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BPR Article 65(3) reporting

1. General information

1.1. Member State

For which Memeber State* are you reporting?

("In this survey "Member State" refers to EU Member States, Iceland, Liechtenstein, Norway and Switzerland)

- Austria
- O Belgium
- O Bulgaria
- O Croatia
- O Cyprus
- O Czech Republic
- O Denmark
- Estonia
- Finland
 France
- Ornance
- O Germany
- O Greece
- O Hungary
- Iceland
- Ireland
- Italy
- Latvia
- O Liechtenstein
- O Lithuania
- O Luxembourg
- O Malta
- Netherlands
- Norway
- O Poland
- Portugal
- O Romania
- Slovakia
- O Slovenia
- O Spain
- O Sweden
- O Switzerland
- O United Kingdom

1.2. Contact details of the person responsible for reporting

| Name | Organisation | Email address | Telephone number(s) |
|------|--|---------------|---------------------|
| | Federal Ministry for Climate Action, Environment, Energy, Mobility, Innovation and | | |
| | Technology | | |

1.3. Information on the Competent Authority (CA)

1.3.1. Competent Authorities involved in the implementation of the BPR

How many CAs are responsible for the implementation of the BPR in your Member State? Please do not include enforcement authorities here, as they are specifically covered in section 4.

1 - Federal Ministry for Climate Action, Environment, Energy, Mobility, Innovation and Technology (BMK) in cooperation with Envir onment Agency Austria

1.3.2. Details of the Competent Autorities involved in the BPR implementation

| | BPR competent authority | Website | |
|---|--------------------------|----------------|--|
| | involved | website | |
| Advice to applicants/helpdesks on active substances | BMK / Environment Agency | www.biozide.at | |
| Advice to applicants/nelpdesks on active substances | Austria | www.biozide.at | |
| Advice to emplicante/holo deake on his sidel products | BMK / Environment Agency | www.biozide.at | |
| Advice to applicants/helpdesks on biocidal products | Austria | www.biozide.at | |

| Advice to applicants/helpdesks on treated articles | BMK / Environment Agency Austria | www.biozide.at |
|---|-------------------------------------|----------------|
| Assessment of active substances | BMK / Environment Agency Austria | www.biozide.at |
| Assessment and authorisation of biocidal products | BMK / Environment Agency Austria | www.biozide.at |
| Other (e.g. authority in charge of setting up the whole organisational framework for the BPR implementation, of adopting national legislation) | ВМК | www.bmk.at |

1.3.3. Other bodies involved in the implementation of the BPR

| | Authority/organisation involved | Website |
|----------------------|---------------------------------------|--|
| Poison centre | Vergiftungsinformationszentrale (VIZ) | https://goeg.at/Vergiftungsinformation |
| Animal poison centre | | |
| Other | | |

2. Relevant national measures and Member State specific measures

2.1. Transitional period (Art. 89 BPR)

Do you have specific national measures or legislation for making available on the market of biocidal products during the transitional period?

- Yes
- No

2.2. Applicable fees

Do you have specific national measures or legislation regarding fees for BPR procedures?

- Yes
- O No

Please specify below the national regulation(s) and indicate the corresponding link to the relevant website with the requested information. If available in English please include the link to the English version

Biozidproduktegesetz-Gebührentarifverordnung 2014, Bundesgesetzblatt II Nr. 291/2014 https://www.bmlrt.gv.at/umwelt/chemikalien/B iozide/gebuehrentarifV.html

2.2.1. Fee amounts

Please provide information on the applicable fees for the procedures listed in the table below

| | Fee amount |
|---|---|
| Evaluation of an active substance for approval | 250.000 € |
| Evaluation of an active substance for Annex I inclusion | 74 000 - 160.000 € |
| Authorisation of a biocidal product (BP) | 45 000 € |
| Authorisation of a BP family | 90 000 € |
| Mutual recognition of an authorisation of a BP | 7.700€ |
| Mutual recognition of an authorisation of a BP family | 15.400 € |
| Union authorisation of a BP | 60 000 € |
| Union authorisation of a BP family | 120.000 € |
| Annual fee | 500 - 1.000 € |
| Other (please specify) | https://www.bmlrt.gv.at/umwelt/chemikalien/Biozide/gebuehrentarifV html |

2.3. Measures in favour of small and medium enterprises (SMEs)

Do you have specific national measures or legislation favouring SMEs?

- Yes
- O No

Please specify below the national regulation(s) and refer to the corresponding link of the relevant website with the requested information. If available in English please include the link to the English version

Biozidproduktegesetz-Gebührentarifverordnung 2014, Bundesgesetzblatt II Nr. 291/2014 https://www.bmlrt.gv.at/umwelt/chemikalien/B iozide/gebuehrentarifV.html

2.4. Non-compliance and penalties

Do you have specific national measures or legislation concerning non-compliance and penalties applicable for infringements on the implementation of the BPR? (a) Yes O No

Please specify below the national regulation(s) and refer to the corresponding link to the relevant website with the requested information. If available in English please include the link to the English version

```
Biozidproduktegesetz, Bundesgesetzblatt I Nr. 105/2013
https://www.bmlrt.gv.at/umwelt/chemikalien/Biozide/biozidprodukteG.html
```

2.5. Imported treated articles

Do you have specific national measures or legislation that regulates whether imported treated articles contain only approved active substances?

Yes
 Yes

O No

Please specify below the national regulation(s) and refer to the corresponding link of the relevant website with the requested information. If available in English please include the link to the English version

```
Biozidproduktegesetz, Bundesgesetzblatt I Nr. 105/2013
https://www.bmlrt.gv.at/umwelt/chemikalien/Biozide/biozidprodukteG.html
```

3. Placing and making available on the market of biocidal products

3.1. Authorisation procedures

3.1.1. Authorisations

Please indicate in the tables below the figures related to the various procedures since the entry into application of the BPR (1st September 2013)

3.1.1.a. National authorisations

| | 2013 | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 | Total number |
|---|------|------|------|------|------|------|------|-----------------|
| Authorisations granted on the basis of Article 19(5) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Provisional authorisations granted for products containing new active substances (Article 55(2)) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

3.1.1.b. Mutual recognitions - concerned Member State

| | 2013 | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 | Total number |
|--------------------------|------|------|------|------|------|------|------|--------------|
| Derogations (Article 37) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

3.1.1.c. Authorisations of products containing active substances meeting exclusion criteria (Article 5.2)

| | 2013 | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 | Total number |
|--|------|------|------|------|------|------|------|--------------|
| Total number of applications assessed | 0 | 0 | 1 | 1 | 1 | 0 | 1 | 4 |
| Number of products authorised (conditions met for all or some of the uses) | 0 | 0 | 1 | 1 | 1 | 0 | 1 | 4 |
| Number of products not authorised (conditions not met for any of the uses) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

3.1.1.d. Comparative assessments (Article 23)

| | 2013 | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 | Total number |
|---|------|------|------|------|------|------|------|-----------------|
| Total number of applications evaluated | 0 | 1 | 3 | 5 | 9 | 16 | 9 | 43 |
| Number of applications evaluated resulting in a granted authorisation without restrictions | 0 | 1 | 3 | 5 | 8 | 16 | 9 | 42 |
| Number of applications evaluated resulting in restrictions (Article 23(3)) | 0 | 0 | 0 | 0 | 1 | 0 | 0 | 1 |
| Number of applications evaluated resulting in restrictions (Article 23(3)) | | | | | | | | |

3.1.2. Renewal of authorisations

Please indicate in the tables below the figures related to the renewals of authorisations for making available on the market of biocidal products

3.1.2.a. National authorisations

| | 2013 | 2014 | 2015 | 2016 | 2017 | 2018 | 201 9 | Total number |
|--|------|------|------|------|------|------|--------------|-----------------|
| Authorisations granted on the basis of Article 19(5) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

| Provisional authorisations granted for products containing new active | |
|---|--|
| substances (Article 55(2)) | |

| | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
|--|---|---|---|---|---|---|---|---|
|--|---|---|---|---|---|---|---|---|

3.1.2.b. Mutual recognitions - concerned MS

| | 2013 | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 | Total number |
|--------------------------|------|------|------|------|------|------|------|--------------|
| Derogations (Article 37) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

3.1.2.c. Authorisations of products containing active substances meeting exclusion criteria (Article 5.2)

| | 2013 | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 | Total number |
|--|------|------|------|------|------|------|------|--------------|
| Total number of applications assessed | 0 | 0 | 0 | 0 | 0 | 35 | 16 | 51 |
| Number of products authorised (conditions met for all or some of the uses) | 0 | 0 | 0 | 0 | 0 | 35 | 16 | 51 |
| Number of products not authorised (conditions not met for any of the uses) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

3.1.2.d. Comparative assessments (Article 23)

| | 2013 | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 | Total number |
|---|------|------|------|------|------|--|------|-----------------|
| Total number of applications evaluated | 0 | 0 | 0 | 0 | 0 | Comp. ass. for all PT14 conducted by commission | 4 | 4 |
| Number of applications evaluated resulting in a granted authorisation without restrictions | 0 | 0 | 0 | 0 | 0 | 35 | 20 | 55 |
| Number of applications evaluated resulting in restrictions (Article 23(3)) | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Number of applications evaluated resulting in restrictions (Article 23(3)) | | | | | | | | |

3.2. Other BPR procedures for biocidal products

The BPR contains specific procedures that allow the making available of the market of products without an authorisation. Please indicate the related information in the tables below.

3.2.a. Derogations pursuant to Article 55(1)

| | 2013 | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 | Total number |
|-----------------------------|------|------|------|------|------|------|------|--------------|
| Number of requests received | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 2 |
| Permits granted | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Permits not granted | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 2 |

3.2.b. Research and development (Article 56)

| | 2013 | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 | Total number |
|----------------------------------|------|------|------|------|------|------|------|--------------|
| Number of notifications received | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 1 |
| Number of prohibitions | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 1 |

3.3. Number of biocidal products made available on the Member State market authorised under the transitional measures (Article 89)

Please provide the information available, per main group of product-types, on biocidal products made available on the market authorised under transitional measures

| | 2013 | 2014 | 2015 | 2016 | 2017 | 2018 | 2018 | Total number |
|--|------|------|------|------|------|------|------|--------------|
| Main group 1 Disinfectants (PT1 - PT5) | na. | n.a. | n.a. | n.a. | n.a. | n.a. | n.a. | na. |
| Main group 2 Preservatives (PT6 - PT13) | na. | n.a. |
| Main group 3 Pest control (PT14 - PT20) | na. | n.a. |
| Main group 4 Other biocidal products (PT21 - PT22) | na. | n.a. |

4. Information on enforcement activities

4.1. BPR enforcement strategy

Has an overall strategy been implemented in the Member State for the enforcement of the BPR?

Yes

O No

Please describe it and, if it is publicly available, provide the corresponding link. If available in English please include the link to the English version

The implementation of BPR is enforced by the Federal Ministry of Climate Action, Environment, Energy, Mobility, Innovation and Te chnology (BMK) in close co-operation with the offices of the regional Governments (Bundesländer).

The controls for the implementation of the BPR as well as the CLP and REACH Regulations are conducted by the Biocides and Chemica ls Inspectors of the Bundesländer. Coordination meetings between the BMK and Bundesländer take place on a regular basis, twice a year as a minimum, where the enforcement of the BPR, CLP and REACH Regulations is coordinated. In addition, special enforcement c ampaigns are carried out for certain main groups of biocidal products on a yearly basis, for example wood preservatives, disinfec tants, rodenticides, etc. The reports of these target programs are published after finalisation.

All inspectors are obliged to deliver an annual report on their activities. In the reports the inspectors have to provide detaile d information on controls, numbers and types of controls, results, in particular non-compliance incidents on follow-up actions in case of non-compliance. The summary of the reports of the inspectors form the basis of this part of the report.

4.2. Control system in the Member States and results of official controls

Please give a brief overview of the way official controls are carried out in your Member State, with special emphasis on the following processes: - making available on the market of biocidal products;

- use of biocidal products;

- placing on the market of treated articles

Control schedules for the making available on the market and use of biocidal products are designed by the biocides inspectors of the Bundesländer. The Control schedules also cover treated articles.

The companies to be monitored are selected by the inspectors in cooperation with the BMK; the inspecton plans are designed during the coordination meetings as the general Austrian biocides chemical inspection plan. The market participants for controls are sel ected on the basis of a risk-based approach which ensures that the most important manufacturers, importers, wholesalers and distr ibutors are checked systematically. In addition, controls are carried out randomly, in particular for retailers and users. In ord er to increase the statistical significance of the samples, an attempt is made to include, as far as possible, all sectors involv ed in the trade of biocidal products. In particular, manufacturers of disinfectants, protective agents, paints and varnishes, bui lding materials dealers, hardware stores, retailers and warehouses are checked, as well as the supply chain. This approach is use d in order to control as many market participants as possible.

In selected cases, samples are taken and sent to the Federal Environment Agency to determine the chemical composition, in particu lar the content of active subsances. The intervals between the controls are determined by the Bundesländer. Companies which have been found in non-complance in the past are being increasingly examined.

4.3. Enforcement authorities involved in official controls

Please provide the denomination of the enforcement authorities involved in official controls. If applicable, please also provide the links to the relevant websites

| | BPR enforcement authority(ies) involved | Website |
|---|--|---|
| Controls on placing and making biocidal products available on the market | Amt der Burgenländischen Landesregierung, Amt der Kärntner Landesregierung, Amt der Niederösterreichischen Landesregierung, Amt der Oberösterreichischen Landesregierung, Amt der Salzburger Landesregierung, Amt der Steiermärkischen Landesregierung, Amt der Tiroler Landesregierung, Amt der Vorarlberger Landesregierung, Amt der Wiener Landesregierung | https://www.burgenland.at/ https://www.ktn gv.at/ https://www.noe gv at/noe/index.html https://www.land- oberoesterreich.gv.at/ https://www.salzburg.gv.at/ https://www.verwaltung.steiermark.at/ https://www.tirol.gv.at/ https://vorarlberg.at/web/land-vorarlberg/ https://www.wien.gv.at/ |
| Controls on placing on the market of treated articles | Amt der Burgenländischen Landesregierung, Amt der Kärntner Landesregierung, Amt der Niederösterreichischen Landesregierung, Amt der Oberösterreichischen Landesregierung, Amt der Salzburger Landesregierung, Amt der Steiermärkischen Landesregierung, Amt der Tiroler Landesregierung, Amt der Vorarlberger Landesregierung, Amt der Wiener Landesregierung | https://www.burgenland.at/ https://www.ktn gv.at/ https://www.noe gv at/noe/index.html https://www.land- oberoesterreich.gv.at/ https://www.salzburg.gv.at/ https://www.verwaltung.steiermark.at/ https://www.tirol.gv.at/ https://vorarlberg.at/web/land-vorarlberg/ https://www.wien.gv.at/ |

4.3.1. Complaints

Have there been complaints (information about suspected infringements of the BPR rules) received by enforcement authorities in relation to the implementation of the BPR?

| | 2013 | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 | Total number |
|----------------------|------|------|------|------|------|------|------|--------------|
| Number of complaints | 4 | 27 | 23 | 36 | 20 | 25 | 33 | 168 |

4.4. Controls addressing different parts of the supply chain

The reporting Member State is requested to provide information on the official controls on the implementation of the BPR that have been performed since the entry into force of the Regulation.

Please provide below the information available on the official controls performed with a focus on the following information, where available: number of controls performed, resources used, outcome of controls (in terms of number and type of non-compliances)

4.4.1. Official controls on compliance with BPR rules for making available on the market of biocidal products

(Total number of) controls on biocidal products made available on the market / (Number of) illegal products made available and points of noncompliance

| 2438 / 270 | |
|---|--|
| | |
| In general the controls consist of several parts: | |
| control on the active substance status (Art. 19, 25 or 89 BPR), control on packaging, classification and labelling (Art. 69), con | |
| trol on the safety data sheet (Art. 70), and control on advertisement (Art. 72). The other obligations (use, Art. 68, Art. 95) ar | |
| e checked if applicable, depending on the status of the Company - manufacturer, supply chain or user. | |

If detailed figures are available please provide them in the table below

Controls on biocidal products - Total number of controls per year and non-compliances (NC) identified

| | Total | NC |
|---------------------------------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|
| | 2013 | 2013 | 2014 | 2014 | 2015 | 2015 | 2016 | 2016 | 2017 | 2017 | 2018 | 2018 | 2019 | 2019 |
| MG 1 Disinfectants | 16 | 4 | 48 | 10 | 95 | 9 | 166 | 18 | 133 | 13 | 156 | 21 | 136 | 16 |
| MG 2 Preservatives | 64 | 12 | 147 | 17 | 190 | 17 | 218 | 35 | 178 | 14 | 160 | 14 | 224 | 10 |
| MG 3 Pest control | 19 | 5 | 70 | 7 | 73 | 5 | 61 | 10 | 99 | 10 | 66 | 6 | 70 | 8 |
| MG 4 Other biocidal products | 0 | 0 | 3 | 1 | 7 | 2 | 18 | 3 | 4 | 0 | 8 | 2 | 9 | 1 |

· Controls on records kept by authorisation holders, in accordance with article 68 of the BPR

78

If detailed figures are available please provide them in the table below

Controls on records kept by authorisation holders - Total number of controls per year and non-compliances (NC) identified

| | Total | NC |
|---------------------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|
| | 2013 | 2013 | 2014 | 2014 | 2015 | 2015 | 2016 | 2016 | 2017 | 2017 | 2018 | 2018 | 2019 | 2019 |
| MG 1 Disinfectants | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 4 | 2 |
| MG 2 Preservatives | 0 | 0 | 0 | 0 | 10 | 0 | 15 | 2 | 8 | 1 | 8 | 0 | 11 | 2 |
| MG 3 Pest control | 0 | 0 | 0 | 0 | 0 | 0 | 4 | 1 | 4 | 0 | 7 | 1 | 7 | 1 |
| MG 4 Other biocidal | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| products | 0 | 0 | 0 | 0 | 0 | 0 | U | 0 | 0 | 0 | 0 | 0 | 0 | U |

• Controls on the classification, packaging and labelling of biocidal products (article 69 of the BPR, and Regulation 1272/2008 on the classification, labelling and packaging of substances and mixtures (CLP))

2189

If detailed figures are available please provide them in the table below

Controls on classification, packaging and labelling of biocidal products - Total number of controls per year and non-compliances (NC) identified

| | Total | NC |
|---------------------------------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|
| | 2013 | 2013 | 2014 | 2014 | 2015 | 2015 | 2016 | 2016 | 2017 | 2017 | 2018 | 2018 | 2019 | 2019 |
| MG 1 Disinfectants | 14 | 3 | 43 | 10 | 85 | 9 | 149 | 18 | 119 | 13 | 140 | 23 | 122 | 17 |
| MG 2 Preservatives | 57 | 10 | 132 | 14 | 170 | 14 | 195 | 22 | 160 | 13 | 143 | 9 | 201 | 7 |
| MG 3 Pest control | 17 | 5 | 62 | 7 | 66 | 5 | 54 | 15 | 89 | 7 | 59 | 7 | 63 | 6 |
| MG 4 Other biocidal products | 0 | 0 | 3 | 0 | 8 | 2 | 17 | 3 | 7 | 1 | 7 | 0 | 7 | 2 |

• Controls on safety data sheets (article 70 of the BPR, and article 31 of Regulation 1907/2006 on the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH))

2198

If detailed figures are available please provide them in the table below

Controls on safety data sheets - Total number of controls per year and non-compliances (NC) identified

| | Total | NC |
|--------------------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|
| | 2013 | 2013 | 2014 | 2014 | 2015 | 2015 | 2016 | 2016 | 2017 | 2017 | 2018 | 2018 | 2019 | 2019 |
| MG 1 Disinfectants | 14 | 2 | 44 | 8 | 86 | 16 | 150 | 20 | 120 | 16 | 140 | 20 | 122 | 20 |
| MG 2 Preservatives | 60 | 12 | 128 | 16 | 170 | 34 | 196 | 24 | 160 | 16 | 144 | 6 | 202 | 4 |

| MG 3 Pest control | 20 | 6 | 62 | 8 | 66 | 10 | 60 | 14 | 90 | 4 | 60 | 12 | 64 | 8 |
|-------------------|----|---|----|---|----|----|----|----|----|---|----|----|----|---|
| MG 4 Other | 0 | 0 | 0 | 0 | 0 | 0 | 16 | 2 | 0 | 0 | 0 | 0 | 0 | 0 |
| biocidal products | 0 | 0 | 0 | 0 | 0 | 0 | 10 | 2 | 0 | 0 | 0 | 0 | 0 | 0 |

• Controls on advertisement of biocidal products (article 72 of the BPR and CLP)

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If detailed figures are available please provide them in the table below

Controls on advertisment of biocidal products - Total number of controls per year and non-compliances (NC) identified

| | Total | NC |
|---------------------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|
| | 2013 | 2013 | 2014 | 2014 | 2015 | 2015 | 2016 | 2016 | 2017 | 2017 | 2018 | 2018 | 2019 | 2019 |
| MG 1 Disinfectants | 0 | 0 | 0 | 0 | 15 | 3 | 51 | 5 | 30 | 3 | 42 | 5 | 44 | 3 |
| MG 2 Preservatives | 0 | 0 | 18 | 3 | 28 | 1 | 60 | 5 | 28 | 1 | 45 | 6 | 47 | 5 |
| MG 3 Pest control | 0 | 0 | 17 | 1 | 17 | 2 | 42 | 2 | 15 | 0 | 44 | 2 | 41 | 5 |
| MG 4 Other biocidal | 0 | 0 | 0 | 0 | 2 | 0 | 4 | 4 | 0 | 0 | 2 | 0 | 0 | 0 |
| products | 0 | 0 | 0 | 0 | 2 | 0 | 4 | 1 | 0 | 0 | 2 | 0 | 0 | 0 |

• Controls on the inclusion of active substance suppliers in the official list (article 95(2) of the BPR)

| 52 | |
|----|--|
|----|--|

If detailed figures are available please provide them in the table below

Controls on the inclusion of active substance suppliers in the Article 95 list - Total number of controls per year and non-compliances (NC) identified

| | Total | NC |
|---------------------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|
| | 2013 | 2013 | 2014 | 2014 | 2015 | 2015 | 2016 | 2016 | 2017 | 2017 | 2018 | 2018 | 2019 | 2019 |
| MG 1 Disinfectants | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 8 | 2 | 10 | 2 |
| MG 2 Preservatives | 0 | 0 | 0 | 0 | 0 | 0 | 7 | 0 | 7 | 0 | 7 | 0 | 11 | 0 |
| MG 3 Pest control | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 |
| MG 4 Other biocidal | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| products | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | U | U |

4.4.2. Official controls on biocidal products made available on the market during the transitional period

• Controls to ensure that the biocidal products on the market contain active substances included in the review programme (Article 89(2) of the BPR)

1600 (approx.)

During the reporting period approximately two thirds of the products were placed on the market under Art. 89 BPR. The internal re porting format of the inspectors only contained information on the active substance status (compliant or non-compliant) but didno t differentiate between Art. 19, 25 or 89). Therefore only and estimate can be given.

If detailed figures are available please provide them in the table below

Controls to ensure that the biocidal products on the market contain active substances included in the review programme - Total number of controls per year and noncompliances (NC) identified

| | Total | NC |
|---------------------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|
| | 2013 | 2013 | 2014 | 2014 | 2015 | 2015 | 2016 | 2016 | 2017 | 2017 | 2018 | 2018 | 2019 | 2019 |
| MG 1 Disinfectants | | | | | | | | | | | | | | |
| MG 2 Preservatives | | | | | | | | | | | | | | |
| MG 3 Pest control | | | | | | | | | | | | | | |
| MG 4 Other biocidal | | | | | | | | | | | | | | |
| products | | | | | | | | | | | | | | |

• Controls on the inclusion of active substances suppliers in the official list (article 95(2) of the BPR)

52

If detailed figures are available please provide them in the table below

Controls on the inclusion of active substance suppliers in the Article 95 list - Total number of controls per year and non-compliances (NC) identified

| Т | Total | NC |
|---|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|
| 2 | 2013 | 2013 | 2014 | 2014 | 2015 | 2015 | 2016 | 2016 | 2017 | 2017 | 2018 | 2018 | 2019 | 2019 |

| MG 1 Disinfectants | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 8 | 2 | 10 | 2 |
|--------------------|---|---|---|---|---|---|---|---|---|---|---|---|----|---|
| MG 2 Preservatives | 0 | 0 | 0 | 0 | 0 | 0 | 7 | 0 | 7 | 0 | 7 | 0 | 11 | 0 |
| MG 3 Pest control | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 |
| MG 4 Other | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| biocidal products | | | | | | | | | | | | | | |

· Controls on compliance of the biocidal products made available on the market with national legislation (where relevant)

45

If detailed figures are available please provide them in the table below

Controls on compliance of the biocidal products made available with national legislation - Total number of controls per year and non-compliances (NC) identified

| | Total | NC |
|---------------------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|
| | 2013 | 2013 | 2014 | 2014 | 2015 | 2015 | 2016 | 2016 | 2017 | 2017 | 2018 | 2018 | 2019 | 2019 |
| MG 1 Disinfectants | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| MG 2 Preservatives | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 10 | 2 |
| MG 3 Pest control | 0 | 0 | 0 | 0 | 0 | 0 | 8 | 0 | 8 | 1 | 0 | 0 | 7 | 1 |
| MG 4 Other biocidal | | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | | 0 | 0 | 0 |
| products | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

4.4.3. Official controls on manufacturers

• Controls regarding the availability of the appropriate documentation in relation to the manufacturing process, as indicated in article 65 (2) of the BPR

40

If detailed figures are available please provide them in the table below

Controls regarding the availability of the appropriate documentation related to the manufacturing process - Total number of controls per year and non-compliances (NC) identified

| | Total | NC |
|---------------------------------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|
| | 2013 | 2013 | 2014 | 2014 | 2015 | 2015 | 2016 | 2016 | 2017 | 2017 | 2018 | 2018 | 2019 | 2019 |
| MG 1 Disinfectants | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 1 |
| MG 2 Preservatives | 0 | 0 | 0 | 0 | 0 | 0 | 7 | 1 | 7 | 0 | 7 | 0 | 11 | 2 |
| MG 3 Pest control | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 1 | 2 | 0 | 2 | 0 |
| MG 4 Other biocidal products | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

4.4.4. Official controls on end-users and residues

• Controls regarding the use of the biocidal products according to the terms and conditions of the authorisation, as stipulated in article 17(5) of the BPR

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If detailed figures are available please provide them in the table below

Controls regarding the use of the biocidal products according to the terms and conditions of the authorisation - Total number of controls per year and non-compliances (NC) identified

| | Total | NC |
|---------------------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|
| | 2013 | 2013 | 2014 | 2014 | 2015 | 2015 | 2016 | 2016 | 2017 | 2017 | 2018 | 2018 | 2019 | 2019 |
| MG 1 Disinfectants | 0 | 0 | 0 | 0 | 0 | 0 | 6 | 1 | 6 | 2 | 6 | 2 | 5 | 1 |
| MG 2 Preservatives | 0 | 0 | 0 | 0 | 23 | 4 | 59 | 6 | 24 | 2 | 21 | 2 | 26 | 3 |
| MG 3 Pest control | 0 | 0 | 0 | 0 | 0 | 0 | 45 | 6 | 12 | 1 | 8 | 2 | 12 | 2 |
| MG 4 Other biocidal | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| products | 0 | 0 | 0 | 0 | 0 | U | 0 | U | 0 | 0 | 0 | U | 0 | 0 |

• Controls on residue levels of active substances in food and feed (PT3, 4, 5, 18, 19 and 21)

0

If detailed figures are available please provide them in the table below

Controls on residue levels of active substances in food and feed - Total number of controls per year and non-compliances (NC) identified

| | Total 2013 | NC 2013 | Total 2014 | NC 2014 | Total 2015 | NC 2015 | Total 2016 | NC 2016 | Total 2017 | NC 2017 | Total 2018 | NC 2018 | Total 2019 | NC 2019 |
|----------|---------------|------------|---------------|------------|---------------|------------|---------------|------------|---------------|------------|---------------|------------|---------------|------------|
| PT 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| PT 4 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| РТ 18 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| РТ 19 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| РТ 21 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

4.4.5. Official controls on treated articles

• Controls concerning the active substance(s) present in the treated articles (articles 58(2) and 94 of the BPR)

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If detailed figures are available please provide them in the table below

Controls concerning the active substance(s) present in the treated articles - Total number of controls per year and non-compliances (NC) identified

| | Total | NC |
|---------------------------------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|
| | 2013 | 2013 | 2014 | 2014 | 2015 | 2015 | 2016 | 2016 | 2017 | 2017 | 2018 | 2018 | 2019 | 2019 |
| MG 1 Disinfectants | 0 | 0 | 0 | 0 | 0 | 0 | 16 | 1 | 5 | 0 | 0 | 0 | 10 | 0 |
| MG 2 Preservatives | 0 | 0 | 0 | 0 | 15 | 3 | 42 | 1 | 33 | 0 | 42 | 0 | 45 | 1 |
| MG 3 Pest control | 0 | 0 | 0 | 0 | 0 | 0 | 6 | 0 | 15 | 1 | 0 | 0 | 12 | 0 |
| MG 4 Other biocidal products | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

• Controls on the correct labelling of the treated articles (article 58 of the BPR)

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If detailed figures are available please provide them in the table below

Controls on the correct labelling of the treated articles - Total number of controls per year and non-compliances (NC) identified

| | Total | NC |
|---------------------------------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|-------|------|
| | 2013 | 2013 | 2014 | 2014 | 2015 | 2015 | 2016 | 2016 | 2017 | 2017 | 2018 | 2018 | 2019 | 2019 |
| MG 1 Disinfectants | 0 | 0 | 0 | 0 | 0 | 0 | 16 | 2 | 5 | 2 | 0 | 0 | 10 | 2 |
| MG 2 Preservatives | 0 | 0 | 0 | 0 | 15 | 3 | 42 | 6 | 33 | 7 | 42 | 5 | 45 | 3 |
| MG 3 Pest control | 0 | 0 | 0 | 0 | 0 | 0 | 6 | 1 | 15 | 2 | 0 | 0 | 12 | 2 |
| MG 4 Other biocidal products | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |

5. Poisoning incidents

5.1. Poisonings involving biocidal products, severity of the impact

Please provide below an overview of the information reported since the entry into operation of BPR on poisoning incidents involving biocidal products, indicating the active substances and product-types most frequently involved and those involved in incidents resulting in severe health impairments or death (fatal or near fatal incidents)

Only one near fatal incident was recorded, the product contained peracetic Acid.

If detailed figures are available please provide them in the table below

Number of poisoning incidents related to biocidal products per year by poisoning severity

| | 2013 Fatal/near fatal | 2013 Other | 2014 Fatal/near fatal | 2014 Other | 2015 Fatal/near fatal | 2015 Other | 2016 Fatal/near fatal | 2016 Other | 2017 Fatal/near fatal | 2017 Other | 2018 Fatal/near fatal | 2018 Other | 2019 Fatal/near fatal | 2019 Other |
|-----------------------|-----------------------------|---------------|-----------------------------|---------------|-----------------------------|---------------|-----------------------------|---------------|-----------------------------|---------------|-----------------------------|---------------|-----------------------------|---------------|
| MG 1 Disinfectants | 0 | 19 | 1 | 21 | 0 | 22 | 0 | 45 | 0 | 55 | 0 | item 9 | 0 | item 9 |
| MG 2 Preservatives | 0 | 1 | 0 | 2 | 0 | 3 | 0 | 2 | 0 | 3 | 0 | | 0 | |
| MG 3 Pest control | 0 | 1 | 0 | 1 | 0 | 1 | 0 | 3 | 0 | 2 | 0 | | 0 | |

| MG 4 Other | | | | | | | | | | | | | . I |
|----------------|---|---|---|---|---|---|---|---|---|---|---|---|-----|
| WG 4 Other | | | | | | | | | | | | | |
| biocidal | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | |
| | - | - | - | - | - | - | - | - | - | - | - | - | |
| products | | | | | | | | | | | | | |

6. Helpdesk functioning

Please fill in in the following table the information regarding the number of enquiries that Helpdesks receive per year. Note: if your system does not differentiate the queries according to their topic (active substances, biocidal products, treated articles) please indicate the total number of queries per year in the last row.

| | 2013 | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 |
|--|------|------|------|------|------|------|------|
| Number of enquiries on active substances | 11 | 24 | 18 | 10 | 13 | 5 | 18 |
| Number of enquiries on biocidal products | 88 | 184 | 170 | 128 | 179 | 211 | 252 |
| Number of enquiries on treated articles | 0 | 2 | 3 | 0 | 0 | 0 | 1 |
| Total number of enquiries per year | 99 | 210 | 191 | 138 | 192 | 216 | 271 |

6.1. Advice to small and medium-sized enterprises (SMEs)

Following Article 81(2) of the BPR, competent authorities have to provide advice to the applicants and in particular to SMEs.

Does your Member State provide specific advice to SMEs?

- Yes
 Yes
- O No

Please indicate how the advice is customized for the needs of SMEs and refer to the corresponding links of the relevant websites for information

The specific advice is given by the Helpdesk and in presubmission meetings. SMEs are also allowed to pay their fees in up to five installments provided that the total amount exceeds 50.000 \in

7. Sustainable use measures

In accordance with Article 18 of the BPR, a Commission Report on the sustainable use of biocidal products was submitted to the European Parliament and the Council in 2016, compiling the information provided by Member States. Please find below some questions that are requested in order to follow-up on this report.

7.1. Availability of Best Practices Documents in the Member States

Are Best Practices Documents used or developed for reducing the use of biocidal products to a minimum or for using biocides with less impact on human health and the environment?

○ Yes

No

7.2. Availability of certifications or training schemes for professional users

Are certification procedures or training schemes in place (organised by e.g. eCAs, public authorities, sector organisations) for professional users of biocidal products?

- O Yes
- No
- Not anymore

7.3. Information to the public

Have measures been taken to provide the public with appropriate information about benefits and risks associated with biocidal products and ways of minimising their use? (Article 17(5) of the BPR)

- Yes
- O No

Please specify which kind of information is available in your Member State (e.g. information campaigns, regulatory measures) and include the corresponding links of the relevant websites with information.

| | Type of measure | Year | Details |
|---|-----------------|------|---|
| 4 | Disinfectants | | Information Network for experts and Stakeholders |
| 1 | Network | 2016 | https://www.biozide.at/ms/biozide/home/biozide_desnet/index.html |
| 2 | WIDES database | 2013 | https://www.wien.gv.at/umweltschutz/oekokauf/desinfektionsmittel/ |
| 3 | | | |
| 4 | | | |

7.4. Measures to address the risk related to the use of biocidal products

Have measures been taken to address the risks related to the use of biocidal products in specific areas such as schools, workplaces, kindergartens or public spaces?

Yes

O No

Please specify which kind of information is available in your Member State (e.g. information campaigns, regulatory measures) and refer to the corresponding links of the relevant websites with information.

| | Type of measure | Year | Area covered | Details |
|---|-------------------------------------|------|-------------------------------------|--|
| 1 | Creosote strategy | 2018 | Wood preservatives with AS creosote | https //www.biozide.at/ms/biozide/de/biozidprodukte/kreosot/index.html |
| 2 | Rodentizide strategy | 2018 | Rodentizides | https //www.bmlrt.gv.at/umwelt/chemikalien/Biozide/Vorschriften Rodentizide.html |
| 3 | Information on permanent baiting | 2018 | Rodentizides | https //www.biozide.at/ms/biozide/de/biozidprodukte/permanent/index.html |
| 4 | WIDES database | 2013 | Disinfectants | https //www.wien.gv.at/umweltschutz/oekokauf/desinfektionsmittel/ |

8. Nanomaterials

Please provide information regarding the use of nanomaterials in biocidal products (Articles 19 and 69 of the BPR), per main group of product-types

MG 1 Disinfectants

| | Product name | Nanomaterial | Brief explanations | Safety measures (Yes/No) | Year |
|---|--------------|--------------|--------------------|--------------------------|------|
| 1 | nil | | | | |
| 2 | | | | | |
| 3 | | | | | |
| 4 | | | | | |

MG 2 Preservatives

| | Product name | Nanomaterial | Brief explanations | Safety measures (Yes/No) | Year |
|---|--------------|--------------|--------------------|--------------------------|------|
| 1 | nil | | | | |
| 2 | | | | | |
| 3 | | | | | |
| 4 | | | | | |

MG 3 Pest control

| | Product name | Nanomaterial | Brief explanations | Safety measures (Yes/No) | Year |
|---|--------------|--------------|--------------------|--------------------------|------|
| 1 | nil | | | | |
| 2 | | | | | |
| 3 | | | | | |
| 4 | | | | | |

MG 4 Other biocidal products

| | Product name | Nanomaterial | Brief explanations | Safety measures (Yes/No) | Year |
|---|--------------|--------------|--------------------|--------------------------|------|
| 1 | nil | | | | |
| 2 | | | | | |
| 3 | | | | | |
| 4 | | | | | |

9. Any other comment

Additional information on item 5 (poisoning incidents): data for 2018 and 2019 are currently finalised. For 2018 the Minimum numb er of incidents is 11, further 63 cases are currently investigated. The number of incidents in 2019 was in a similar range. In bo th years, there was no fatal or nearly fatal incident. We will provide the final data as soon as possible.

Contact

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