

COMMISSION IMPLEMENTING REGULATION (EU) No 698/2014
of 24 June 2014
amending Regulation (EC) No 2076/2002 as regards delta-endotoxin of *Bacillus thuringiensis*
(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EC) No 1107/2009 of the European Parliament and of the Council of 21 October 2009 concerning the placing of plant protection products on the market and repealing Council Directives 79/117/EEC and 91/414/EEC ⁽¹⁾, and in particular Article 78(2) thereof,

Whereas:

- (1) Commission Regulation (EC) No 2076/2002 ⁽²⁾ listed delta-endotoxin of *Bacillus thuringiensis* in its Annex I setting out active substances which are not included as active substance in Annex I to Council Directive 91/414/EEC ⁽³⁾. That listing was due to the fact that a commitment to further prepare the necessary dossier for that active substance had not been notified.
- (2) The Commission realised that listing delta-endotoxin of *Bacillus thuringiensis* in Annex I to Regulation (EC) No 2076/2002 could give rise to confusion in view of the fact that Commission Implementing Regulation (EU) No 540/2011 ⁽⁴⁾ lists several strains of *Bacillus thuringiensis* as approved active substances.
- (3) Annex I to Regulation (EC) No 2076/2002 should therefore be amended accordingly.
- (4) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS REGULATION:

Article 1

Amendment to Regulation (EC) No 2076/2002

In Annex I to Regulation (EC) No 2076/2002 the entry 'delta-endotoxin of *Bacillus thuringiensis*' is deleted.

Article 2

Entry into force

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 24 June 2014.

For the Commission

The President

José Manuel BARROSO

⁽¹⁾ OJ L 309, 24.11.2009, p. 1.

⁽²⁾ Commission Regulation (EC) No 2076/2002 of 20 November 2002 extending the time period referred to in Article 8(2) of Council Directive 91/414/EEC and concerning the non-inclusion of certain active substances in Annex I to that Directive and the withdrawal of authorisations for plant protection products containing these substances (OJ L 319, 23.11.2002, p. 3).

⁽³⁾ Council Directive 91/414/EEC of 15 July 1991 concerning the placing of plant protection products on the market (OJ L 230, 19.8.1991, p. 1).

⁽⁴⁾ Commission Implementing Regulation (EU) No 540/2011 of 25 May 2011 implementing Regulation (EC) No 1107/2009 of the European Parliament and of the Council as regards the list of approved active substances (OJ L 153, 11.6.2011, p. 1).