

ANDEAN COMMUNITY

Decision 632

Clarification of the second paragraph of Article 266 of Decision 486 (year
2000)

Singed on April 6, 2006

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Article 1

Any Member Country wishing to do so may include, among the measures referred to in the second paragraph of Article 266 of Decision 486, the establishment of time periods during which it shall not authorize a third party, without the consent of the person who originally submitted the test data, to market a product based on such information.

Article 2

Member Countries may establish the conditions under which they shall require the presentation of information about the test data or other undisclosed data, for purposes of the procedures for approval of the protective measures.

Article 3

If a Member Country deems that the protection of test data granted in its territory pursuant to Article 1 of this Decision is damaging to domestic public health or food security, its competent national authority may eliminate or suspend that protection.

Article 4

Member Countries shall inform the General Secretariat about their use of the authority provided for in Article 1 of this Decision and the General Secretariat shall pass on that information to the other Member Countries.