

Commission Implementing Regulation (EU) No 354/2013 of 18 April 2013 on changes of biocidal products authorised in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council (Text with EEA relevance)

CHAPTER II

CHANGES OF PRODUCTS AUTHORISED BY MEMBER STATES

Article 10

Coordination group, arbitration and derogation from mutual recognition

1 A Member State concerned may propose to refuse to grant an authorisation or to adjust the terms and conditions of the authorisation in accordance with Article 37 of Regulation (EU) No 528/2012.

2 Where, regarding matters other than those referred to in paragraph 1, the Member States concerned do not reach an agreement on the conclusions of the assessment report or, where relevant, on the revised summary of the biocidal product characteristics in accordance with Article 7(6) or 8(6), or a Member State concerned has disagreed in accordance with Article 6(3), the reference Member State shall refer the matter to the coordination group referred to in Article 35 of Regulation (EU) No 528/2012.

Where a Member State concerned is in disagreement with the reference Member State, the former shall give a detailed statement of the reasons for its position to all Member States concerned and to the applicant.

3 Articles 35 and 36 of Regulation (EU) No 528/2012 shall apply to matters of disagreement referred to in paragraph 2.

Changes to legislation:

There are outstanding changes not yet made to Commission Implementing Regulation (EU) No 354/2013. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Art. 9-13 omitted by [S.I. 2019/720 Sch. 2 para. 187](#)

Changes and effects yet to be applied to the whole legislation item and associated provisions

- Art. 4(2)(d) words substituted by [S.I. 2019/720 Sch. 2 para. 181\(2\)](#)
- Art. 5(1) words omitted by [S.I. 2019/720 Sch. 2 para. 182\(2\)\(a\)](#)
- Art. 5(1)(b)-(d) omitted by [S.I. 2019/720 Sch. 2 para. 182\(2\)\(b\)](#)
- Art. 5(1)(e)(1) omitted by [S.I. 2019/720 Sch. 2 para. 182\(2\)\(c\)\(ii\)](#)
- Art. 5(1)(e)(2) omitted by [S.I. 2019/720 Sch. 2 para. 182\(2\)\(c\)\(ii\)](#)
- Art. 5(1)(e) words omitted by [S.I. 2019/720 Sch. 2 para. 182\(2\)\(c\)\(i\)](#)
- Art. 5(4) words inserted by [S.I. 2019/720 Sch. 2 para. 182\(3\)](#)
- Art. 5(5) omitted by [S.I. 2019/720 Sch. 2 para. 182\(4\)](#)
- Art. 7(2A) inserted by [S.I. 2022/1291 reg. 3\(2\)\(a\)](#)
- Art. 7(4A) inserted by [S.I. 2022/1291 reg. 3\(2\)\(c\)](#)
- Art. 7(5A) inserted by [S.I. 2022/1291 reg. 3\(2\)\(e\)](#)
- Art. 8(2A) inserted by [S.I. 2022/1291 reg. 3\(3\)\(a\)](#)
- Art. 8(4A) inserted by [S.I. 2022/1291 reg. 3\(3\)\(c\)](#)
- Art. 8(5A) inserted by [S.I. 2022/1291 reg. 3\(3\)\(e\)](#)