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LIMITE

SIMPL	**DENLEG**
ANTICI	**MI**
AGRI	**FOOD**
AGRILEG	**FEED**
ENV	**SEMENCES**
PESTICIDE	**SAN**
PHYTOSAN	**CHIMIE**
VETER	**CODEC**

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WORKING DOCUMENT

From:	General Secretariat of the Council
To:	Antici Group (Simplification)
Subject:	Consolidated comments from MS on Omnibus X: Food and feed safety _Cluster B (Pesticides related issues) - (DDL on 11 March 2026 COB)

Following the written consultation on Omnibus X – Food and Feed Safety – Cluster B (Pesticides related issues) launched on 06 March 2026, delegations will find the additional comments received from **DE**.

Regarding your suggested options for several points concerning plant protection for the Antici-Group Meeting on March 6th 2026 we would like to inform you of the German positions on the different options. It is important to note, that these positions have been agreed upon only as a package within the German government.

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1. SUSTAINABLE USE DIRECTIVE, Delegated Act for drones

Option 3: "Other time period". We propose a time frame of max. one year for the delegated act defining drone types.

2. BIOCONTROL SUBSTANCE DEFINITION

Option 3: Development of a guidance document defining what "structurally similar" to naturally occurring substances means. Also, the active substance needs to be of low-risk or fulfil other predefined criteria regarding its risk profile in order to benefit from regulatory benefits. In this case the exclusion of "heavy metals and their salts" from the definition would be unnecessary and should be deleted.

3. TACIT AGREEMENT when a decision by a MS on a PPP containing only biocontrol or low-risk substances is not adopted within 120 days

Generally option 2, but depends on the concrete formulation of the rules.

4. APPROVALS AND AUTHORISATIONS

Option 3: Only the approval of low-risk active substances and authorisation of low-risk plant protection products to be unlimited.

5. DELINEATION OF PLANT PROTECTION PRODUCT ACTIVE SUBSTANCE FROM PLANT BIOSTIMULANT

Flexible – but probably Option 2 (Changing "disrupting" to "regulating", in order to keep growth regulators in the legal remit Reg. (EG) 1107/2009.

6. PROVISIONAL AUTHORISATIONS

Flexible.

7. DATA PROTECTION

We can support Option 1 (Commission proposal), if an EU-database for studies and their data protection is established.

8. INCLUSION OF SOWING OF TREATED SEEDS AS A USE OF PPPs – Art. 49

Option 3: Deletion of the Commission proposal – no new rules for the sowing of treated seeds.

9. EXTENSION OF AUTHORISATIONS FOR MINOR USES – Art. 51

Option 1: Support for Commission proposal.

10. RECORD KEEPING FOR PPPs CONTAINING BIOCONTROL SUBSTANCES – Article 67(1)

Option 2: Deletion of Commission proposal to exclude PPPs containing biocontrol substances from record keeping.

11. GRACE PERIOD FOR IMPLEMENTING MEASURES

Option 1: Support for Commission proposal.

12. BASIC SUBSTANCES

Support for option 1 (Commission proposal).

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