

**COMMISSION IMPLEMENTING DECISION (EU) 2016/108****of 27 January 2016****not approving 2-Butanone, peroxide as an existing active substance for use in biocidal products for product-types 1 and 2****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to 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 <sup>(1)</sup>, and in particular the third subparagraph of Article 89(1) thereof,

Whereas:

- (1) Commission Delegated Regulation (EU) No 1062/2014 <sup>(2)</sup> establishes a list of existing active substances to be evaluated for their possible approval for use in biocidal products. That list includes 2-Butanone, peroxide.
- (2) In accordance with Article 12(3) of Delegated Regulation (EU) No 1062/2014, the European Chemicals Agency has informed the Commission that all participants have discontinued their participation in the review programme for 2-Butanone, peroxide for use in biocidal products for product-types 1 and 2.
- (3) 2-Butanone, peroxide should therefore not be approved as an existing active substance for use in biocidal products for product-types 1 and 2.
- (4) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Biocidal Products,

HAS ADOPTED THIS DECISION:

*Article 1*

2-Butanone, peroxide (EC No 215-661-2, CAS No 1338-23-4) is not approved as an active substance for use in biocidal products for product-types 1 and 2.

*Article 2*This Decision shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

Done at Brussels, 27 January 2016.

*For the Commission**The President*

Jean-Claude JUNCKER

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<sup>(1)</sup> OJ L 167, 27.6.2012, p. 1.

<sup>(2)</sup> Commission Delegated Regulation (EU) No 1062/2014 of 4 August 2014 on the work programme for the systematic examination of all existing active substances contained in biocidal products referred to in Regulation (EU) No 528/2012 of the European Parliament and of the Council (OJ L 294, 10.10.2014, p. 1).