

II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DECISION

of 2 May 2003

recognising in principle the completeness of the dossiers submitted for detailed examination in view of the possible inclusion of sulphuryl fluoride, bispyribac sodium and *paecilomyces lilacinus* in Annex I to Council Directive 91/414/EEC concerning the placing of plant-protection products on the market

(notified under document number C(2003) 1426)

(Text with EEA relevance)

(2003/305/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 products on the market ⁽¹⁾, as last amended by Commission Directive 2003/23/EC ⁽²⁾, and in particular Article 6(3) and (5) 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 sulphuryl fluoride was submitted by Dow AgroSciences Ltd, to the authorities of the United Kingdom on 29 July 2002 with an application to obtain its inclusion in Annex I to Directive 91/414/EEC. For the active substance bispyribac sodium a dossier was submitted by Bayer CropScience to the authorities of Italy on 26 February 2002 with an application to obtain its inclusion in Annex I to Directive 91/414/EEC. For the *paecilomyces lilacinus* strain 251 a dossier was submitted by Prophyta Biologischer Pflanzenschutz GmbH to the authorities of Belgium on 15 October 2002 with an application to obtain its inclusion in Annex I to Directive 91/414/EEC.
- (3) The authorities of the United Kingdom, Italy and Belgium have indicated to the Commission that, on preliminary examination, the dossiers for the active substances concerned appear to satisfy the data and information requirements of Annex II to Directive 91/414/EEC. The dossiers submitted appear to satisfy also the data and information requirements of Annex III to Directive 91/414/EEC in respect of one plant-protection

product containing the respective active substance concerned. In accordance with Article 6(2) of Directive 91/414/EC, the dossiers were subsequently forwarded by the applicants to the Commission and other Member States, and referred to the Standing Committee on 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 respective active substance, the requirements of Annex III to Directive 91/414/EEC.
- (5) This Decision should not prejudice the right of the Commission to request the applicant to submit further data or information to the Member State designated as rapporteur in respect of the substances in order to clarify certain points in the dossiers.
- (6) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on 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 these 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.

⁽¹⁾ OJ L 230, 19.8.1991, p. 1.

⁽²⁾ OJ L 81, 28.3.2003, p. 39.

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 substances, taking into account the uses proposed.

Article 2

The rapporteur Member State shall pursue the detailed examination for the dossiers concerned and shall report the conclusions of the examination accompanied by any recommendations on the inclusion or non-inclusion of the active substances 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 6 May 2003.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 2 May 2003.

For the Commission
David BYRNE
Member of the Commission

ANNEX

Active substances concerned by this Decision

No	Common name, CIPAC identification No	Applicant	Date of application	Rapporteur Member State
1	Sulphuryl fluoride CIPAC No 757	Dow AgroSciences Ltd	29.7.2002	United Kingdom
2	Bispyribac sodium CIPAC No 748	Bayer Cropscience	26.2.2002	Italy
3	<i>Paecilomyces lilacinus</i> CIPAC No 753	Prophyta Biologischer Pflanzenschutz GmbH	15.10.2002	Belgium