STATUTORY RULES OF NORTHERN IRELAND

2003 No. 435

AGRICULTURE
PESTICIDES

Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (Amendment) (No. 3) Regulations (Northern Ireland) 2003

Made - - - -	*7th October 2003*
Coming into operation	*24th October 2003*

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 by the said section 2(2) and of every other power enabling it in that behalf, hereby 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) (No. 3) Regulations (Northern Ireland) 2003 and shall come into operation on 24th October 2003.

(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) 2002

2.—(1) The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) Regulations (Northern Ireland) 2002(**4**) shall be amended in accordance with this regulation.

(2) In regulation 2(1), for the definition of "the Residues Directives" there shall be substituted the following definition:

(**1**) S.I. 2000/2812
(**2**) 1972 c. 68
(**3**) 1954 c. 33 (N.I.)
(**4**) S.R. 2002 No. 20 as amended by S.R. 2002 No. 27, S.R. 2002 No. 250, S.R. 2003 No. 123 and S.R. 2003 No. 379

""the Residues Directives" means Council Directive 86/362/EEC(**5**), Council Directive 86/363/EEC(**6**) and Council Directive 90/642/EEC(**7**), in each case amended as at the date of the making of the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (Amendment) (No. 3) Regulations (Northern Ireland) 2003.".

(3) In Schedule 1 there shall be inserted at the appropriate places in Columns 1 and 2 the following entries (with the entries for Amitrole replacing those in relation to which the term 'Aminotriazole' appears in Column 1):

Column 1 *Pesticide*	Column 2 *Residues*
Acibenzolar-S-methyl	acibenzolar-S-methyl
Amitrole	amitrole
Chlorfenapyr	chlorfenapyr
Cinidon-ethyl	cinidon-ethyl (sum of cinidon-ethyl and its E-isomer)
Cyclanilide	cyclanilide
Cyhalofop butyl	cyhalofop butyl (sum of cyhalofop butyl and its free acids)
Diquat	diquat
Ethofumesate	ethofumesate (sum of ethofumesate and the metabolite 2,3-dihydro-3,3-dimethyl-2-oxo-benzofuran-5-yl methane sulphonate expressed as ethofumesate)
Famoxadone	famoxadone
Fenhexamid	fenhexamid
Fentin acetate	fentin acetate
Fentin hydroxide	fentin hydroxide
Florasulam	florasulam
Flumioxazine	flumioxazine
Iprovalicarb	iprovalicarb
Isoproturon	isoproturon
Metalaxyl-M	(1) For cereals – metalaxyl-M (2) For other products – metalxyl-M including other mixtures of constituent isomers (sum of isomers)
Picolinafen	picolinafen
Prosulfuron	prosulfuron

(**5**) O.J. No. L221, 7.8.86, p. 37. The last amending instrument is Commission Directive 2003/62/EC (O.J. No. L154, 21.6.2003, p. 70)
(**6**) O.J. No. L221, 7.8.86, p. 43. The last amending instrument is Commission Directive 2003/60/EC (O.J. No. L155, 24.6.2003, p. 15)
(**7**) O.J. No. L350, 14.12.90, p. 71. The last amending instrument is Commission Directive 2003/69/EC (O.J. No. L175, 15.7.2003, p. 37)

Column 1 *Pesticide*	Column 2 *Residues*
Pyraflufen-ethyl	pyraflufen-ethyl
Sulfosulfuron	sulfosulfuron

(4) In Part I of Schedule 2 the column relating to Omethoate shall be deleted.

(5) In Part II of Schedule 2 the maximum residue levels shall be substituted as follows –

(a) for mg/kg of Chlormequat on pears delete "0.5" and insert "0.3";

(b) for mg/kg of Dimethoate on tea (dried leaves and stalks, fermented or otherwise, *Camillia sinensis*) delete "0.2";

(c) for mg/kg of Kresoxim-methyl on strawberries (other than wild) delete "0.2" and insert "1";

(d) for mg/kg of Maneb Mancozeb Metiram Propineb and Zineb on radishes delete "0.2" and insert "2", and on spring onions delete "0.05*" and insert "1".

(6) In Part II of Schedule 2 –

(a) there shall be inserted, in the appropriate place to preserve the alphabetical ordering from left to right, columns of maximum permitted levels for residues of the pesticides Acibenzolar-S-methyl, Chlorfenapyr, Cinidon-ethyl, Cyclanilide, Cyhalofop butyl, Diquat, Ethofumesate, Famoxadone, Fenhexamid, Fentin acetate, Fentin hydroxide, Florasulam, Flumioxazine, Iprovalicarb, Isoproturon, Metalaxyl-M, Picolinafen, Prosulfuron, Pyraflufen-ethyl and Sulfosulfuron as specified in the Schedule to these Regulations;

(b) for the columns relating to the pesticides Aminotriazole (Amitrole), Azoxystrobin, Clofentezine, Hexaconazole, Lambda-cyhalothrin, Myclobutanil and Prochloraz, there shall be substituted the columns of maximum permitted levels for residues of those pesticides as specified in the Schedule to these Regulations (with the heading 'Aminotriazole (Amitrole)' being replaced by the heading 'Amitrole'); and

(c) the column the heading of which is so replaced shall be moved to preserve the alphabetical ordering.

Sealed with the Official Seal of the Department of Agriculture and Rural Development on 7th October 2003.

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

SCHEDULE

Regulation 2(6)

Group to which food belongs / *Group and examples of individual products to which the MRLs apply*	Residue columns (pesticide names, including "Applying from 1 July 2004" columns, printed overlapping: [illegible])
1. Fruit, fresh, dried or uncooked, preserved by freezing not containing added sugar: nuts	
(i) CITRUS FRUIT	
Grapefruit	[illegible] 0.5 3 [illegible] 0.02* [illegible] 0.05*
Lemons	[illegible] 0.5 3 [illegible] 0.02* [illegible] 0.05*
Limes	[illegible] 0.5 3 [illegible] 0.02* [illegible] 0.05*
Mandarins (inc clementines & similar hybrids)	[illegible] 0.5 3 [illegible] 0.02* [illegible] 0.05*
Oranges	[illegible] 0.5 3 [illegible] 0.02* [illegible] 0.05*
Pomelos	[illegible] 0.5 3 [illegible] 0.02* [illegible] 0.05*
Others	[illegible] 3 [illegible] 0.02* [illegible] 0.05*
(ii) TREE NUTS (shelled or unshelled)	
Almonds	[illegible] 0.05*
Brazil nuts	[illegible] 0.05*
Cashew nuts	[illegible] 0.05*
Chestnuts	[illegible] 0.05*
Coconuts	[illegible] 0.05*
Hazelnuts	[illegible] 0.05*
Macadamia nuts	[illegible] 0.05*
Pecans	[illegible] 0.05*
Pine nuts	[illegible] 0.05*
Pistachios	[illegible] 0.05*
Walnuts	[illegible] 0.05*
Others	[illegible] 0.05*
(iii) POME FRUIT	

Groups and examples of individual products to which the MRLs apply	Values
Apples	[illegible]
Pears	[illegible]
Quinces	[illegible]
Others	[illegible]
(iv) STONE FRUIT	
Apricots	[illegible]
Cherries	[illegible]
Peaches (incl nectarines & similar hybrids)	[illegible]
Plums	[illegible]
Others	[illegible]
(v) BERRIES AND SMALL FRUIT	
(a) *Table & wine grapes*	
Table grapes	[illegible]
Wine grapes	[illegible]
(b) *Strawberries* (other than wild)	[illegible]
(c) *Cane Fruit* (other than wild)	
Blackberries	[illegible]
Dewberries	[illegible]
Loganberries	[illegible]
Raspberries	[illegible]
Others	[illegible]
(d) *Other small fruit & berries* (other than wild)	
Bilberries	[illegible]
Cranberries	[illegible]