

Official Journal of the European Union

L 98



English edition

Legislation

Volume 66

11 April 2023

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Acts whose titles are printed in light type are those relating to day-to-day management of agricultural matters, and are generally valid for a limited period.

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II

(Non-legislative acts)

REGULATIONS

COMMISSION IMPLEMENTING REGULATION (EU) 2023/741

of 5 April 2023

concerning the non-renewal of the approval of the active substance oxamyl, 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)

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/EEC ⁽¹⁾, and in particular Article 20(1) and Article 78(2) thereof,

Whereas:

- (1) Commission Directive 2006/16/EC ⁽²⁾ included oxamyl as an active substance in Annex I to Council Directive 91/414/EEC ⁽³⁾.
- (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 540/2011 ⁽⁴⁾.
- (3) The approval of the active substance oxamyl, as set out in Part A of the Annex to Implementing Regulation (EU) No 540/2011, expires on 31 October 2023.
- (4) An application for the renewal of the approval of the active substance oxamyl was submitted to Italy, the rapporteur Member State, and France, the co-rapporteur Member State, in accordance with Article 1 of Commission Implementing Regulation (EU) No 844/2012 ⁽⁵⁾ within the time period provided for in that Article.

⁽¹⁾ OJ L 309, 24.11.2009, p. 1.

⁽²⁾ Commission Directive 2006/16/EC of 7 February 2006 amending Council Directive 91/414/EEC to include oxamyl as active substance (OJ L 36, 8.2.2006, p. 37).

⁽³⁾ Council Directive 91/414/EEC of 15 July 1991 concerning the placing of plant protection products on the market (OJ L 230, 19.8.1991, p. 1).

⁽⁴⁾ Commission Implementing Regulation (EU) No 540/2011 of 25 May 2011 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).

⁽⁵⁾ Commission Implementing Regulation (EU) No 844/2012 of 18 September 2012 setting out the provisions necessary for the implementation of the renewal procedure for active substances, as provided for in Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market (OJ L 252, 19.9.2012, p. 26). This Regulation was replaced by Implementing Regulation (EU) 2020/1740 (OJ L 392, 23.11.2020, p. 20), however, it continues to apply to the procedure for the renewal of the approval of active substances: (1) whose approval period ends before 27 March 2024; (2) for which a Regulation, adopted in accordance with Article 17 of Regulation (EC) No 1107/2009 on or after 27 March 2021, extends the approval period to 27 March 2024 or a later date.

- (5) The applicant submitted the supplementary dossiers to the rapporteur Member State, the co-rapporteur Member State, the Commission and the European Food Safety Authority ('the Authority') in accordance with Article 6 of Implementing Regulation (EU) No 844/2012. The application was found to be complete by the rapporteur Member State.
- (6) The rapporteur Member State prepared a draft renewal assessment report in consultation with the co-rapporteur Member State and submitted it to the Authority and the Commission on 15 October 2019.
- (7) The Authority made the supplementary summary dossier available to the public. The Authority also circulated the draft renewal assessment report to the applicant and to the Member States for comments and launched a public consultation on it. The Authority forwarded the comments received to the Commission.
- (8) On 30 March 2022, the Authority communicated to the Commission its conclusion ⁽⁶⁾ on whether oxamyl can be expected to meet the approval criteria provided for in Article 4 of Regulation (EC) No 1107/2009.
- (9) In its conclusion, the Authority identified a number of concerns. In particular, it concluded that there is a high risk for all the representative uses assessed to exceed the acceptable operator exposure level ('AOEL') for operators even with the use of personal protective equipment ('PPE').
- (10) Furthermore, the preliminary acute consumer dietary risk assessment indicated a large exceedance of the acute reference dose ('ARfD') for all the representative uses on all edible crops. In addition, the consumer risk assessment through drinking water indicated that the theoretical maximum daily intake ('TMDI') from the groundwater metabolite IN-D2708 exceeded the acceptable daily intake ('ADI') for adults, children and infants in all representative uses and that the TMDI from the groundwater metabolite IN-A2213 exceeded the ADI for infants in all representative uses.
- (11) The Commission presented a renewal report concerning the approval of oxamyl as well as a draft of this Regulation to the Standing Committee on Plants, Animals, Food and Feed on 13 October 2022 and 8 December 2022 respectively.
- (12) The Commission invited the applicant to submit its comments on the conclusion of the Authority. Furthermore, in accordance with Article 14(1), third subparagraph, of Implementing Regulation (EU) No 844/2012, the Commission invited the applicant to submit comments on the renewal report.
- (13) Despite the arguments put forward by the applicant, the concerns regarding the active substance could not be eliminated.
- (14) Consequently, it has not been established, with respect to one or more representative uses of at least one plant protection product, that the approval criteria provided for in Article 4 of Regulation (EC) No 1107/2009 are satisfied. It is therefore appropriate not to renew the approval of the active substance oxamyl.
- (15) Implementing Regulation (EU) No 540/2011 should therefore be amended accordingly.
- (16) Member States should be given sufficient time to withdraw authorisations for plant protection products containing oxamyl.
- (17) For plant protection products containing oxamyl, 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 on 30 September 2023.
- (18) Commission Implementing Regulation (EU) 2023/116 ⁽⁷⁾ extends the approval period of oxamyl to 31 October 2023 in order to allow the renewal process to be completed before the expiry of the approval period. However, given that a decision on the non-renewal of the approval has been taken ahead of that extended expiry date, this Regulation should apply earlier than that date.

⁽⁶⁾ EFSA Journal 2022;20(5):7296.

⁽⁷⁾ Commission Implementing Regulation (EU) 2023/116 of 16 January 2023 amending Implementing Regulation (EU) No 540/2011 as regards the extension of the approval period of the active substance oxamyl (OJ L 15, 17.1.2023, p. 15).

- (19) This Regulation does not prevent the submission of a further application for the approval of oxamyl pursuant to Article 7 of Regulation (EC) No 1107/2009.
- (20) 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

Non-renewal of the approval of the active substance

The approval of the active substance oxamyl is not renewed.

Article 2

Amendment to Implementing Regulation (EU) No 540/2011

In Part A of the Annex to Implementing Regulation (EU) No 540/2011, row 116 on oxamyl is deleted.

Article 3

Transitional measures

Member States shall withdraw authorisations for plant protection products containing oxamyl as an active substance by 30 June 2023.

Article 4

Grace period

Any grace period granted by Member States in accordance with Article 46 of Regulation (EC) No 1107/2009 shall expire by 30 September 2023.

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, 5 April 2023.

For the Commission
The President
Ursula VON DER LEYEN

COMMISSION IMPLEMENTING REGULATION (EU) 2023/742**of 31 March 2023****approving non-minor amendments to the specification for a name entered in the register of protected designations of origin and protected geographical indications ('Bovški sir' (PDO))**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1151/2012 of the European Parliament and of the Council of 21 November 2012 on quality schemes for agricultural products and foodstuffs ⁽¹⁾, and in particular Article 52(2) thereof,

Whereas:

- (1) Pursuant to the first subparagraph of Article 53(1) of Regulation (EU) No 1151/2012, the Commission has examined Slovenia's application for the approval of amendments to the specification for the protected designation of origin 'Bovški sir', registered under Commission Implementing Regulation (EU) No 753/2012 ⁽²⁾.
- (2) Since the amendments in question are not minor within the meaning of Article 53(2) of Regulation (EU) No 1151/2012, the Commission published the amendment application in the *Official Journal of the European Union* ⁽³⁾ as required by Article 50(2)(a) of that Regulation.
- (3) As no statement of opposition under Article 51 of Regulation (EU) No 1151/2012 has been received by the Commission, the amendments to the specification should be approved,

HAS ADOPTED THIS REGULATION:

Article 1

The amendments to the product specification published in the *Official Journal of the European Union* regarding the name 'Bovški sir' (PDO) are hereby approved.

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 343, 14.12.2012, p. 1.

⁽²⁾ Commission Implementing Regulation (EU) No 753/2012 of 14 August 2012 entering a name in the register of protected designations of origin and protected geographical indications (Bovški sir (PDO)) (OJ L 223, 21.8.2012, p. 2).

⁽³⁾ OJ C 459, 2.12.2022, p. 11.

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

Done at Brussels, 31 March 2023.

*For the Commission,
On behalf of the President,
Janusz WOJCIECHOWSKI
Member of the Commission*

DECISIONS

POLITICAL AND SECURITY COMMITTEE DECISION (CFSP) 2023/743

of 4 April 2023

on the appointment of the EU Force Commander for the European Union military operation in the Mediterranean (EUNAVFOR MED IRINI) and repealing Decision (CFSP) 2022/1681 (EUNAVFOR MED IRINI/1/2023)

THE POLITICAL AND SECURITY COMMITTEE,

Having regard to the Treaty on European Union, and in particular Article 38 thereof,

Having regard to Council Decision (CFSP) 2020/472 of 31 March 2020 on a European Union military operation in the Mediterranean (EUNAVFOR MED IRINI) ⁽¹⁾, and in particular Article 8(2) thereof,

Whereas:

- (1) On 31 March 2020, the Council adopted Decision (CFSP) 2020/472, which established and launched a European Union military operation in the Mediterranean (EUNAVFOR MED IRINI).
- (2) Pursuant to Decision (CFSP) 2020/472, the Council authorised the Political and Security Committee (PSC) to take decisions on the appointment of the EU Force Commander for EUNAVFOR MED IRINI.
- (3) On 27 September 2022, the PSC adopted Decision (CFSP) 2022/1681 ⁽²⁾ appointing Rear Admiral Stylianos DIMOPOULOS as EU Force Commander for EUNAVFOR MED IRINI from 1 October 2022.
- (4) On 24 February 2023, the Italian military authorities proposed the appointment of Rear Admiral (Navy) Valentino RINALDI to succeed Rear Admiral Stylianos DIMOPOULOS as the EU Force Commander of EUNAVFOR MED IRINI from 1 April 2023. The EU Operation Commander supported that proposed appointment.
- (5) On 3 March 2023, the EU Military Committee supported the recommendation made by the Italian military authorities.
- (6) A decision on the appointment of Rear Admiral Valentino RINALDI should be taken.
- (7) Decision (CFSP) 2022/1681 should be repealed,

HAS ADOPTED THIS DECISION:

Article 1

Rear Admiral Valentino RINALDI is hereby appointed as EU Force Commander for the European Union military operation in the Mediterranean (EUNAVFOR MED IRINI).

Article 2

Decision (CFSP) 2022/1681 (EUNAVFOR MED IRINI/4/2022) is hereby repealed.

⁽¹⁾ OJ L 101, 1.4.2020, p. 4.

⁽²⁾ Political and Security Committee Decision (CFSP) 2022/1681 of 27 September 2022 on the appointment of the EU Force Commander for the European Union military operation in the Mediterranean (EUNAVFOR MED IRINI) and repealing Decision (CFSP) 2022/513 (EUNAVFOR MED IRINI/4/2022) (OJ L 252, 30.9.2022, p. 74).

Article 3

This Decision shall apply from 1 April 2023.

Done at Brussels, 4 April 2023.

For the Political and Security Committee

The Chairperson

D. PRONK

ISSN 1977-0677 (electronic edition)
ISSN 1725-2555 (paper edition)



Publications Office
of the European Union
L-2985 Luxembourg
LUXEMBOURG

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