EUROPEAN COMMISSION

Health and Food Safety Directorate General

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Standing Committee on Plants, Animals, Food and Feed

Section *Phytopharmaceuticals – Legislation*

29 September 2020

(subsection of Pesticide Residues Committee meeting)

CIRCABC Link: *https://circabc.europa.eu/w/browse/1217829e-f94f-4479-87fc-a5dbd7b68985*

SUMMARY REPORT

B.01 Exchange of views and possible opinion of the Committee on a draft Commission Implementing Regulation concerning the non-renewal of approval of the active substance thiophanate-methyl, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011 (Draft Review Report SANTE/11254/2018 Rev 5).

The Commission summarised the decision making for this administrative act. A non-renewal was presented to this Committee in its meetings of March and May 2020 and subjected to vote via written procedures, which were stopped on request of at least one Member State. Subsequently, the proposal for non-renewal was submitted to this Committee for its meeting the 16 and 17 of July 2020, however the applicant withdrew the application on the 10 July 2020. The vote had to be postponed as the legal text needed to be adapted.

The Commission informed that the text proposed for vote in the current meeting was administrative, and was circulated to Member States during August 2020. During this consultation, two Member States had requested to lower the grace period and to state the reference values in the review report. However, two other Member States opposed to a shorter grace period, so that the original periods proposed by the Commission were maintained (Member States are free to give shorter grace periods). Due to remaining uncertainties on the reference values, the reference values are not reflected in the review report. The Commission explained its intention to mandate EFSA to clarify these values in the context of Regulation (EC) No 396/2005, as discussed during the Standing Committee meeting (Section Phytopharmaceuticals - Pesticides Residues) which took place on the same date back to back to this agenda point.

The vote on the draft Regulation took place during the meeting.

Vote taken: Favourable opinion.

B.02 Exchange of views and possible opinion of the Committee on a draft Commission Implementing Regulation (EU) amending Implementing Regulation (EU) No 540/2011 as regards the extension of the approval periods of the active substances amidosulfuron, bifenox, chlorotoluron, clofentezine, clomazone, cypermethrin, daminozide, deltamethrin, dicamba, difenoconazole, diflufenican, fenoxaprop-p, fenpropidin, fludioxonil, flufenacet, fosthiazate, indoxacarb, lenacil, MCPA, MCPB, nicosulfuron, paraffin oils, picloram, prosulfocarb, sulphur, thiophanate-methyl, triflusulfuron and tritosulfuron.

The Commission presented this administrative measure, which was required by Article 17 of Regulation 1107/2009 as the evaluation procedures for the substances were all delayed.

Two Member States expressed their concerns on the proposal. One indicated to be in particular against the extension of the approval of cypermethrin and indoxacarb. Another Member State disagreed with the repeated extension of the approval of some active substances, for instance chlorotoluron.

The vote on the draft Regulation took place during the meeting.

The following protocol declarations were made:

The German delegation do connect the vote in favour with the statement that decisions should be made immediately after the basis for the decision has been established, as the Commission has made clear.

The Netherlands do not agree with the extension of the approval period of difeconazole because of the risks regarding fungal resistance. Nevertheless, because we are faced with a package of substances, we vote in favour of the entire package.

Slovakia asks the Commission to take the decision on active substances which fulfil the cut-off criteria as soon as the assessment will be finalised.

Vote taken: Favourable opinion.

B.03 Exchange of views and possible opinion of the Committee on a draft Commission Implementing Regulation (EU) amending Implementing Regulation (EU) No 540/2011 as regards the approval periods of the active substances calcium phosphide, denathonium benzoate, haloxyfop-P, imidacloprid, and zeta-cypermethrin.

The Commission presented the legal act under Article 17 of Regulation 1107/2009, which retracts the expiration dates of active substances for which no application or dossier was received.

The Committee agreed to vote by written procedure in accordance with Article 3(5) of Regulation (EC) No 182/2011.

Vote postponed (procedure terminated upon request of one Member State).