

# COMMISSION

## COMMISSION DECISION

of 8 April 2009

**setting a new deadline for the submission of dossiers for certain substances to be examined under the 10-year work programme referred to in Article 16(2) of Directive 98/8/EC of the European Parliament and of the Council**

(notified under document number C(2009) 2564)

(Text with EEA relevance)

(2009/321/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Directive 98/8/EC of the European Parliament and of the Council of 16 February 1998 concerning the placing of biocidal products on the market<sup>(1)</sup>, and in particular the second subparagraph of Article 16(2) thereof,

Whereas:

- (1) Commission Regulation (EC) No 1451/2007 of 4 December 2007 on the second phase of the 10-year work programme referred to in Article 16(2) of Directive 98/8/EC of the European Parliament and of the Council concerning the placing of biocidal products on the market<sup>(2)</sup> establishes a list of active substances to be assessed, with a view to their possible inclusion in Annex I, IA or IB to Directive 98/8/EC.
- (2) For a number of substances/product-type combinations included in that list, either all participants have withdrawn or no dossier has been received within the deadline specified in Article 9(2)(c) of Regulation (EC) No 1451/2007 by the Member State designated as Rapporteur for the evaluation.
- (3) Consequently, and pursuant to Article 11(2) of Regulation (EC) No 1451/2007, the Commission informed the Member States thereof. That information was also made public by electronic means on 18 January 2008.
- (4) Within three months of the electronic publication of that information, an interest in taking over the role of parti-

cipant has been demonstrated for some of the substances and product-types concerned, in accordance with Article 12(1) of Regulation (EC) No 1451/2007.

- (5) A new deadline should therefore be established for the submission of dossiers for these substances and product-types in accordance with the second subparagraph of Article 12(3) of that Regulation.
- (6) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Biocidal Products,

HAS ADOPTED THIS DECISION:

### Article 1

For the substances and the product-types set out in the Annex, the new deadline for the submission of dossiers shall be 31 May 2010.

### Article 2

This Decision is addressed to the Member States.

Done at Brussels, 8 April 2009.

For the Commission  
Stavros DIMAS  
Member of the Commission

<sup>(1)</sup> OJ L 123, 24.4.1998, p. 1.

<sup>(2)</sup> OJ L 325, 11.12.2007, p. 3.

## ANNEX

**SUBSTANCES AND PRODUCT-TYPES FOR WHICH THE NEW DEADLINE FOR THE SUBMISSION OF DOSSIERS IS 31 MAY 2010**

Name	EC number	CAS number	Product-type	RMS
Margosa ext.	283-644-7	84696-25-3	19	DE
Reaction product of dimethyl adipate, dimethyl glutarate, dimethyl succinate with hydrogen peroxide/Perestane	432-790-1	—	4	HU