

Regulation (EU) 2017/625 of the European Parliament and of the Council of 15 March 2017 on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products, amending Regulations (EC) No 999/2001, (EC) No 396/2005, (EC) No 1069/2009, (EC) No 1107/2009, (EU) No 1151/2012, (EU) No 652/2014, (EU) 2016/429 and (EU) 2016/2031 of the European Parliament and of the Council, Council Regulations (EC) No 1/2005 and (EC) No 1099/2009 and Council Directives 98/58/EC, 1999/74/EC, 2007/43/EC, 2008/119/EC and 2008/120/EC, and repealing Regulations (EC) No 854/2004 and (EC) No 882/2004 of the European Parliament and of the Council, Council Directives 89/608/EEC, 89/662/EEC, 90/425/EEC, 91/496/EEC, 96/23/EC, 96/93/EC and 97/78/EC and Council Decision 92/438/EEC (Official Controls Regulation) (Text with EEA relevance)

TITLE IV

ADMINISTRATIVE ASSISTANCE AND COOPERATION

Article 104

Assistance on request

1 Where the competent authorities ^{F1}... consider that, for the performance of official controls or for the effective follow-up to such controls in [^{F2}the territory for which they are responsible], they require data or information from [^{F3}another competent authority], they shall issue a reasoned request for administrative assistance to [^{F4}that competent authority]. The requested competent authorities shall:

- a acknowledge receipt of the request without delay;
- b where the requesting competent authority so specifies, indicate within ten working days from the date of receipt of the request, the estimated time necessary to provide an informed response to the request; and
- c perform official controls or investigations necessary to provide the requesting competent authorities without delay with all necessary information and documents to enable them to take informed decisions and verify compliance with [^{F5}the relevant] rules within their jurisdiction.

2 Documents may be transmitted in their original form or copies may be provided.

3 By agreement between the requesting competent authorities and the requested competent authorities, staff designated by the former may be present during the official controls and investigations referred to in point (c) of paragraph 1 performed by the requested competent authorities.

In such cases the staff of the requesting competent authorities shall:

- a at all times be able to produce written authority stating their identity and their official capacity;
- b be granted access by the operator to the same premises and documents as the staff of the requested competent authorities, through their intermediary, and for the sole purpose of the administrative enquiry being carried out; and

Changes to legislation: There are currently no known outstanding effects for the Regulation (EU) 2017/625 of the European Parliament and of the Council, Article 104. (See end of Document for details)

- c not, on their own initiative, exercise the powers of enquiry conferred on officials of the requested competent authorities.

Textual Amendments

- F1** Words in Art. 104(1) omitted (31.12.2020) by virtue of [The Official Controls \(Animals, Feed and Food, Plant Health etc.\) \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1481\)](#), regs. 1, **19(3)(a)** (with reg. 46)
- F2** Words in Art. 104(1) substituted (31.12.2020) by [The Official Controls \(Animals, Feed and Food, Plant Health etc.\) \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1481\)](#), regs. 1, **19(3)(b)** (with reg. 46)
- F3** Words in Art. 104(1) substituted (31.12.2020) by [The Official Controls \(Animals, Feed and Food, Plant Health etc.\) \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1481\)](#), regs. 1, **19(3)(c)** (with reg. 46)
- F4** Words in Art. 104(1) substituted (31.12.2020) by [The Official Controls \(Animals, Feed and Food, Plant Health etc.\) \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1481\)](#), regs. 1, **19(3)(d)** (with reg. 46)
- F5** Words in Art. 104(1)(c) substituted (31.12.2020) by [The Official Controls \(Animals, Feed and Food, Plant Health etc.\) \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1481\)](#), regs. 1, **19(3)(e)** (with reg. 46)

Changes to legislation:

There are currently no known outstanding effects for the Regulation (EU) 2017/625 of the European Parliament and of the Council, Article 104.