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[...](2020) **XXX** draft

ANNEX

ANNEX

to the

COMMISSION IMPLEMENTING REGULATION (EU) No .../...

**approving active chlorine released from hypochlorous acid as an active substance for
use in biocidal products of product-types 2, 3, 4 and 5**

ANNEX

Common Name	IUPAC Name Identification Numbers	Minimum degree of purity of the active substance ¹	Date of approval	Expiry date of approval	Product type	Specific conditions
Active chlorine released from hypochlorous acid	IUPAC name: Hypochlorous acid EC No: 232-232-5 CAS No: 7790-92-3	Specification established for hypochlorous acid (as dry weight min 90.87% w/w) releasing active chlorine. Hypochlorous acid is the predominant species at pH 3.0 - 7.4.	1 July 2022	30 June 2032	2	The authorisations of biocidal products are subject to the following conditions: (a) the product assessment shall pay particular attention to the exposures, the risks and the efficacy linked to any uses covered by an application for authorisation, but not addressed in the Union level risk assessment of the active substance. (a) the product assessment shall pay particular attention to the protection of professional users for hard surface disinfection via mopping or wiping.
					3]The authorisations of biocidal products are subject to the following conditions: (a) the product assessment shall pay particular attention to the exposures, the risks and the efficacy linked to any uses covered by an application for authorisation, but not addressed in the Union level risk assessment of the active substance. (b) for products that may lead to residues in food or feed, the need to set new or to amend existing maximum residue levels (MRLs) in accordance with Regulation (EC) No 470/2009 ² or Regulation (EC)

¹ The purity indicated in this column was the minimum degree of purity of the active substance evaluated. The active substance in the product placed on the market can be of equal or different purity if it has been proven to be technically equivalent to the evaluated active substance.

² Regulation (EC) No 470/2009 of the European Parliament and of the Council of 6 May 2009 laying down Community procedures for the establishment of residue limits of pharmacologically active substances in foodstuffs of animal origin repealing Council Regulation (EEC) No 2377/90 and amending Directive 2001/82/EC of the European Parliament and of the Council and Regulation (EC) No 726/2005 of the European Parliament and of the Council (OJ L 152, 16.6.2009, p.11).

						No 396/2005 ³ shall be verified, and any appropriate risk mitigation measures shall be taken to ensure that the applicable MRLs are not exceeded.
					4	<p>The authorisations of biocidal products are subject to the following conditions:</p> <p>(a) the product assessment shall pay particular attention to the exposures, the risks and the efficacy linked to any uses covered by an application for authorisation, but not addressed in the Union level risk assessment of the active substance.</p> <p>(b) for products that may lead to residues in food or feed, the need to set new or to amend existing MRLs in accordance with Regulation (EC) No 470/2009 or Regulation (EC) No 396/2005 shall be verified, and any appropriate risk mitigation measures shall be taken to ensure that the applicable MRLs are not exceeded.</p>
					5	<p>The authorisations of biocidal products are subject to the following conditions:</p> <p>(a) the product assessment shall pay particular attention to the exposures, the risks and the efficacy linked to any uses covered by an application for authorisation, but not addressed in the Union level risk assessment of the active substance.</p> <p>(b) for products that may lead to residues in food or feed, the need to set new or to amend existing MRLs in accordance with Regulation (EC) No 470/2009 or Regulation (EC) No 396/2005 shall be verified, and any appropriate risk mitigation measures shall be taken to ensure that the applicable</p>

³ Regulation (EC) No 396/2005 of the European Parliament and of the Council of 23 February 2005 on maximum residue levels of pesticides in or on food and feed of plant and animal origin and amending Council Directive 91/414/EEC (OJ L 70, 16.3.2005, p. 1).

						MRLs are not exceeded.
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