NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

|  |  |
| --- | --- |
| **1.** | **Notifying Member:** UNITED KINGDOM**If applicable, name of local government involved (Article 3.2 and 7.2):**  |
| **2.** | **Agency responsible:** Department for Environment, Food and Rural Affairs (Defra)**Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above:** UK TBT Enquiry PointTrade Policy, Implementation and NegotiationsDepartment for Business and TradeOld Admiralty BuildingLondonSW1A 2DYtbtenquiriesuk@businessandtrade.gov.uk |
| **3.** | **Notified under Article 2.9.2 [****X],** **2.10.1 [****],** **5.6.2 [****],** **5.7.1 [****], 3.2 [****], 7.2 [****],** **other****:**  |
| **4.** | **Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):** Famoxadone (pesticide active substance); Pesticides and other agrochemicals (ICS code(s): 65.100) |
| **5.** | **Title, number of pages and language(s) of the notified document:** Decision on withdrawal of approval of the active substance Famoxadone in GB; (5 page(s), in English) |
| **6.** | **Description of content:** A decision document concluding that the approval of the active substance Famoxadone should be withdrawn in accordance with Assimilated Regulation No. 1107/2009. Authorisations for plant protection products containing Famoxadone will be withdrawn in Great Britain (GB).This decision only concerns the placing on the market of this substance, and plant protection products containing it in GB. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** Active substances must be approved before they can be used in plant protection products. Assimilated Regulation No. 1107/2009 (concerning the placing of plant protection products on the market, "the Regulation") lays down criteria for approval in Art. 4 and Annex II. These criteria must be satisfied in order to protect human and animal health, and the environment.In light of new scientific and technical evidence, the competent authority considered that Famoxadone may no longer satisfy the criteria for approval provided for in Art. 4 of the Regulation. The competent authority therefore undertook a review of the GB approval of Famoxadone under Article 21(1) of the Regulation.The review considered human health concerns for non-dietary exposure (i.e., Art. 4(3)(b) of the Regulation) and the high risk to mammals and aquatic organisms, as well as the unresolved risk to birds (i.e., Art. 4(3)(e) of the Regulation).The competent authority concluded that Famoxadone failed to meet the approval criteria provided for in Art. 4 of the Regulation and, in accordance with Art. 21(5)(b), decided to withdraw approval in GB.Existing authorisations for sale and supply of plant protection products containing Famoxadone in GB will be withdrawn six months after withdrawal of the active substance approval. In accordance with Art. 21(7) of Assimilated Regulation No. 1107/2009, a grace period for storage, disposal and use of those products will expire twelve months later.; Protection of human health or safety; Protection of animal or plant life or health; Protection of the environment |
| **8.** | **Relevant documents:** * Decision to withdraw approval of the active substance famoxadone in GB which can be found in the GB register of approved active substances [here.](https://www.hse.gov.uk/pesticides/assets/docs/pnas-aapk-0403.pdf)
* [Assimilated Regulation No 1107/2009 - legislation.gov.uk](https://www.legislation.gov.uk/eur/2009/1107/contents)
 |
| **9.** | **Proposed date of adoption:** Q2 2024**Proposed date of entry into force:** Q4 2025 |
| **10.** | **Final date for comments:** 60 days from notification |
| **11.** | **Texts available from: National enquiry point [****X]** **or address, telephone and fax numbers and email and website addresses, if available, of other body:** UK TBT Enquiry PointTrade Policy, Implementation and NegotiationsDepartment for Business and TradeOld Admiralty BuildingLondonSW1A 2DYtbtenquiriesuk@businessandtrade.gov.uk |