Minor Uses in Austria-

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Overview

Austrian work load/experiences

- Applications before 14th of June according to the Austrian PPP Act 1997

- Applications (AT zonal RMS) in total before 14th of June 2011 including re-registrations after 14th of June 2011 – i.e. voluntary work sharing:
  - finalised: 6 formulations
  - in progress: 17 formulations (i.a. cooperation with SL, FR)
  - planned (2012/2013): 23 formulations (i.a. cooperation with SL, CZ)

- Applications (AT zonal RMS) after 14th of June 2011 (“new” applications)
  - in progress: 14 formulations
  - planned (2012/2013): 12 formulations
Minor Uses - Outline

1- Situation before the 14th of June in Austria

2- Current situation according to Regulation (EC) 1107/2009

3- Challenges
1. Situation before the 14th of June in Austria

- Amendment to existing authorisations according to § 14 of the Austrian Plant Protection Products Act 1997:
  
  "Extension of indications in the interest of the public, amendment to the existing authorisation"; application could be made by authorisation holder, official or scientific bodies involved in agricultural activities, professional agricultural organisations or pest controllers according to the Trade Act.

- During the completeness check of applications, efficacy experts checked the possibility to extend the GAP for minor uses (MRL should not be exceeded)

  - ~ 1350 extensions of minor uses are currently authorised (541 products)

  - § 12(10): PPP registered in Germany or in the Netherlands were automatically authorized in Austria until 14th of June
1. Situation before the 14th of June in Austria

- List of minor uses /crops published by Federal Ministry of Agriculture, Forestry, Environment and Water Management (BMLFUW) for which an extension according to § 14 may be applied. (~100 crops, crop-pest combinations)
2. Current situation according to Regulation (EC) No 1107/2009

• **Art. 51: Extension of authorisations for minor uses**
The application can be done by the authorisation holder, official or scientific bodies involved in agricultural activities, professional agricultural organisations or professional users.

• **Conditions for the application:**
  - the intended use is minor in nature
  - the extension is in the public interest
  - no unacceptable effects on the environment, human health or plants or plant products

• **Art 51.(10):** Unless otherwise specified, all provisions relating to authorisations under this Regulation shall apply.
  > Zonal procedure has to be applied according to Art. 33

• **Art 51.(7):** Extension of authorisation can be done according to Mutual recognition (Art. 40)
2. Current situation according to Regulation (EC) No 1107/2009

- **Art. 51.(5):** The official publication or where applicable the label shall include a reference to the liability of the person using the plant protection product with respect to failures concerning the efficacy or to phytotoxicity of the product for which the minor use was granted.

- **Art. 51.(6):** Extensions on the basis of this Article shall be separately identified and separate reference shall be made to liability restrictions.

9. Use:

- **Post:** Einjährige ein- und zweikeimblättrige Unkräuter []
- **Crop / situation:** Caraway zur Samennutzung
- **Field of use:** Vegetable growing
- **Field of application:** Freiland
- **Application rate:** 3 l/ha
- **Water volume:** 200 - 400 l/ha
- **Time of application:** Nach dem Auflauen der Kultur, Herbst, ab dem 3. gefiederten Blatt bis Vegetationsende oder Frühjahr, Vegetationsbeginn bis max. Ende des Rosettenstadiums
- **Maximum number of applications:** 1
- **Interval (in days):** ---
- **Method:** Spritzen
- **Waiting period for succeeding crops (in days):** ---
- **Pre-harvest interval (in days):** ---

**Minor use according to Art 51**
2. Current situation according to Regulation (EC) No 1107/2009

- **Art. 51(3):** Member States may take *measures to facilitate or encourage* the submission of applications to extend the authorisation of already authorised plant protection products to minor uses.

- **Art. 59(1):** **Data protection**
  - The 10 years data protection (or 30 months for renewal/review) will be extended by 3 months for each additional use
  - except where the extension is based on extrapolation
  - application at the latest 5 years after the date of the first authorisation in that Member State, otherwise no additional data protection
  - data protection does not exceed the total period of 13 years or 15 years (low risk PPP, Art. 47)
3. Challenges

- **Zonal Procedures**: deadlines, dRR format
- **MRL setting**, residue trials (financial issue: who is going to pay the residue studies)

**Improving the information to MSs, stakeholders and users**
- National databases on registered plant protection products (with minor uses lists), European database (Art. 76)
Thank you for your attention

(Photos of Austrian specialty crops: Fertsak, Kurtz, Besenhofer)