

COMMISSION

COMMISSION DECISION

of 17 February 2003

recognising in principle the completeness of the dossiers submitted for detailed examination in view of the possible inclusion of spiromesifen and metrafenone in Annex I to Council Directive 91/414/EEC

(notified under document number C(2003) 530)

(Text with EEA relevance)

(2003/105/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/414/EEC of 15 July 1991 concerning the placing of plant-protection on the market ⁽¹⁾, as last amended by Commission Directive 2002/81/EC ⁽²⁾, and in particular Article 6(3) thereof,

Whereas:

- (1) Directive 91/414/EEC provides for the development of a Community list of active substances authorised for incorporation in plant protection products.
- (2) A dossier for the active substance spiromesifen was submitted by Bayer AG, Germany (now Bayer CropScience), to the authorities of the United Kingdom on 18 April 2002 with an application to obtain its inclusion in Annex I to Directive 91/414/EEC. For metrafenone a dossier was submitted by BASF AG, Belgium, to the authorities of the United Kingdom on 4 June 2002.
- (3) The authorities of the United Kingdom have indicated to the Commission that, on preliminary examination, the dossiers for the active substances concerned appear to satisfy the data and information requirements set out in Annex II to Directive 91/414/EEC. The dossiers submitted appear also to satisfy the data and information requirements set out in Annex III to Directive 91/414/EEC in respect of one plant protection product containing the active substance concerned. In accordance with Article 6(2) of Directive 91/414/EEC, the dossiers were subsequently forwarded by the respective applicants to the Commission and other Member States, and were referred to the Standing Committee for the Food Chain and Animal Health.

(4) By this Decision it should be formally confirmed at Community level that the dossiers are considered as satisfying in principle the data and information requirements provided for in Annex II and, for at least one plant protection product containing the active substance concerned, the requirements of Annex III to Directive 91/414/EEC.

(5) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee for the Food Chain and Animal Health,

HAS ADOPTED THIS DECISION:

Article 1

The dossiers concerning the active substances identified in the Annex to this Decision, which were submitted to the Commission and the Member States with a view to obtaining the inclusion of those substances in Annex I to Directive 91/414/EEC, satisfy in principle the data and information requirements set out in Annex II to Directive 91/414/EEC.

The dossiers also satisfy the data and information requirements set out in Annex III to Directive 91/414/EEC in respect of one plant protection product containing the active substance, taking into account the uses proposed.

Article 2

The rapporteur Member States shall pursue the detailed examination for the dossiers concerned and shall report the conclusions of their examinations accompanied by any recommendations on the inclusion or non-inclusion of the active substance concerned in Annex I to Directive 91/414/EEC and any conditions related thereto to the Commission as soon as possible and at the latest within a period of one year from 18 February 2003.

⁽¹⁾ OJ L 230, 19.8.1991, p. 1.

⁽²⁾ OJ L 276, 12.10.2002, p. 28.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 17 February 2003.

For the Commission
David BYRNE
Member of the Commission

ANNEX

ACTIVE SUBSTANCES CONCERNED BY THIS DECISION

No	Common name, CIPAC identification number	Notifier	Date of application	Rapporteur Member State
1	Spiromesifen CIPAC No 747	Bayer CropScience, Germany	18 April 2002	United Kingdom
2	Metrafenone CIPAC No 752	BASF AG, Belgium	4 June 2002	United Kingdom