

Biocidal Products Forum

Federal Environmental Inspection



service public fédéral

**SANTÉ PUBLIQUE,
SECURITE DE LA CHAINE ALIMENTAIRE
ET ENVIRONNEMENT**



Federal Public Service Health, Food Chain Safety and Environment - Directorate-General Environment- Inspection

1. Missions of the inspection service

2. Biocides Unit/Product Standards Act

- a. Main missions
- b. Elaboration of the annual inspection plan
- c. Control of biocidal products
- d. Control and sanctions
- e. Overview of biocidal campaigns carried out

1. Missions of the inspection service

- ▶ Enforcement of the Product Standards Act and its implementing decisions (> 70 decisions and about 15 European Regulations) and CITES
- *Enforcement of "dangerous substances and preparations" (REACH, CLP, RoHS, various ADCO (eco-design, tyres..), CLEEN....)*
- **Enforcement of the use/sale of pesticides and biocides in the different "(non) food sectors"**
- *Enforcement of the CITES regulation, EUTR, IAS*

2. Biocides unit/Product Standards Act

a. Main missions

- Elaboration of the annual inspection plan in consultation with the Product Policy Unit and implementation of the plan
- Biocides and plant protection products (outside the food chain)
 - Sellers and users
 - Plant protection products (collaboration protocol Federal Agency for the Safety of the Food Chain)
 - Routine controls and campaigns
- Other legislation (stoves, pellets, CO₂, ...)
- Reporting

2. Biocides unit/Product Standards Act

► b. Elaboration of the annual inspection plan

1/ Campaign proposals

- Product Policy Service
- Inspection Service

2/ Criteria

- Impact on public health
- Impact on the environment
- Level of illegality
- Scope of the problem
- Effect of our actions
- Level of obligation

3/ Approval of the Minister

2. Biocides unit/Product Standards Act

► c. Biocide control

- National and European product authorizations
- Labelling
- Authorizations of persons and companies
- Traceability (commercial documents)
- Product quality (sampling)
- Reporting of sales
- Treatment of complaints, crises, cabinet requests

2. Biocides unit/Product Standards Act

d. Competences, controls and sanctions

Act of 21 December 1998 on product standards aimed at promoting sustainable production and consumption patterns, environmental protection, public health and workers

2. Biocides unit/Product Standards Act

d. Competences and control – Article 15 Act on product standards

- §1 designations
- §2 competences
 - Access
 - Request information
 - Seize information
 - Take samples
 - Stop vehicles
- §5 infringements
 - report of infringement shall be evidence until the contrary is proved

2. Biocides unit/Product Standards Act

d. Sanctions – Article 17 and 17bis Act on product standards

- Warning : article 17bis
- Sanctions: depend on the seriousness of the infringement
 - Article 17 – §1 : report of infringement to the public prosecutor
 - Article 17 - §2 : report of infringement to the legal department

2. Biocides unit/Product Standards Act

e. Overview of biocidal campaigns carried out

1. Campaigns 2018 – trends and results
2. 2019 (in progress)

2. Biocides unit/Product Standards Act

1. Campaigns 2018

- PT2/PT4 disinfectants with analysis
- Horticulturists
- PT5 disinfectants
- Closed circuit
- E-commerce
- Routine

2. Biocides unit/Product Standards Act

1. Campaigns 2018 – trends and results

- Analyses ok
- PT2/PT4 and closed circuit: non-compliant labels (§2 of the authorization act, languages, quality)
- PT5: unauthorized technical products
- Routine: still too many infringements (unauthorized biocides)
- E-commerce: first warnings
- Traceability (all campaigns): not well observed

2. Controls in 2019 (in progress)

- Routine controls (biocides and phytosanitary products + phytollicences) :
 - large number of reports of infringement
- New controls: large number of reports of infringement
- E-commerce : reports of infringement and warnings
- Treated articles. Belgium>> clothes
- Closed circuit

- A few figures (on 01/09/19):
 1. reports of infringement: 65 (2018: 47); warnings : 95 (2018 : 95)
 2. reports of infringement: authorization of biocidal products, labelling, traceability

Thank you for your attention!

Any questions?



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