
SCOTTISH STATUTORY INSTRUMENTS

2005 No. 331

The Plant Protection Products (Scotland) Regulations 2005

Data protection

15.—(1) Subject to paragraph (2) below, the Scottish Ministers shall not make use of any information provided in accordance with Annex II by an applicant for approval of a plant protection product under regulation 5 or 7 for the benefit of any other applicant for approval of a plant protection product under regulation 5 or 7.

(2) The Scottish Ministers may make use of such information in the circumstances provided for in Article 13(3).

(3) Subject to paragraph (4) below, the Scottish Ministers shall not make use of any information provided in accordance with Annex III by an applicant for approval of a plant protection product under regulation 5 or 7 for the benefit of any other applicant for approval of a plant protection product under regulation 5 or 7.

(4) The Scottish Ministers may make use of such information in the circumstances provided for in Article 13(4).

(5) The Scottish Ministers, following examination of an application for approval of a plant protection product under regulation 5 or 7, shall inform the Commission of instances where they consider that an active substance as included in Annex I has been produced by a person or manufacturing process other than those specified in the dossier on the basis of which that active substance was first included in Annex I and shall transmit to the Commission all relevant information regarding the identity and impurities of that active substance.