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Apply for approval as an expert for cross-checks

Heruntergeladen am 25.06.2025

<https://fimportal.de/xzufi-services/291066903/L100039>

Modul	Sachverhalt
Leistungsschlüssel	99050049007000, 99050049007000
Leistungsbezeichnung I	Apply for approval as an expert for cross-checks
Leistungsbezeichnung II	Apply for approval as an expert for cross-checks
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Rheinland-Pfalz
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	fachlich freigegeben (silber)
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Gewerbe (050)
Verrichtungskennung	Zulassung (007)
SDG-Informationsbereich	Erlangung von Lizenzen, Genehmigungen oder Zulassungen im Hinblick auf die Gründung und Führung eines Unternehmens
Lagen Portalverbund	Befähigungs- und Sachkundenachweise (2010200),

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	Erlaubnisse und Genehmigungen (2010400)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	19.01.2024
Fachlich freigegeben durch	Ministry of Agriculture and Consumer Protection of the State of North Rhine-Westphalia
Handlungsgrundlage	https://www.gesetze-im-internet.de/lfgb/_43.html https://www.gesetze-im-internet.de/gpv/index.html https://www.gesetze-im-internet.de/pr_flabv/index.htm https://www.gesetze-im-internet.de/lfgb/_43.html https://www.gesetze-im-internet.de/gpv/_1.html https://www.gesetze-im-internet.de/gpv/_2.html https://www.gesetze-im-internet.de/gpv/_3.html
Teaser	If you want to test counter samples and/or duplicate samples on behalf of a company, you need an authorization from the competent authority for this activity. You can find out more here.
Volltext	<p>As part of the official monitoring of foodstuffs and consumer goods in trade, at manufacturers or importers, random samples of foodstuffs, cosmetics, consumer goods and tobacco products are regularly taken to check their marketability.</p> <p>For official sampling, a part of the sample or a second piece of the same type must be left at the establishment or person to be sampled. This sample is officially closed or sealed.</p> <p>If you as a private expert (counter sample expert) wish to examine such a counter sample and/or second sample on behalf of a company, you require a license for this activity.</p>
Erforderliche Unterlagen	<ul style="list-style-type: none"> • Identity document • Complete curriculum vitae in tabular form • Official certificate of good conduct (document type O - for submission to an authority) • Declaration by the applicant that no criminal proceedings or investigations by the public prosecutor

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are pending against him/her.

- Declaration that there are no grounds for exclusion pursuant to Section 2 (3) GPV and that the work as a cross-check expert can be carried out independently and free of any conflict of interest.
- Proof of qualification - Permission to use the professional title "food chemist" or - Certificate of the 2nd state examination or - license to practice as a veterinarian with proof of specialty veterinarian or - a university degree in natural sciences, with proof of relevant specialist and legal knowledge.
- Proof of 2 years of examination and assessment experience in accordance with the attached "Instructions" with the requirements for the professional examination and assessment of counter or duplicate samples (Annex 1 to Section 2 (1) GPV)
- If the company does not have its own office, confirmation from the owner that the samples may be examined on its premises and that the examination of the counter-samples can be carried out independently of instructions.
- If approval for microbiological tests is applied for, a permit in accordance with the Infection Protection Act.
- Proof of accreditation (certificate and register) of the laboratory in which the samples are to be analyzed (DAkKS).
- Submission of the declaration of commitment (Annex 3 to Section 3 (5) GPV).

Voraussetzungen

You may only be approved as a cross-checking expert if you

- are a food chemist with a state examination as a state-certified food chemist or
- are a licensed veterinarian with a qualification as a specialist veterinarian in the field of investigation applied for approval or a specialist veterinarian for public veterinary services or
- have a university degree in natural sciences and can provide evidence of relevant specialist and legal knowledge in the form of suitable documents. If necessary, you must explain the documents to the competent authority

An authorization also requires that you

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- be able to provide evidence of two years of testing and assessment experience in the area of investigation applied for, taking into account the requirements specified in Annex 1 of the Counter Sampling Ordinance
- have a testing laboratory in accordance with § 5 GPV (ISO 17025 accredited) that is accredited for the requested area of investigation

Persons who have the following reasons for exclusion in accordance with Section 2 (3) GPV will not be admitted:

- not reliable,
- activity in official food, feed and commodity monitoring, including testing, or
- expected conflicts of interest when carrying out the work as a cross-checking expert.

Kosten

EUR 60 up to EUR 600.

The granting of approval as a cross-check expert is subject to a fee. The fees are determined according to the applicable

Verfahrensablauf

- For approval as a cross-checking expert, you must submit an application in writing or electronically to the competent authority of the federal state in which your head office is located.
- The application must state the area of investigation for which the approval is requested. The application must be accompanied by the documents listed in Section 3 (1) to (3) of the Ordinance on the Approval of Private Crosscheck Experts and on Regulations for Official Crosschecks (Crosscheck Ordinance - GPV) and the information required therein must be provided.
- The competent authority will grant approval if the requirements for approval according to § 2 para. 1 or 2 sentence 1 GPV are fulfilled, there are no grounds for refusal according to § 2 para. 3 GPV and you have signed a declaration of commitment according to the specimen in Annex 3 to the Counter Sampling Ordinance.

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	Approval is granted for the requested area of investigation.
Bearbeitungsdauer	up to three months Note for further information on the processing time: A decision on the application must be made within 3 months. The period begins with the receipt of the complete documents. It can be reasonably extended once if this is justified by the difficulty of the matter. An extension of the deadline must be justified. You will be notified in good time before the original deadline expires. If no decision is made on the application within the 3-month period or the extended deadline, the admission is deemed to have been granted. In the event of a review of the professional qualification in accordance with Section 4 (2) GPV, the result of the review will be communicated within two months of receipt of the aforementioned notification and the complete documentation.
Frist	Note (for further information on the deadline): The application for approval as a cross-checking expert must be submitted in good time before the first activity. After approval has been granted, you must notify the competent authority immediately of any changes that affect your approval.
weiterführende Informationen	A nationwide list of officially approved cross-checking experts is available on the homepage of the Federal Office of Consumer Protection and Food Safety (BVL). https://www.bvl.bund.de/DE/Arbeitsbereiche/01_Lebensmittel/04_AntragstellerUnternehmen/10_Gegenprobensachverstaendige/lm_gegenprobensachverst_node.html
Hinweise	
Rechtsbehelf	
Kurztext	<ul style="list-style-type: none"> • Experts for counter-samples Approval • Counter-sample experts are experts for the examination of officially retained samples within the meaning of Section 43 (1) sentence 2 of the German Food and Feed Code (LFGB). • Anyone wishing to examine officially sealed counter or duplicate samples requires special authorization

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	Competent authority: Depends on the respective state law
Ansprechpunkt	
Zuständige Stelle	
Formulare	Forms available: No Written form required: No Informal application possible: Yes Personal appearance necessary: No
Ursprungsportal	Apply for approval as an expert for cross-checks, Zulassung als Sachverständiger für Gegenproben beantragen