



Brussels, 16 December 2020  
(OR. en)

13839/20  
ADD 1

AGRILEG 167  
PESTICIDE 45

#### 'I/A' ITEM NOTE

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| From:          | General Secretariat of the Council                                                                                                                                                                                                                                                                                                  |
| To:            | Permanent Representatives Committee/Council                                                                                                                                                                                                                                                                                         |
| No. Cion doc.: | 13169/20 + ADD 1 + ADD 2                                                                                                                                                                                                                                                                                                            |
| Subject:       | COMMISSION REGULATION (EU) .../... of XXX amending Annexes II and III to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for fluxapyroxad, hymexazol, metamitron, penflufen and spirotetramat in or on certain products<br><i>- Decision not to oppose the adoption</i> |

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#### Statement by Austria

Austria is against the Regulation for the following reasons:

1. Threefold increase of maximum residue levels (MRLs) for fluxapyroxad in “other root and tuber vegetables except sugar beet” is in contradiction to the “Farm to Fork” strategy where the use and risk of pesticides should be reduced significantly by 2030.
2. GAP compliant residue data for fluxapyroxad in radishes would allow a lower MRL for radishes.

3. The application for import tolerance for fluxapyroxad in artichokes is not justified as MRL in country of origin is lower.
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