



Council of the
European Union

175017/EU XXVII. GP
Eingelangt am 28/02/24

Brussels, 28 February 2024
(OR. en)

7162/24
ADD 1

UD 39
CORDROGUE 32
DELACTION 37

COVER NOTE

From:	Secretary-General of the European Commission, signed by Ms Martine DEPREZ, Director
date of receipt:	28 February 2024
To:	Ms Thérèse BLANCHET, Secretary-General of the Council of the European Union
No. Cion doc.:	C(2024) 1219 final
Subject:	ANNEXES to the Commission Delegated Regulation (EU) .../... amending Regulation (EC) No 273/2004 of the European Parliament and of the Council and Council Regulation (EC) No 111/2005 as regards the inclusion of the drug precursor Isopropylidene (2-(3,4-methylenedioxyphenyl)acetyl)malonate (IMDPAM) and other substances in the list of scheduled substances

Delegations will find attached document C(2024) 1219 final.

Encl.: C(2024) 1219 final

Brussels, 28.2.2024
C(2024) 1219 final

ANNEXES 1 to 2

ANNEXES

to the

Commission Delegated Regulation (EU) .../...

**amending Regulation (EC) No 273/2004 of the European Parliament and of the Council
and Council Regulation (EC) No 111/2005 as regards the inclusion of the drug precursor
Isopropylidene (2-(3,4-methylenedioxyphenyl)acetyl)malonate (IMDPAM) and other
substances in the list of scheduled substances**

ANNEX I

Annex I to Regulation (EC) No 273/2004 is amended as follows:

(1) the table 'Category 1' is amended as follows;

- (a) the entry 'Methyl 2-methyl-3-phenyloxirane-2-carboxylate (BMK methyl glycidate)' is deleted;
- (b) the entry '2-methyl-3-phenyloxirane-2-carboxylic acid (BMK glycidic acid)' is replaced by the following:

Substance	CN designation (if different)	CN Code	CAS No
'2-methyl-3-phenyloxirane-2-carboxylic acid (BMK glycidic acid) *		2918 99 90	25547-51-7

* and its ethyl, methyl (CAS No 80532-66-7), propyl, isopropyl, butyl, isobutyl, sec-butyl and tert-butyl esters, with the same CN code as BMK glycidic acid.';

- (c) the entries 'Ethyl 3-(2H-1,3-benzodioxol-5-yl)-2-methyloxirane-2-carboxylate (PMK ethyl glycidate)' and 'Methyl 3-(1,3-benzodioxol-5-yl)-2-methyloxirane-2-carboxylate (PMK methyl glycidate)' are deleted;
- (d) the entry '3-(1,3-benzodioxol-5-yl)-2-methyl-oxirane-2-carboxylic acid (PMK glycidic acid)' is replaced by the following:

Substance	CN designation (if different)	CN Code	CAS No
3-(1,3-benzodioxol-5-yl)-2-methyl-oxirane-2-carboxylic acid (PMK glycidic acid)**		2932 99 00	2167189-50-4

** and its ethyl (CAS No 28578-16-7), methyl (CAS No 13605-48-6), propyl, isopropyl, butyl, isobutyl, sec-butyl and tert-butyl esters, with the same CN code as PMK glycidic acid.';

- (e) the following entry is inserted in the list of substances in the appropriate place sequentially according to the CN Code:

Substance	CN designation (if different)	CN Code	CAS No
'Isopropylidene (2-(3,4-methylenedioxyphenyl)acetyl)malonate (IMDPAM)***	IMDPAM	2932 99 00	

*** also known as 5-[2-(1,3-benzodioxol-5-yl)acetyl]-2,2-dimethyl-1,3-dioxane-4,6-dione, according to IUPAC (The International Union of Pure and Applied Chemistry).';

- (2) in the table 'Subcategory 2A', in the entry 'Red phosphorus', the CN Code '2804 70 00' is replaced by the CN Code '2804 70 10'.

ANNEX II

The Annex to Regulation (EC) No 111/2005 is amended as follows:

(1) the table 'Category 1' is amended as follows:

- (a) the entry 'Methyl 2-methyl-3-phenyloxirane-2-carboxylate (BMK methyl glycidate)' is deleted;
- (b) the entry '2-methyl-3-phenyloxirane-2-carboxylic acid (BMK glycidic acid)' is replaced by the following:

Substance	CN designation (if different)	CN Code	CAS No
'2-methyl-3-phenyloxirane-2-carboxylic acid (BMK glycidic acid) *		2918 99 90	25547-51-7

* and its ethyl, methyl (CAS No 80532-66-7), propyl, isopropyl, butyl, isobutyl, sec-butyl and tert-butyl esters, with the same CN code as BMK glycidic acid.';

- (c) the entries 'Ethyl 3-(2H-1,3-benzodioxol-5-yl)-2-methyloxirane-2-carboxylate (PMK ethyl glycidate)' and 'Methyl 3-(1,3-benzodioxol-5-yl)-2-methyloxirane-2-carboxylate (PMK methyl glycidate)' are deleted;
- (d) the entry '3-(1,3-benzodioxol-5-yl)-2-methyl-oxirane-2-carboxylic acid (PMK glycidic acid)' is replaced by the following:

Substance	CN designation (if different)	CN Code	CAS No
'3-(1,3-benzodioxol-5-yl)-2-methyl-oxirane-2-carboxylic acid (PMK glycidic acid)**		2932 99 00	2167189-50-4

** and its ethyl (CAS No 28578-16-7), methyl (CAS No 13605-48-6), propyl, isopropyl, butyl, isobutyl, sec-butyl and tert-butyl esters, with the same CN code as PMK glycidic acid.';

- (e) the following entry is inserted in the list of substances in the appropriate place sequentially according to the CN Code:

Substance	CN designation (if different)	CN Code	CAS No
'Isopropylidene (2-(3,4-methylenedioxyphenyl)acetyl)malonate (IMDPAM)***	IMDPAM	2932 99 00	[]

*** also known as 5-[2-(1,3-benzodioxol-5-yl)acetyl]-2,2-dimethyl-1,3-dioxane-4,6-dione, according to IUPAC (The International Union of Pure and Applied Chemistry).';

- (2) in the table 'Category 2', in the entry 'Red phosphorus', the CN Code '2804 70 00' is replaced by the CN Code '2804 70 10'.