



EUROPEAN COMMISSION
DIRECTORATE-GENERAL
ENVIRONMENT
Directorate B - Protecting the Natural Environment
ENV.B.3 - Biotechnology, Pesticides and Health
The Head of Unit

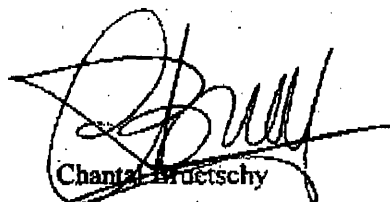
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NOTE TO THE COMPETENT AUTHORITIES FOR BIOCIDAL PRODUCTS

Further to the 33rd meeting of the Competent Authorities for Biocidal Products and to a series of meeting with the two applicants (Anitox Ltd and Kemin Europa NV), the Commission services consider that the two reference products (see Annex) submitted in support of the applications for the inclusion of formaldehyde in Annex I for product-type 20 fall under the scope of Regulation (EC) No 1831/2003. This is because the active substance (formaldehyde) is present in the feed to which it is added and performs one or more of the functions mentioned in Article 5(3) of Regulation (EC) No 1831/2003.

However, this does not affect the situation that the companies involved have supported the inclusion of formaldehyde in Annex I for product-type 20 in good faith and that therefore during the duration of the transitional period for the biocides review programme and up to the end of the phasing out period for the active substance, they are entitled to place or maintain their products on the market.

Member States are therefore invited to continue to allow the placing of these products on the market until the end of the phasing out period.



Chantal Brutschy