

Regulation (EC) No 1107/2009 of the European Parliament and of the Council
of 21 October 2009 concerning the placing of plant protection products on
the market and repealing Council Directives 79/117/EEC and 91/414/EEC

CHAPTER X

ADMINISTRATIVE AND FINANCIAL PROVISIONS

[^{F1}Article 77

Guidance documents

- 1 A competent authority may issue, amend or withdraw technical and other guidance documents relating to the implementation of this Regulation, including (but not limited to)—
- a guidance relating to the format of the summary or complete dossiers to be used for the purposes of Article 8;
 - b guidance relating to the format of the draft assessment report for the purposes of Article 11;
 - c guidance relating to the format of the assessment for the purposes of Article 36;
 - d guidance regarding the rules and procedure for the assessment of equivalence under Article 38;
 - e guidelines on the coordination of compliance checks to be undertaken in accordance with Article 43(3);
 - f guidance on the application of Article 54, including on—
 - i) the maximum quantities of plant protection products that may be released during experiments or tests;
 - ii) the minimum data to be submitted in accordance with Article 54(2);
 - g guidance concerning the content of the application concerning micro-organisms, pheromones and biological products.
- 2 A competent authority must publish any guidance document issued or amended, or a notice specifying any guidance document withdrawn, under paragraph 1 in a manner which that competent authority considers appropriate.
- 3 Before issuing, amending or withdrawing a guidance document under paragraph 1 a competent authority may obtain independent scientific advice, where the competent authority considers it appropriate to do so.
- 4 The Secretary of State may issue, amend or withdraw a guidance document under paragraph 1 instead of a competent authority—
- a in relation to Wales, with the consent of the Welsh Ministers;
 - b in relation to Scotland, with the consent of the Scottish Ministers.
- 5 Where the Secretary of State issues, amends or withdraws a guidance document in accordance with paragraph 4, a reference in paragraphs 2 and 3 to the competent authority is to be read as a reference to the Secretary of State.
- 6 In complying with any obligation under this Regulation, a person or competent authority must have regard to any guidance issued in accordance with paragraph 1.]

Changes to legislation: There are currently no known outstanding effects for the Regulation (EC) No 1107/2009 of the European Parliament and of the Council, Article 77. (See end of Document for details)

Textual Amendments

- F1** Arts. 77-78A substituted for Arts. 77, 78 (31.12.2020) by [The Plant Protection Products \(Miscellaneous Amendments\) \(EU Exit\) Regulations 2019 \(S.I. 2019/556\)](#), regs. 1(1), **12(6)** (with Sch. 1) (as amended by S.I. 2020/1376, regs. 1(4), 3(10)(b) (which amendment includes the omission of Art. 78A(3)(7))); 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation:

There are currently no known outstanding effects for the Regulation (EC) No 1107/2009 of the European Parliament and of the Council, Article 77.