

Regulation (EC) No 1610/96 of the European Parliament and  
of the Council of 23 July 1996 concerning the creation of a  
supplementary protection certificate for plant protection products

*Article 1*

**Definitions**

For the purposes of this Regulation, the following definitions shall apply:

1. 'plant protection products': active substances and preparations containing one or more active substances, put up in the form in which they are supplied to the user, intended to:
  - (a) protect plants or plant products against all harmful organisms or prevent the action of such organisms, in so far as such substances or preparations are not otherwise defined below;
  - (b) influence the life processes of plants, other than as a nutrient (e.g. plant growth regulators);
  - (c) preserve plant products, in so far as such substances or products are not subject to special Council or Commission provisions on preservatives;
  - (d) destroy undesirable plants; or
  - (e) destroy parts of plants, check or prevent undesirable growth of plants;
2. 'substances': chemical elements and their compounds, as they occur naturally or by manufacture, including any impurity inevitably resulting from the manufacturing process;
3. 'active substances': substances or micro-organisms including viruses, having general or specific action:
  - (a) against harmful organisms; or
  - (b) on plants, parts of plants or plant products;
4. 'preparations': mixtures or solutions composed of two or more substances, of which at least one is an active substance, intended for use as plant protection products;
5. 'plants': live plants and live parts of plants, including fresh fruit and seeds;
6. 'plant products': products in the unprocessed state or having undergone only simple preparation such as milling, drying or pressing, derived from plants, but excluding plants themselves as defined in point 5;
7. 'harmful organisms': pests of plants or plant products belonging to the animal or plant kingdom, and also viruses, bacteria and mycoplasmas and other pathogens;
8. 'product': the active substance as defined in point 3 or combination of active substances of a plant protection product;
9. 'basic patent': a patent which protects a product as defined in point 8 as such, a preparation as defined in point 4, a process to obtain a product or an application of

**Changes to legislation:** There are outstanding changes not yet made to Regulation (EC) No 1610/96 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. (See end of Document for details) [View outstanding changes](#)

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a product, and which is designated by its holder for the purpose of the procedure for grant of a certificate;

10. 'certificate': the supplementary protection certificate.

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

- Signature words omitted by [S.I. 2019/801 reg. 36](#)
- Art. 1(1)(c) words omitted by [S.I. 2019/801 reg. 20\(2\)](#)
- Art. 1(11)-(15) inserted by [S.I. 2019/801 reg. 20\(3\)](#)
- Art. 1(12) substituted in earlier amending provision S.I. 2019/801, reg. 20(3) by [S.I. 2020/1050 reg. 31](#)
- Art. 1(15)-(17) inserted by [S.I. 2020/1471 Sch. para. 2](#)
- Art. 1(15) omitted in earlier amending provision S.I. 2019/801, reg. 20(3) by [S.I. 2020/1471 reg. 2\(3\)](#)
- Art. 1A inserted by [S.I. 2019/801 reg. 21](#) (This amendment not applied to [legislation.gov.uk](#). Reg. 21 omitted immediately before IP completion day by virtue S.I. 2020/1050, regs. 1(2), 32)
- Art. 2(b) words substituted in earlier amending provision S.I. 2019/801, reg. 22 by [S.I. 2020/1471 reg. 2\(4\)](#)
- Art. 3(1)(b) words substituted in earlier amending provision S.I. 2019/801, reg. 23 by [S.I. 2020/1471 reg. 2\(5\)\(a\)](#)
- Art. 3(1)(d) word omitted in earlier amending provision S.I. 2019/801, reg. 23 by [S.I. 2020/1471 reg. 2\(5\)\(b\)\(i\)](#)
- Art. 3(1)(d) words inserted in earlier amending provision S.I. 2019/801, reg. 23 by [S.I. 2020/1471 reg. 2\(5\)\(b\)\(ii\)](#)
- Art. 5(1) Art. 5 renumbered as Art. 5(1) by [S.I. 2020/1471 Sch. para. 4\(a\)](#)
- Art. 5(1) words inserted by [S.I. 2020/1471 Sch. para. 4\(b\)](#)
- Art. 5(2)(3) inserted by [S.I. 2020/1471 Sch. para. 4\(c\)](#)
- Art. 8(1)(a)(v) words inserted in earlier amending provision S.I. 2019/801, reg. 24(2) by [S.I. 2020/1471 reg. 2\(6\)\(b\)\(ii\)](#)
- Art. 8(1)(a)(v) words substituted in earlier amending provision S.I. 2019/801, reg. 24(2) by [S.I. 2020/1471 reg. 2\(6\)\(b\)\(i\)](#)
- Art. 8(1)(a)(iv)(v) substituted for Art. 8(1)(a)(iv) by [S.I. 2019/801 reg. 24\(2\)](#)
- Art. 8(1)(a)(iv) words inserted in earlier amending provision S.I. 2019/801, reg. 24(2) by [S.I. 2020/1471 reg. 2\(6\)\(a\)\(ii\)](#)
- Art. 8(1)(a)(iv) words substituted in earlier amending provision S.I. 2019/801, reg. 24(2) by [S.I. 2020/1471 reg. 2\(6\)\(a\)\(i\)](#)
- Art. 8(1)(b)(c) substituted by [S.I. 2019/801 reg. 24\(3\)](#)
- Art. 8(1)(b) words inserted in earlier amending provision S.I. 2019/801, reg. 24(3) by [S.I. 2020/1471 reg. 2\(7\)\(a\)\(ii\)](#)
- Art. 8(1)(b) words substituted in earlier amending provision S.I. 2019/801, reg. 24(3) by [S.I. 2020/1050 reg. 33](#)
- Art. 8(1)(b) words substituted in earlier amending provision S.I. 2019/801, reg. 24(3) by [S.I. 2020/1471 reg. 2\(7\)\(a\)\(i\)](#)
- Art. 8(1)(c) words inserted in earlier amending provision S.I. 2019/801, reg. 24(3) by [S.I. 2020/1471 reg. 2\(7\)\(b\)\(ii\)](#)
- Art. 8(1)(c) words substituted in earlier amending provision S.I. 2019/801, reg. 24(3) by [S.I. 2020/1471 reg. 2\(7\)\(b\)\(i\)](#)
- Art. 9(2)(d)(e) substituted by [S.I. 2019/801 reg. 25\(4\)](#)
- Art. 9(2)(d) substituted in earlier amending provision S.I. 2019/801, reg. 25(4) by [S.I. 2020/1471 reg. 2\(8\)\(a\)](#)
- Art. 9(2)(e) words substituted in earlier amending provision S.I. 2019/801, reg. 25(4) by [S.I. 2020/1471 reg. 2\(8\)\(b\)](#)
- Art. 10(6) inserted by [S.I. 2019/801 reg. 26\(6\)](#)

- Art. 10(6) omitted in earlier amending provision S.I. 2019/801, reg. 26(6) by [S.I. 2020/1471 reg. 2\(9\)](#)
- Art. 11(d) substituted by [S.I. 2020/1471 Sch. para. 6](#)
- Art. 11(1)(d) word inserted by [S.I. 2019/801 reg. 27\(3\)\(a\)](#)
- Art. 11(1)(e) substituted by [S.I. 2019/801 reg. 27\(3\)\(b\)](#)
- Art. 11(1)(e) words substituted in earlier amending provision S.I. 2019/801, reg. 27(3)(b) by [S.I. 2020/1471 reg. 2\(11\)](#)
- Art. 13A inserted by [S.I. 2020/1471 Sch. para. 7](#)
- Art. 14(1) Art. 14 renumbered as Art. 14(1) by [S.I. 2019/801 reg. 30\(2\)](#)
- Art. 14(1)(c)(d) substituted by [S.I. 2019/801 reg. 30\(3\)](#)
- Art. 14(1)(c) word inserted in earlier amending provision S.I. 2019/801, reg. 30(3) by [S.I. 2020/1471 reg. 2\(12\)\(a\)](#)
- Art. 14(1)(d) word substituted in earlier amending provision S.I. 2019/801, reg. 30(3) by [S.I. 2020/1471 reg. 2\(12\)\(b\)](#)
- Art. 14(2) inserted by [S.I. 2019/801 reg. 30\(4\)](#)
- Art. 14(2)-(4) inserted by [S.I. 2020/1471 Sch. para. 8](#)