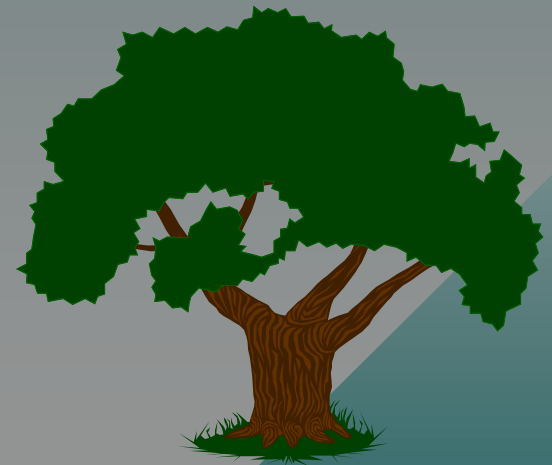


EC proposals on inspection of PPPs application equipment

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Proposal for a

REGULATION OF THE EUROPEAN
PARLIAMENT AND OF THE COUNCIL

on official controls and other official
activities performed to ensure the **application
of food and feed law, rules on** animal health
and welfare, plant health, plant reproductive
material, **plant protection products**

and amending

Regulations (EC) No 999/2001,
1829/2003, 1831/2003, 1/2005,
396/2005, 834/2007, 1099/2009,
1069/2009, **1107/2009,**

Regulations (EU) No 1151/2012,

and Directives 98/58/EC, 1999/74/EC,
2007/43/EC, 2008/119/EC,
2008/120/EC and **2009/128/EC** (SUD)

(Official controls Regulation)

COM(2013) 265 final

Official controls Regulation

Article 2 Definitions

37. 'pesticide application equipment' means any apparatus as defined in point (4) of Article 3 of Directive 2009/128/EC (SUD);

38. 'delegated body' means a third party, to which the competent authorities have delegated specific official control tasks;

COM(2013) 265 final

Official controls Regulation

Article 22

Specific rules on official controls and on action to be taken by the competent authorities in relation to plant protection products

The Commission shall be empowered to adopt delegated acts in accordance with Article 139 concerning rules for the performance of official controls to verify compliance with the rules referred to in Article 1(2)(i).

COM(2013) 265 final

Official controls Regulation

Article 22 ctnd.

Those **delegated acts** shall take into account the risks that plant protection products may represent for human health, animal health or the environment, and **shall lay down rules on:**

(c) uniform specific requirements for inspections on pesticide application equipment and uniform minimum frequency of such controls;

(e) the design of certification systems to assist the competent authorities in the inspections of pesticide application equipment;

COM(2013) 265 final

Official controls Regulation

Article 26 Conditions for delegating specific official control tasks to delegated bodies

1. The delegation of specific control tasks to a delegated body referred to in Article 25(1) shall be in writing and shall comply with the following conditions:

(b) the delegated body:

(ctnd. on the next slide)

COM(2013) 265 final

Official controls Regulation

Article 26 1. (b) ctnd.

(b) the delegated body:

(iv) works and is accredited in accordance with standard EN ISO/IEC 17020

'Requirements for the operation of various types of bodies performing inspection'

or another standard

if more relevant to the delegated tasks in question;

COM(2013) 265 final

Official controls Regulation

Article 26

Meeting of Working Group of EC for SUD,
Brussels, 22 - 23. September 2014

IT PRES informed that discussions are hold on the EU Council level to take out from Article 26 the condition that: (b) the delegated body: (iv) works and is accredited in accordance with standard EN ISO/IEC 17020..... or another standard if more relevant to the delegated tasks in question;

COM(2013) 265 final

Official controls Regulation

Article 159 Amendments to Directive 2009/128/EC and related transitional measures

1. Directive 2009/128/EC is amended as follows:

(a) in Article 8, paragraph 1, the second subparagraph of paragraph 2 and paragraphs 3, 4, 6 and 7 are deleted;

(b) Annex II* is deleted.

* „Health and safety and environmental requirements relating to the inspection of pesticide application equipment“

COM(2013) 265 final

Official controls Regulation

Article 8 of the Directive 2009/128/EC after application of Article 159 as proposed in the draft Official controls Regulation:

2. By 14 December 2016, Member States shall ensure that pesticide application equipment has been inspected at least once. After this date only pesticide application equipment having successfully passed inspection shall be in professional use.

5. Professional users shall conduct regular calibrations and technical checks of the pesticide application equipment in accordance with the appropriate training received as provided for in Article 5.

COM(2013) 265 final

Official controls Regulation

Article 159 ctnd.

2. Paragraph 1, the second subparagraph of paragraph 2 and paragraphs 3, 4 and 6 of Article 8 and Annex II of Directive 2009/128/EC shall continue to apply until the date to be determined in the **delegated act to be adopted** in accordance with paragraph 3.

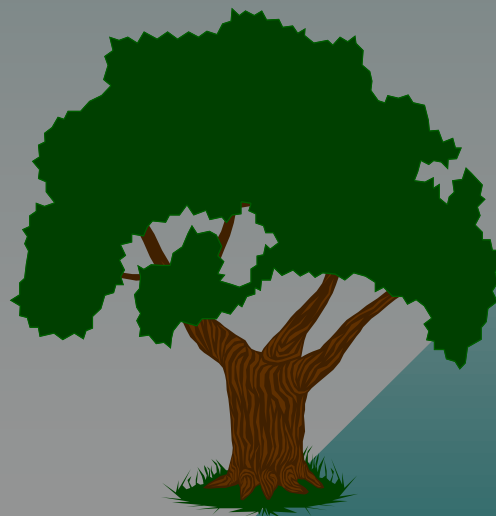
COM(2013) 265 final

Official controls Regulation

Article 159 ctnd.

3. **The Commission shall be empowered to adopt delegated acts** in accordance to Article 139 concerning the date on which the provisions referred to in paragraph 2 shall no longer apply. That date shall be the date of the application of the corresponding rules to be established pursuant to the **delegated acts** provided for in **Article 22 of this Regulation.**

Thank you for your attention!



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