II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DIRECTIVE 93/57/EEC

of 29 June 1993

amending the Annexes to Directives 86/362/EEC and 86/363/EEC on the fixing of maximum levels for pesticide residues in and on cereals and foodstuffs of animal origin respectively

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 86/362/EEC of 24 July 1986 on the fixing of maximum levels for pesticide residues in and on cereals [1], and in particular Article 11 thereof,

Having regard to Council Directive 86/363/EEC of 24 July 1986 on the fixing of maximum levels for pesticide residues in and on foodstuffs of animal origin [2], and in particular Article 11 thereof,

Having regard to the proposal from the Commission,

Whereas it appears desirable to update the nomenclature in Annex I to each of Directives 86/362/EEC and 86/363/EEC to conform with Commission Regulation (EEC) No 2587/91 [3];

Whereas it also appears desirable to enlarge the scope of Annex I to Directive 86/362/EEC to include husked rice and semi-milled or wholly milled rice in addition to paddy or rough rice, since a significant proportion of rice is put into circulation as such;

Whereas, in the light of technical and scientific progress and the requirements of public health and agriculture, it is now desirable to supplement Annex II to Directive 86/363/EEC in respect of the provisions for the establishment of maximum levels for birds' eggs and egg yolks and to establish levels for the pesticides therein listed; whereas, for clarity, it appears desirable to present a consolidated version of the said Annex;

Whereas it is also desirable, on the same grounds, to amend Directives 86/362/EEC and 86/363/EEC by adding provisions relating to further pesticide residues for cereals and foodstuffs of animal origin, namely acephate, benomyl, carbendazim, chlorpyrifos, chlorpyrifos-methyl, chlorthalonil, cypermethrin, deltamethrin, fenvalerate, glyphosate, imazalil, iprodione, mancozeb, maneb, methamidophos, metiram, permethrin, procymidone, propineb, thiophanate-methyl, vinclozolin, zineb;

Whereas, however, available data are insufficient for certain pesticide-cereal/foodstuffs of animal origin combinations as appropriate; whereas a period of time, not exceeding four years, will be necessary to generate such data; whereas, therefore, maximum levels should be established on the basis of such data by 1 January 1998 at the latest; whereas failure to provide satisfactory data would normally result in the establishment of levels at the appropriate limit of determination;

Whereas, in order better to estimate dietary intake of pesticide residues, it is prudent to establish simultaneously, where possible, maximum residue levels for individual pesticides in all major components of the diet; whereas these levels represent the use of minimum quantities of pesticide to achieve adequate control, applied in such a manner that the amount of residue is the smallest practicable and is toxicologically acceptable;

(1) OJ No L 221, 7. 8. 1986, p. 37. Directive as last amended by Directive 90/654/EEC (OJ No L 353, 17. 12. 1990, p. 48).
(2) OJ No L 221, 7. 8. 1986, p. 43.
(3) OJ No L 259, 26. 7. 1991, p. 1.

Whereas the maximum residue levels established in the current Directive will have to be reviewed in the framework of the re-evaluations of active substances provided for in the work programme established in Article 8 (2) of Council Directive 91/414/EEC of 15 July 1991 concerning the placing of plant protection products on the market [1],

HAS ADOPTED THIS DIRECTIVE:

Article 1

Directive 86/362/EEC is hereby amended as follows:

1. Annex I shall be replaced by the following:

CN code	Description
ex 1001	Wheat
1002 00 00	Rye
1003 00	Barley
1004 00	Oats
1005	Maize
1006	Rice
1007 00	Grain sorghum
ex 1008	Buckwheat, millet, other cereals

2. the following pesticide residues shall be added to Part A of Annex II:

Pesticide residues		Maximum levels in mg/kg (ppm)
20. ACEPHATE		0,02*
21. BENOMYL 22. CARBENDAZIM 23. THIOPHANATE-METHYL	sum expressed as carbendazim	(a) : barley 0,1* : other cereals
24. CHLORPYRIFOS		(b) : barley 0,05* : other cereals
25. CHLORPYRIFOS-METHYL		0,05* : rice
26. CHLORTHALONIL		0,1 : wheat, rye, barley, oats and triticale 0,01* : other cereals
27. CYPERMETHRIN, including other mixtures of constituent isomers (sum of isomers)		(b) : wheat, barley, oats and rye 0,05* : other cereals
28. DELTAMETHRIN		1
29. FENVALERATE, including other mixtures of constituent isomers (sum of isomers)		(b) : barley, oats, rye and triticale 0,05* : other cereals
30. GLYPHOSATE		5 : wheat, rye and triticale 20 : barley and oats 0,1* : other cereals
31. IMAZALIL		0,02*
32. IPRODIONE		0,5 : wheat (c) : barley and rice 0,02* : other cereals

* Indicates lower limit of analytical determination.
(a) (b) (c) Should levels not be adopted by 1 January 1998, the following maximum levels shall apply as indicated thereafter
(a) : 0,1*
(b) : 0,05*
(c) : 0,02*.

[1] OJ No L 230, 19. 8. 1991, p. 1.