

Commission Decision of 2 March 2010 concerning the placing on the market, in accordance with Directive 2001/18/EC of the European Parliament and of the Council, of a potato product (*Solanum tuberosum* L. line EH92-527-1) genetically modified for enhanced content of the amylopectin component of starch (notified under document C(2010) 1193) (Only the Swedish text is authentic) (Text with EEA relevance) (2010/135/EU)

Article 3

Conditions for placing on the market

The product may be placed on the market for cultivation and industrial use subject to the following conditions:

- (a) in accordance with Article 15(4) of Directive 2001/18/EC, the period of validity of the consent shall be 10 years starting from the date at which the consent for *Solanum tuberosum* L. line EH92-527-1 is issued;
- (b) the unique identifier of the products shall be BPS-25271-9;
- (c) without prejudice to Article 25 of Directive 2001/18/EC, the consent holder shall make available positive and negative control samples of the product and its genetic materials and reference materials to the competent authorities and to inspection services of Member States as well as to the Community control laboratories on request;
- (d) a detection method specific to *Solanum tuberosum* L. line EH92-527-1, validated by the Community Reference Laboratory as referred to in the Annex to Regulation (EC) No 1829/2003 is available for the purpose of inspection and control;
- (e) without prejudice to specific labelling requirements provided by Regulation (EC) No 1829/2003, the words 'This product contains genetically modified organisms' or 'This product contains genetically modified EH92-527-1 potato' and the words 'not for human consumption' shall appear either on a label or in a document accompanying the product;
- (f) it shall also be indicated on the label, or in an accompanying document, that the product contains an altered starch composition;
- (g) throughout the validity of the consent, the consent holder when placing *Solanum tuberosum* L. line EH92-527-1 on the market in a Member State shall directly inform operators and users on the safety and general characteristics of the product, and of the legal requirements for the placing on the market of material harvested from crops containing this line;
- (h) in view that this Decision covers only cultivation and industrial use, the consent holder shall ensure that potato tubers of *Solanum tuberosum* L. line EH92-527-1 are:
 - (i) physically separated from potatoes for food and feed uses during planting, cultivation, harvest, transport, storage and handling in the environment;
 - (ii) delivered exclusively to designated starch processing plants, notified to the relevant national competent authority, for processing into industrial starch

Changes to legislation: There are currently no known outstanding effects for the Commission Decision of 2 March 2010 concerning the placing on the market, in accordance with Directive 2001/18/EC of the European Parliament and of the Council, of a potato product (*Solanum tuberosum* L. line EH92-527-1) genetically modified for enhanced content of the amylopectin component of starch (notified under document C(2010) 1193) (Only the Swedish text is authentic) (Text with EEA relevance) (2010/135/EU), Article 3. (See end of Document for details)

within a closed system, either by time or space separation, to avoid any co-mingling with material derived from potatoes intended for food or feed.

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