Commission Implementing Decision (EU) 2019/1195 of 10 July 2019 amending Decisions 2008/730/EC, 2008/837/EC, 2009/184/EC, 2011/354/EU, Implementing Decisions 2012/81/EU, 2013/327/EU, (EU) 2015/690, (EU) 2015/697, (EU) 2015/699, (EU) 2016/1215, (EU) 2017/1208 and (EU) 2017/2451 as regards the authorisation holder and the representative for the placing on the market of genetically modified soybean, cotton, oilseed rape and maize (notified under document C(2019) 5093) (Only the German text is authentic) (Text with EEA relevance)

COMMISSION IMPLEMENTING DECISION (EU) 2019/1195

of 10 July 2019

amending Decisions 2008/730/EC, 2008/837/EC, 2009/184/EC, 2011/354/EU, Implementing Decisions 2012/81/EU, 2013/327/EU, (EU) 2015/690, (EU) 2015/697, (EU) 2015/699, (EU) 2016/1215, (EU) 2017/1208 and (EU) 2017/2451 as regards the authorisation holder and the representative for the placing on the market of genetically modified soybean, cotton, oilseed rape and maize

(notified under document C(2019) 5093)

(Only the German text is authentic)

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EC) No 1829/2003 of the European Parliament and of the Council of 22 September 2003 on genetically modified food and feed[(1)], and in particular to Article 9(2) and Article 21(2) thereof,

Whereas:

(1) Bayer CropScience AG, based in Germany, is the authorisation holder for the placing on the market of genetically modified food and feed (soybean, cotton, oilseed rape and maize) under Regulation (EC) No 1829/2003, covered by Commission Decisions 2008/730/EC[(2)], 2008/837/EC[(3)], 2009/184/EC[(4)], 2011/354/EU[(5)], Commission Implementing Decisions 2012/81/EU[(6)], 2013/327/EU[(7)], (EU) 2015/690[(8)], (EU) 2015/697[(9)], (EU) 2015/699[(10)] and (EU) 2016/1215[(11)].

(2) Bayer CropScience N.V., based in Belgium, is the authorisation holder for the placing on the market of a genetically modified food and feed (cotton) and represents Bayer CropScience LP, based in the United States, for the authorisation under Commission Implementing Decision (EU) 2017/1208[(12)].

(3) Bayer CropScience N.V., based in Belgium, is the authorisation holder for the placing on the market of a genetically modified food and feed (soybean) and represents M.S. Technologies LLC, based in the United States, for the authorisation under Commission Implementing Decision (EU) 2017/2451[(13)].

Changes to legislation: *There are currently no known outstanding effects for the Commission Implementing Decision (EU) 2019/1195. (See end of Document for details)*

(4) By letter dated 1 August 2018, Bayer CropScience AG, Germany, Bayer CropScience N.V., Belgium and Bayer CropScience LP, United States, requested, that the Commission transfers their rights and obligations pertaining to all authorisations and pending applications for genetically modified products, to BASF Agricultural Solutions Seed US LLC, based in the United States.

(5) By letter dated 19 October 2018, BASF Agricultural Solutions Seed US LLC confirmed their consent to this transfer and authorised BASF SE, based in Germany, to act as its EU representative.

(6) On 11 October 2018, M.S. Technologies LLC confirmed in writing its agreement with the change of their representative.

(7) Annexes to Decisions 2008/730/EC, 2008/837/EC, 2009/184/EC and 2011/354/EU contain links to the webpages of The American Oil Chemists' Society, where the reference materials for detection method are available, which are linked to Bayer, therefore, these links should be adapted accordingly.

(8) The proposed amendments to the authorisation decisions are purely administrative in nature and do not entail a new assessment of the products concerned. The same applies to the addressees of the authorisation decisions concerned, which should also be adapted accordingly.

(9) The implementation of the requested changes requires the amendment of decisions authorising the placing on the market of genetically modified products for which Bayer CropScience AG and Bayer CropScience N.V. are the authorisation holders. In particular, the following decisions should therefore be amended accordingly: Decisions 2008/730/EC, 2008/837/EC, 2009/184/EC, 2011/354/EU, Implementing Decisions 2012/81/EU, 2013/327/EU, (EU) 2015/690, (EU) 2015/697, (EU) 2015/699, (EU) 2016/1215, (EU) 2017/1208 and (EU) 2017/2451.

(10) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS DECISION:

Article 1

Amendment to Decision 2008/730/EC

Decision 2008/730/EC is amended as follows:

(1) In Article 6, ‘Bayer CropScience AG’ is replaced by ‘BASF Agricultural Solutions Seed US LLC, USA, represented by BASF SE, Germany’;

(2) In Article 8, ‘Bayer CropScience AG, Alfred-Nobel-Straße 50, D-40789 Monheim am Rhein’ is replaced by ‘BASF SE, Carl-Bosch-Str. 38, 67063 Ludwigshafen’;

(3) Point (a) of the Annex is replaced by the following:

(a) **Applicant and authorisation holder:**

***Changes to legislation:** There are currently no known outstanding effects for the Commission Implementing Decision (EU) 2019/1195. (See end of Document for details)*

Name : BASF Agricultural Solutions Seed US LLC
Address : 100 Park Avenue, Florham Park, New Jersey 07932, United States of America

Represented by BASF SE, Carl-Bosch-Str. 38, 67063 Ludwigshafen, Germany.

(4) Point (d), third indent, of the Annex is replaced by the following:

— reference material: AOCS 0707-A and AOCS 0707-B accessible via the American Oil Chemists Society at https://www.aocs.org/crm.

Article 2

Amendment to Decision 2008/837/EC

Decision 2008/837/EC is amended as follows:

(1) In Article 6, ‘Bayer CropScience AG’ is replaced by ‘BASF Agricultural Solutions Seed US LLC, USA, represented by BASF SE, Germany’;

(2) In Article 8, ‘Bayer CropScience AG, Alfred-Nobel-Strasse 50, D-40789 Monheim am Rhein’ is replaced by ‘BASF SE, Carl-Bosch-Str. 38, 67063 Ludwigshafen’;

(3) Point (a) of the Annex is replaced by the following:

(a) **Applicant and authorisation holder:**

Name : BASF Agricultural Solutions Seed US LLC
Address : 100 Park Avenue, Florham Park, New Jersey 07932, United States of America

Represented by BASF SE, Carl-Bosch-Str. 38, 67063 Ludwigshafen, Germany.;

(4) Point (d), third indent, of the Annex is replaced by the following:

— reference material: AOCS 0306-A and AOCS 0306-E accessible via the American Oil Chemists Society at https://www.aocs.org/crm.

Article 3

Amendment to Decision 2009/184/EC

Decision 2009/184/EC is amended as follows:

(1) In Article 7, ‘Bayer CropScience AG’ is replaced by ‘BASF Agricultural Solutions Seed US LLC, USA, represented by BASF SE, Germany’;

(2) In Article 9, ‘Bayer CropScience AG, Alfred-Nobel-Straße 50, 40789 Monheim am Rhein’ is replaced by ‘BASF SE, Carl-Bosch-Str. 38, 67063 Ludwigshafen’;

(3) Point (a) of the Annex is replaced by the following:

(a) **Applicant and authorisation holder:**

Name : BASF Agricultural Solutions Seed US LLC
Address : 100 Park Avenue, Florham Park, New Jersey 07932, United States of America

Changes to legislation: *There are currently no known outstanding effects for the Commission Implementing Decision (EU) 2019/1195. (See end of Document for details)*

Represented by BASF SE, Carl-Bosch-Str. 38, 67063 Ludwigshafen, Germany.;

(4) Point (d), third indent, of the Annex is replaced by the following:

— reference material: AOCS 0208-A accessible via the American Oil Chemists Society at https://www.aocs.org/crm.

Article 4

Amendment to Decision 2011/354/EU

Decision 2011/354/EU is amended as follows:

(1) In Article 6, 'Bayer CropScience AG' is replaced by 'BASF Agricultural Solutions Seed US LLC, USA, represented by BASF SE, Germany';

(2) In Article 8, 'Bayer CropScience AG, Alfred-Nobel-Straße 50, 40789 Monheim am Rhein' is replaced by 'BASF SE, Carl-Bosch-Str. 38, 67063 Ludwigshafen';

(3) Point (a) of the Annex is replaced by the following:

(a) **Applicant and authorisation holder:**

Name	:	BASF Agricultural Solutions Seed US LLC
Address	:	100 Park Avenue, Florham Park, New Jersey 07932, United States of America

Represented by BASF SE, Carl-Bosch-Str. 38, 67063 Ludwigshafen, Germany.;

(4) Point (d), third indent, of the Annex is replaced by the following:

— reference material: AOCS 1108-A and 0306-A is accessible via the American Oil Chemists Society at https://www.aocs.org/crm.

Article 5

Amendment to Implementing Decision 2012/81/EU

Implementing Decision 2012/81/EU is amended as follows:

(1) In Article 6, 'Bayer CropScience AG' is replaced by 'BASF Agricultural Solutions Seed US LLC, USA, represented by BASF SE, Germany';

(2) In Article 8, 'Bayer CropScience AG, Alfred-Nobel-Strasse 50, 40789 Monheim am Rhein' is replaced by 'BASF SE, Carl-Bosch-Str. 38, 67063 Ludwigshafen';

(3) Point (a) of the Annex is replaced by the following:

(a) **Applicant and authorisation holder:**

Name	:	BASF Agricultural Solutions Seed US LLC
Address	:	100 Park Avenue, Florham Park, New Jersey 07932, United States of America

Represented by BASF SE, Carl-Bosch-Str. 38, 67063 Ludwigshafen, Germany.

Article 6

Amendment to Implementing Decision 2013/327/EU

Implementing Decision 2013/327/EU is amended as follows:

(1) In Article 6, 'Bayer CropScience AG' is replaced by 'BASF Agricultural Solutions Seed US LLC, USA, represented by BASF SE, Germany';

(2) In Article 8, 'Bayer CropScience AG, Alfred-Nobel-Strasse 50, 40789 Monheim am Rhein' is replaced by 'BASF SE, Carl-Bosch-Str. 38, 67063 Ludwigshafen';

(3) Point (a) of the Annex is replaced by the following:

(a) **Applicant and authorisation holder:**

Name	:	BASF Agricultural Solutions Seed US LLC
Address	:	100 Park Avenue, Florham Park, New Jersey 07932, United States of America

Represented by BASF SE, Carl-Bosch-Str. 38, 67063 Ludwigshafen, Germany.

Article 7

Amendment to Implementing Decision (EU) 2015/690

Implementing Decision (EU) 2015/690 is amended as follows:

(1) In Article 6, 'Bayer CropScience AG' is replaced by 'BASF Agricultural Solutions Seed US LLC, USA, represented by BASF SE, Germany';

(2) In Article 8, 'Bayer CropScience AG, Alfred-Nobel-Strasse 50, D-40789 Monheim am Rhein' is replaced by 'BASF SE, Carl-Bosch-Str. 38, 67063 Ludwigshafen';

(3) Point (a) of the Annex is replaced by the following:

(a) **Applicant and authorisation holder:**

Name	:	BASF Agricultural Solutions Seed US LLC
Address	:	100 Park Avenue, Florham Park, New Jersey 07932, United States of America

Represented by BASF SE, Carl-Bosch-Str. 38, 67063 Ludwigshafen, Germany.

Article 8

Amendment to Implementing Decision (EU) 2015/697

Implementing Decision (EU) 2015/697 is amended as follows:

(1) In Article 6, 'Bayer CropScience AG' is replaced by 'BASF Agricultural Solutions Seed US LLC, USA, represented by BASF SE, Germany';

(2) In Article 8, 'Bayer CropScience AG, Alfred-Nobel-Strasse 50, D-40789 Monheim am Rhein' is replaced by 'BASF SE, Carl-Bosch-Str. 38, 67063 Ludwigshafen';