

EN

E-002564/2026

Answer given by Mr Várhelyi
on behalf of the European Commission
(25.9.2026)

The Commission refers the Honourable Members to the replies to E-001536/26¹ and E-000469/26², which explain in detail the procedure followed to determine whether SILTAC falls within the scope of Regulation (EC) No 1107/2009³, the role of the Standing Committee on Plants, Animals, Food and Feed, Section Phytopharmaceuticals – Legislation ('SCoPAFF'), and of the related scope document⁴, as a coordination tool between Member States and the Commission, aimed at supporting a coherent and harmonised application of the existing legal framework in technically complex or borderline situations.

The Commission is not aware of market fragmentation as regards the product SILTAC, as all Member States agree that the product is within the scope of Regulation (EC) No 1107/2009⁵. It has discussed with Member States possibilities for leniency in enforcement provided that the manufacturer takes the necessary steps to seek approval of the active substance(s) and authorisation of the product under that Regulation, thereby regularising its legal situation. The manufacturer could approach a Member State willing to become the rapporteur for the initial risk assessment for advice, including the Member State where the manufacturer is based (Poland).

However, at the meeting of SCoPAFF on 29-30 June 2026⁶, the Member States informed that so far none of them had been contacted by the manufacturer of SILTAC with a view to submitting an application for the approval of the active substance(s) and the subsequent authorisation of the product.

The Commission will continue to work with Member States towards a coherent and uniform application and enforcement of the provisions of Regulation (EC) No 1107/2009 to prevent fragmentation of the internal market.

¹ https://www.europarl.europa.eu/doceo/document/E-10-2026-001536-ASW_EN.html.

² https://www.europarl.europa.eu/doceo/document/P-10-2026-000469-ASW_EN.html.

³ OJ L 309, 24.11.2009, p. 1, ELI: <http://data.europa.eu/eli/reg/2009/1107/oj>.

⁴ Working document - SANCO 6621-99 rev 77 - December 2025

(https://food.ec.europa.eu/document/download/0a630eff-9622-4f24-916c-33ead41e6724_en?filename=pesticides_ppp_app-proc_guide_scope_reg-1107-2019_1.pdf).

⁵ Summary report: 1-2 October 2025 https://food.ec.europa.eu/document/download/884895c3-94e2-45ad-8861-ba67b4615401_en?filename=sc_phyto_20251001_ppl_sum.pdf.

⁶ Summary Report: 29-30 June 2026 - Standing Committee on Plants, Animals, Food and Feed - Section Phytopharmaceuticals Legislation (https://food.ec.europa.eu/document/download/e1f018bc-7c71-4a00-8880-bb58829b91ee_en?filename=sc_phyto_20260629_ppl_sum.pdf).