NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

|  |  |
| --- | --- |
| **1.** | **Notifying Member:** UNITED KINGDOM**If applicable, name of local government involved (Article 3.2 and 7.2):**  |
| **2.** | **Agency responsible:** Department for Environment, Food and Rural Affairs (Defra)**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:** UK TBT Enquiry PointTrade Policy GroupDepartment for International TradeOld Admiralty BuildingLondonSW1A 2DYTBTEnquiriesUK@trade.gov.uk |
| **3.** | **Notified under Article 2.9.2 [****X],** **2.10.1 [****],** **5.6.2 [****],** **5.7.1 [****], 3.2 [****], 7.2 [****],** **other****:**  |
| **4.** | **Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):** Alpha-cypermethrin (pesticide active substance); Pesticides and other agrochemicals (ICS code(s): 65.100) |
| **5.** | **Title, number of pages and language(s) of the notified document:** Decision on the withdrawal of approval of the active substance alpha-cypermethrin; (2 page(s), in English) |
| **6.** | **Description of content:** The decision document concludes that the approval of the active substance alpha-cypermethrin is withdrawn in accordance with retained Regulation (EC) No 1107/2009. Authorisations for plant protection products containing alpha-cypermethrin as an active substance will be withdrawn in Great Britain.This decision only concerns the placing on the market of this substance and plant protection products containing it. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** Active substances must be approved before they can be used in plant protection products. Retained Regulation (EC) No 1107/2009 (concerning the placing of plant protection products on the market) lays down criteria for approval in Article 4 and Annex II. These criteria must be satisfied in order to protect human health, animal health and the environment.Commission Implementing Regulation (EU) 2019/1690 renewed approval of the active substance alpha-cypermethrin as a candidate for substitution, subject to a number of conditions. These included a requirement for the applicant to submit confirmatory information on four matters, including the toxicological profile of the metabolites bearing the 3-phenoxybenzoyl moiety. The applicant was required to submit information to the competent authority in Great Britain by 31 March 2021 to meet the requirement.The required information was not submitted by that date and, in accordance with Article 21(3)(b), the competent authority initiated a review of the approval of alpha-cypermethrin. On 2 July 2021, the applicant advised the competent authority that it would not submit any of the requested confirmatory information. Consequently, the competent authority concluded that a condition of approval of the active substance had not been met and, in accordance with Article 21(5)(b), decided to withdraw the approval.In accordance with Article 46 of Regulation 1107/2009, existing authorisations for sale and distribution of plant protection products containing alpha-cypermethrin will be withdrawn no later than six months after withdrawal of the active substance approval. An additional grace period of a maximum of 12 months will be granted for the storage, disposal and use of those products.; Protection of human health or safety; Protection of animal or plant life or health; Protection of the environment |
| **8.** | **Relevant documents:** * Commission Implementing Regulation (EU) 2019/1690 of 9 October 2019 renewing the approval of the active substance alpha-cypermethrin, as a candidate for substitution, 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: [EUR-Lex - 32019R1690 - EN - EUR-Lex (europa.eu)](https://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1570712208665&uri=CELEX:32019R1690)
* Decision on the withdrawal of approval of the active substance alpha-cypermethrin: [GB Pesticides Approvals Register - HSE](https://www.hse.gov.uk/pesticides/pesticides-registration/uk-active-substances-register.htm)
* [Regulation (EC) No 1107/2009 - legislation.gov.uk](https://www.legislation.gov.uk/eur/2009/1107/contents)
 |
| **9.** | **Proposed date of adoption:** Q4 2022**Proposed date of entry into force:** Q2 2024 |
| **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:** UK TBT Enquiry PointTrade Policy GroupDepartment for International TradeOld Admiralty BuildingLondonSW1A 2DYTBTEnquiriesUK@trade.gov.uk |