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# COMMISSION IMPLEMENTING DECISION (EU) 2021/63

**of 22 January 2021**

**renewing the authorisation for the placing on the market of products containing, consisting of or produced from genetically modified maize MON 89034 (MON-89Ø34-3) pursuant to Regulation (EC) No 1829/2003 of the European Parliament and of the Council**

*(notified under document C(2021) 261)*

**(Only the Dutch text is authentic)**

**(Text with EEA relevance)**

(OJ L 26, 26.1.2021, p. 25)

Amended by:

| | | Official Journal | | |
|---|---|---|---|---|
| | | No | page | date |
| ►**M1** | Commission Implementing Decision (EU) 2026/1819 of 27 July 2026 | L 1819 | 1 | 29.7.2026 |

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# COMMISSION IMPLEMENTING DECISION (EU) 2021/63

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**(Only the Dutch text is authentic)**

**(Text with EEA relevance)**

*Article 1*

**Genetically modified organism and unique identifier**

Genetically modified maize (*Zea mays* L.) MON 89034, as specified in point (b) of the Annex to this Decision, is assigned the unique identifier MON-89Ø34-3, in accordance with Regulation (EC) No 65/2004.

*Article 2*

**Renewal of the authorisation**

The authorisation for the placing on the market of the following products is renewed in accordance with the conditions set out in this Decision:

(a) foods and food ingredients containing, consisting of or produced from genetically modified maize MON-89Ø34-3;

(b) feed containing, consisting of or produced from genetically modified maize MON-89Ø34-3;

(c) products containing or consisting of genetically modified maize MON-89Ø34-3 for uses other than those provided for in points (a) and (b), with the exception of cultivation.

*Article 3*

**Labelling**

1. For the purposes of the labelling requirements laid down in Articles 13(1) and 25(2) of Regulation (EC) No 1829/2003 and in Article 4(6) of Regulation (EC) No 1830/2003, the ‘name of the organism’ shall be ‘maize’.

2. The words ‘not for cultivation’ shall appear on the label of and in the documents accompanying the products containing or consisting of genetically modified maize MON-89Ø34-3, with the exception of products referred to in point (a) of Article 2.

*Article 4*

**Method for detection**

The method set out in point (d) of the Annex shall apply for the detection of genetically modified maize MON-89Ø34-3.

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*Article 5*

**Monitoring plan for environmental effects**

1. The authorisation holder shall ensure that the monitoring plan for environmental effects, as set out in point (h) of the Annex, is put in place and implemented.

2. The authorisation holder shall submit to the Commission annual reports on the implementation and the results of the activities set out in the monitoring plan in accordance with the format set out in Decision 2009/770/EC.

*Article 6*

**Community register**

The information set out in the Annex shall be entered in the Community register of genetically modified food and feed, as referred to in Article 28(1) of Regulation (EC) No 1829/2003.

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*Article 7*

**Authorisation holder**

The authorisation holder shall be Bayer CropScience LLC, United States, represented in the Union by Bayer Agriculture B.V., Belgium.

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*Article 8*

**Validity**

This Decision shall apply for a period of 10 years from the date of its notification.

▼M1

*Article 9*

**Addressee**

This Decision is addressed to Bayer CropScience LLC, 800 N. Lindbergh Boulevard St. Louis, Missouri 63167, United States, represented in the Union by Bayer Agriculture B.V., Scheldelaan 460, 2040 Antwerp, Belgium.

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*ANNEX*

▼M1

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

Name: Bayer CropScience LLC

Address: 800 N. Lindbergh Boulevard St. Louis, Missouri 63167, United States,

represented in the Union by: Bayer Agriculture B.V., Scheldelaan 460, 2040 Antwerp, Belgium.

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(b) **Designation and specification of the products**

(1) foods and food ingredients containing, consisting of or produced from genetically modified maize (*Zea mays* L.) MON-89Ø34-3;

(2) feed containing, consisting of or produced from genetically modified maize (*Zea mays* L.) MON-89Ø34-3;

(3) products containing or consisting of genetically modified maize (*Zea mays* L.) MON-89Ø34-3 for uses other than those provided for in points (1) and (2), with the exception of cultivation.

The genetically modified maize MON-89Ø34-3 expresses the *cry1A.105* gene and the *cry2Ab2* gene, which confer protection against certain lepidopteran pests.

(c) **Labelling**

(1) For the purposes of the labelling requirements laid down in Article 13(1) and Article 25(2) of Regulation (EC) No 1829/2003, and in Article 4(6) of Regulation (EC) No 1830/2003, the ‘name of the organism’ shall be ‘maize’.

(2) The words ‘not for cultivation’ shall appear on the label of and in documents accompanying the products containing or consisting of genetically modified maize MON-89Ø34-3, with the exception of products referred to in point (b)(1) of this Annex.

(d) **Method for detection**

(1) Event specific real-time PCR based method for the quantification of genetically modified maize MON-89Ø34-3.

(2) Validated by the EU reference laboratory established under Regulation (EC) No 1829/2003, published at http://gmo-crl.jrc.ec.europa.eu/StatusOfDossiers.aspx

(3) Reference Material: AOCS 0906-E accessible via the American Oil Chemists Society at https://www.aocs.org/crm

(e) **Unique identifier**

MON-89Ø34-3

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(f) **Information required under Annex II to the Cartagena Protocol on Biosafety to the Convention on Biological Diversity**

[Biosafety Clearing-House, Record ID number: *published in the register of genetically modified food and feed when notified*].

(g) **Conditions or restrictions on the placing on the market, use or handling of the products**

Not required.

(h) **Monitoring plan for environmental effects**

Monitoring plan for environmental effects in accordance with Annex VII to Directive 2001/18/EC of the European Parliament and of the Council [1].

[Link: *plan published in the Community register of genetically modified food and feed*]

(i) **Post-market monitoring requirements for the use of the food for human consumption**

Not required.

*Note:* Links to relevant documents may need to be modified over the time. Those modifications will be made available to the public via the updating of the Community register of genetically modified food and feed.

[1] Directive 2001/18/EC of the European Parliament and of the Council of 12 March 2001 on the deliberate release into the environment of genetically modified organisms and repealing Council Directive 90/220/EEC (OJ L 106, 17.4.2001, p. 1).