
STATUTORY INSTRUMENTS

2001 No. 880

The Biocidal Products Regulations 2001

PART III

BIOCIDAL PRODUCTS

Emergency prohibition or restriction

22.—(1) The Ministers may prohibit or restrict the sale or use of a biocidal product which has been authorised or registered under these Regulations, where they have valid reasons to consider that the biocidal product constitutes an unacceptable risk to human or animal health or to the environment.

(2) Where the Ministers prohibit or restrict the sale or use of a biocidal product pursuant to paragraph (1), they shall immediately inform the Commission and member States of that prohibition or restriction and of the reasons for it.

(3) No person shall sell a biocidal product—

- (a) whose sale has been prohibited pursuant to paragraph (1); or
- (b) in a manner which contravenes any restriction on the sale of that biocidal product imposed pursuant to paragraph (1).

(4) No person shall use a biocidal product—

- (a) whose use has been prohibited pursuant to paragraph (1); or
- (b) in a manner which contravenes any restriction on the use of that biocidal product imposed pursuant to paragraph (1).

(5) The Ministers shall revoke a prohibition or restriction issued under this regulation where a decision made in accordance with the procedures set out in Article 28(3) does not uphold the prohibition or restriction.