



EUROPEAN COMMISSION

HEALTH & CONSUMERS DIRECTORATE-GENERAL

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**SUMMARY REPORT OF THE STANDING COMMITTEE ON THE FOOD CHAIN AND
ANIMAL HEALTH – PLANT PROTECTION PRODUCTS –
PESTICIDES LEGISLATION
26 FEBRUARY 2009**

President: P. Brunko

25 Member States were present. Malta was absent and represented by Italy. Lithuania was absent and represented by Latvia.

Qualified majority: 255 votes and 14 Member States in favour.

- 1. Examination and possible opinion on a draft Commission directive of amending Council Directive 91/414/EEC to include lufenuron as active substance (SANCO/4330/2008-Rev.1) (DRR SANCO/4493/2008 rev 0)**

The Committee took note of the review report outlined in document SANCO/4493/2008 rev.0.

Vote: Favourable opinion by qualified majority (17 votes against, 7 abstentions, 24 MS in favour).

- 2. Examination and possible opinion on a draft Commission proposal concerning Chlorthal-dimethyl -Vote postponed-**

- 3. Examination and possible opinion on a draft Commission directive of amending Council Directive 91/414/EEC to include tetraconazole as active substance (SANCO/4490/2009 rev 1)(DRR SANCO/4492/2009 rev 0)**

The Committee took note of the review report outlined in document SANCO/4492/2008 rev.0.

Vote: No opinion (66 votes against, 27 abstentions, 21 MS in favour).

- 4. Examination and possible opinion on a draft Commission directive of amending Council Directive 91/414/EEC to include dimethachlor as active substance (SANCO/4329/2009 rev 2)(DRR SANCO/177/2009 rev 0)**

The Committee took note of the review report outlined in document SANCO/177/2008 rev.0.

Vote: Favourable opinion by qualified majority (30 votes against, 20 abstentions, 21 MS in favour).

5. **Examination and possible opinion on a draft Commission decision of concerning the inclusion of cyromazine in Annex I to Council Directive 91/414/EEC and the withdrawal of authorisations for plant protection products containing that substance (SANCO/4458/2009 rev 1)(DRR SANCO/4459/2009 rev 0)**

The Committee took note of the review report outlined in document SANCO/4459/2008 rev.0.

Vote: Favourable opinion by qualified majority (33 votes against, 3 abstentions, 24 MS in favour).

6. **Examination and possible opinion on a draft Commission decision of concerning the non-inclusion of diphenylamine in Annex I to Council Directive 91/414/EEC and the withdrawal of authorisations for plant protection products containing that substance (SANCO/190/2008 rev 0)(DRR SANCO/191/2009 rev 0)**

The Committee took note of the review report outlined in document SANCO/191/2008 rev.0.

Vote: No opinion (139 votes against, 41 abstentions, 16 MS in favour).

7. **Examination and possible opinion on a draft Commission decision concerning of the inclusion of penconazole in Annex I to Council Directive 91/414/EEC and the withdrawal of authorisations for plant protection products containing that substance (SANCO/4460/2009 rev 1)(DRR SANCO/4461/2009 rev 1)**

The Committee took note of the review report outlined in document SANCO/4461/2008 rev.1.

Vote: Favourable opinion by qualified majority (36 votes against, 25 MS in favour).

8. **Examination and possible opinion on a draft Commission directive of amending Council Directive 91/414/EEC to include triflurosulfuron as active substance (SANCO/4332/2009 rev 2)(DRR SANCO/4439/2009 rev 0)**

The Committee took note of the review report outlined in document SANCO/4439/2008 rev.0.

Vote: Favourable opinion by qualified majority (17 votes against, 7 abstentions, 23 MS in favour).

9. **Examination and possible opinion on a draft Commission decision of concerning the non-inclusion of triazoxide in Annex I to Council Directive 91/414/EEC and the withdrawal of authorisations for plant protection products containing that substance (SANCO/215/2008 rev 0)(DRR SANCO/216/2009 rev 0)**

The Committee took note of the review report outlined in document SANCO/216/2008 rev.0.

Vote: No opinion (137 votes against, 22 abstentions, 17 MS in favour).

10. **Examination and possible opinion on a draft Commission directive of amending Council Directive 91/414/EEC to include tri-allate as active substance (SANCO/4331/2009 rev 0)(DRR SANCO/4437/2009 rev 0)**

The Committee took note of the review report outlined in document SANCO/4437/2008 rev.0.

Vote: Favourable opinion by qualified majority (44 votes against, 3 abstentions, 21 MS in favour).

11. **Examination and possible opinion on a draft Commission proposal concerning Bifenthrin (SANCO/124/2008-rev.0) (DRR SANCO/125/2008 rev 0) -Vote postponed-**

12. **Examination and possible opinion on a draft Commission decision of concerning the non-inclusion of metam in Annex I to Council Directive 91/414/EEC and the withdrawal of authorisations for plant protection products containing that substance (SANCO/205/2008-rev.2) (DRR SANCO/206/2008 rev 0)**

The Committee took note of the review report outlined in document SANCO/206/2008 rev.0.

Vote: No opinion (139 votes against, 106 abstentions, 11 MS in favour).

13. **Examination and possible opinion on a draft Commission directive of amending Council Directive 91/414/EEC to include chlorsulfuron as active substance (SANCO/197/2008-Rev.1) (DRR SANCO/197/2008 rev 1)**

The Committee took note of the review report outlined in document SANCO/197/2008 rev.1.

Vote: Favourable opinion by qualified majority (43 votes against, 28 abstentions, 19 MS in favour).

14. **Examination and possible opinion on a draft Commission proposal concerning Etofenprox (SANCO/174/2008-Rev.0) (DRR SANCO//2008 rev) -Vote postponed-**

15. **Examination and possible opinion on a draft Commission Directive amending Council Directive 91/414/EEC as regards the specification of the active substance nicosulfuron (SANCO/444/2009 rev. 3)**

Vote: Favourable opinion by qualified majority (10 votes against, 22 abstentions, 23 MS in favour).

16. **Examination and possible opinion on a draft Commission directive of amending Council Directive 91/414/EEC to include difenacoum as active substance (SANCO/4392/2009-Rev.2) (DRR SANCO/4736/2008 rev 0)**

The Committee took note of the review report outlined in document SANCO/4736/2008 rev. 0.

Vote: Favourable opinion by qualified majority (7 votes against, 32 abstentions, 24 MS in favour).

17. Examination and possible opinion on a draft Commission decision recognising in principle the completeness of the dossier submitted for detailed examination in view of the possible inclusion of fluopyram in Annex I to Council Directive 91/414/EEC (SANCO/4494/2009 rev.0)

Vote: Favourable opinion by qualified majority (0 votes against, 27 abstentions, 26 MS in favour).

18. Taking note of a Guideline for post Annex I uploaders in Member States on managing post Annex I inclusion documents on CIRCA

The Committee took note of the guideline.

19. Any other business

Article 3(a) Commission Decision 2007/619/EC

The Commission informed the Member States about the review of the period of grace of the substance 1,3-Dichlororpropene (1,3-D). Article 3(a) of the Commission Decision 2007/619/EC provides for the possibility to extend the period of grace of 1,3-D for a further period not exceeding 18 months. However, this extension is conditioned by a review to be carried out by the Commission on the concrete impacts that a phase out of 1,3-D would have on the permission of critical uses of methyl bromide under the Montreal Protocol. This review has been carried out since September 2008. Upon detailed analysis, it was concluded that a phase out of 1,3-D is not likely to lead to critical uses of methyl bromide and that, therefore, the period of grace of 1,3-D should not be extended. In fact, other chemical alternatives to methyl bromide will remain available at least until March 2010 and in any case, for emergency reasons, Member States could recur, for 1,3-D, to the provisions of Article 8(4) of Directive 91/414/EEC if the condition set out in those provisions are complied with.

Spain did not agree with the Commission analysis. 1,3-D has been used to replace methyl bromide in the past and the withdrawal of the substance would leave several serious use gaps. This was supported by France, Cyprus, Italy, Greece, Portugal, Romania.

The Netherlands understood the reasoning of the aforementioned Member States, although 1,3-D is not authorised in the Netherlands since many years.

Although not inclined to use Article 8(4) of Directive 91/414/EEC, Belgium supported, from a legal point of view, the analysis done by the Commission.