

THE MARKETING OF PLANT PROTECTION PRODUCTS - 91/414/EEC

Commission Regulation (EC) No.1112/2002 of 20 June 2002 laying down the detailed rules for the implementation of the fourth stage of the programme of work referred to in Article 8 (2) of Council Directive 91/414/EEC

The deadline date of the 1st November 2002 for submission of notifications to support active substances in the fourth round of the review of Plant Protection Products is fast approaching. This covers the remaining active substances not covered by the previous 3 review stages. Once the deadline date has passed all products containing active substances for which no notification has been received will eventually be removed from the market.

The notification procedure can be divided into 2 parts. A Basic notification covering active substances listed in Annex I of regulation 112/2002 which includes plant extracts, commodity substances, attractants & repellents, and biocides covered by 89/8/EC. To comply, the notifier must send in to the BBA, basic information about the company, the substance to be notified, a list of the crops on which the products are used and information on any reviews that may have been performed in the EU or an OECD country. This should be accompanied by a fee of €750.

Annex II of this regulation lists micro-organisms, rodenticides and active substances in products used on stored plant materials. Full notification for these actives requires the provision of a similar basic notification to be sent to the BBA by the 1st November 2002 to be followed by a second more detailed notification. The deadline for this is 1st February 2003.

In the 2nd notification the notifier must include a list of the available studies and their end points along with a commitment to provide a full dossier when requested to do so. Details of plans to fill any data gaps in the submission and a fee of €5000 must also accompany the 2nd notification.

Action then passes on to the Commission who must:

- inform the Standing Committee on the Food chain and Animal Health of the notifications made before the November deadline; and
- inform the Committee of all the notifications considered admissible 6 months after the specified deadlines.

After this, the Commission is to publish another regulation that will provide information on the submission of the supportive data and a list of the Rapporteur Member States given responsibility for the evaluating of the dossiers.

Where a notification is not submitted for the active substances listed in the Annexes, the member states must call for the withdrawal of those products containing the non-notified actives. The exact time for removal has not yet been decided, however, it has been suggested for products already in the supply chain to submit by July 2003, with a few months allowance. The removal deadline could be extended for products for which there is good evidence that the products are "essential" and that no suitable substitutes are currently available.

Suppliers, who for some reason missed the deadlines or who have had a notification rejected, can opt to join other suppliers of the active substance who have an accepted notification. This option includes the formation of a consortia with any member state who has an admissible notification for an active substance.

What can Step toe & Johnson do for you?

Should you require further information or regulatory support with active substances under this regulation please contact::

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