STATUTORY RULES OF NORTHERN IRELAND

2008 No. 195

AGRICULTURE

PESTICIDES

Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (Amendment) Regulations (Northern Ireland) 2008

Made - - - -	*1st May 2008*
Coming into operation-	*16th June 2008*

The Department of Agriculture and Rural Development is a Department designated(**1**) for the purposes of section 2(2) of the European Communities Act 1972(**2**) in relation to the common agricultural policy of the European Community.

The Department of Agriculture and Rural Development makes the following Regulations in exercise of the powers conferred by that section.

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (Amendment) Regulations (Northern Ireland) 2008 and shall come into operation on 16th June 2008.

(2) The Interpretation Act (Northern Ireland) 1954(**3**) shall apply to these Regulations as it applies to an Act of the Assembly.

Amendment of the Pesticides (Maximum Residue Levels in Crops Food and Feeding Stuffs) Regulations (Northern Ireland) 2006

2.—(1) The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) Regulations (Northern Ireland) 2006(**4**) are amended in accordance with this regulation.

(2) In regulation 2(1) (interpretation) for the definition of "the Residues Directives" substitute—

(**1**) S.I. 2000/2812
(**2**) 1972 c. 68
(**3**) 1954 c. 33 (N.I.)
(**4**) S.R. 2006 No. 220 as amended by S.R. 2006 No. 501, S.R. 2007 No. 428 and S.R. 2007 No. 465

""the Residues Directives" means Directive 76/895(**5**), Directive 86/362(**6**), Directive 86/363(**7**) and Directive 90/642(**8**), in each case as amended at the date of the making of the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (Amendment) Regulations (Northern Ireland) 2008.".

(3) In Schedule 1 (pesticides residues)—

(a) for the entries in the columns relating to the pesticides Deltamethrin and Maleic hydrazide substitute—

Column 1	Column 2
Pesticide	*Residue*
Deltamethrin	deltamethrin (cis-deltamethrin)
Maleic hydrazide	(1) for products of plant origin and foodstuffs of animal origin other than milk and milk products: maleic hydrazide (2) for milk and milk products: maleic hydrazide and its conjugates expressed as maleic hydrazide

(b) at the appropriate place in alphabetical order in Columns 1 and 2 insert the following entries—

Column 1	Column 2
Pesticide	*Residue*
1-Methylcyclopropene	1-methylcyclopropene
Etoxazole	etoxazole
Indoxacarb	indoxacarb as sum of the isomers S and R
MCPA and MCPB	(1) for products of plant origin: MCPA, MCPB including their salts, esters and conjugates expressed as MCPA (2) for foodstuffs of animal origin: MCPA, MCPB and MCPA thioethyl expressed as MCPA
Mesosulfuron-methyl	mesosulfuron-methyl expressed as mesosulfuron
Tolylfluanid	(1) for products of plant origin: sum of tolylfluanid and dimethylaminosulfotoluidide expressed as tolylfluanid (2) for foodstuffs of animal origin: tolylfluanid analysed as dimethylaminosulfotoluidide and expressed as tolylfluanid
Triticonazole	Triticonazole

(4) In Part I of Schedule 2 (maximum residue levels–national limits) omit the column relating to Ioxynil.

(5) In Part II of Schedule 2 (maximum residue levels–EC limits)—

(**5**) O.J. No. L340, 9.12.1976, p. 26, as last amended by Commission Directive 2007/8/EC (O.J. No. L63, 1.3.2007, p. 9)
(**6**) O.J. No. L221, 7.8.1986, p. 37, as last amended by Commission Directive 2007/56/EC (O.J. No. L243, 18.9.2007, p. 50)
(**7**) O.J. No. L221, 7.8.1986, p. 43, as last amended by Commission Directive 2007/56/EC (O.J. No. L243, 18.9.2007, p. 50)
(**8**) O.J. No. L350, 14.12.1990, p. 71, as last amended by Commission Directive 2007/56/EC (O.J. No. L243, 18.9.2007, p. 50)

(a) at the appropriate place in alphabetical order insert the columns relating to the maximum permitted levels for residues of the pesticides 1-Methylcyclopropene, Etoxazole, Indoxacarb, Ioxynil, MCPA and MCPB, Mesosulfuron-methyl, Tolylfluanid and Triticonazole as set out in the Schedule;

(b) for the columns relating to the pesticides Azoxystrobin, Chlorfenapyr, Chlorothalonil, Deltamethrin, Diazinon, Folpet, Hexachlorobenzene (HCB), Iprodione, Lambda-cyhalothrin, Maleic hydrazide (from 4 December 2006), Methalaxyl, Oxamyl, Quinoxyfen and Trifloxystrobin substitute the columns relating to the maximum permitted levels for residues of those pesticides as set out in the Schedule;

(c) at the end add the following footnotes—

"**50.** All other meat, edible offal and preparations of meat or edible offal."

"**51.** Milk except cream of milk."

"**52.** Cream of milk.".

(6) In Schedule 3 (products)—

(a) in paragraph 2(v)(a) (lettuce and similar) in Column 2, after the words "Leaves and stems of brassica" add ", including turnip greens";

(b) in paragraph 4 (oil seeds) in Column 2, after "Hemp seed" insert "Pumpkin seed".

Sealed with the Official Seal of the Department of Agriculture and Rural Development on 1st May 2008.

L.S.

J.W. Speers
A senior officer of the Department of Agriculture and Rural Development.

SCHEDULE

Regulation 2(5)

Group to which food belongs	*Groups include the following products*	*1-Methylcyclo-propene*	*Azoxystrobin*	*Chlorfenapyr*	*Chlorothalonil*	*Deltamethrin*	*Diazinion*	*Etoxazole*
1. Fruit, fresh, dried or uncooked, preserved by freezing not containing added sugar: nuts								
(i) CITRUS FRUIT								
	Grapefruit	0.01*	1	0.05*	0.01*	0.05*	0.01*	0.1
	Lemons	0.01*	1	0.05*	0.01*	0.05*	0.01*	0.1
	Limes	0.01*	1	0.05*	0.01*	0.05*	0.01*	0.1
	Mandarins (inc. clementines & similar hybrids)	0.01*	1	0.05*	0.01*	0.05*	0.01*	0.1
	Oranges	0.01*	1	0.05*	0.01*	0.05*	0.01*	0.1
	Pomelos	0.01*	1	0.05*	0.01*	0.05*	0.01*	0.1
	Others	0.01*	1	0.05*	0.01*	0.05*	0.01*	0.1
(ii) TREE NUTS (shelled or unshelled)								
	Almonds	0.01*	0.1*	0.05*	0.01*	0.05*	0.05	0.02*
	Brazil nuts	0.01*	0.1*	0.05*	0.01*	0.05*	0.01*	0.02*
	Cashew nuts	0.01*	0.1*	0.05*	0.01*	0.05*	0.01*	0.02*
	Chestnuts	0.01*	0.1*	0.05*	0.01*	0.05*	0.01*	0.02*
	Coconuts	0.01*	0.1*	0.05*	0.01*	0.05*	0.01*	0.02*
	Hazelnuts	0.01*	0.1*	0.05*	0.01*	0.05*	0.01*	0.02*
	Macadamia nuts	0.01*	0.1*	0.05*	0.01*	0.05*	0.01*	0.02*
	Pecans	0.01*	0.1*	0.05*	0.01*	0.05*	0.01*	0.02*
	Pine nuts	0.01*	0.1*	0.05*	0.01*	0.05*	0.01*	0.02*
	Pistachios	0.01*	0.1*	0.05*	0.01*	0.05*	0.01*	0.02*
	Walnuts	0.01*	0.1*	0.05*	0.01*	0.05*	0.01*	0.02*
	Others	0.01*	0.1*	0.05*	0.01*	0.05*	0.01*	0.02*
(iii) POME FRUIT								
	Apples	0.01*	0.05*	0.05*	1	0.2	0.01*	0.02*
	Pears	0.01*	0.05*	0.05*	1	0.1	0.01*	0.02*
	Quinces	0.01*	0.05*	0.05*	1	0.1	0.01*	0.02*

Group to which food belongs	*Groups include the following products*	*1-Methylcyclo-propene*	*Azoxystrobin*	*Chlorfenapyr*	*Chlorothalonil*	*Deltamethrin*	*Diazinion*	*Etoxazole*
	Others	0.01*	0.05*	0.05*	1	0.1	0.01*	0.02*
(iv) STONE FRUIT								
	Apricots	0.01*	0.05*	0.05*	1	0.1	0.01*	0.1
	Cherries	0.01*	0.05*	0.05*	0.01*	0.2	0.01*	0.02*
	Peaches (inc. nectarines & similar hybrids)	0.01*	0.05*	0.05*	1	0.1	0.01*	0.1
	Plums	0.01*	0.05*	0.05*	0.01*	0.1	0.01*	0.02*
	Others	0.01*	0.05*	0.05*	0.01*	0.1	0.01*	0.02*
(v) BERRIES AND SMALL FRUIT								
(a)	*Table & wine grapes*							
	Table grapes	0.01*	2	0.05*	1	0.2	0.01*	0.02*
	Wine grapes	0.01*	2	0.05*	3	0.2	0.01*	0.02*
(b)	*Strawberries* (other than wild)	0.01*	2	0.05*	3	0.2	0.01*	0.2
(c)	*Cane Fruit* (other than wild)							
	Blackberries	0.01*	3	0.05*	0.01*	0.5	0.01*	0.02*
	Dewberries	0.01*	0.05*	0.05*	0.01*	0.05*	0.01*	0.02*
	Loganberries	0.01*	0.05*	0.05*	0.01*	0.05*	0.01*	0.02*
	Raspberries	0.01*	3	0.05*	0.01*	0.5	0.01*	0.02*
	Others	0.01*	0.05*	0.05*	0.01*	0.05*	0.01*	0.02*
(d)	*Other small fruit & berries* (other than wild)							
	Bilberries	0.01*	0.05*	0.05*	0.01*	0.05*	0.01*	0.02*
	Cranberries	0.01*	0.05*	0.05*	2	0.05*	0.2	0.02*
	Currants (red, black & white)	0.01*	0.05*	0.05*	10	0.5	0.01*	0.02*
	Gooseberries	0.01*	0.05*	0.05*	10	0.2	0.01*	0.02*