

**Question for written answer E-002472/2021
to the Commission**

Rule 138

Tom Vandenkendelaere (PPE)

Subject: European regulatory framework for the marketing of biocides

On 1 March 2021, the European Commission authorised the placing on the market of the biocide ASD, an insecticide for use in aircraft produced by Aero-Sense¹. As a result, this is the only European product on the market, with market access to all Member States, which complies with the current Biocidal Products Regulation and the F-Gas Regulation². However, an exception was granted in 2018 for a French producer to market a similar biocidal product based on a non-compliant propellant. This exception was granted on the premise that there was no non-flammable alternative product. With the approval of the Aero-Sense ASD biocide, this is no longer the case.

1. How does the Commission ensure the proper oversight of applicable regulations to guarantee fair market competition?
2. What action does the Commission intend to take to no longer allow non-compliant products in the internal market?

¹ <https://op.europa.eu/en/publication-detail/-/publication/22674317-7af9-11eb-9ac9-01aa75ed71a1>

² Regulation (EU) No 517/2014 of the European Parliament and of the Council of 16 April 2014 on fluorinated greenhouse gases and repealing Regulation (EC) No 842/2006 Text with EEA relevance (europa.eu); 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 Text with EEA relevance (europa.eu) (<https://eur-lex.europa.eu/eli/reg/2014/517/oj>)