STATUTORY RULES OF NORTHERN IRELAND

2006 No. 501

AGRICULTURE

PESTICIDES

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

Made - - - - 5th December 2006

Coming into operation- 18th January 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) 2006 and shall come into operation on 18th January 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

""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) 2006.".

(3) In Schedule 1 the following entry shall be substituted for the corresponding existing entry;

Column 1 *Pesticides*	Column 2 *Residues*
Deltamethrin	(1) for products of plant origin other than cereals and for foodstuffs of animal origin: deltamethrin (cis-deltamethrin) (2) for cereals: deltamethrin

(4) In Part I of Schedule 2 the columns relating to Carbaryl and Fenitrothion shall be deleted.

(5) In Part II of Schedule 2 substitute the following maximum residue levels—

(a) for mg/kg of Benomyl/Carbendazim on Papaya delete "0.1*" and insert "0.2";

(b) for mg/kg of Chlormequat on Pears delete "0.3" and insert "0.2";

(c) for mg/kg of Thiophanate-methyl on Papaya delete "0.1* and insert "1".

(6) In Part II of Schedule 2—

(a) 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 Carbaryl and Fenitrothion as specified in the Schedule to these Regulations;

(b) for the columns relating to the pesticides Cyazofamid, Deltamethrin, Endosulfan Fenbutatin-oxide, Fenhexamid, Linuron, Methidathion, Pymetrozine and Triadimefon and Triadimenol substitute the columns of maximum permitted levels for residues of those pesticides as specified in the Schedule to these Regulations.

(7) The following footnote shall be added at the end of Part II to Schedule 2—

"**47.** Poultry and poultry products.".

(8) In Schedule 3, in paragraph 2(v)(a) (Lettuce and similar), in column 2, beneath "Scarole" insert "Ruccola" and beneath that insert "Leaves and stems of brassica".

(9) On the 21st January 2007:

(a) in Schedule 1 the following entries for—

(i) Cyfluthrin, shall be substituted for the corresponding existing entry; and

(ii) Fenthion shall be inserted at the appropriate place in Columns 1 and 2;

Column 1 *Pesticides*	Column 2 *Residues*
Cyfluthrin	cyfluthrin including other mixtures of constituent isomers (sum of isomers)

(**5**) O.J. No. L340, 9.12.1976, p. 26, as last amended by Commission Directive 2006/59/EC (O.J. No. L175, 29.6.2006, p. 61)
(**6**) O.J. No. L221, 7.8.1986, p. 37, as last amended by Commission Directive 2006/61/EC (O.J. No. L206, 27.7.2006, p. 12)
(**7**) O.J. No. L221, 7.8.1986, p. 43, as last amended by Commission Directive 2006/61/EC (O.J. No. L206, 27.7.2006, p. 12)
(**8**) O.J. No. L350, 14.12.1990, p. 71, as last amended by Commission Directive 2006/61/EC (O.J. No. L206, 27.7.2006, p. 12)

Column 1 *Pesticides*	Column 2 *Residues*
Fenthion	fenthion and its oxygen analogue, their sulfoxides and sulfones express as parent

(b) in Part II of Schedule 2 maximum residue levels shall be substituted as follows—

(i) for mg/kg of Abamectin on Blackberries and Raspberries delete "0.01*" and insert "0.1", and on Cucumbers, Gherkins, Courgettes and Other Cucurbits-edible peel delete "0.01*" and insert "0.02";

(ii) for mg/kg of Fenpropimorph on Leeks delete "0.5" and insert "1";

(iii) for mg/kg of Myclobutanil on Beans (with pods) delete "0.02*" and insert "0.3";

(iv) for mg/kg of Thiabendazole on Witloof delete "0.05*" and insert "1";

(v) for mg/kg of Trifloxystrobin on Plums delete "0.02*" and insert "0.2", and on Strawberries "0.02*" and insert "0.5*" and on Beans (with pods) "0.02*" and insert "0.5";

(c) in Part II of Schedule 2—

(i) insert, in the appropriate place to preserve the alphabetical ordering from left to right, the column of maximum permitted levels for the residue of the pesticide Fenthion as specified in the Schedule to these Regulations;

(ii) for the columns relating to the pesticides Atrazine, Azinphos-ethyl, Cyflurthrin, Ethephon, Methamidophos, Methomyl thiodicarb, Paraquat and Triazophos substitute the columns of maximum permitted levels for residues of those pesticides as specified in the Schedule to these Regulations; and

(d) in Schedule 3, paragraph 3 (Pulses), column 2, beneath "Peas" insert "Lupins".

(10) On the 21st April 2007:

(a) in Part II of Schedule 2 maximum residue levels shall be substituted as follows—

(i) for mg/kg of Glyphosate–except trimesium salt (applying from 21st April 2007) on Grapefruit and Lemons delete "0.1" and insert "0.1*", on Mandarins delete "0.1" and insert "0.5" and on the products except for Olives (oil extract) listed under the group Miscellaneous Fruit delete "0.05*" and insert "0.1*";

(ii) for mg/kg of Glyphosate-as trimesium salt on Mandarins delete "0.05*" and insert "0.5";

(b) in Part II of Schedule 2, for the column relating to the pesticide Pyraclostrobin substitute the column of maximum permitted levels for residue of that pesticide as specified in the Schedule to these Regulations.

(11) On the 30th December 2007:

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

Column 1 *Pesticides*	Column 2 *Residues*
Oxamyl	Oxamyl

(b) 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 residues of the pesticides Oxamyl as specified in the Schedule to these Regulations.

Sealed with the Official Seal of the Department of Agriculture and Rural Development on 5th December 2006.

L.S.

D. Small
A senior officer of the Department of Agriculture and Rural Development.

SCHEDULE

Regulation 2

Group to which food belongs	*Groups include the following products*	*Atrazine (applying from 21/1/07)*	*Azinphos-ethly (applying from 21/1/07)*	*Carbaryl*	*Clyazofamid*	*Cyfluthrin (applying from 21/1/07)*	*Deltamethrin*	*Endosulfan*	*Ethephon (applying from 21/1/07)*
1. Fruit, fresh, dried or uncooked, preserved by freezing not containing added sugar: nuts									
(i) CITRUS FRUIT									
	Grapefruit	0.05*	0.02*	0.05*	0.01*	0.02*	0.05*	0.05*	0.05*
	Lemons	0.05*	0.02*	0.05*	0.01*	0.02*	0.05*	0.05*	0.05*
	Limes	0.05*	0.02*	0.05*	0.01*	0.02*	0.05*	0.05*	0.05*
	Mandarins (inc clementines & similar hybrids)	0.05*	0.02*	0.05*	0.01*	0.02*	0.05*	0.05*	0.05*
	Oranges	0.05*	0.02*	0.05*	0.01*	0.02*	0.05*	0.05*	0.05*
	Pomelos	0.05*	0.02*	0.05*	0.01*	0.02*	0.05*	0.05*	0.05*
	Others	0.05*	0.02*	0.05*	0.01*	0.02*	0.05*	0.05*	0.05*
(ii) TREE NUTS (shelled or unshelled)									
	Almonds	0.05*	0.02*	0.05*	0.01*	0.02*	0.05*	0.1*	0.1
	Brazil nuts	0.05*	0.02*	0.05*	0.01*	0.02*	0.05*	0.1*	0.1
	Cashew nuts	0.05*	0.02*	0.05*	0.01*	0.02*	0.05*	0.1*	0.1
	Chestnuts	0.05*	0.02*	0.05*	0.01*	0.02*	0.05*	0.1*	0.1
	Coconuts	0.05*	0.02*	0.05*	0.01*	0.02*	0.05*	0.1*	0.1
	Hazelnuts	0.05*	0.02*	0.05*	0.01*	0.02*	0.05*	0.1*	0.1
	Macadamia nuts	0.05*	0.02*	0.05*	0.01*	0.02*	0.05*	0.1*	0.1
	Pecans	0.05*	0.02*	0.05*	0.01*	0.02*	0.05*	0.1*	0.1
	Pine nuts	0.05*	0.02*	0.05*	0.01*	0.02*	0.05*	0.1*	0.1
	Pistachios	0.05*	0.02*	0.05*	0.01*	0.02*	0.05*	0.1*	0.1
	Walnuts	0.05*	0.02*	0.05*	0.01*	0.02*	0.05*	0.1*	0.1
	Others	0.05*	0.02*	0.05*	0.01*	0.02*	0.05*	0.1*	0.1
(iii) POME FRUIT									
	Apples	0.05*	0.02*	0.05*	0.01*	0.2	0.2	0.05*	0.5
	Pears	0.05*	0.02*	0.05*	0.01*	0.2	0.1	0.3	0.05*
	Quinces	0.05*	0.02*	0.05*	0.01*	0.2	0.1	0.05*	0.05*
	Others	0.05*	0.02*	0.05*	0.01*	0.2	0.1	0.05*	0.05*