NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

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| **1.** | **Notifying Member:** European Union  **If applicable, name of local government involved (Article 3.2 and 7.2):** |
| **2.** | **Agency responsible:** European Commission  **Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above:**  European Commission EU-TBT Enquiry Point Fax: +(32) 2 299 80 43 E-mail: [grow-eu-tbt@ec.europa.eu](mailto:grow-eu-tbt@ec.europa.eu) Website: <http://ec.europa.eu/growth/tools-databases/tbt/en/> |
| **3.** | **Notified under Article 2.9.2 [****X],** **2.10.1 [****],** **5.6.2 [****],** **5.7.1 [****],** **other****:** |
| **4.** | **Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):** Biocidal products; Products of the chemical industry (ICS 71.100) |
| **5.** | **Title, number of pages and language(s) of the notified document:** Draft Commission Implementing Decision not approving esbiothrin as an active substance for use in biocidal products of product-type 18 (3 page(s), in English) |
| **6.** | **Description of content:** This draft Commission Implementing Decision does not approve esbiothrin as an active substance for use in biocidal products of product-type 18.  Risks for human health were identified that could not be mitigated by adequate risk mitigation measures and no safe use could be found. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** Protection of public health and of the environment. Harmonisation of the EU market on biocidal products.; Protection of human health or safety; Protection of the environment; Harmonization |
| **8.** | **Relevant documents:**   * Regulation (EU) No 528/2012 of the European Parliament and of the Council of 22 May 2012 concerning the making available on the market and use of biocidal products (OJ L 167, 27.6.2012, p. 1.). Available in all EU languages. <https://eur-lex.europa.eu/legal-content/EN/ALL/?uri=CELEX:32012R0528> * The opinion of the European Chemicals Agency can be found on its website (<http://echa.europa.eu/regulations/biocidal-products-regulation/approval-of-active-substances/bpc-opinions-on-active-substance-approval>) |
| **9.** | **Proposed date of adoption:** December 2020  **Proposed date of entry into force:** 20 days from publication in the Official Journal of the EU (Application 12 months after adoption) |
| **10.** | **Final date for comments:** 60 days from notification |
| **11.** | **Texts available from: National enquiry point [** **]** **or address, telephone and fax numbers and email and website addresses, if available, of other body:**  European Commission EU-TBT Enquiry Point Fax: + (32) 2 299 80 43 E-mail: [grow-eu-tbt@ec.europa.eu](mailto:grow-eu-tbt@ec.europa.eu)  The text is available on the EU-TBT Website: <http://ec.europa.eu/growth/tools-databases/tbt/en/>  <https://members.wto.org/crnattachments/2020/TBT/EEC/20_5355_00_e.pdf> |