of The Organic Production (Control of Imports) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/692), regs. 1(2), **4(21)(a)(iii)**; 2020 c. 1, Sch. 5 para. 1(1)
- F4** Words in Art. 17(2) substituted (31.12.2020) by The Organic Production (Control of Imports) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/692), regs. 1(2), **4(21)(b)(i)**; 2020 c. 1, Sch. 5 para. 1(1)
- F5** Words in Art. 17(2) substituted (31.12.2020) by The Organic Production (Control of Imports) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/692), regs. 1(2), **4(21)(b)(ii)(aa)**; 2020 c. 1, Sch. 5 para. 1(1)
- F6** Words in Art. 17(2) substituted (31.12.2020) by The Organic Production (Control of Imports) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/692), regs. 1(2), **4(21)(b)(ii)(bb)**; 2020 c. 1, Sch. 5 para. 1(1)
- F7** Substituted by Commission Implementing Regulation (EU) 2016/1842 of 14 October 2016 amending Regulation (EC) No 1235/2008 as regards the electronic certificate of inspection for imported organic products and certain other elements, and Regulation (EC) No 889/2008 as regards the requirements for preserved or processed organic products and the transmission of information (Text with EEA relevance).
- F8** Words in Art. 17(4) substituted (31.12.2020) by The Organic Production (Control of Imports) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/692), regs. 1(2), **4(21)(c)**; 2020 c. 1, Sch. 5 para. 1(1)
- F9** Words in Art. 17(5) omitted (31.12.2020) by virtue of The Organic Production (Control of Imports) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/692), regs. 1(2), **4(21)(d)**; 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation:

There are currently no known outstanding effects for the Commission Regulation (EC) No 1235/2008, Article 17.