

COMMISSION IMPLEMENTING REGULATION (EU) 2022/2405**of 7 December 2022****correcting Implementing Regulation (EU) 2021/1044 as regards the period of validity of the Union authorisation for the single biocidal product 'Pesguard® Gel'****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) No 528/2012 of the European Parliament and of the Council of 22 May 2012 concerning the making available on the market and use of biocidal products ⁽¹⁾, and in particular Article 44(5), first subparagraph, thereof,

Whereas:

- (1) Commission Implementing Regulation (EU) 2021/1044 ⁽²⁾ granted a Union authorisation for the single biocidal product 'Pesguard® Gel' containing clothianidin as an active substance that is a candidate for substitution, identified in Commission Implementing Regulation (EU) 2015/985 ⁽³⁾ in accordance with Article 10(5) of Regulation (EU) No 528/2012.
- (2) According to Article 23(6) of Regulation (EU) No 528/2012, an authorisation for a biocidal product containing an active substance that is a candidate for substitution is to be granted for a period not exceeding five years.
- (3) The Commission, in Implementing Regulation (EU) 2021/1044, erroneously granted the Union authorisation for the single biocidal product 'Pesguard® Gel' for a period of 10 years.
- (4) Implementing Regulation (EU) 2021/1044 should therefore be corrected accordingly.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Biocidal Products,

HAS ADOPTED THIS REGULATION:

Article 1

Implementing Regulation (EU) 2021/1044 is corrected as follows:

- (1) in Article 1, in the second paragraph, '30 June 2031' is replaced by '30 June 2026';
- (2) in the Annex, in point 1.2, in the table, in the row 'Expiry date of the authorisation', '30 June 2031' is replaced by '30 June 2026'.

*Article 2*This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

⁽¹⁾ OJ L 167, 27.6.2012, p. 1.

⁽²⁾ Commission Implementing Regulation (EU) 2021/1044 of 22 June 2021 granting a Union authorisation for the single biocidal product 'Pesguard® Gel' (OJ L 225, 25.6.2021, p. 54).

⁽³⁾ Commission Implementing Regulation (EU) 2015/985 of 24 June 2015 approving clothianidin as an existing active substance for use in biocidal products for product-type 18 (OJ L 159, 25.6.2015, p. 46).

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 7 December 2022.

For the Commission
The President
Ursula VON DER LEYEN
