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Termőföldtől az asztalig

National Food Chain Safety Office

President



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Your ref.: –

Our ref.: 04.2/3551-8/2012.

15 August 2012

Subject: Certificate of Official Recognition of Efficacy Testing Facilities or Organisations in Hungary

At the request of the SGS Hungária Kft. (H-1124 Budapest, Sirály u. 4.), I, acting as the food chain control body of first instance, make the following

DECISION.

I hereby certify that the testing facility of the **SGS Hungária Kft. (H-1124 Budapest, Sirály u. 4.)** is officially recognised as being competent to carry out efficacy trials in compliance with the principles of Good Experimental Practice (GEP). According to it the above testing facility may carry out efficacy trials of authorization in the following categories of products and cultivation in Hungary:

- **product categories:** herbicides, fungicides, bactericides, zoocides, growth regulators and yield enhancing substances, additives;
- **cultivation categories:** field crops, vegetables, fruits, grapevines, ornamentals, others (resistance trial, dose effect trial, soil insecticide trial).

This certificate is valid for 2 years from its entry into force.

No further complaint shall be lodged against the present decision through state administration. With reference to infringement of law, judicial review of the decision may be requested. Within 30 days of the communication of the decision a complaint may be lodged against it, addressed to the Budapest Court but submitted to the authority having issued the decision of first instance (National Food Chain Safety Office Directorate of Plant Protection, Soil Conservation and Agri-environment) or sent to the same body by registered mail.

Submission of the complaint has no delaying force on the implementation of this decision.

J U S T I F I C A T I O N

The SGS Hungária Kft. (H-1124 Budapest, Sirály u. 4.) asked GEP certification for its company seat at Nyíregyháza in the letter of 19 June 2012. Pursuant to the application, on 4 July 2012 the National Food Chain Safety Office Directorate of Plant Protection, Soil Conservation and Agri-environment made an official inspection in the above testing facility at H-4400 Nyíregyháza, Ipari Park Északi 1. út 5., and

concluded that the SGS Hungária Kft. did not meet the requirements concerning the efficacy trials specified in the *paragraph 22 of Decree 89/2004 (V. 15.) FVM on the authorization of placing on the market and use, as well as on the packaging, labelling, storage and transport of plant protection products (hereinafter: Ministerial Decree)*. Statements made during the local inspection and the judgements for supplementary are reported in the protocol No. 04.2/3551-3/2012 and No. 04.2/3551-4/2012, respectively. The SGS Hungária Kft. eliminated the deficiencies, and on 14 August 2012 handing in the rules of operation, copy of the contracts of employment, rules of activity and the certificates of pre-employment medical examinations, reported it to the National Food Chain Safety Office Directorate of Plant Protection, Soil Conservation and Agri-environment. According to it the SGS Hungária Kft. meets the requirements concerning the efficacy trials specified in the paragraph 22 of Ministerial Decree.

Validity of this certificate is determined according to paragraph 22 (6) of the Ministerial Decree.

I call your attention that the present certification is without prejudice to either the licences concerning the operation/follow-up of activity laid down in other provisions of legislation or the obligation for obtaining them.

Furthermore I call your attention that you are obliged to notify the National Food Chain Safety Office, within 15 days, about any important changes concerning the certified activity of the testing facility.

Respect of the provisions laid down in the legislation on GEP certification and in this Decision shall be randomly controlled by my competent authority according to paragraph 22 (9) of the Ministerial Decree.

If during the official inspection it is found that the testing facility does not respect the relevant GEP requirements, the competent authority may suspend the activity related to the category specified in this decision for maximum 2 months or may revoke the GEP-certificate. If during the official inspection it is found that some details are missing in relation to a trial, the competent authority responsible for authorization may exclude the trial, depending on the extent of missing details, from those that may be accepted for authorization.

My competence and scope of authority are determined according to paragraphs 3 and 22 (1) of the Ministerial Decree, and in Article 5 paragraph 5 (c) and Article 3 paragraph 3 (1) of *Government Decree 22/2012 (II. 29.) concerning the establishment and operation of the National Food Chain Safety Office*.

I made this decision in compliance with paragraph 71 (1) and paragraph 72 (1) of *Act 140 of 2004 on general rules of administrative official procedure and service (hereinafter: Act 140/2004)*.

I provided the possibility of judicial review in compliance with paragraph 109 (1) of Act 140/2004 and paragraph 330 (2) of Act III of 1952 on Civil Procedure.

