

SCHEDULE 2

Amendment of Schedule 2 to the 2019 Regulations

Amendments relating to Regulation (EU) No 528/2012 (“the Biocides Regulation”)

30. For paragraph 108 (amendment of Article 62 of the Biocides Regulation), substitute—

“**108.** In Article 62(2)—

(a) in the first subparagraph, after point (b)—

- (i) in the first place it occurs, for “Agency” substitute “competent authority”;
- (ii) omit “Agency or to a”;
- (iii) after “under this Regulation” insert “or Regulation (EU) No 528/2012 as it had effect immediately before IP completion day”;
- (iii) for “The Agency shall” substitute “The competent authority must”;
- (iv) at the end, insert “and whether the competent authority has access to the tests or studies”;

(b) in the second subparagraph—

- (i) omit “Agency or to a”;
- (ii) after “under this Regulation” insert “or Regulation (EU) No 528/2012 as it had effect immediately before IP completion day”;
- (iii) for “the Agency shall” substitute “and where the competent authority has access to the tests or studies the competent authority must”.”.