



Associação dos Industriais de Sabões, Detergentes e Produtos de Conservação e Limpeza

AISDPCL comments to the TRIS Notification 2021/42/D (Germany)

The Portuguese Association for Detergents and Cleaning and Maintenance Products (AISDPCL) considers that the requirements imposed by this intended German regulation on certain types of biocidal products will cause competitive distortion and jeopardise the level playing field in the EU as well as the functioning of the common market.

Furthermore, these additional obligations go far beyond the scope of the BPR and are therefore disproportionate for the following reasons:

- a) BPR already provides a high level of protection for human health, animal health and the environment.
- b) Product labels already provide detailed use instructions for effective and safe use, allowing consumers to use these products appropriately.
- c) Products that are registered under BPR for the non-professional users will be subject to the self-service ban despite their previous authorization under the BPR (following huge economic investment by the company, in terms of research, development and sustainability).
- d) The calculation of the administrative burden for industry in the draft regulation is far too low, and does not reflect a realistic cost-benefit scenario for industry.
- e) These measures are likely to lead to unfair competition, with retail and drug stores unable to implement the measures of the self-service ban due to lack of resources, while larger hardware stores will be capable due to larger staff and previous experience.
- f) The suggested measures in this draft regulation pose an enormous if not insurmountable obstacle for online businesses, as the requirement for counselling/advice sessions ahead of the product purchase, will be nearly impossible to execute, as it is not within their business model or capabilities. EU-based companies outside Germany would experience an additional trade barrier having to provide the counselling/advice sessions in the German language.

Trabalhando juntos para uma Europa mais limpa

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