

NATIONAL BIOSAFETY BOARD DECISION

APPLICATION FOR APPROVAL FOR IMPORT FOR RELEASE OF PRODUCTS OF MS8RF3 OILSEED RAPE FOR SUPPLY OR OFFER TO SUPPLY FOR SALE OR PLACING IN THE MARKET

NBB REF. NO: JBK(S) 602-1/1/28
APPLICANT: BAYER CO. (MALAYSIA) SDN. BHD.
DATE OF DECISION: 6 OCTOBER 2016

The National Biosafety Board (NBB) on the 6 October 2016 granted approval with terms and conditions to an application from Bayer Co. (Malaysia) Sdn. Bhd. for release activities of glufosinate ammonium herbicide tolerance and fertility restored MS8RF3 oilseed rape.

This approval permits the import for release of products of MS8RF3 oilseed rape for supply or offer to supply for sale or placing in the market. The product is aimed only for the purpose of food, feed and processing (FFP) and is not to be used as planting material.

The recommendation of the Genetic Modification Advisory Committee (GMAC) to the NBB was for an approval with terms and conditions in accordance with the provisions of subsections 16(3) and 16(4) of the Biosafety Act for the release of MS8RF3 oilseed rape. This recommendation was based on GMAC thorough evaluation which determined that the release of this product does not endanger biological diversity or human, animal and plant health. Proper risk management strategies are to be followed as stipulated through the terms and conditions imposed (Appendix 1).

NBB also considered inputs from Ministry of Health, Department of Chemistry, Department of Agriculture, Department of Fisheries, Department of Veterinary Services and Malaysian Quarantine & Inspection Services when making their decision on the application. Public consultation for this application was done from 18 January 2016 until 18 February 2016. There were no comments received via the public consultation.

TERMS AND CONDITIONS FOR CERTIFICATE OF APPROVAL
Approval for Import for Release of Products of MS8RF3 oilseed rape for
Supply or Offer to Supply for Sale or Placing in the Market

- 1) There shall be clear documentation by the exporter describing the product which shall be declared to the Royal Malaysian Customs.
- 2) There shall be clear labeling of the product from importation to all levels of marketing stating that it is only for the purpose of food, feed and processing, and is not to be used as planting material.
- 3) Should the approved person receive any credible and/or scientifically proven information that indicates any adverse effect of MS8RF3 oilseed rape, the National Biosafety Board authority shall be informed immediately (for a review as in Section 18 of the Biosafety Act).
- 4) Any spillage (during loading/unloading) shall be collected and cleaned up immediately.
- 5) Transportation of the consignment from the port of entry to any destination within the country shall be in secured and closed containers.