



Council of the European Union  
General Secretariat

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**Interinstitutional files:  
2023/0124 (COD)**

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**Brussels, 14 May 2024**

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**NOTE**

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From:	DK Delegation
To:	Working Party on Technical Harmonisation (Dangerous Substances - Chemicals)
N° Cion doc.:	ST 8904 2023 ADD 1-7
Subject:	Ban of Most Harmful Substances (MHS) in consumer detergents and of biocides - DK non-paper

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# Ban of Most Harmful Substances (MHS) in consumer detergents and of biocides

- Protect EU citizens and environment, based on CSS from 2020
- Clarify grey zone btw BPR and DETERG when active substances have biocidal as well as detergent/surfactant functions
- New article 6a: Substances and mixtures prohibited in detergents and surfactants
- New Annex IIIa Prohibited substances:
  - All MHS in consumer detergents (non-intended presence is ok in a concentration below 100 mg/kg)
  - Biocidal active substances not approved for use or in review programme as preservatives, or where the biocidal product is not approved in accordance with BPR
- Derogations: Found safe by ECHA + no suitable alternatives, MHS not banned for consumer use in REACH
- Implementing acts by COM to permit use of substances by amending the annex
- Delayed entry into force by 30 months (MHS) and 60 months (Biocides)
- ECHA financial fiche needed