

Researching the applicability of the legal instrument of  
***Request for Internal Review***  
under the amended Aarhus Regulation

11 August 2023

Monthly report on European Community institutions' administrative acts

In the period of

**1-31 July 2023**

the following administrative acts of European Community institutions were considered as eligible against which the Request for Internal Review under the amended Aarhus Regulation<sup>1</sup> is applicable:

OJ number	Date of publication	Act number	Act title	Eligible	Reason
<b>L 168/3</b>	04.07.2023	COMMISSION IMPLEMENTING REGULATION (EU) 2023/1341 of June 2023	Commission Implementing Regulation (EU) 2023/1341 as feed additives for all animal species, and repealing Implementing Regulation (EU) No 1263/2011	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>L 168/17</b>	03.07.2023	COMMISSION IMPLEMENTING REGULATION (EU) 2023/1342 of 30 June 2023	Commission Implementing Regulation (EU) concerning the renewal of the authorisation of a preparation of 6-phytase produced by <i>Aspergillus oryzae</i> DSM 33699 as a feed additive for poultry, pigs for fattening, weaned piglets and sows (holder of authorisation: DSM Nutritional Products Ltd, represented by DSM Nutritional Products Sp. z o.o.) and repealing Implementing Regulation (EU) No 837/2012	Yes	it is an administrative act in the meaning of the Aarhus Regulation

<sup>1</sup> Article 2(1), point (g) reads as follows:

(g) 'administrative act' means any non-legislative act adopted by a Union institution or body, which has legal and external effects and contains provisions that may contravene environmental law within the meaning of point (f) of Article 2(1);

<b>L 168/27</b>	03.07.2023	COUNCIL DECISION (CFSP) 2023/1344 of 26 June 2023	in support of enhancing the operational effectiveness of the Organisation for the Prohibition of Chemical Weapons (OPCW)	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>L 168/24</b>	03.07.2023	Commission Implementation Regulation (EU) 2023/1343 of 30 June 2023	Commission Implementing Regulation (EU) 2023/1343 of 30 June 2023 providing for an emergency support measure for the cereal and oilseed sectors in Bulgaria, Hungary, Poland, Romania and Slovakia	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>C 236/2</b>	04.07.2023	(2023/C 236/02); Special report 17/2023:	Special report by the European Court of Auditors, 'Circular economy – Slow transition by member states despite EU action'	Unclear	it is an administrative act in the meaning of the Aarhus Regulation, but its legal effect is debatable
<b>L 171/8</b>	06.07.2023	C/2023/4411	concerning the renewal of the authorisation of a preparation of Lactiplantibacillus plantarum DSM 8863 and DSM as a feed additive for all animal species and repealing Implementing Regulation (EU) No 93/2012	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>C 239/4</b>	06.07.2023	2023/C 239/03	Invitation to submit comments on state aid issues pursuant to Article 1(2) of Part I of Protocol 3 to the Agreement between the EFTA States on the Establishment of a Surveillance Authority and a Court of Justice	Not	it is an administrative act in the meaning of the Aarhus Regulation, but it relates to state aid
<b>L 174/15</b>	07.07.2023	C/2023/4453	Commission Implementing Decision (EU) 2023/1423 of 5 July 2023 repealing Implementing Decision (EU) 2022/1486 postponing the expiry date of the approval of acrolein for use in biocidal products of product-type 12 (Text with EEA relevance)	Yes	it is an administrative act in the meaning of the Aarhus Regulation

<b>L 174/17</b>	07.07.2023	C/2023/1600	Commission Implementing Decision (EU) 2023/1424 of 5 July 2023 not renewing the approval of acrolein for use in biocidal products of product-type 12 in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council (Text with EEA relevance)	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>L 174/19</b>	07.07.2023	C/2023/3844	Commission Recommendation (EU) 2023/1425 of 27 June 2023 on facilitating finance for the transition to a sustainable economy	Unclear	it is an administrative act in the meaning of the Aarhus Regulation, but its legal effect is debatable
<b>L 175/6</b>	10.07.2023	C/2023/4482	Commission Regulation (EU) 2023/1428 of 7 July 2023 amending the Annex to Regulation (EU) No 231/2012 as regards mono- and diglycerides of fatty acids (E 471) (Text with EEA relevance)	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>L 175/12</b>	10.07.2023	C/2023/4490	Commission Implementing Regulation (EU) 2023/1429 of 7 July 2023 approving Chrysanthemum cinerariae folium extract from open and mature flowers of Tanacetum cinerariifolium obtained with supercritical carbon dioxide as an active substance for use in biocidal products of product-type 18 in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council (Text with EEA relevance)	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>L 175/24</b>	10.07.2023	C/2023/4493	Commission Implementing Decision (EU) 2023/1432 of 7 July 2023 concerning the extension of the action taken by the German Federal Office for Chemicals permitting the making available on the market and use of the biocidal product Biobor JF in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council	Yes	it is an administrative act in the meaning of the Aarhus Regulation

<b>C 244/1</b>	11.07.2023	C/2023/4494	Communication from the Commission extending the transitional period provided for in the Guidelines on State aid to airports and airlines concerning regional airports	Not	it is an administrative act in the meaning of the Aarhus Regulation, but it relates to state aid
<b>L 177/45</b>	12.07.2023	C/2023/4511	Commission Regulation (EU) 2023/1442 of 11 July 2023 amending Annex I to Regulation (EU) No 10/2011 on plastic materials and articles intended to come into contact with food, as regards changes to substance authorisations and addition of new substances	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>L 177/59</b>	12.07.2023	C/2023/4575	Commission Implementing Regulation (EU) 2023/1443 of 11 July 2023 concerning the renewal of the authorisation of a preparation of <i>Lactiplantibacillus plantarum</i> DSM 19457 as a feed additive for all animal species and amending Implementing Regulation (EU) No 1065/2012	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>C 245/7</b>	12.07.2023	2023/C 245/07	European Court of Auditors Special report 19/2023: 'EU efforts for sustainable soil management – Unambitious standards and limited targeting'	Unclear	it is an administrative act in the meaning of the Aarhus Regulation, but its legal effect is debatable

<b>L 178/1</b>	13.07.2023	C/2023/4675	Commission Implementing Regulation (EU) 2023/1446 of 12 July 2023 amending Implementing Regulation (EU) No 540/2011 as regards the extension of the approval periods of the active substances 2,5-dichlorobenzoic acid methylester, acetic acid, aluminium ammonium sulphate, aluminium phosphide, aluminium silicate, calcium carbide, cymoxanil, dodemorph, ethylene, extract from tea tree, fat distillation residues, fatty acids C7-C20, flonicamid (IKI-220), gibberellic acid, gibberellins, halosulfuron-methyl, hydrolysed proteins, iron sulphate, magnesium phosphide, maltodextrin, metamitron, plant oils/clove oil, plant oils/rape seed oil, plant oils/spear mint oil, pyrethrins, sulcotrione, tebuconazole and urea	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>C 247/1</b>	13.07.2023	2023/C 247/01	Position (EU) No 2/2023 of the Council at first reading with a view to the adoption of a Regulation of the European Parliament and of the Council establishing a multiannual management plan for bluefin tuna in the eastern Atlantic and the Mediterranean, amending Regulations (EC) No 1936/2001, (EU) 2017/2107, and (EU) 2019/833 and repealing Regulation (EU) 2016/1627	Unclear	it is an administrative act in the meaning of the Aarhus Regulation, but its legal effect is debatable
<b>L 179/90</b>	14.07.2023	C/2023/4621	Commission Implementing Regulation (EU) 2023/1453 of 13 July 2023 repealing Implementing Regulation (EU) 2021/1533 imposing special conditions governing the import of feed and food originating in or dispatched from Japan following the accident at the Fukushima nuclear power station	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>L 179/93</b>	14.07.2023	C/2023/4684	Commission Implementing Regulation (EU) 2023/1454 of 13 July 2023 granting a Union authorisation for the single biocidal product 'WESSOCLEAN GOLD LINE' in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council	Yes	it is an administrative act in the meaning of the Aarhus Regulation

<b>L 179/103</b>	14.07.2023	C/2023/4753	Commission Implementing Regulation (EU) 2023/1455 of 13 July 2023 concerning the urgent provisional authorisation of cobalt(II) acetate tetrahydrate, cobalt(II) carbonate, cobalt(II) carbonate hydroxide (2:3) monohydrate and cobalt(II) sulphate, heptahydrate as feed additives for ruminants with a functional rumen, equidae and lagomorphs	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>L 179/119</b>	14.07.2023	C/2023/3744	Decision No 1/2023 of the Joint European Union/Switzerland Air Transport Committee set up under the Agreement between the European Community and the Swiss Confederation on Air Transport of 9 June 2023 replacing the Annex to the Agreement between the European Community and the Swiss Confederation on Air Transport	Unclear	it is an administrative act in the meaning of the Aarhus Regulation, but its legal effect is debatable
<b>C 249/3</b>	14.07.2023	(2023/C 249/03)	Opinion of the European Central Bank of 6 June 2023 on the proposal for a Directive on corporate sustainability due diligence	Unclear	it is an administrative act in the meaning of the Aarhus Regulation, but its legal effect is debatable
<b>C 250/1</b>	14.07.2023	C/2023/1080	Authorisation for State aid pursuant to Articles 107 and 108 of the Treaty on the Functioning of the European Union – Cases where the Commission raises no objections	Not	it is an administrative act in the meaning of the Aarhus Regulation, but it relates to state aid
<b>C 250/2</b>	14.07.2023	C/2023/4078	Authorisation for State aid pursuant to Articles 107 and 108 of the Treaty on the Functioning of the European Union – Cases where the Commission raises no objections	Not	it is an administrative act in the meaning of the Aarhus Regulation, but it relates to state aid

C 250/3	14.07.2023	C/2023/3626	Authorisation for State aid pursuant to Articles 107 and 108 of the Treaty on the Functioning of the European Union – Cases where the Commission raises no objections	Not	it is an administrative act in the meaning of the Aarhus Regulation, but it relates to state aid
C 250/4	14.07.2023	C/2023/4497	Authorisation for State aid pursuant to Articles 107 and 108 of the Treaty on the Functioning of the European Union – Cases where the Commission raises no objections	Not	it is an administrative act in the meaning of the Aarhus Regulation, but it relates to state aid
C 250/6	14.07.2023	C/2023/4555	Authorisation for State aid pursuant to Articles 107 and 108 of the Treaty on the Functioning of the European Union – Cases where the Commission raises no objections	Not	it is an administrative act in the meaning of the Aarhus Regulation, but it relates to state aid
C 250/9	14.07.2023	C/2023/4539	Authorisation for State aid pursuant to Articles 107 and 108 of the Treaty on the Functioning of the European Union – Cases where the Commission raises no objections	Not	it is an administrative act in the meaning of the Aarhus Regulation, but it relates to state aid
C 250/10	14.07.2023	C/2023/3776	Authorisation for State aid pursuant to Articles 107 and 108 of the Treaty on the Functioning of the European Union – Cases where the Commission raises no objections	Not	it is an administrative act in the meaning of the Aarhus Regulation, but it relates to state aid

<b>L 180/28</b>	17.07.2023	C/2023/4881	Commission Implementing Regulation (EU) 2023/1466 of 14 July 2023 amending Annexes V, XIV, XV and XIX to Implementing Regulation (EU) 2021/404 as regards the entries for Canada, Namibia, the United Kingdom and the United States in the lists of third countries authorised for the entry into the Union of consignments of poultry, germinal products of poultry, fresh meat of poultry and game birds, meat products of poultry and wild game birds and eggs and egg products	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>L 181/16</b>	18.07.2023	C/2023/4635	Commission Implementing Regulation (EU) 2023/1471 of 17 July 2023 amending Regulation (EU) No 468/2010 establishing the EU list of vessels engaged in illegal, unreported and unregulated fishing	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>C 253/4</b>	18.07.2023	2023/C 253/03	Summary of the Opinion of the European Data Protection Supervisor on the signing, conclusion and provisional application of a Sustainable Fisheries Partnership Agreement between the European Union and the Republic of Madagascar and the Implementing Protocol thereto	Unclear	it is an administrative act in the meaning of the Aarhus Regulation, but its legal effect is debatable
<b>C 253/10</b>	18.07.2023	2023/C 253/06	Commission notice pursuant to Article 17(5) of Regulation (EC) No 1008/2008 of the European Parliament and of the Council on common rules for the operation of air services in the Community Invitation to tender in respect of the operation of scheduled air services in accordance with public service obligations	Unclear	it is an administrative act in the meaning of the Aarhus Regulation, but its legal effect is debatable
<b>L 182/23</b>	19.07.2023	ST/9523/2023/INIT	Council Decision (EU) 2023/1476 of 26 June 2023 on the signing, on behalf of the European Union, and provisional application of the Sustainable Fisheries Partnership Agreement between the European Union and the Republic of Madagascar and its implementing protocol	Unclear	it is an administrative act in the meaning of the Aarhus Regulation, but its legal effect is debatable



<b>L 182/84</b>	19.07.2023	ST/9812/2023/INIT	Council Regulation (EU) 2023/1478 of 26 June 2023 on the allocation of the fishing opportunities under the Protocol on the implementation of the Sustainable Fisheries Partnership Agreement between the European Union and the Republic of Madagascar (2023-2027)	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>L 182/86</b>	19.07.2023	ST/10818/2023/INIT	Council Regulation (Euratom) 2023/1479 of 14 July 2023 laying down rules for the exercise of the Community's rights in the implementation of the Trade and Cooperation Agreement between the European Union and the European Atomic Energy Community, of the one part, and the United Kingdom of Great Britain and Northern Ireland	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>C/2023/4728</b>	19.7.2023	C/2023/4728	Commission Regulation (EU) 2023/1481 of 13 July 2023 establishing a fisheries closure for Greenland halibut in Norwegian waters of 1 and 2 for vessels flying the flag of a Member State of the European Union	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>L 182/94</b>	19.07.2023	C/2023/4729	Commission Regulation (EU) 2023/1482 of 13 July 2023 establishing a fisheries closure for other species in Norwegian waters of 1 and 2 for vessels flying the flag of a Member State of the European Union	Yes	it is an administrative act in the meaning of the Aarhus Regulation
	19.07.2023	C/2023/4739	Commission Regulation (EU) 2023/1483 of 13 July 2023 establishing a fisheries closure for haddock in Norwegian waters of 1 and 2 for vessels flying the flag of a Member State of the European Union	Yes	it is an administrative act in the meaning of the Aarhus Regulation

<b>L 182/197</b>	19.07.2023	C/2023/4751	Commission Implementing Decision (EU) 2023/1487 of 11 July 2023 on the request for registration, pursuant to Regulation (EU) 2019/788 of the European Parliament and of the Council, of the European citizens' initiative entitled 'Taxing great wealth to finance the ecological and social transition'	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>L 183/53</b>	20.07.2023	ST/10509/2023/ADD/1	Council Decision (EU) 2023/1494 of 26 June 2023 on the position to be taken on behalf of the European Union within the Joint Committee established by the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community as regards the adoption of a decision to amend Part I of Annex I to that Agreement	Unclear	it is an administrative act in the meaning of the Aarhus Regulation, but its legal effect is debatable
<b>L 184/5</b>	21.07.2023	ST/11562/2023/INIT	Council Regulation (EU) 2023/1506 of 20 July 2023 amending Regulation (EU) 2023/194 fixing for 2023 the fishing opportunities for certain fish stocks, applicable in Union waters and, for Union fishing vessels, in certain non-Union waters, as well as fixing for 2023 and 2024 such fishing opportunities for certain deep-sea fish stocks	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>L 184/21</b>	21.07.2023	C/2023/4822	Commission Regulation (EU) 2023/1510 of 20 July 2023 amending Regulation (EU) 2023/915 as regards maximum levels of cadmium in tiger nuts and certain cultivated fungi	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>L 184/25</b>	21.07.2023	C/2023/4807	Commission Implementing Regulation (EU) 2023/1511 of 20 July 2023 amending Implementing Regulations (EU) 2018/2019 and (EU) 2020/1213 as regards certain plants for planting of <i>Malus sylvestris</i> originating in the United Kingdom	Yes	it is an administrative act in the meaning of the Aarhus Regulation

<b>L 184/111</b>	21.07.2023	PUB/2023/868	Decision No 3/2023 of the Joint Committee established by the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community of 3 July 2023 amending Part I of Annex I to the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community [2023/1523]	Unclear	it is an administrative act in the meaning of the Aarhus Regulation, but its legal effect is debatable
<b>C 257/6</b>	21.07.2023	COR 2022/05928	Opinion of the European Committee of the Regions on preparing for and dealing with crises: strengthening the resilience of the Union, its regions and cities	Unclear	it is an administrative act in the meaning of the Aarhus Regulation, but its legal effect is debatable
<b>C/2023/4679</b>	21.07.2023	C/2023/4679	Authorisation for State aid pursuant to Articles 107 and 108 of the Treaty on the Functioning of the European Union – Cases where the Commission raises no objections	Not	it is an administrative act in the meaning of the Aarhus Regulation, but it relates to state aid
<b>C 258/4</b>	21.07.2023	C/2023/2349	Authorisation for State aid pursuant to Articles 107 and 108 of the Treaty on the Functioning of the European Union – Cases where the Commission raises no objections	Not	it is an administrative act in the meaning of the Aarhus Regulation, but it relates to state aid
<b>C 258/6</b>	21.07.2023	C/2023/4474	Authorisation for State aid pursuant to Articles 107 and 108 of the Treaty on the Functioning of the European Union – Cases where the Commission raises no objections	Not	it is an administrative act in the meaning of the Aarhus Regulation, but it relates to state aid

<b>L 186/16</b>	25.07.2023	C/2023/4455	Commission Implementing Regulation (EU) 2023/1530 of 6 July 2023 approving <i>Chrysanthemum cinerariaefolium</i> extract from open and mature flowers of <i>Tanacetum cinerariifolium</i> obtained with hydrocarbon solvents as an active substance for use in biocidal products of product-type 18 in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>L 186/28</b>	25.07.2023	C/2023/4844	Commission Implementing Decision (EU) 2023/1533 of 24 July 2023 on the recognition of the requirements of the Ecoprofit environmental management system as complying with the corresponding requirements of the eco-management and audit scheme (EMAS) in accordance with Article 45 of Regulation (EC) No 1221/2009 of the European Parliament and of the Council	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>L 187/26</b>	25.07.2023	C/2023/4880	Commission Implementing Regulation (EU) 2023/1537 of 25 July 2023 laying down rules for the application of Regulation (EU) 2022/2379 of the European Parliament and of the Council as regards statistics on the use of plant protection products to be transmitted for the reference year 2026 during the transitional regime 2025-2027 and as regards statistics on plant protection products placed on the market	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>C 263/155</b>	26.07.2023	PUB/2023/330	Publication of an approved standard amendment to a product specification of a protected designation of origin or protected geographical indications in the sector of agricultural products and foodstuffs, as referred to in Article 6b(2) and (3) of Commission Delegated Regulation (EU) No 664/2014 2023/C 263/07	Unclear	it is an administrative act in the meaning of the Aarhus Regulation, but its legal effect is debatable

<b>C 264/1</b>	27.07.2023	C/2023/4802	Commission Notice Guidelines on Member States' adaptation strategies and plans 2023/C 264/01	Unclear	it is an administrative act in the meaning of the Aarhus Regulation, but its legal effect is debatable
<b>L 190/13</b>	28.07.2023	C/2023/4934	Commission Implementing Decision (EU) 2023/1562 of 27 July 2023 amending Implementing Decision (EU) 2016/2323 establishing the European List of ship recycling facilities pursuant to Regulation (EU) No 1257/2013 of the European Parliament and of the Council	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>L 191/1</b>	28.07.2023	PE/2/2023/REV/1	Regulation (EU) 2023/1542 of the European Parliament and of the Council of 12 July 2023 concerning batteries and waste batteries, amending Directive 2008/98/EC and Regulation (EU) 2019/1020 and repealing Directive 2006/66/EC	Yes	it is an administrative act in the meaning of the Aarhus Regulation
<b>C 266/3</b>	28.07.2023	C/2023/4820	Authorisation for State aid pursuant to Articles 107 and 108 of the Treaty on the Functioning of the European Union – Cases where the Commission raises no objections	Not	it is an administrative act in the meaning of the Aarhus Regulation, but it relates to state aid
<b>C 266/4</b>	28.07.2023	C/2023/3557	Authorisation for State aid pursuant to Articles 107 and 108 of the Treaty on the Functioning of the European Union – Cases where the Commission raises no objections	Not	it is an administrative act in the meaning of the Aarhus Regulation, but it relates to state aid

L 192/19	31.07.2023	ST/10121/2023/INIT	Council Decision (EU) 2023/1573 of 14 July 2023 establishing the position to be taken on behalf of the European Union regarding the decision of the Participants to the Arrangement on Officially Supported Export Credits on amendments to the Sector Understanding on Export Credits for Renewable Energy, Climate Change Mitigation and Adaptation, and Water Projects contained in Annex IV to that Arrangement	Unclear	it is an administrative act in the meaning of the Aarhus Regulation, but its legal effect is debatable
L 192/30	31.07.2023	C/2023/4950	Commission Decision (EU) 2023/1575 of 27 July 2023 on the Union-wide quantity of allowances to be issued under the EU Emissions Trading System for 2024	Unclear	it is an administrative act in the meaning of the Aarhus Regulation, but its legal effect is debatable

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