



Rīga

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No. 4-6/1562

Centrala Obrotu Towarami Masowymi
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On the authorisation of the biocidal product family Creosote oil grade B un Creosote oil grade C through mutual recognition in Latvia

Latvian Environment, Geology and Meteorology Centre (LEGMC) has evaluated the application submitted by Centrala Obrotu Towarami Masowymi DAW – Bytom Sp. z o. o on 27 March 2017 concerning an authorisation of the biocidal product family Creosote oil grade B and Creosote oil grade C through mutual recognition in Latvia.

Biocidal product family **Creosote oil grade B un Creosote oil grade C** contains the following active substance:

- *creosote* (CAS No.8001-58-9, EC No.232-287-5), concentration 100%.

LEGMC has agreed with Product Assessment Report and Summary of Product Characteristics for biocidal product family Creosote oil grade B un Creosote oil grade C developed by the reference Member State – Poland, however in accordance with Article 10(1)(a) of the 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 (Regulation (EU) 528/2012) creosote shall be considered a candidate for substitution. Therefore, in line with Article 23(1) of the Regulation (EU) 528/2012, the Latvian Competent Authority has performed a comparative assessment (June, 2017) according which LEGMC concludes that for UC 3 (except wooden railway sleepers) and UC 4 in Latvian market are alternatives for creosote-impregnated wood.

Therefore, in accordance with Article 33 of the Regulation (EU) 528/2012, LEGMC authorises the biocidal product family **Creosote oil grade B un Creosote oil grade C** only in UC 3 - wooden railway sleepers.

If there will be submitted essential evidence proving that not authorising of impregnation with creosote for UC 3 (other than wooden railway sleepers) and UC 4 would have a remarkable operational and economic costs on the socioeconomic situation in Latvia, LEGMC based on provided evidence and evaluation will grant authorisation for these uses.

LEGMC assigns the authorisation number**LV/2017/MR/028****for biocidal product family Creosote oil grade B un Creosote oil grade C.**

In accordance with Article 22(2)(d) of Regulation (EU) 528/2012 authorisation numbers with the following suffix for biocidal products within family **Creosote oil grade B un Creosote oil grade C** are indicated in the table.

BIOCIDAL PRODUCT NAME	AUTHORISATION NUMBER
• Creosote oil grade B	LV/17/MR/028/01/001
• Creosote oil grade C	LV/17/MR/028/01/002

The authorisation of biocidal product family Creosote EN 13991 BPF is valid until 12th December 2021.

The authorisation holder is Centrala Obrotu Towarami Masowymi DAW–Bytom Sp. z o. o.
The authorisation number shall be indicated on the label of the biocidal product.

The authorisation of biocidal product family **Creosote oil grade B un Creosote oil grade C** is granted on the following terms:

- Product type: it is only authorised for use as a **product type 8 – wood preservative, UC 3 - wooden railway sleepers;**
- Target organisms: wood rotting fungi, blue stain fungi, wood boring insects and termites;
- Users: industrial professionals and professionals;
- Product description: ready-for-use wood preservative in UC 3 - wooden railway sleepers;
- Product stability: 10 years.

The authorisation applies only to the biocidal product family **Creosote oil grade B un Creosote oil grade C** in the composition, form and packing for which the first authorisation is granted by reference Member State.

The information on the label (and if applicable an enclosed instruction of use) of the **Creosote oil grade B un Creosote oil grade C** should be as it is indicated in the first authorisation of above mentioned biocidal product family, taking into account also the information which is stated in the Product Assessment Report and Summary of Product Characteristics issued by reference Member State and also terms made by LEGMC.

The information on the label shall be in Latvian.

Notwithstanding content of the label specified above, requirements stated in:

- Article 69 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;
- Regulation (EC) No 1272/2008 of the European Parliament and of the Council of 16 December 2008 on classification, labelling and packaging of the substances and mixtures,

amending and repealing Directives 67/548/EEC and 1999/45/EC, and amending Regulation (EC) No 1907/2006;

- all other relevant legislation shall be applied.

Centrālā Obrotu Towarami Masowymi DAW–Bytom Sp. z o. o. shall inform LEGMC about any changes in accordance with Commission Implementing Regulation (EU) No 354/2013 of 18th April 2013 on changes of biocidal products authorised in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council.

If the first authorisation issued by reference Member State is amended or revoked, the authorisation of biocidal product family **Creosote oil grade B un Creosote oil grade C** may be re-opened for review before 12th December 2021.

Additionally, LEGMC would like to inform that Centrālā Obrotu Towarami Masowymi DAW–Bytom Sp. z o. o. is fully responsible of the content of the biocidal product family **Creosote oil grade B un Creosote oil grade C**, as well as its classification, labelling, instruction of use and safety data sheet.

LEGMC would like to ask Centrālā Obrotu Towarami Masowymi DAW–Bytom Sp. z o. o. to notify the above mentioned information down to supply chain.

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