



Brussels, **XXX**
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[...] (2015) **XXX** draft

COMMISSION IMPLEMENTING REGULATION (EU) .../...

of **XXX**

withdrawing the approval of the active substance Z-13-hexadecen-11-yn-1-yl acetate, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011

(Text with EEA relevance)

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(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/EEC¹, and in particular the second alternative of Article 21(3) and Article 78(2) thereof,

Whereas:

- (1) Commission Directive 2008/127/EC² included Z-13-hexadecen-11-yn-1-yl acetate as active substance in Annex I to Council Directive 91/414/EEC of 15 July 1991 concerning the placing of plant protection products on the market³. Commission Implementing Regulation (EU) 2015/418⁴ requested the notifier to submit confirmatory information on the specification of the technical material, as commercially manufactured including information on any relevant impurities by 30 June 2015.
- (2) Active substances included in Annex I to Directive 91/414/EEC are deemed to have been approved under Regulation (EC) No 1107/2009 and are listed in Part A of the Annex to Commission Implementing Regulation (EU) No 540/2011⁵.
- (3) The notifier did not submit the confirmatory information requested by the deadline of 30 June 2015. By e-mail of 10 September 2015 it confirmed to the Commission its intention not to submit such information.
- (4) Consequently, it is appropriate to withdraw the approval of Z-13-hexadecen-11-yn-1-yl acetate.
- (5) The Annex to Implementing Regulation (EU) No 540/2011 should therefore be amended accordingly.

¹ OJ L 309, 24.11.2009, p. 1.

² Commission Directive 2008/127/EC of 18 December 2008 amending Council Directive 91/414/EEC to include several active substances (OJ L 344, 20.12.2008, p. 89).

³ OJ L 230, 19.8.1991, p. 1.

⁴ Commission Implementing Regulation (EU) 2015/418 of 12 March 2015 amending Implementing Regulation (EU) No 540/2011 as regards the conditions of approval of the active substance Z-13-hexadecen-11-yn-1-yl acetate (OJ L 68, 13.3.2015, p. 36).

⁵ Commission Implementing Regulation (EU) No 540/2011 of 25 May 2011 amending 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).

- (6) Member States should be provided with time to withdraw authorisations for plant protection products containing Z-13-hexadecen-11-yn-1-yl acetate.
- (7) For plant protection products containing Z-13-hexadecen-11-yn-1-yl acetate, where Member States grant any grace period in accordance with Article 46 of Regulation (EC) No 1107/2009, that period should, at the latest, expire 18 months after entry into force of this Regulation.
- (8) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS REGULATION:

Article 1
Withdrawal of approval

The approval of the active substance Z-13-hexadecen-11-yn-1-yl acetate is withdrawn.

Article 2
Amendment to Commission Implementing Regulation (EU) No 540/2011

In Part A of the Annex to Commission Implementing Regulation (EU) No 540/2011, row 258, Z-13-hexadecen-11-yn-1-yl acetate, is deleted.

Article 3
Transitional measures

Member States shall withdraw authorisations for plant protection products containing Z-13-hexadecen-11-yn-1-yl acetate as active substance by [*Office of Publications please insert date 6 months after entry into force*].

Article 4
Grace period

Any grace period granted by Member States in accordance with Article 46 of Regulation (EC) No 1107/2009 shall be as short as possible and shall expire on [*Office of Publications please insert date 18 months after entry into force*] at the latest.

Article 5
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,

For the Commission
The President
Jean-Claude JUNCKER