

Regulation (EC) No 1946/2003 of the European Parliament and of the Council
of 15 July 2003 on transboundary movements of genetically modified organisms

CHAPTER II

EXPORTS OF GMOs TO THIRD COUNTRIES

Section 4

Common provisions

Article 12

Identification and accompanying documentation

1 Exporters shall ensure that the following information is stated in a document accompanying the GMO and is transmitted to the importer receiving the GMO:

- a that it contains or consists of GMOs;
- b the unique identification code(s) assigned to those GMOs if such codes exist.

2 For GMOs intended for direct use as food or feed, or for processing, the information referred to in paragraph 1 shall be supplemented by a declaration by the exporter:

- a stating that the GMOs are intended for direct use as food or feed, or for processing and indicating clearly that they are not intended for deliberate release into the environment; and
- b giving details of the contact point for further information.

Paragraph 1(b) shall not apply to products consisting of or containing mixtures of GMOs to be used only and directly as food or feed, or for processing. These products shall be subject to the traceability requirements of Directive 2001/18/EC and, when applicable, future Community legislation covering traceability, labelling and identification of such GMOs.

3 For GMOs intended for contained use, the information referred to in paragraph 1 shall be supplemented by a declaration by the exporter which shall specify:

- a any requirements for the safe handling, storage, transport and use of these GMOs;
- b the contact point for further information, including the name and address of the individual or institution to whom or which the GMOs are consigned.

4 For GMOs intended for deliberate release into the environment and any other GMO to which this Regulation applies, the information referred to in paragraph 1 shall be supplemented by a declaration by the exporter which shall set out:

- a the identity and relevant traits and characteristics of the GMOs;
- b any requirements for the safe handling, storage, transport and use of these GMOs;
- c the contact point for further information and, as appropriate, the name and address of the importer and exporter;
- d a declaration that the movement is in conformity with the requirements of the Protocol applicable to the exporter.

Changes to legislation: There are outstanding changes not yet made to REGULATION (EC) No 1946/2003 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](#)

5 Paragraph 1 to 4 shall be without prejudice to other specific requirements imposed by Community legislation and to international identification requirements to be developed in accordance with Article 18 of the Protocol.

Article 13

Transit

The exporter shall ensure notification of the transit of GMOs to Parties that have taken the decision to regulate transit of GMOs through their territory and have informed the BCH of this decision.

Changes to legislation:

There are outstanding changes not yet made to REGULATION (EC) No 1946/2003 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.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Regulation words omitted by [S.I. 2019/90 reg. 5\(15\)](#)

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

- Annex 1(c) words substituted in earlier amending provision [S.I. 2019/90, reg. 5\(16\)\(a\)](#) by [S.I. 2020/1421 Sch. para. 3\(12\)\(a\)](#)
- Annex 1(m) words substituted in earlier amending provision [S.I. 2019/90, reg. 5\(16\)\(b\)](#) by [S.I. 2020/1421 Sch. para. 3\(12\)\(b\)](#)
- Annex 3(b) words substituted in earlier amending provision [S.I. 2019/90, reg. 5\(17\)](#) by [S.I. 2020/1421 Sch. para. 3\(13\)](#)
- Art. 1 word omitted by [S.I. 2019/90 reg. 5\(2\)\(b\)](#)
- Art. 1 words omitted by [S.I. 2019/90 reg. 5\(2\)\(a\)](#)
- Art. 1 words omitted by [S.I. 2019/90 reg. 5\(2\)\(c\)](#)
- Annex 1(c) words substituted by [S.I. 2019/90 reg. 5\(16\)\(a\)](#)
- Annex 1(m) words omitted by [S.I. 2019/90 reg. 5\(16\)\(b\)\(ii\)](#)
- Annex 1(m) words substituted by [S.I. 2019/90 reg. 5\(16\)\(b\)\(i\)](#)
- Annex 3(b) words substituted by [S.I. 2019/90 reg. 5\(17\)](#)
- Art. 3(10)(a) substituted by [S.I. 2019/90, reg. 5\(3\)\(a\)](#) (as substituted) by [S.I. 2019/759 reg. 12\(2\)](#)
- Art. 3(10)(a) substituted in earlier amending provision [S.I. 2019/90, reg. 5\(3\)\(a\)](#) by [S.I. 2020/1421 Sch. para. 3\(2\)\(a\)](#)
- Art. 3(10)(a) words substituted by [S.I. 2019/90 reg. 5\(3\)\(a\)](#) (This amendment not applied to [legislation.gov.uk](#). [Reg. 5\(3\)\(a\)](#) substituted immediately before IP completion day by [S.I. 2019/759, regs. 1\(a\), 12\(2\)](#))
- Art. 3(11) words substituted by [S.I. 2019/90 reg. 5\(3\)\(b\)](#)
- Art. 3(11) words substituted in earlier amending provision [S.I. 2019/90, reg. 5\(3\)\(b\)](#) by [S.I. 2020/1421 Sch. para. 3\(2\)\(b\)](#)
- Art. 3(12) words substituted by [S.I. 2019/90 reg. 5\(3\)\(c\)](#)
- Art. 3(12) words substituted in earlier amending provision [S.I. 2019/90, reg. 5\(3\)\(c\)](#) by [S.I. 2020/1421 Sch. para. 3\(2\)\(c\)](#)
- Art. 3(14) words omitted by [S.I. 2019/90 reg. 5\(3\)\(d\)](#)
- Art. 3(15) substituted by [S.I. 2019/90, reg. 5\(3\)\(da\)](#) (as inserted) by [S.I. 2020/1421 Sch. para. 3\(2\)\(d\)](#)
- Art. 3(19) substituted by [S.I. 2019/90 reg. 5\(3\)\(e\)](#)
- Art. 3(19) words inserted in earlier amending provision [S.I. 2019/90, reg. 5\(3\)\(e\)](#) by [S.I. 2020/1421 Sch. para. 3\(2\)\(e\)](#)
- Art. 3(19A) inserted by [S.I. 2019/90, reg. 5\(3\)\(ea\)](#) (as inserted) by [S.I. 2020/1421 Sch. para. 3\(2\)\(f\)](#)
- Art. 3(20) substituted by [S.I. 2019/90 reg. 5\(3\)\(f\)](#)
- Art. 3(20) words inserted in earlier amending provision [S.I. 2019/90, reg. 5\(3\)\(f\)](#) by [S.I. 2020/1421 Sch. para. 3\(2\)\(g\)](#)
- Art. 3(20A) inserted by [S.I. 2019/90, reg. 5\(3\)\(fa\)](#) (as substituted) by [S.I. 2020/1421 Sch. para. 3\(2\)\(g\)](#)
- Art. 3(22)(23) inserted by [S.I. 2019/90 reg. 5\(3\)\(g\)](#)
- Art. 3(22) words substituted in earlier amending provision [S.I. 2019/90, reg. 5\(3\)\(g\)](#) by [S.I. 2020/1421 Sch. para. 3\(2\)\(h\)\(i\)](#)
- Art. 3(23) word inserted in earlier amending provision [S.I. 2019/90, reg. 5\(3\)\(g\)](#) by [S.I. 2020/1421 Sch. para. 3\(2\)\(h\)\(ii\)\(aa\)](#)

- Art. 3(23) words substituted in earlier amending provision S.I. 2019/90, reg. 5(3)(g) by [S.I. 2020/1421 Sch. para. 3\(2\)\(h\)\(ii\)\(bb\)](#)
- Art. 3(24) inserted in earlier amending provision S.I. 2019/90, reg. 5(3)(g) by [S.I. 2020/1421 Sch. para. 3\(2\)\(h\)\(iii\)](#)
- Art. 5(2) words substituted by [S.I. 2019/90 reg. 5\(4\)\(a\)](#)
- Art. 5(5) words substituted by [S.I. 2019/90 reg. 5\(4\)\(b\)](#)
- Art. 6 heading words substituted by [S.I. 2019/90 reg. 5\(5\)\(a\)](#)
- Art. 6 words substituted by [S.I. 2019/90 reg. 5\(5\)\(b\)](#)
- Art. 6 words substituted by [S.I. 2019/90 reg. 5\(5\)\(c\)\(i\)](#)
- Art. 6 words substituted by [S.I. 2019/90 reg. 5\(5\)\(c\)\(ii\)](#)
- Art. 9(1) words substituted by [S.I. 2019/90 reg. 5\(6\)\(a\)\(i\)\(aa\)](#)
- Art. 9(1) words substituted by [S.I. 2019/90 reg. 5\(6\)\(a\)\(i\)\(bb\)](#)
- Art. 9(1) words substituted by [S.I. 2019/90 reg. 5\(6\)\(a\)\(ii\)](#)
- Art. 9(3) words substituted by [S.I. 2019/90 reg. 5\(6\)\(b\)](#)
- Art. 9(4) words substituted by [S.I. 2019/90 reg. 5\(6\)\(c\)](#)
- Art. 10(3) words substituted by [S.I. 2019/90 reg. 5\(7\)](#)
- Art. 12(2) words substituted by [S.I. 2019/90 reg. 5\(8\)\(a\)](#)
- Art. 12(5) word omitted by [S.I. 2019/90 reg. 5\(8\)\(b\)](#)
- Art. 14(1) words substituted by [S.I. 2019/90 reg. 5\(9\)\(a\)](#)
- Art. 14(2) words substituted by [S.I. 2019/90 reg. 5\(9\)\(b\)\(i\)\(aa\)](#)
- Art. 14(2) words substituted by [S.I. 2019/90 reg. 5\(9\)\(b\)\(i\)\(bb\)](#)
- Art. 14(2)(a) words omitted by [S.I. 2019/90 reg. 5\(9\)\(bb\)\(ii\)](#)
- Art. 15(1) words omitted by [S.I. 2019/90 reg. 5\(10\)\(a\)\(i\)\(bb\)](#)
- Art. 15(1) words substituted by [S.I. 2019/90 reg. 5\(10\)\(a\)\(i\)\(aa\)](#)
- Art. 15(1)(c) words substituted by [S.I. 2019/90 reg. 5\(10\)\(a\)\(ii\)](#)
- Art. 15(1)(e) substituted by [S.I. 2019/90 reg. 5\(10\)\(a\)\(iii\)](#)
- Art. 15(1)(e) words omitted in earlier amending provision S.I. 2019/90, reg. 5(10)(a)(iii) by [S.I. 2020/1421 Sch. para. 3\(8\)\(b\)\(ii\)](#)
- Art. 15(1)(e) words substituted in earlier amending provision S.I. 2019/90, reg. 5(10)(a)(iii) by [S.I. 2020/1421 Sch. para. 3\(8\)\(b\)\(i\)](#)
- Art. 15(1)(f) words substituted by [S.I. 2019/90 reg. 5\(10\)\(a\)\(iv\)](#)
- Art. 15(1)(f) words substituted in earlier amending provision S.I. 2019/90, reg. 5(10)(a)(iv) by [S.I. 2020/1421 Sch. para. 3\(8\)\(c\)](#)
- Art. 15(1)(h) substituted by [S.I. 2019/90 reg. 5\(10\)\(a\)\(v\)](#)
- Art. 15(1)(h) words omitted in earlier amending provision S.I. 2019/90, reg. 5(10)(a)(v) by [S.I. 2020/1421 Sch. para. 3\(8\)\(d\)\(i\)](#)
- Art. 15(1)(i) words substituted in earlier amending provision S.I. 2019/90, reg. 5(10)(a)(v) by [S.I. 2020/1421 Sch. para. 3\(8\)\(d\)\(ii\)](#)
- Art. 15(2) omitted by [S.I. 2019/90 reg. 5\(10\)\(b\)](#)
- Art. 16(1) words substituted by [S.I. 2019/90 reg. 5\(11\)\(a\)](#)
- Art. 16(4) words substituted by [S.I. 2019/90 reg. 5\(11\)\(b\)](#)
- Art. 17 heading word substituted by [S.I. 2019/90 reg. 5\(12\)\(a\)](#)
- Art. 17(1) omitted by [S.I. 2019/90 reg. 5\(12\)\(b\)](#)
- Art. 17(2) omitted by [S.I. 2019/90 reg. 5\(12\)\(b\)](#)
- Art. 17(3) substituted by [S.I. 2019/90 reg. 5\(12\)\(c\)](#)
- Art. 18 omitted by [S.I. 2019/90 reg. 5\(13\)](#)
- Art. 19(1) omitted by [S.I. 2019/90 reg. 5\(14\)\(a\)](#)
- Art. 19(2) words substituted by [S.I. 2019/90 reg. 5\(14\)\(b\)\(i\)](#)
- Art. 19(2) words substituted by [S.I. 2019/90 reg. 5\(14\)\(b\)\(ii\)](#)