



Lodi S.A.S.
Parc d'Activités des Quatre Routes
35390 Grand Fougeray
France

Oslo, 18.12.2019

Your ref.:
[Your ref.]

Our ref. :
2019/14394

Contact person:
Marianne Stave Sekkenes

Authorisation of the biocidal product family Alphachloralose Grain – NO-2019-0181

We refer to your application for mutual recognition of the biocidal product family Alphachloralose Grain (R4BP case no. BC-CQ055668-17), containing the active substance alphachloralose. The Norwegian Environment Agency hereby approves the application.

Background

Regulation (EU) No. 528/2012 concerning the making available on the market and use of biocidal products (the Biocidal Products Regulation, BPR), is implemented in Norwegian law through the Norwegian Biocide Regulation of 18 April 2017 No. 480. The conditions for granting an authorisation of a biocidal product are laid down in Article 19 of the BPR. Additionally, the transitional measures given in Article 91 apply.

According to Article 17(4) of the BPR, an authorisation can be granted for a maximum of 10 years. To facilitate the renewal procedure in accordance with the Mutual Recognition Renewal Regulation, it is agreed (CA-Sept14-Doc.5.7 -Final) that authorisations granted by the concerned Member States should have the same expiry date as the authorisation which is granted by the reference Member State.

One of the members of the biocidal product family Alphachloralose Grain was originally approved as a single biocidal product with the product name Black Pearl Grain (NO-2015-0091) in Norway. The reference asset was submitted as a frame under the Directive 98/8/EC and later converted into a family under Regulation (EU) No. 528/2012 by the reference Member State France. To allow renewal of the Norwegian authorisation based on the reference asset, the existing Norwegian authorisation needed to be withdrawn and a new application for a biocidal product family submitted to the Norwegian Environment Agency. Therefore, the applicant has applied for a mutual recognition of a biocidal product family.

The applicant acknowledges that the initial authorisation of the single biocidal product should be cancelled. This has been communicated to the applicant in an email dated 17.12.2019.

Evaluation

The Norwegian Environment Agency considers that the application of the biocidal product family is identical to the initial authorisation, except that the new authorisation concerns a product family with the same composition and defined variations as for the reference asset. Hence, the same terms and conditions as in the initial authorisation apply.

Decision

Subject to Articles 19 and 91 of the BPR, cf. § 1 of the Norwegian Biocide Regulation, the Norwegian Environment Agency grants an authorisation of Alphachloralose Grain until 30.06.2021. This authorisation replaces the existing authorisation for Black Pearl Grain (NO-2015-0091). Hence, the initial authorisation no longer applies, cf. art. 49.

The authorisation concerns:

Product family name:	Alphachloralose Grain
Family members:	Black Pearl Grain Red Pearl Grain
Trade name(s):	Black Pearl Grain Black Pearl Grain Profesjonell Trinol Musekorn Musekorn Musekorn Profesjonell No Mouse Korn Red Pearl Grain
Active substance:	Alphachloralose (CAS no. 15879-93-3)
Product type:	14
Authorisation holder in Norway:	LODI S.A.S.
Authorisation number:	NO-2019-0181-01-01 NO-2019-0181-01-02
Authorisation date:	18.12.2019
Expiry date:	30.06.2021

Additionally, the conditions provided in the Norwegian Summary of Product Characteristics (SPC) apply. The SPC is uploaded to R4BP.

The Norwegian Environment Agency may, in accordance with article 47 of the BPR, cancel or amend the authorisation should new information on the product family or the active substance come to our attention that may affect the authorisation. Should the authorisation holder be aware of such information, the Norwegian Environment Agency should be notified without delay.

According to Article 31(1) of the Biocidal Products Regulation, an application for a renewal of the authorisation must be submitted 550 days before the authorisation period expires, at the latest.

Label

The information on the label, and, if relevant, in the Material Safety Data Sheet and Technical Data Sheet, shall be in accordance with the conditions provided in the attached SPC. Furthermore, Article 69(1), (2) and Article 70 of the BPR also apply.

The authorisation holder is responsible for ensuring that the information given in the above mentioned documents is accurate, and is translated to Norwegian, cf. Article 69(3) of the BPR.

An electronic copy of the label with the Norwegian authorisation number NO-2019-0181 shall be submitted to the Norwegian Environment Agency within three months from the authorisation date, using the email address biocides@miljodir.no.

Phase-out period of existing stocks, when relevant

The period of grace in Article 52 of the BPR applies. This means that products with old labels cannot be made available on the market any longer than 180 days after the authorisation date and an additional maximum period of 180 days for the use of existing stocks of the biocidal product concerned. During this period, all advertising material related to products that not comply with the new conditions, should also be removed from the market.

Changes to the authorisation

If it is desirable to make any changes to the product authorisation, the authorisation holder must submit an application/notification for change to the Norwegian Environment Agency, in accordance with Article 50 of the BPR. This procedure is described in detail in Regulation (EU) No. 354/2013 on changes of biocidal products. The fees to be charged for applications for change are given in appendix 1A of the Norwegian Biocide Regulation.

Annual fee

For authorised biocidal products on the Norwegian market, an annual fee will be charged. Please see appendix 1B of the Norwegian Biocide Regulation for details. We kindly ask you to inform us using the e-mail address biocides@miljodir.no if you do not intend to place the product family on the Norwegian market, and therefore should not be charged with the annual fee.

Registration in the Norwegian Product Register

All biocidal products must be registered in the Norwegian Product Register. In addition, all biocidal products which are classified as hazardous must be fully declared if they are sold in amounts of 100 kg or more per year. Further information can be found at <https://tema.miljodirektoratet.no/en/Areas-of-activity1/Chemicals/The-Product-Register/>

Appeal

This decision can be appealed to the Ministry of Climate and Environment, in accordance with Article 28 of the Public Administration Act. The complaint must be submitted to the Norwegian Environment Agency within 3 weeks after receipt of this letter, in accordance with Article 29 of the Public Administration Act.

Best regards
Norwegian Environment Agency

This document has been signed electronically

Trine-Lise Torgersen
Head of Section

Marianne Stave Sekkenes
Senior Adviser