



Council of the  
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## COVER NOTE

From:	Secretary-General of the European Commission, signed by Ms Martine DEPREZ, Director
date of receipt:	28 February 2024
To:	Ms Thérèse BLANCHET, Secretary-General of the Council of the European Union
No. Cion doc.:	C(2024) 1219 final
Subject:	ANNEXES to the Commission Delegated Regulation (EU) .../... amending Regulation (EC) No 273/2004 of the European Parliament and of the Council and Council Regulation (EC) No 111/2005 as regards the inclusion of the drug precursor Isopropylidene (2-(3,4-methylenedioxyphenyl)acetyl)malonate (IMDPAM) and other substances in the list of scheduled substances

Delegations will find attached document C(2024) 1219 final.

Encl.: C(2024) 1219 final

Brussels, 28.2.2024  
C(2024) 1219 final

ANNEXES 1 to 2

## **ANNEXES**

**to the**

**Commission Delegated Regulation (EU) .../...**

**amending Regulation (EC) No 273/2004 of the European Parliament and of the Council  
and Council Regulation (EC) No 111/2005 as regards the inclusion of the drug precursor  
Isopropylidene (2-(3,4-methylenedioxyphenyl)acetyl)malonate (IMDPAM) and other  
substances in the list of scheduled substances**

## ANNEX I

Annex I to Regulation (EC) No 273/2004 is amended as follows:

(1) the table 'Category 1' is amended as follows;

- (a) the entry 'Methyl 2-methyl-3-phenyloxirane-2-carboxylate (BMK methyl glycidate)' is deleted;
- (b) the entry '2-methyl-3-phenyloxirane-2-carboxylic acid (BMK glycidic acid)' is replaced by the following:

Substance	CN designation (if different)	CN Code	CAS No
'2-methyl-3-phenyloxirane-2-carboxylic acid (BMK glycidic acid) *		2918 99 90	25547-51-7

\* and its ethyl, methyl (CAS No 80532-66-7), propyl, isopropyl, butyl, isobutyl, sec-butyl and tert-butyl esters, with the same CN code as BMK glycidic acid.';

- (c) the entries 'Ethyl 3-(2H-1,3-benzodioxol-5-yl)-2-methyloxirane-2-carboxylate (PMK ethyl glycidate)' and 'Methyl 3-(1,3-benzodioxol-5-yl)-2-methyloxirane-2-carboxylate (PMK methyl glycidate)' are deleted;
- (d) the entry '3-(1,3-benzodioxol-5-yl)-2-methyl-oxirane-2-carboxylic acid (PMK glycidic acid)' is replaced by the following:

Substance	CN designation (if different)	CN Code	CAS No
3-(1,3-benzodioxol-5-yl)-2-methyl-oxirane-2-carboxylic acid (PMK glycidic acid)**		2932 99 00	2167189-50-4

\*\* and its ethyl (CAS No 28578-16-7), methyl (CAS No 13605-48-6), propyl, isopropyl, butyl, isobutyl, sec-butyl and tert-butyl esters, with the same CN code as PMK glycidic acid.';

- (e) the following entry is inserted in the list of substances in the appropriate place sequentially according to the CN Code:

Substance	CN designation (if different)	CN Code	CAS No
'Isopropylidene (2-(3,4-methylenedioxyphenyl)acetyl)malonate (IMDPAM)***	IMDPAM	2932 99 00	

\*\*\* also known as 5-[2-(1,3-benzodioxol-5-yl)acetyl]-2,2-dimethyl-1,3-dioxane-4,6-dione, according to IUPAC (The International Union of Pure and Applied Chemistry).';

- (2) in the table 'Subcategory 2A', in the entry 'Red phosphorus', the CN Code '2804 70 00' is replaced by the CN Code '2804 70 10'.

## ANNEX II

The Annex to Regulation (EC) No 111/2005 is amended as follows:

(1) the table 'Category 1' is amended as follows:

- (a) the entry 'Methyl 2-methyl-3-phenyloxirane-2-carboxylate (BMK methyl glycidate)' is deleted;
- (b) the entry '2-methyl-3-phenyloxirane-2-carboxylic acid (BMK glycidic acid)' is replaced by the following:

Substance	CN designation (if different)	CN Code	CAS No
'2-methyl-3-phenyloxirane-2-carboxylic acid (BMK glycidic acid) *		2918 99 90	25547-51-7

\* and its ethyl, methyl (CAS No 80532-66-7), propyl, isopropyl, butyl, isobutyl, sec-butyl and tert-butyl esters, with the same CN code as BMK glycidic acid.';

- (c) the entries 'Ethyl 3-(2H-1,3-benzodioxol-5-yl)-2-methyloxirane-2-carboxylate (PMK ethyl glycidate)' and 'Methyl 3-(1,3-benzodioxol-5-yl)-2-methyloxirane-2-carboxylate (PMK methyl glycidate)' are deleted;
- (d) the entry '3-(1,3-benzodioxol-5-yl)-2-methyl-oxirane-2-carboxylic acid (PMK glycidic acid)' is replaced by the following:

Substance	CN designation (if different)	CN Code	CAS No
'3-(1,3-benzodioxol-5-yl)-2-methyl-oxirane-2-carboxylic acid (PMK glycidic acid)**		2932 99 00	2167189-50-4

\*\* and its ethyl (CAS No 28578-16-7), methyl (CAS No 13605-48-6), propyl, isopropyl, butyl, isobutyl, sec-butyl and tert-butyl esters, with the same CN code as PMK glycidic acid.';

- (e) the following entry is inserted in the list of substances in the appropriate place sequentially according to the CN Code:

Substance	CN designation (if different)	CN Code	CAS No
'Isopropylidene (2-(3,4-methylenedioxyphenyl)acetyl)malonate (IMDPAM)***	IMDPAM	2932 99 00	[ ]

\*\*\* also known as 5-[2-(1,3-benzodioxol-5-yl)acetyl]-2,2-dimethyl-1,3-dioxane-4,6-dione, according to IUPAC (The International Union of Pure and Applied Chemistry).';

- (2) in the table 'Category 2', in the entry 'Red phosphorus', the CN Code '2804 70 00' is replaced by the CN Code '2804 70 10'.