Changes to legislation: *There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (Scotland) Amendment Regulations 2005. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

SCOTTISH STATUTORY INSTRUMENTS

2005 No. 109

AGRICULTURE
PESTICIDES

The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (Scotland) Amendment Regulations 2005

Made - - - -	*1st March 2005*
Laid before the Scottish Parliament - - - -	*3rd March 2005*
Coming into force - -	*25th March 2005*

The Scottish Ministers, in exercise of the powers conferred by section 2(2) of the European Communities Act 1972(**1**) and of all other powers enabling them in that behalf, hereby make the following Regulations:

Citation and commencement

These Regulations may be cited as the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (Scotland) Amendment Regulations 2005 and shall come into force on 25th March 2005.Amendment to the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (Scotland) Regulations 2000

1.—(1) The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (Scotland) Regulations 2000(**2**) are amended in accordance with this regulation.

(2) With effect from 26th March 2005, in Part 2 of Schedule 2(**3**) for the existing maximum permitted levels for residues of the pesticides Bifenthrin and Famoxadone substitute the maximum permitted levels specified in Schedule 1 to these Regulations.

(3) For Schedule 5(**4**), substitute the Schedule set out in Schedule 2 to these Regulations.

(**1**) 1972 c. 68; section 2(2) was amended by the Scotland Act 1998 (c. 46), Schedule 8, paragraph 15. The function conferred upon the Minister of the Crown under section 2(2) of the European Communities Act 1972, insofar as within devolved competence, was transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998.
(**2**) S.S.I. 2000/22 amended by S.S.I. 2001/84, 221 and 435, 2002/271 and 489, 2003/118 and 445 and 2004/104, 220 and 399.
(**3**) Part 2 of Schedule 2 was substituted by S.S.I. 2003/118 and further amended by S.S.I. 2003/445 and 2004/104, 220 and 399.
(**4**) Schedule 5 was inserted by S.S.I. 2002/271 and last substituted by S.S.I. 2004/399.

Changes to legislation: *There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (Scotland) Amendment Regulations 2005. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

Revocations

2. Regulation 2(5) of, and Schedule 2 to, the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (Scotland) Amendment (No. 3) Regulations 2004(**5**) are hereby revoked.

Commencement Information

I1 Reg. 2 in force at 25.3.2005

St Andrew's House, Edinburgh
1st March 2005

ROSS FINNIE
A member of the Scottish Executive

(**5**) S.S.I. 2004/399.

SCHEDULE 1

Regulation 2(2)

Commencement Information
I2 Sch. 1 in force at 25.3.2005

Group to which food belongs	Groups include the following products	Bifenthrin	Famoxadone
1. FRUIT, FRESH, DRIED OR UNCOOKED, PRSERVED BY FREEZING NOT CONTAINING ADDED SUGAR: NUTS			
i) CITRUS FRUIT			
	Grapefruit	0.1	0.02*
	Lemons	0.1	0.02*
	Limes	0.1	0.02*
	Mandarins (inc clementines & similar hybrids)	0.1	0.02*
	Oranges	0.1	0.02*
	Pomelos	0.1	0.02*
	Others	0.1	0.02*
ii) TREE NUTS (shelled or unshelled)			
	Almonds	0.05*	0.02*
	Brazil nuts	0.05*	0.02*
	Cashew nuts	0.05*	0.02*
	Chestnuts	0.05*	0.02*
	Coconuts	0.05*	0.02*
	Hazelnuts	0.05*	0.02*
	Macadamia nuts	0.05*	0.02*
	Pecans	0.05*	0.02*
	Pine nuts	0.05*	0.02*
	Pistachios	0.05*	0.02*
	Walnuts	0.05*	0.02*
	Others	0.05*	0.02*
iii) POME FRUIT			
	Apples	0.3	0.02*
	Pears	0.3	0.02*
	Quinces	0.3	0.02*
	Others	0.3	0.02*

Group to which food belongs	Groups include the following products	Bifenthrin	Famoxadone
iv) STONE FRUIT			
	Apricots	0.2	0.02*
	Cherries	0.2	0.02*
	Peaches (incl nectarines & similar hybrids	0.2	0.02*
	Plums	0.2	0.02*
	Others	0.2	0.02*
v. BERRIES AND SMALL FRUIT			
	(a) (a) Table & wine grapes		
	Table grapes	0.2	2
	Wine grapes	0.2	2
	(b) Strawberries (other than wild) (b)	0.5	0.02*
	(c) (c) Cane Fruit (other than wild)		
	Blackberries	0.3	0.02*
	Dewberries	0.05*	0.02*
	Loganberries	0.05*	0.02*
	Raspberries	0.3	0.02*
	Others	0.05*	0.02*
(d) (d) Other small fruit & berries (other than wild)			
	Bilberries	0.05*	0.02*
	Cranberries	0.05*	0.02*
	Currants (red, black & white)	0.05*	0.02*
	Gooseberries	0.05*	0.02*
	Others	0.05*	0.02*
	(e) (e) Wild berries & wild fruit	0.05*	0.02*
vi) MISCELLANEOUS FRUIT			
	Avocados	0.05*	0.02*
	Bananas	0.1	0.02*
	Dates	0.05*	0.02*
	Figs	0.05*	0.02*

Group to which food belongs	Groups include the following products	Bifenthrin	Famoxadone
	Kiwi fruit	0.05*	0.02*
	Kumquats	0.05*	0.02*
	Litchis	0.05*	0.02*
	Mangoes	0.05*	0.02*
	Olives (table consumption)	0.05*	0.02*
	Olives (oil extract)	0.05*	0.02*
	Papaya	0.05*	0.02*
	Passion fruit	0.05*	0.02*
	Pineapples	0.05*	0.02*
	Pomegranates	0.05*	0.02*
	Others	0.05*	0.02*
2. VEGETABLES, FRESH OR UNCOOKED, FROZEN OR DRY			
i) ROOT AND TUBER VEGETABLES			
	Beetroot	0.05*	0.02*
	Carrots	0.05*	0.02*
	Celeriac	0.05*	0.02*
	Horseradish	0.05*	0.02*
	Jerusalem artichokes	0.05*	0.02*
	Parsnips	0.05*	0.02*
	Parsley root	0.05*	0.02*
	Radishes	0.05*	0.02*
	Salsify	0.05*	0.02*
	Sweet potatoes	0.05*	0.02*
	Swedes	0.05*	0.02*
	Turnips	0.05*	0.02*
	Yams	0.05*	0.02*
	Others	0.05*	0.02*
ii) BULB VEGETABLESs			
	Garlic	0.05*	0.02*
	Onions	0.05*	0.02*
	Shallots	0.05*	0.02*
	Spring onions	0.05*	0.02*
	Others	0.05*	0.02*