STATUTORY RULES OF NORTHERN IRELAND

# 2002 No. 125

# PESTICIDES

## Plant Protection Products (Amendment) (No. 2) Regulations (Northern Ireland) 2002

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| *Made - - - -* | *25th March 2002* |
| *Coming into operation* | *15th April 2002* |

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 all other powers enabling it in that behalf, hereby makes the following Regulations:

### Citation, commencement and interpretation

**1.**—(1) These Regulations may be cited as the Plant Protection Products (Amendment) (No. 2) Regulations (Northern Ireland) 2002 and shall come into operation on 15th April 2002.

(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 of the Plant Protection Products Regulations (Northern Ireland) 1995

**2.** Regulation 2(1) of the Plant Protection Products Regulations (Northern Ireland) 1995(**4**) shall be amended by substituting for the definition of "the Directive" the following definition—

> ""the Directive" means Council Directive 91/414/EEC concerning the placing of plant protection products on the market(**5**), as amended by—
>
> (a) Commission Directive 93/71/EEC(**6**);
>
> (b) Commission Directive 94/37/EC(**7**);

(**1**) S.I. 2000/2812
(**2**) 1972 c. 68
(**3**) 1954 c. 33 (N.I.)
(**4**) S.R. 1995 No. 371, amended by S.R. 1997 Nos. 471 and 507 and S.R. 2002 No. 21 (S.R. 2002 No. 21 is revoked by the present Regulations)
(**5**) O.J. No. L230, 19.8.91, p. 1 (to be read with Corrigenda published in O.J. No. L170, 25.6.92, p. 40)
(**6**) O.J. No. L221, 31.8.93, p. 27 (to be read with Corrigenda published in O.J. No. L4, 6.1.96, p. 16)
(**7**) O.J. No. L194, 29.7.94, p. 65

(c) Commission Directive 94/79/EC(**8**);

(d) Commission Directive 95/35/EC(**9**);

(e) Commission Directive 95/36/EC(**10**);

(f) Commission Directive 96/12/EC(**11**);

(g) Commission Directive 96/46/EC(**12**);

(h) Commission Directive 96/68/EC(**13**);

(i) Council Directive 97/57/EC(**14**);

(j) Commission Directive 2000/80/EC(**15**);

(k) Commission Directive 2001/21/EC(**16**);

(l) Commission Directive 2001/28/EC(**17**);

(m) Commission Directive 2001/36/EC(**18**);

(n) Commission Directive 2001/47/EC(**19**);

(o) Commission Directive 2001/49/EC(**20**); and

(p) Commission Directive 2001/87/EC(**21**).".

**Transitional arrangements for provisional approvals**

**3.** The Plant Protection Products Regulations (Northern Ireland) 1995 shall be modified so that where there is an approval granted under regulation 7(1) (provisional approvals), or extended pursuant to regulation 7(5)—

(a) the inclusion of the active substances acibenzolar-s-methyl and pymetrozine in Annex I to the Directive shall not make it necessary to revoke any approval in respect of any plant protection products containing either or both those active substances, and where such approval expires it shall continue in effect as a provisional approval, until 31st March 2003;

(b) the inclusion of the active substance flupyrsulfuron-methyl in Annex I to the Directive shall not make it necessary to revoke any approval in respect of any plant protection products containing that active substance, and where such approval expires it shall continue in effect as a provisional approval, until 30th November 2002;

(c) the inclusion of the active substance fenhexamid in Annex I to the Directive shall not make it necessary to revoke any approval in respect of any plant protection products containing that active substance, and any such approval which has expired shall be deemed to have revived until 1st August 2002.

(**8**) O.J. No. L354, 31.12.94, p. 16 (to be read with Corrigenda published in O.J. No. L280, 23.11.95, p. 58)
(**9**) O.J. No. L172, 22.7.95, p. 6
(**10**) O.J. No. L172, 22.7.95, p. 8
(**11**) O.J. No. L65, 15.3.96, p. 20
(**12**) O.J. No. L214, 23.8.96, p. 18
(**13**) O.J. No. L277, 30.10.96, p. 25
(**14**) O.J. No. L265, 27.9.97, p. 87
(**15**) O.J. No. L309, 9.12.2000, p. 14
(**16**) O.J. No. L69, 10.3.2001, p. 17
(**17**) O.J. No. L113, 24.4.2001, p. 5
(**18**) O.J. No. L164, 20.6.2001, p. 1
(**19**) O.J. No. L175, 28.6.2001, p. 21
(**20**) O.J. No. L176, 29.6.2001, p. 61
(**21**) O.J. No. L276, 19.10.2001, p. 17