



DRAFT
LAW ON PLANT PROTECTION PRODUCT



Requirement for WTO accession and harmonization with EU
legislation

Podgorica, December 2007

DRAFT
LAW ON PLANT PROTECTION PRODUCT
I BASIC PROVISION

Contents

Article 1

3. **Matters** are chemical elements and their compounds which naturally arise or get generated in the process of production, including all impurities which are the inevitable result of the production process;
4. **Active matters** are matters or micro-organisms, including viruses, which have general or specific influence :
 - against harmful organism or
 - on plants, parts of plants or plant products;
5. **Products** are mixtures or solutions made of two or more matters out of which at least one is an active matter and are intended for use as plant protection products;
6. **Plants** are live plants and live parts of plants including fresh fruits and seed;
7. **Plant products** are products of plant origin, unprocessed or simply processed (grinning, drying or pressing), excluding plants from Item 6 of this Article;
8. **Harmful organisms** are organisms belonging to plants or animals and pathogenic

- 12) instructions for use and dosage expressed in measurement units for each use, prescribed by the registration conditions;
- 13) whether certain time span is needed between each use and:
 - seeding or planting of agricultural crops that need to be protected;
 - seeding or planting of late agricultural crops;
 - access of people and animals;
 - harvest or vintage;
 - use or consumption;
- 14) details about possible phyto-toxicity, sensitivity of certain sorts and any other direct or indirect negative by-products on plants or plant products with time intervals which will be monitored between the application and seeding or planting:
 - of those agricultural crops
 - next to plant/seed agricultural crops;
- 15) If the instructions manual from Paragraph 2 of this Article is provided separately, the sentence „Read the instructions before use“;

Conditions for trading in plant protection products

Article 6

Trading in plant protection products may be performed by a business company, that is, another legal entity and entrepreneur registered to perform these activities, with

Business company, that is another legal entity and entrepreneur from Article 11 Paragraph 2 of this Law is obliged, apart from keeping records from Paragraph 1 of this Article, to keep records of use of plant protection products, and shall deliver data about use to administration body not later than on March 31 of the current year for the previous year or at request of administration body.

Business company, that is another legal entity and entrepreneur dealing with trading in registered plant protection products which have been classified on the basis of information of hazards and regulations governing chemicals as plant protection products with identification T+, must apart from records mentioned in Paragraph 2 of this Article keep records which includes :

- data on plant protection products (trade name, purpose, deadline);
- data on sale that is delivery of plant protection products ;
- quantity of sold that is delivered plant protection products ;
- legal entities shall state the name of the company, main offices and personal identification number, and physical entities shall state name and surname, address and personal identification number ;
- signature of deliverer and receiver.

Business company, that is another legal entity and entrepreneur dealing with trading in plant protection products must retain data from Paragraph 4 of this Article for the period of at least five years and as requested by administration body shall make them public.

More detailed records and reports, manner of keeping records and reporting shall be prescribed by the Ministry.

Sale of plant protection products

Article 8

Plant protection products may be sold to the producers if they are registered in the Register of Plants Producers managed by the body of local administration authorized for agriculture operations.

The Ministry shall prescribe the contents, form and manner of managing the Register of Plants Producers as well as the contents of requests and documentation for registration.

Body of the local administration authorized for agriculture operations at request of the Ministry shall submit data from the Register of Plant Producers.

Exceptionally, provisions of Paragraph 1 of this Article do not refer to the producers dealing with plant production for personal needs.

Plant protection product users from Paragraph 1 of this Article are obliged to keep records of use of plant protection products in the prescribed manner, to store plant protection products and manage plant protection product disposal in accordance with regulations governing disposal management.

Regular use of plant protection products

Article 9

Plant protection products must be used in accordance with the decision of plant protection products registration, that is, instructions for use and declaration, which

includes preparation of the prescribed concentrations and respecting the principles of good agricultural practice for plant protection products, and, if possible, integral protection of plants and protection of living environment.

Principles of good agricultural practice for plant protection products and integral protection of plants shall be prescribed by the Ministry.

Use of plant protection products from airplane is not allowed.

In exception to Paragraph 3 of this Article, use of plant protection products from airplane shall be allowed (use in forests and on big surfaces in mono-crops) with previous compliance of administrative bodies.

More detailed conditions for use of plant protection products from airplane shall be prescribed by the Ministry.

Use of plant protection products shall not be allowed in a manner that would cause pollution of housing, economic and similar objects where people and animals live as well as pollution of waters and land.

Giving advice and recommendations, publicizing and other types of advertising are allowed only for registered plant protection products, particularly for the purposes set in the decision on registration, in accordance with declaration and instruction for use.

Residue of plant protection products

Article 10

Residue of plant protection products may not be bigger than the prescribed.

When residue of plant protection products is above the maximally prescribed level of residue of plant protection products (hereinafter: MRL - Maximum Residue Levels), such plants, plant products, food or feed should be destroyed or in another way impede their use for nutrition of people or feeding of animals.

MRL on plants or plant products or in plants or plant products, food or feed as well as plants and plant products and food and feed for which MRL is measured, measures and procedures which need to be undertaken when MRL override is found in laboratory tests, as well as other measures and procedures of authorized bodies, shall be prescribed

regarding space and equipment, and have permit to perform activities of trading and use of dangerous chemicals in accordance with regulations on chemicals issued by the state administration body authorized for operations with chemicals.

Requirements for specialists, space and equipment met by the business company, that is another legal entity and entrepreneur from Paragraph 2 of this Article shall be prescribed by the state administration body authorized for operations with chemicals with consent of the Ministry.

Prohibition, trading restrictions and use of plant protection products

Article 12

When in application of the prescribed measures and procedures in the area of living environment and new scientific and technical solutions, proofs are found stating that the registered plant protection products are dangerous for people and living environment, the Ministry may restrict or prohibit trading in and use of plant protection products in the whole territory of Montenegro, or its part.

When plant protection products contains certain active matters which cause restricted or prohibited trade in European Union, the Ministry will restrict or prohibit trading that is use of plant protection products which contain those active matters in Montenegro.

Applicant for registration of plant protection products

Article 13

Application for registration of plant protection products shall be submitted by the producer or legal or physical entity that acts on behalf of and for the account of the producer, has main offices in Montenegro and is responsible for initial trading in plant protection products.

Contents of the requests from Paragraph 1 of this Article shall be prescribed by the Ministry.

III REGISTRATION OF PLANT PROTECTION PRODUCTS

Evaluation of documentation from Paragraph 1 of this Article shall be conducted by the administration body and when needed other legal and physical entities authorized by the ministry (hereinafter: evaluators).

Requirements for specialist staff, composition and manner of work of evaluators, procedure of evaluation of active matters and plant protection products and manner of adopting proposals of evaluators for registration of plant protection product, shall be prescribed by the Ministry with consent of the state administration bodies authorized for health issues.

In the procedure of preparation of documentation from Article 16, Paragraph 1 of this Law, international documentation on experiments on animals shall be recognized, if plant protection products experiments, subject to registration, were conducted in accordance with principles of good laboratory practice.

In order to prevent repetition of experiments on vertebrates, the applicant must before conducting the experiment submit the request to the administration body in order to establish facts whether the identical plant protection product has already been registered, then request the name or title of the company, address or main offices of the holder of decision on plant protection products registration.

Applicant must submit with the request from Paragraph 2 of this Article a proof that domestic or foreign producer intends to register plant protection products and that s/he disposes of prescribed documentation.

When the administration body determines that the applicant is applying for registration of plant protection products identical with already registered plant protection products of another person, the administration body shall deliver to the applicant name and address of the company that holds decision on registration of plant protection products and shall inform person or persons that holds decision on registration of plant protection products about it.

Applicant and the person holding decision on registration of plant protection products should undertake all steps in order to achieve the agreement on joint use of data in order to prevent repetition of experiments on vertebrates.

In order to conduct the experiment on animals, the administration body authorized for the veterinary operations needs to approve it.

Data protection

Article 18

Administration body may not use in the procedure of registration of plant protection products for the benefit of other applicants:

1. data from documentation on the active matter submitted with the application for registration except:
 - if the applicant got the approval of the first applicant or the person that holds

- 2) That it is possible to determine the contents of active matters and toxicological and eco-toxicological significant impurities and elements in technically active matter and products with accepted methods of regulated procedure or based on international standards;
- 3) That it is possible to determine with suitable methods on residue of plant protection products which can significantly influence on health of people and living environment, which are the consequence of regular manner of use;
- 4) That established physical – chemical quality is considered acceptable in conditions

body may request to perform tests, analysis or examinations in Montenegro and may determine additional conditions for application of plant protection product due to:

- special ecological sensitivity in certain areas (limestone areas);
- difference in alimentary habits of people;
- resistance phenomena.

Administration body may with consent of the applicant from Paragraph 1 of this Article in the procedure of recognition of registration, respecting the requirements from Article 22 Paragraph 2 Item 1 of this Law and based on the opinion of evaluator from Article 14 Paragraph 2 and 3 of this Law, will change the proposed use of plant protection products in order to exclude from comparison all incomparable circumstances in agricultural production, protection of plants or living environment including climate conditions.

In the procedure of execution of the request for recognition of plant protection product registration, requirements defined by regulations of Montenegro need to be taken into account referring to protection at work of legal and physical entities which come into contact with plant protection products when trading as well as users of plant protection product .

Administration body may in the procedure of recognition of registration limit the use of plant protection product due to differences in alimentary habits of people in Montenegro in order to impede exposure of users to residue of plant protection products higher than the acceptable daily intake - ADI.

Validity of registration and its extension

Article 24

Administration body on the basis of the proposal of evaluator and the Commission from Article 14 Paragraph 4 of this Law shall

Temporary registration

Article 25

When plant protection products contain new active matter which applicant from Article 13 Paragraph 1 of this Law has submitted documentation from Article 15 Paragraph 2 and Article 16 Paragraph 3 of this Law for, and which European Commission has reached decision for about completeness of documentation, administration body may within three-year time as of the day of adoption of the decision of the European Commission issue a decision on temporary plant protection product registration valid maximum three years provided that plant protection product meets the requirements from Article 22 Paragraph 2 Items 1-5 of this Law.

In case that European Commission extends deadline from Paragraph 1 of this Article by a decision, the administration body may extend validity of temporarily plant protection product registration.

Decision on registration of plant protection product

Article 26

Decision on registration of plant protection product from Articles 22 - 28 of this Law shall be issued by the administration body on the basis of the proposal of evaluator and the opinion of the Commission from Article 14 Paragraph 4 of this Law not later than 12 months after receiving complete documentation of the applicant.

In exception to Paragraph 1 of this Article, the administration body shall issue a decision on change without evaluation of plant protection product in case of a request for change or amendment of a decision on plant protection product registration due to minor changes which have no influence on health of people or living environment (change of trade name, name of the present producer or representative, change of composition which is according to international standards considered a minor change without any change of contents of the active matter and changes caused by reduction of MRL).

Decision on registration of plant protection product are on the name of plant protection product and the applicant from Article 13 Paragraph 1 of this Law. Plant protection product trade name, name and contents of active matters and other dangerous matters in the plant protection product must be clearly written in the decision as well as information about use, classification and identification of plant protection product, allowed places for sale, waiting period and MRL.

More detailed contents of the decision on plant protection product registration from Paragraph 3 of this Article shall be prescribed by the Ministry.

Change of registration decision

Article 27

When conditions that made grounds for issuing the decision on plant protection product registration, the administration body shall change at the request of the person holding decision on plant protection product registration or ex officio the decision on plant protection product registration.

Administration body shall change decision on plant protection product registration if based on scientific and technical information manner of use and quantity changes.

Changes in the decision on plant protection product registration from Paragraph 1 and 2 of this Article may be approved only if requirements from Article 22 Paragraph 2 Item 1 are still met.

Administration body shall change decision on plant protection product registration at proposal of the person that holds decision on plant protection product registration if that plant protection product of that producer was registered in any of the countries members of the European Union under the same or different trade name.

Administration body may request additional data, documents and samples needed to assess justifiability of change of decision on plant protection product registration.

Administration body may set the deadline in its the decision on termination of registration issued to the person that holds decision on plant protection product registration for sale or elimination of existing plant protection product supplies in line with regulations governing disposal.

More detailed requirements on plant protection product disposal management from Paragraph 5 of this Article shall be prescribed by the Ministry.

D. PLANT PROTECTION PRODUCT REGISTER

Article 29

Administration body shall keep the Register of plant protection product in trade in the territory of Montenegro, based on issued decision on registration.

List of plant protection product shall be published in the "Official Gazette of Montenegro" once a year.

Manner of keeping and contents of the Register of plant protection product as well as the contents of the List from Paragraph 2 of this Article shall be prescribed by the Ministry.

List of active matters

Article 30

List of active matters that are positively evaluated in EU will be kept by the administration body and published in the "Official Gazette of Montenegro" once a year.

List of active matters with plant protection product in use in the territory of Montenegro shall be kept by the administration body together with the Register from Article 29 of this Law and published in the "Official Gazette of Montenegro" once a year.

E. LICENSES

License for research or development

Article 31

Research and development analysis which including researches on non-registered plant protection product in living environment shall be allowed only if based on license for research or development.

Administration body shall issue licenses for limited quantity of plant protection product or for limited area of research.

Based on the written request and positive opinion of the evaluator and the Commission, the administration body shall issue license from Paragraph 1 of this Article if the plant protection product is not dangerous to health of people and animals and if it has no negative effect on living environment.

If the administration body finds that researches from the request may have harmful influence on health of people and animals or unacceptably harmful influence on living environment, it may at proposal of the evaluator and the Commission prohibit researches or allow them provided that requirements for prevention of harmful influence are met.

Requirements that the applicant needs to meet, contents of the request, conditions for execution of and duration of research shall be prescribed by the Ministry.

Extraordinary license

Article 32

In the case of extraordinary circumstances that may be caused by a harmful organism, which may not be either stopped or limited in adequate manner with use of registered plant protection products neither with other measures, or in the case of lack of plant protection product on the market, the administration body may issue extraordinary license for trading and use of non-registered plant protection product within 120 days.

Procedure for issuing extraordinary license shall be initiated ex officio or at request of a party. Administration body shall require a specialist opinion of the evaluator and the Commission in the procedure of issuing extraordinary license.

Administration body shall issue extraordinary license for trading in non-registered plant protection product ex officio or at request of a party even when there are no registered plant protection product for specific purposes on the market (treatment of certain types of seed, treatment of seed with specific plant protection product and the like), if such request or use is in line with scientific achievements, good agricultural practice and procedures and standards of the European Union.

Contents of the request and contents of extraordinary permission shall be prescribed by the Ministry.

Approval for extension of use – small crops and small purposes

Article 33

Business company, that is another legal entity and entrepreneur that professionally deals with agriculture or reforest activities shall submit the request to the administration body for extension of use of already registered plant protection product for other purposes (small crops or small purposes).

Applicant from Paragraph 1 of this Article is obliged to submit with the request data or documentation which explain the request for extension of the area of use of registered plant protection product.

Administration body shall issue the license for extension of use if requirements from Article 22 Paragraph 2 Item 1 Lines 3, 4, and 5 and Item 5 are met, and on the basis of the proposal of the evaluator and the Commission. Information about extension of use shall be stated in the additional instruction for use.

More detailed requirements for issuing license and contents of license from Paragraph 3 of this Article as well as definition of small crops or small purposes shall be prescribed by the Ministry.

IV LEGAL ENTITIES AUTHORIZED TO CONDUCT OPERATIOIS IN THE AREA OF PLANT PROTECTION PRODUCTS

Authorized legal entities

Article 34

Professional operations and tasks from the area of plant protection products, operations of laboratory analysis for monitoring of residue of plant protection products, which come from this Law and regulations which regulate food safety, shall be performed by the legal entities the fulfill the prescr

1. development of professional grounds to support administration body decision making in the field of devices for use of plant protection product ;
2. tasks related to professional training in the area of devices for use of plant protection product;
3. participation in introduction, development and setting the information system in the area of devices for use of plant protection products ;
4. conducting research and development activities ;
5. performing other tasks in the area of devices for use of plant protection product.

Article 36

Financial means for the operations and tasks execution from Article 35 of this Law shall be provided from the Budget of Montenegro except for the operations and task performed at request of legal and physical entities which are paid individually in line with Article 46 of this Law.

V SERVICES PROVIDERS

Prevention and eradication of harmful organisms

Article 37

Prevention and eradication of harmful organisms activities in agriculture and forestry with use of plant protection products may be executed by business companies that is other legal entities or entrepreneurs who meet the prescribed requirements (hereinafter: service providers).

Service providers from Paragraph 1 of this Article shall enter the Register of entities who perform operations of prevention and eradication of harmful organisms in agriculture and forestry with use of plant protection products (hereinafter: the Register of service provider).

Administration body shall keep the Register of service providers.

Administration body shall determine in the decision whether the requirements from Paragraph 1 of this Article have been met.

Requirements from Paragraph 1 of this Article, requirements for registration and manner of leading the Register of services provider shall be prescribed by the Ministry with consent of the state administration bodies authorized for health issues operations.

VI DEVICES FOR USE OF PLANT PROTECTION PRODUCTS

Article 38

Devices which guarantee safe use of plant protection products for humans and living environment supported by the producers' certificate shall solely be used for plant protection products application.

Article 39

Owner of devices for use of plant protection products is obliged to keep devices technically in working order.

Owner of the device for use plant protection products is obliged to keep technical documentation of the device (certificate of the producer, manual, certificate of repair works conducted etc.).

Regular inspection of equipment

Article 40

Owner of the equipment for use of plant protection products is obliged to perform regular inspection of technical regularity of devices.

VII INTERNATIONAL TRADING

Import of plant protection products

Article 41

Plant protection products may be imported only by business companies, that is other legal entities or entrepreneurs, holders of decisions on plant protection product registration or importers authorized by the appropriate document, registered in the Register from Article 6 of this Law. Business companies that is other legal entities or entrepreneurs are obliged in the event of importing plant protection product to report the shipping of plant protection product!

7. preparation, coordination and monitoring of the prescribed programmes related to measures and regular use of plant protection products (post-registration control of plant protection products) as well as conducting the programme;
8. introduction of principles of good agricultural practice and integral protection of plants;
9. preparation and coordination of operations related to residue of plant protection products and conducting the program of monitoring on residue of plant protection products in food, on plants or plant products or in plants or plant products;
10. preparation of reports, analysis, information and other documents for the bodies and international organizations whom Montenegro is obliged to submit the reports to in accordance with regulations and based on international agreements;
11. informing the public and interested persons about operations in the area of plant protection products;
12. issuing publications in the area of plant protection products;
13. establishment and development of information – communication system in the area of plant protection products, collecting, processing, mediating and managing data in the area of plant protection products and information system management;
14. conducting professional education advancing and advanced trainings for employees in the area of plant protection products;
15. cooperation with other bodies in Montenegro and abroad in the area of plant protection products;
16. performing other tasks in the area of plant protection products.

IX ACQUISITION OF DATA AND INFORMATION AND RECORD KEEPING

Acquisition and use of data and information

Article 43

In order to organize trading and trading supervision of plant protection products administration body acquires data and information, regarding the plant protection products and residue of plant protection products, which are necessary for database establishment and maintenance and for record keeping regarding the trade of the plant protection products.

Administration body acquires and uses data and information which are, within the prescribed databases and records, kept by other state administration bodies, agencies, manufacturers of plant protection products and other institutions in accordance with the regulations which define the right on data access and data protection.

The manner of data and information acquisition, database keeping and records from paragraph 1 of this Article and confidentiality protection obligation are defined by the Ministry.

International exchange of information

Article 44

Administration body may exchange, on the international level, information regarding the registered plant protection products, prohibitions, termination of validity of plant protection products registrations, use restrictions and other data related to the plant protection products in accordance with regulations and international agreements.

X FEES

Article 45

Fees shall be paid for:

1. the procedure of registration of plant protection products and for issuance of decision on plant protection products registration and issuance of license for the applicant;
2. the analysis of the presence of residue on plant protection products during the

8. Prohibit the trading of the plant protection product if it is not categorized and in accordance with the decision on registration (packaging, declarations labels, instructions for use, physical and chemical characteristic etc.);
9. Prohibit the trading of the plant protection product if it is established, during the post registration control, that the plant protection product is defective;
10. Prohibit to the user the incorrect use of the plant protection products;
11. Prohibit the trading and the utilization of the devices for the use of the plant protection product if such devices do not have certificate, or it is not in working order;
12. Prohibit harvesting or gathering of fruits or order their destruction due to incorrect use of the plant protection products or prohibit the selling of the plant protection products in the quantity and for the purpose which are not in accordance with the provisions of Article 8 of this Law;
13. Undertake other actions and procedures necessary for the enforcement of this Law and regulations based on this Law, for which he/she obtains authorization through the special law.

Authorizations of the sanitary and veterinary inspector

Article 49

Apart from authorizations of the inspector prescribed by the Law which regulates inspection supervision, sanitary and veterinary inspector shall have the following authorizations:

1. To take samples for the establishment of the residue of plant protection products, in accordance with the competencies prescribed by the Food Safety Law;
2. To define appropriate measures if he/she establishes that the maximum residue level was exceeded;
3. To temporarily prohibit the trading of food, feed, plant and plant products, from which the samples for the establishment of the residue of plant protection products were taken, until the analysis results are not obtained.

Article 50

Competent inspector from Article 46 of this Law may temporarily, until the decision is made, confiscate documentation, objects and products which may be used as evidence during the court procedure.

The receipt is issued after the temporary confiscation from paragraph 1 of this Article is performed.

Article 51

Competent inspector from Article 46 of this Law, within the scope of its competence, shall deliver to the analysis the samples taken during the inspection supervision to the authorized legal entities from Article 34, paragraph 1 of this Law.

Article 52

Professional training programme for the inspectors from the field of plant protection products is determined by the Ministry on suggestion of scientific and educational institution from the field of plant protection.

XII PENALTY PROVISIONS

Article 53

Entity, company or other legal entity or entrepreneur shall be fined from hundredfold to three hundredfold amount of the minimum work price in Montenegro for an offence if:

1. they, on the territory of Montenegro, put into trade and use the plant protection product which is not registered, or does not have decision on registration (Article 3, paragraph 1);
2. they sell the plant protection product to the purchaser that is not entered into the Register of plant manufacturers (Article 8, paragraph 1);
3. they do not use the plant protection product in the manner prescribed by Article 1, paragraph 1 of this Law;
4. they use the plant protection product from an airplane (Article 9, paragraph 3);
5. they use the plant protection product contrary to the provisions of Article 9, paragraph 4 of this Law;
6. they provide advice, recommendations, performs announcements and other types of advertising contrary to the provisions of Article 9, paragraph 7 from this Law;
7. an applicant, before the performance of an experi-.0003 Tcseb517ooffen751 [off)-6.1(

12. they use already registered plant protection product for other (expanded) purposes without license for such expanded purposes or contrary to the license for the expansion of the use of such product (Article 33, paragraph 1);
13. they perform technical activities and tasks from the field of the plant protection product and operations of laboratory analysis for the monitoring of residues in accordance with this Law and regulations which define the food safety and do meet requirements regarding the personnel, equipment and devices (Article 34, paragraph 1);
14. the owner utilizes devices for the use of the plant protection products which do not guarantee safe use of the plant protection product and environment protection (Article 38, paragraph 1);
15. the owner of the device for the use of the plant protection product keeps this devices out of working order and does not possess technical documentation about the device (Article 39);

Physical entity or responsible person in the legal subject shall be fined to the level of twenty fold amount of the minimal work price in Montenegro for the offence from paragraph 1 of this Article.

Article 54

Body, company or other legal entity or entrepreneur shall be fined from hundredfold to two hundred fifty fold amount of the minimum work price in Montenegro for an offence if:

1. they put into trade the plant protection products which are out of date (Article 4, paragraph 2);
2. they do not keep records about the plant protection products, do not submit reports from the records to the administration body and do not keep data during the defined period of time (Article 7, paragraphs 1, 2, 3, 4 and 5);

Physical entity shall be fined from tenfold to twenty fold amount of the minimal work price in Montenegro for the offence from paragraph 1 of this Article.

XIV TRANSITIONAL AND FINAL PROVISIONS

Article 55

Old active substances are active substances which are not on the List and which were registered and put into trade before July 26th 1993 in any EU country and which are on the active substances list from the Overview of the plant protection products in agriculture and forestry from 2004.

New active substances are active substances which are not on the List and which were registered and put into trade after July 26th 1993 in any EU country.

Active substances list contains active substances which may be used in the plant protection products in Montenegro. The List is harmonized with the positive list of active substances allowed for the use in the plant protection products in the EU.

Plant protection products trade supervision over the state border

Article 56

After Montenegro's attainment of the fully-fledged membership in the EU, the operations of supervision over the plant protection products trade over the state border with the EU countries shall be considered as internal trade.

Applicant for plant protection products registration

Article 57

After Montenegro's attainment of the fully-fledged membership in the EU, request for the plant protection products registration, which are intended for the trade on the territory of Montenegro, may be submitted by both legal and physical entity with the residence in any EU country.

Conditions for the performance of the plant protection products trade after Montenegro's attainment of the fully-fledged membership in the EU

Article 58

After Montenegro's attainment of the fully-fledged membership in the EU, performance of trade of plant protection products and devices for the use of the plant protection products on the territory of Montenegro may be done by legal and physical entity with the residence in any EU country, if they meet the requirements prescribed by this Law.

Regulations adopted on basis of this Law and time-limit for their creation

Article 59

Bylaws, on the basis of authorization from this Law, shall be adopted within the period of three years after the day of its entering into force.

Apart from bylaws from paragraph 1 of this Article, the Ministry can also adopt other bylaws which are necessary for the implementation of the EU directives and decisions from the field of the plant protection products.

Article 60

Until the bylaws, on the basis of authorization from this Law, are not adopted, the 5(1) (prot7

Article 62

This Law shall enter into force eight days after the day of its publication in the "Official Gazette of Montenegro".