
STATUTORY INSTRUMENTS

2002 No. 2443

**Genetically Modified Organisms
(Deliberate Release) Regulations 2002**

PART II

RELEASING ORGANISMS FOR ANY OTHER PURPOSE THAN MARKETING

Advertisement of applications for consent to release

12.—(1) Subject to paragraphs (2) and (3), a person who makes an application for a consent to release genetically modified organisms shall, not more than ten days after he sends that application to the Secretary of State, cause to be published in a national newspaper to be specified by the Secretary of State a notice containing the following information—

- (a) the name and address of the applicant,
- (b) the general description of the organisms to be released,
- (c) the location and purpose of the release,
- (d) the intended date or dates of the release,
- (e) a statement that information about the application will be placed on the register by the Secretary of State within twelve days of her receipt of the application,
- (f) the means by which that register can be inspected,
- (g) a statement that the Secretary of State will consider any representations made to her relating to risks of damage to the environment posed by the release of the genetically modified organisms within a period which she shall specify in accordance with these Regulations

and shall immediately send a copy of the newspaper containing the advertisement to the Secretary of State.

(2) A notice published under paragraph (1) need not contain the information referred to in subparagraphs (c) and (d) of that paragraph insofar as the First Simplified Procedure (crop plants) Decision does not require that information to be submitted with the application and that information is not submitted with the application.

(3) An applicant for consent shall ascertain from the Secretary of State the level of detail on the location of the release which will be placed on the register and shall include the same level of detail in the notice to be published under paragraph (1).

(4) A person who makes an application for a consent to release genetically modified organisms shall, not more than ten days after he sends that application to the Secretary of State, give to the following persons notice in writing that he has made the application and shall include in such notice the information prescribed in paragraph (1)(a) to (g), save insofar as paragraph (2) permits such information to be excluded from the notice referred to in paragraph (1)—

- (a) the local authority and any parish councils for the area or areas of each proposed release,

- (b) the owner or owners of the site or sites of each proposed release, if a person other than the applicant,
 - (c) each member of the genetic modification safety committee established by the applicant under regulation 16 of the Genetically Modified (Contained Use) Regulations 2000⁽¹⁾,
 - (d) the Association of National Park Authorities,
 - (e) English Nature⁽²⁾, and
 - (f) the Environment Agency,
- and shall immediately send to the Secretary of State copies of the notices.

⁽¹⁾ S.I.2000/2831.

⁽²⁾ See section 128 of the Environmental Protection Act 1990 (c. 43) and section 73 of the Countryside and Rights of Way Act 2000 (c. 37).