

Commission Regulation (EC) No 340/2008 of 16 April 2008 on the fees and charges payable to the European Chemicals Agency pursuant to Regulation (EC) No 1907/2006 of the European Parliament and of the Council on the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH) (Text with EEA relevance)

## CHAPTER II

### FEES AND CHARGES

#### *Article 10*

#### **Fees for appeals against a decision of the Agency under Article 92 of Regulation (EC) No 1907/2006**

- 1 The Agency shall levy a fee, as set out in Annex VIII to this Regulation, for any submission of an appeal against a decision of the Agency under Article 92 of Regulation (EC) No 1907/2006.
- 2 Where the appeal is submitted by an SME, the Agency shall levy a reduced fee, as set out in Table 2 of Annex VIII.
- 3 If the appeal is considered inadmissible by the Board of Appeal, the fee shall not be refunded.
- 4 The Agency shall refund the fee levied in accordance with paragraph 1 of this Article if the Executive Director of the Agency rectifies a decision in accordance with Article 93(1) of Regulation (EC) No 1907/2006, or if the appeal is decided in favour of the appellant.
- 5 An appeal shall not be considered to be received by the Board of Appeal until the relevant fee has been received by the Agency.

**Changes to legislation:**

There are outstanding changes not yet made to Commission Regulation (EC) No 340/2008. 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 :**

- Art. 10 omitted by [S.I. 2019/758 Sch. 6 para. 6](#)