

Regulation (EC) No 178/2002 of the European Parliament and of the Council of 28 January 2002 laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety

CHAPTER III

EUROPEAN FOOD SAFETY AUTHORITY

SECTION 6

GENERAL PROVISIONS

Article 46

Legal personality and privileges

- 1 The Authority shall have legal personality. In all Member States it shall enjoy the widest powers granted by law to legal persons. In particular, it may acquire and dispose of movable and immovable property and institute legal proceedings.
- 2 The Protocol on the privileges and immunities of the European Communities shall apply to the Authority.

Article 47

Liability

- 1 The contractual liability of the Authority shall be governed by the law applicable to the contract in question. The Court of Justice of the European Communities shall have jurisdiction to give judgment pursuant to any arbitration clause contained in a contract concluded by the Authority.
- 2 In the case of non-contractual liability, the Authority shall, in accordance with the general principles common to the laws of the Member States, make good any damage caused by it or its servants in the performance of their duties. The Court of Justice shall have jurisdiction in any dispute relating to compensation for such damage.
- 3 The personal liability of its servants towards the Authority shall be governed by the relevant provisions applying to the staff of the Authority.

Article 48

Staff

- 1 The staff of the Authority shall be subject to the rules and regulations applicable to officials and other staff of the European Communities.

Status: Point in time view as at 28/04/2006.

Changes to legislation: There are currently no known outstanding effects for the Regulation (EC) No 178/2002 of the European Parliament and of the Council, SECTION 6. (See end of Document for details)

2 In respect of its staff, the Authority shall exercise the powers which have been devolved to the appointing authority.

Article 49

Participation of third countries

The Authority shall be open to the participation of countries which have concluded agreements with the European Community by virtue of which they have adopted and apply Community legislation in the field covered by this Regulation.

Arrangements shall be made under the relevant provisions of those agreements, specifying in particular the nature, extent and manner in which these countries will participate in the Authority's work, including provisions relating to participation in the networks operated by the Authority, inclusion in the list of competent organisations to which certain tasks may be entrusted by the Authority, financial contributions and staff.

Status:

Point in time view as at 28/04/2006.

Changes to legislation:

There are currently no known outstanding effects for the Regulation (EC) No 178/2002 of the European Parliament and of the Council, SECTION 6.