

Regulation (EU) No 98/2013 of the European Parliament
and of the Council of 15 January 2013 on the marketing
and use of explosives precursors (Text with EEA relevance)

Article 12

Amendments to the Annexes

1 The Commission shall be empowered to adopt delegated acts in accordance with Article 14 concerning changes of the limit values in Annex I to the extent necessary to accommodate developments in the misuse of substances as explosives precursors, or on the basis of research and testing, as well as concerning the addition of substances to Annex II, where necessary to accommodate developments in the misuse of substances as explosives precursors. The Commission shall, as part of the preparation of the delegated acts, endeavour to consult relevant stakeholders, in particular the chemical industry and the retail sector.

Where, in the case of a sudden change in the risk assessment as far as the misuse of substances for the illicit manufacture of explosives is concerned, imperative grounds of urgency so require, the procedure provided for in Article 15 shall apply to delegated acts adopted pursuant to this Article.

2 The Commission shall adopt a separate delegated act in respect of each change of the limit values in Annex I and each new substance added to Annex II. Each delegated act shall be based on an analysis demonstrating that the amendment is not likely to lead to disproportionate burdens on economic operators or consumers, having due regard to the objectives sought to be achieved.

Changes to legislation:

There are outstanding changes not yet made to Regulation (EU) No 98/2013 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 :

- Art. 12 omitted by virtue of S.I. 2019/742, reg. 51(13) (as amended) by [S.I. 2020/1371 reg. 3\(3\)\(c\)](#)
- Art. 12 substituted by [S.I. 2019/742 reg. 51\(12\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2019/742, reg. 51(12) omitted immediately before IP completion day by virtue of S.I. 2020/1371, regs. 1, 3(3)(b))

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

- Signature words omitted by [S.I. 2019/742 reg. 51\(14\)](#)
- Art. 2(1)(1A) substituted for Art. 2(1) by [S.I. 2019/742 reg. 51\(3\)](#)
- Art. 2(1)(b) omitted in earlier amending provision S.I. 2019/742, reg. 51(3) by [S.I. 2020/1371 reg. 3\(3\)\(a\)\(ii\)](#)
- Art. 3(5) words substituted by [S.I. 2019/742 reg. 51\(4\)](#)