



Notification Number: 2009/36/F

## Order on the use of the extemporaneous mixtures of phytopharmaceutical products referred to in Article L. 253-1 of the Rural Code

Date received : 22/01/2009

End of Standstill : 23/04/2009

Issue of comments by : Commission

### Message

Message 002

Communication from the Commission - SG(2009) D/50158

Directive 98/34/EC

Translation of the message 001

Notification: 2009/0036/F

No abre el plazo - Nezhajuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késések - Ma' jiftaħ il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Nao inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist - He ce предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 200900158.EN)

#### 1. Structured Information Line

MSG 002 IND 2009 0036 F EN 23-04-2009 22-01-2009 F NOTIF 23-04-2009

#### 2. Member State

F

#### 3. Department Responsible

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#### 3. Originating Department

Ministère de l'agriculture et de la pêche

Direction générale de l'alimentation



Service de la prévention des risques sanitaires de la production primaire  
Sous direction de la qualité et de la protection des végétaux  
251, rue de Vaugirard 75732 Paris cedex 15

#### **4. Notification Number**

2009/36/F - C40A

#### **5. Title**

Order on the use of the extemporaneous mixtures of phytopharmaceutical products referred to in Article L. 253-1 of the Rural Code

#### **6. Products Concerned**

Phytopharmaceutical products

#### **7. Notification Under Another Act**

- a) Framework Directive 2000/13/EEC on the labelling, presentation and advertising of foodstuffs (OJ L 105 of 6 May 2002, p.29)
- b) Directive 93/43/EEC on the hygiene of foodstuffs (OJ L 175 of 19 July 1993, p.1)
- c) Regulation 315/93 on contaminants in human food (OJ L 37 of 13 February 1993, p.1)

#### **8. Main Content**

This draft establishes the principle whereby the use of extemporaneous mixtures of phytopharmaceutical products requires neither authorisation nor prior assessment. Nevertheless, it subjects the use of mixtures to a system of authorisation on a case by case basis, which are considered to present a particular risk to public health or the environment, i.e. those elaborated from the products which it lists (based, in particular, on toxicological classification criteria) and lays down conditions of safe use for certain specific risks.

#### **9. Brief Statement of Grounds**

The purpose of the draft is to circumscribe an existing agricultural practice in order to ensure the protection of people, more particularly agricultural workers, and the environment, given the potential impact of such mixtures. But mixtures made by their users and not placed on the market are not circumscribed by the Community texts, in particular in the texts on the placing of phytopharmaceutical products on the market.

#### **10. Reference Documents - Basic Texts**

- a) Chapter 3 of Title V of Book II of the Rural Code and, more particularly, Articles L. 253-3 and R. 253-1 of the Rural Code

#### **11. Invocation of the Emergency Procedure**

NO

#### **12. Grounds for the Emergency**

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**13. Confidentiality**

a) NO

**14. Fiscal measures**

b) NO

**15. Impact assessment**

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**16. TBT and SPS aspects**

TBT aspect

a) NO

b) The draft has no significant impact on international trade

SPS aspect

a) NO

b) The draft has no significant impact on international trade

Catherine Day  
Secrétaire général  
Commission européenne

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European Free Trade Association

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De Heer IJ.G. van der Heide

Instituto Português da Qualidade  
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**EUROPEAN COMMISSION**  
GROWTH DIRECTORATE-GENERAL

**Single Market for goods**  
Prevention of Technical Barriers

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