BIOSAFETY ACT 2007

**BIOSAFETY REGULATIONS 2010**

**NBB/N/CU/15/FORM E**

**NOTIFICATION FOR CONTAINED USE AND IMPORT FOR CONTAINED USE ACTIVITIES INVOLVING LIVING MODIFIED ORGANISM (LMO) FOR BIOSAFETY LEVELS 1, 2, 3 AND 4**

***Please refer to the Explanatory Notes of* NBB/N/CU/15/FORM E *before filling up this form***

**PROJECT TITLE:** Click here to enter text.

**Notification Check List**

|  |  |
| --- | --- |
| 1. Form NBB/N/CU/15/FORM E is complete with the relevant signatures
 | [ ]  |
| 1. Cover letter from applicant’s institute provided
 | [ ]  |
| 1. Notification has been assessed and sent through the IBC (if relevant)
 | [ ]  |
| 1. IBC Assessment Report (hardcopy and softcopy)
 | [ ]  |
| 1. A copy of clearance documents from the relevant Government agencies (if required)
 | [ ]  |
| 1. Any information to be treated as confidential business information has been clearly marked “CBI” in the notification
 | [ ]  |
| 1. One (1) original and six (6) hardcopies of the completed notification are submitted. A soft copy of the submitted notification that does not contain any CBI.
 | [ ]  |
| 1. All supporting documents/attachments required (e.g. SOPs, references)
 | [ ]  |
| 1. A copy of letter of authorization from R&D collaboration involving more than one premises (if any).
 | [ ]  |

***Note: Please retain a copy of your completed notification.***

## Preliminary information

|  |  |
| --- | --- |
| 1. Organization:
 | Click here to enter text. |
| 1. Name of applicant (Principal Investigator):
 | Click here to enter text. |
| 1. Position in Organization:

Telephone (office):Telephone (mobile):Fax number:E-mail address:Postal address: | Click here to enter text.Click here to enter text.Click here to enter text.Click here to enter text.Click here to enter text.Click here to enter text. |
| Project Title: | Click here to enter text. |
| IBC Project Identification No: | Click here to enter text. |
| Is this the first time the activity is being notified? | Click here to enter text. |
| i) Please provide the NBB reference number of your previous notification. ii) How is this notification different from the previous notification submitted for this activity?*(please provide an attachment if additional space is required)* | Click here to enter text.Click here to enter text.  |

**Details of Importer**

*This section is relevant only if the LMO is importer. Importer refers to person or business bringing the LMO on behalf of the applicant.*

|  |  |
| --- | --- |
| 8. Organization: | Click here to enter text. |
| 9. Contact Person: | Click here to enter text. |
| 10. Position in Organization: Telephone (office): Telephone (mobile): Fax number: E-mail address: Postal address: | Click here to enter text.Click here to enter text.Click here to enter text.Click here to enter text. |

**Institutional Biosafety Committee (IBC) Assessment for the contained use and import for**

**contained use of LMO**

*This must be completed by the registered IBC of the Applicant’s organization.*

*This section is not relevant to organizations not involved in modern biotechnology research and development.*

**IBC Details**

|  |  |  |
| --- | --- | --- |
| 1 | Name of Organization: | Click here to enter text. |
| 2 | Name of IBC Chairperson: | Click here to enter text. |
|  | Telephone number: | Click here to enter text. | Fax: | Click here to enter text. |
|  | E-mail address: | Click here to enter text. |

**IBC Assessment**

|  |  |  |
| --- | --- | --- |
| 3 | Name of Principal Investigator: | Click here to enter text. |
| 4 | Project Title: | Click here to enter text. |
| 5 | Date of the IBC Assessment: | Click here to enter text. |
| 6 | Does the IBC consider that the Principal Investigator and every other person authorized to be involved in the contained use of the LMO have adequate training and experience for the task? |  [ ]  Yes [ ]  No |
| 7 | The following information related to this project has been checked and approved  |
| 1. Description of project activities
 | [ ] Yes [ ]  No |
| 1. The description and genetics of the LMO
 | [ ] Yes [ ]  No |
| 1. The emergency response plan and the specific measures to be taken in relation to a contained use activity involving LMO.
 | [ ] Yes [ ]  No |
| 1. All persons involved are appropriately trained:
 | [ ] Yes [ ]  No |
| 8 | Has the information provided in Form NBB/N/CU/15/FORM Ebeen checked by the IBC and found to be complete? | [ ] Yes [ ]  No |
| 9 | Has the IBC assessed the biosafety of the proposed project?*The risks that the IBC is required to assess are:*1. *risks to the health and safety of human (occupational exposure) from the activities associated with genetic modification*
2. *risks to the health and safety of human and animals from an unintentional release of the LMO; and*
3. *risks to the environment from an unintentional release of the LMO*

 Please append a copy of the IBC’s assessment report and indicate the attachment in which details are provided.A template of the IBC Assessment report (IBC/AP/15/ANNEX2) can be obtained at <http://www.biosafety.gov.my>) | [ ] Yes [ ]  No |

**Signatures and Statutory Declaration**

***Please mark [X] in chosen box***

[ ]  *The contained use of LMO within this project has been assessed as above and endorsed by the IBC.*

[ ]  *Applicant is not involved in modern biotechnology research and development.*

We declare that all information and documents herein are true and correct. We understand that providing misleading information to the NBB, deliberately or otherwise, is an offence under the Biosafety Act 2007.

**Applicant/Principal Investigator:**

Signature: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date: Click here to enter text.

Name as in Identity Card/Passport: Click here to enter text.

Official Stamp:

**IBC Chairperson**:

*This section is not relevant to organizations not involved in modern biotechnology research and development.*

Signature: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date: Click here to enter text.

Name as in Identity Card/Passport: Click here to enter text.

Official Stamp:

**Head of Organization/Authorized representative:**

Signature: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date: Click here to enter text.

Name as in Identity Card/Passport: Click here to enter text.

Official Stamp:

***Part A: General Information***

1. Project team members’ details.

Information required is only for key persons involved in the project. IBC should have a record of **ALL** persons involved in the project.

| **Name** | **Address, contact number & email** | **Qualifications/Experience** | **Designation** |
| --- | --- | --- | --- |
| Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |

**Table 1: Description of team members’ details**

***Part B: Project Introduction***

In this Part, the applicant is required to describe the proposed activities with the LMO within the context of the project.

1. General Objective:

Click here to enter text.

 Specific Objective(s)**: (if any)**

Click here to enter text.

1. Description of project activities (*please provide flow chart of the activities and the premises where each activity is conducted*):

Click here to enter text.

1. Biosafety Level (BSL) of the proposed activitiy:

 *(the biosafety containment level is determined by the risk assessment of the activity)*  BSL 1 [ ]  BSL 2 [ ]  BSL 3 [ ]  BSL 4 [ ]

1. Estimated duration of activity *(please provide Gantt chart):*

Click here to enter text.

1. Intended Date of Commencement: Click here to enter text.
2. Expected Date of Completion: Click here to enter text.
3. Date of importation or intended importation (for an imported LMO)
Click here to enter text.
4. If the experiments are successful, are there plans for an application for field experiment?

Yes [ ]  No [ ]

***Part C: Description of the LMO***

Please refer to the Explanatory Notes on part C before filling in the specific information in a tabulated form as shown below.

**Table 2: Description of the LMO for contained use activities**

| **LMO** | **Common and scientific name(s) of****parent****organism (recipient)** | **Common and scientific name(s) of donor organism** | **Vector(s) and method of genetic modification** | **Class of modified trait (Refer to Box 1 of the Explanatory Notes)** | **Modified trait** | **Number of genes involved (Please provide the gene construct(s) map)** | **Identity and function of the gene(s) involved** |
| --- | --- | --- | --- | --- | --- | --- | --- |
| 1. | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| 2. | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| 3. | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |

***Part D: Risk assessment and management***

***D1 Risk Assessment (Basic information)***

1. What are the possible hazard(s) and the likelihood and consequence of the hazard(s) occurring (i.e. the risk) from the proposed genetic modification(s) including unintentional release to the health and safety of human and animals and the environment?

*You are required to fill in the matrix below. Please refer to Chapter 4 of* [*Biosafety Guidelines: Contained use activity of Living Modified Organism*](https://www.biosafety.gov.my/wp-content/uploads/2021/08/Guidelines-for-Contained-Use-Activity-of-Living-Modified-Organism.pdf) *(https://www.biosafety.gov.my/wp-content/uploads/2021/08/Garis-Panduan-Aktiviti-Kegunaan-Terkawal-LMO.pdf)*

***Risk assessment matrix***

| **Hazard from** | **Identification of Potential hazard** | **Comments on risk** | **Risk Management by applicant** | **Residual risk** |
| --- | --- | --- | --- | --- |
| **Science of Genetic modification**  | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| **Admin. Policy, People and Practice**  | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| **Containment integrity**  | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| **Special risks unique to notification** | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
|  |  |  |
| Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
|   |

***D2 Risk Management***

1. Do you propose to transport the LMO outside the premises or between premises?

*If yes, provide specific Standard Operating Procedures (SOPs) which are compliant with the Biosafety Guidelines. Please ensure all the premises used are included in Part E of this form.*

Click here to enter text.

1. How will the LMO be disposed of?

*Provide specific Standard Operating Procedures (SOPs) which are compliant with the Biosafety Guidelines. If the activity involves LMO at various growth stages (seedlings, trees), the SOP should cover the disposal of LMO at each growth stage.*

Click here to enter text.

1. How will the solid and liquid wastes from the activities (e.g. media, disposable gloves, planting materials, plant parts, etc.) be treated and disposed of?

 *Provide specific Standard Operating Procedures (SOPs) which are compliant with the Biosafety Guidelines.*

Click here to enter text.

1. How will the wastewater from the activities be disposed of? (e.g. water used for cleaning equipment, watering the plants, etc.)

 *Provide specific Standard Operating Procedures (SOPs) which are compliant with the Biosafety Guidelines.*

Click here to enter text.

1. How will the equipment/tools/surfaces used during the activities be decontaminated? (e.g. sharps, pipette, decontaminated glassware, etc.)

*Provide specific Standard Operating Procedures (SOPs) which are compliant with the Biosafety Guidelines.*

Click here to enter text.

***D3 Emergency Response Plan***

1. Provide plans for protecting human and animal health and the environment in case of the occurrence of an undesirable effect observed during contained use activities.

*(e.g. medical management which includes first aid and hospitalization, line of communication both within and outside the organization).*

Click here to enter text.

1. Provide plans for removal of the LMO in the affected areas in the case of an unintentional release (*e.g. to contain and treat spillage).*

Click here to enter text.

1. Provide plans for disposal of plants, animals and any other organisms exposed during the unintentional release.

 Click here to enter text.

1. Provide plans for isolation of the area affected by the unintentional release *(e.g. evacuation and quarantine).*

 Click here to enter text.

1. Provide details of any other contingency measure that will be in place to rectify any unintended consequences if an adverse effect becomes evident during the contained use activities or when an unintentional release occurs.

Click here to enter text.

***Part E: The Premises***

1. Please provide information for all of the facilities being used for the contained use activities in the table below.

*Note 1: For a Research and Development collaboration involving more than one IBC, please provide proof of collaboration (such as letter of authorization) to use the premises.*

 *Note 2: \* For notifications with more than one premises, use additional columns provided.*

**Table 3: Details of premises**

| **Information required** | **Premises 1** | **Premises 2\*** | **Premises 3\*** | **Premises 4\*** |
| --- | --- | --- | --- | --- |
| 1. Name of premises: | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| 2. Premises type: *(e.g. animal containment premises, laboratory, insect containment premises, greenhouse, etc,)**(Please specify if it is a large scale facility involving culture volume greater than or equal to 10L of culture of any LMO)*  | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| 3. Biosafety level (BSL): | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| 4. Who undertook the inspection of the premises?*(please indicate which* IBC*)* | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| 5. Date of the most recent inspection :Attach latest inspection report. | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| 6. Fill the following if premises is BSL 3 or BSL 4:Date of certification by competent authorityCertificate reference no:Attach latest inspection report. | Click here to enter text.Click here to enter text.Click here to enter text. | Click here to enter text.Click here to enter text.Click here to enter text. | Click here to enter text.Click here to enter text.Click here to enter text. | Click here to enter text.Click here to enter text.Click here to enter text. |
| 7. Address of premises: | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| 8. Name of contact person for premises/ Biosafety Officer Name: | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| 9. Business phone number: | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| 10. Mobile phone number: | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| 11. Fax number: | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |
| 12. E-mail address: | Click here to enter text. | Click here to enter text. | Click here to enter text. | Click here to enter text. |

***Part F: Confidential Business Information***

Enter in this section any information required in Part A - E for which confidentiality is claimed together with full justification for that claim.

Criteria for confidentiality are as follows (section 59 of Biosafety Act 2007):

1. that the information is not known generally among, or readily accessible to, any person within the circle that normally deals with the kind of information sought to be made confidential;
2. that the information has commercial value because it is secret; and
3. those reasonable steps have been taken to keep the information secret.

Click here to enter text.

***Part G: List of references***

Click here to enter text.

**EXPLANATORY NOTES FOR FORM E**

**NOTIFICATION FOR CONTAINED USE AND IMPORT FOR CONTAINED USE ACTIVITIES**

**INVOLVING LIVING MODIFIED ORGANISM (LMO) FOR BIOSAFETY LEVELS 1, 2, 3 AND 4**

NBB/N/CU/15/FORM E shall be submitted to the Director General as a notification for contained use and import for contained use [not involving release into the environment of Living Modified Organism (LMO) as specified in Second Schedule of the Act]. Any organization undertaking modern biotechnology research and development shall submit the notification through its Institutional Biosafety Committee (IBC) that is registered with the National Biosafety Board (NBB). The IBC should do an assessment prior to submission and submit the result of the assessment via the IBC Assessment Form (put link website link etc). Not all parts in this form will apply to every case. Therefore, applicants will only address the specific questions/parameters that are appropriate to individual applications.

In each case where it is not technically possible or it does not appear necessary to give the information, the reasons shall be stated. The risk assessment, risk management plan, emergency response plan and the fulfillment of any other requirements under the Biosafety Act 2007 will be the basis of the decision by the NBB.

The applicant shall submit 1 original and 6 copies of the notification to the Director General. The six copies submitted should be identical to the original form. Please ensure that the information provided can be clearly read/seen. This submission should be accompanied by a cover letter form the applicant’s institution. A soft copy of the submitted notification **(including all supporting documents/attachments, if any)** shall also be provided in the form of a CD by the applicant. However, **all information that has been declared as Confidential Business Information (CBI) should be omitted from the CD**. Please provide one CD per application (do not combine with any other application that you may submit concurrently).

**Providing information**

The information provided in this notification will be used to evaluate the emergency response plan as specified in section 37 of the Biosafety Act 2007 and specific measures to be taken in relation to a contained use activity involving LMO. Thus it is important to provide accurate and timely information that is as comprehensive as existing scientific knowledge would permit, and supported by whatever data available.

If the LMO is imported, details of importer, date of intended importation and approval from relevant authorities like Department of Agriculture (DOA), Ministry of Health, Malaysia, etc. should be provided.

The NBB may require additional information, and the applicant will be notified should this be the case. If the applicant fails to provide the additional information requested, the notification shall be deemed to have been withdrawn but it shall not affect the right of the applicant to make a fresh notification.

**Description of LMO (Part C)**

‘Parent organism’ refers to the final recipient of the intended genetic modification.

‘Donor organism’ refers to the source of the genetic sequences used for modification.

‘Vector’ should include all vectors and method (s) used.

‘Modified trait’ can be stated as “unknown” if for example building a genomic library.

Identity and function of gene(s) of donor organism responsible for the modified trait can be stated as “unknown” if for example building a genomic library.

**Class of modified trait, please refer box below.**

If the LMO has more than one modified trait please list all. If the modified trait is not listed in the Box 1, please list it as “other” and provide details of the modified traits

Box 1: Class of modified trait

| **NO** | **Class (type) of trait** |
| --- | --- |
| 1 | Abiotic stress resistance |
| 2 | Altered agronomic characteristics |
| 3 | Altered nutritional characteristics |
| 4 | Altered pharmaceutical characteristics |
| 5 | Altered physical product characteristics |
| 6 | Antibiotic resistance |
| 7 | Foreign antigen expression |
| 8 | Attenuation |
| 9 | Bacterial resistance |
| 10 | Disease resistance |
| 11 | Flower colour |
| 12 | Fungal resistance |
| 13 | Herbicide tolerance |
| 14 | Immuno-modulatory protein expression |
| 15 | Pest resistance *e.g.* insect resistance |
| 16 | Protein expression |
| 17 | Reporter/marker gene expression |
| 18 | Virus resistance |
| 19 | Others (please specify) |

**Accuracy of information**

The notification should also be carefully checked before submission to ensure that all the information is accurate. If the information provided is incorrect, incomplete or misleading, the NBB may issue a withdrawal of the acknowledgement of receipt of notification without prejudice to the submission of a fresh notification

**Confidentiality**

Any information within this notification which is to be treated as Confidential Business Information(CBI), as described in section 59(3) of the Biosafety Act 2007 should be clearly marked “CBI” in the relevant parts of the notification by providing the justification for the request for CBI. The following information shall not be considered confidential:

1. The name and address of the applicant
2. A general description of the LMO
3. A summary of the risk assessment of the effects on the conservation and sustainable use of biological diversity, taking also into account risks to human health; and
4. Any methods and plans for emergency response

**Authorization**

Please ensure that if this notification is being completed on behalf of the proposed user, that the person completing this notification holds proper authority to submit this notification for the proposed user. Please provide written proof of authorization.

**For further information or any queries related to filling up this form,** please contact the office of the Director General by:

Telephone: 603 - 80917 317

E-mail address: dob@biosafety.gov.my

**The completed form and cover letter to be submitted as follows:**

The Director General

​Department of Biosafety

Ministry of Environment and Water

Level 4, Block F11, Complex F

Lebuh Perdana Timur, Precinct 1

Federal Government Administrative Centre

62000 Putrajaya, Malaysia

**Acknowledgement of Receipt**

Upon receipt of the notification, the Director General shall send to the applicant an acknowledgement of receipt with an assigned reference number. The reference number should be used in all correspondence with respect to the notification. The activity can start only after the acknowledgement is issued. The Principal Investigator is still required to be complaint to any decisions made by the NBB (as described in section 30(3) of the Biosafety Act 2007 and is required to comply with other written laws governing LMO.

**Exemption**

The First Schedule of the Biosafety (Approval and Notification) Regulations 2010 allows exemptions for some types of techniques and contained use activities in relation to LMO posing a very low risk (i.e. contained research activities involving very well understood organisms and processes for creating and studying LMO). Exempted activities should be carried out under conditions of standard laboratory practice. Appropriate biosafety levels as according to Second Schedule of the Biosafety (Approval and Notification) Regulations 2010 should be used for the exempted activities and personnel should have appropriate training. Principal Investigators who believe that the work falls into any of the exemptions should nevertheless notify their IBC of the proposed project. The IBC shall review all submitted research projects to determine their exemption or non-exemption status.

***Please retain a copy of your completed notification.***