

**DECISION OF THE BOARD OF APPEAL OF THE EUROPEAN CHEMICALS AGENCY DELEGATING POWER TO THE REGISTRAR TO EXTEND TIME LIMITS FOR THE SUBMISSION OF OBSERVATIONS BY THE PARTIES**

THE BOARD OF APPEAL OF THE EUROPEAN CHEMICALS AGENCY (hereinafter the 'Board of Appeal'),

Having regard to Commission Regulation (EC) No 771/2008 of 1 August 2008 laying down the rules of organisation and procedure of the Board of Appeal of the European Chemicals Agency<sup>1</sup> (hereinafter the 'Rules of Procedure'), and in particular Article 12(3) thereof,

Having regard to the Decision of the Board of Appeal of the European Chemicals Agency laying down instructions to the Registrar of the Board of Appeal (hereinafter the 'Instructions to the Registrar'), and in particular Article 1(4) thereof,

Whereas:

- (1) The Rules of Procedure empower the Board of Appeal to invite the parties to the proceedings to submit observations on communications from the other party.
- (2) The Rules of Procedure empower the Board of Appeal to set a reasonable period for submission of the observations.
- (3) According to the Instructions to the Registrar, the Board of Appeal may delegate power of signature to the Registrar for the purpose of extending time limits which, pursuant to the Rules of Procedure, fall to the Board of Appeal to prescribe.
- (4) To facilitate the efficient handling of the appeal procedure, the Registrar shall have the power to extend time limits for the submission of observations by the parties to the proceedings.
- (5) To ensure transparency and consistency in the treatment of appeals, where the Registrar considers it justified, the Registrar may extend the time limit for the submission of observations by a period of two weeks. Where the Registrar does not consider the extension of the time limit to be justified, the request for extension will be remitted to the Board of Appeal, which will adopt the final decision on the extension of the time limit for the submission of observations.

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<sup>1</sup> OJ L 206, 2.8.2008, p.5.

HAS ADOPTED THIS DECISION:

*Article 1*

**Delegation of power to the Registrar**

The Board of Appeal delegates to the Registrar the power to extend time limits for the submission of observations by the parties to the proceedings.

*Article 2*

**Extension of time limit for the submission of observations**

1. Where the Registrar considers it justified, the Registrar may extend the time limit for the submission of observations by a period of two weeks.
2. Where the Registrar does not consider the extension of the time limit to be justified, the request for extension will be remitted to the Board of Appeal, which will adopt the final decision on the extension of the time limit for the submission of observations.

*Article 3*

**Entry into force**

This Decision shall enter into force on the day following its adoption.

Done at Helsinki, 7/01/14

*Signed*

Mercedes ORTUÑO  
Chairman of the Board of  
Appeal

*Signed*

Mia PAKARINEN  
Member of the Board of  
Appeal

*Signed*

Andrew FASEY  
Member of the Board of  
Appeal