STATUTORY RULES OF NORTHERN IRELAND

2007 No. 428

AGRICULTURE

PESTICIDES

Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (Amendment) Regulations (Northern Ireland) 2007

Made - - - -	*3rd October 2007*
Coming into operation-	*14th November 2007*

The Department of Agriculture and Rural Development, being 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, in exercise of the powers conferred on it makes the following Regulations:

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) 2007 and shall come into operation on 14th November 2007.

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

Amendment to 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**) shall be amended in accordance with this regulation.

(2) In regulation 2(1), for the definition of the Residues Directives substitute the following definition:

(**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

""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) 2007.".

(3) In Schedule 1 insert at the appropriate place in Columns 1 and 2 the following entry—

Column 1 *Pesticides*	Column 2 *Residues*
Phenmedipham	(1) for products of plant origin: phenmedipham (2) for foodstuffs of animal origin: phenmedipham (Methyl-N-(3-hydroxyphenyl) carbemate (MHPC) expressed as phenmedipham)

(4) In Part I of Schedule 2 delete the columns relating to Captan, Dichlorvos and Ethion.

(5) In Part II of Schedule 2—

(a) in the column relating to the pesticide Atrizine for the products listed under the group Cereals substitute the maximum residue levels to "0.1";

(b) insert, in the appropriate place to preserve the alphabetical ordering from left to right, the columns of maximum permitted levels for residues of the pesticides Captan, Dichlorvos, Ethion and Phenmedipham as specified in the Schedule to these Regulations;

(c) for the column relating to the pesticide Folpet substitute the column of maximum permitted levels for residues of that pesticide as specified in the Schedule to these Regulations.

(6) At the end of Part II to Schedule 2 add the following footnote—

"**48.** Sum of captan and folpet.".

(7) On the 21st January 2008:

(a) in Schedule 1 insert at the appropriate place in Columns 1 and 2 the following entry—

Column 1 *Pesticides*	Column 2 *Residues*
Desmedipham	desmedipham

(b) in Part I of Schedule 2 delete the column relating to Chlorfenvinphos;

(c) in Part II of Schedule 2 insert, in the appropriate place to preserve the alphabetical ordering from left to right, the columns of maximum permitted levels for the residues of the pesticides Chlorfenvinphos and Desmedipham and in relation to Phenmedipham for the food groups 9 (Cereals) and 10 (Foodstuffs of Animal Origin) as specified in the Schedule to these Regulations.

(**5**) O.J. No. L340, 9.12.1976, p. 26, as last amended by Commission Directive 2006/92/EC (O.J. No. L311, 10.11.2006, p. 31)
(**6**) O.J. No. L221, 7.8.1986, p. 37, as last amended by Commission Directive 2006/92/EC (O.J. No. L311, 10.11.2006, p. 31)
(**7**) O.J. No. L221, 7.8.1986, p. 43, as last amended by Commission Directive 2006/62/EC (O.J. No. L206, 27.7.2006, p. 27)
(**8**) O.J. No. L350, 14.12.1990, p. 71, as last amended by Commission Directive 2006/92/EC (O.J. No. L311, 10.11.2006, p. 31)

Sealed with the Official Seal of the Department of Agriculture and Rural Development on 3rd October 2007.

L.S.

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

SCHEDULE

Regulation 2

Group to which food belongs	*Groups include the following products*	*Captan*	*Chlorfenvinphos* (applying from 21/1/08)	*Desmediphan* (applying from 21/1/08)	*Dichlorvos*	*Ethion*	*Folpet*	*Phenmedipham*	*Pirimiphos-methyl* (applying from 21/1/08)
1. Fruit, fresh, dried or uncooked, preserved by freezing not containing added sugar: nuts									
(i) CITRUS FRUIT									
	Grapefruit	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Lemons	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Limes	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Mandarins (inc clementines & similar hybrids)	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Oranges	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Pomelos	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Others	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
(ii) TREE NUTS (shelled or unshelled)									
	Almonds	0.3	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Brazil nuts	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Cashew nuts	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Chestnuts	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Coconuts	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Hazelnuts	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Macadamia nuts	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Pecans	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Pine nuts	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Pistachios	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Walnuts	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Others	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
(iii) POME FRUIT									
	Apples	3(48)	0.02*	0.05*	0.01*	0.01*	3(48)	0.05*	

Group to which food belongs	*Groups include the following products*	*Captan*	*Chlorfenvinphos* (applying from 21/1/08)	*Desmediphan* (applying from 21/1/08)	*Dichlorvos*	*Ethion*	*Folpet*	*Phenmedipham*	*Phenmedipham* (applying from 21/1/08)
	Pears	3[48]	0.02*	0.05*	0.01*	0.01*	3[48]	0.05*	
	Quinces	3[48]	0.02*	0.05*	0.01*	0.01*	3[48]	0.05*	
	Others	3[48]	0.02*	0.05*	0.01*	0.01*	3[48]	0.05*	
(iv) STONE FRUIT									
	Apricots	3	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Cherries	5	0.02*	0.05*	0.01*	0.01*	2	0.05*	
	Peaches (incl. nectarines & similar hybrids)	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Plums	1	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Others	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
(v) BERRIES AND SMALL FRUIT									
(a)	*Table & wine grapes*								
	Table grapes	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Wine grapes	0.02*	0.02*	0.05*	0.01*	0.01*	5	0.05*	
(b)	Strawberries (other than wild)	3[48]	0.02*	0.05*	0.01*	0.01*	3[48]	0.1	
(c)	*Cane Fruit* (other than wild)								
	Blackberries	3[48]	0.02*	0.05*	0.01*	0.01*	3[48]	0.05*	
	Dewberries	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Loganberries	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
	Raspberries	3[48]	0.02*	0.05*	0.01*	0.01*	3[48]	0.05*	
	Others	0.02*	0.02*	0.05*	0.01*	0.01*	0.02*	0.05*	
(d)	*Other small fruit & berries* (other than wild)								