II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DIRECTIVE

of 19 July 1982

amending Annex II to Directive 76/895/EEC relating to the fixing of maximum levels for pesticide residues in and on fruit and vegetables

(82/528/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 76/895/EEC of 23 November 1976 relating to the fixing of maximum levels for pesticide residues in and on fruit and vegetables (1), as last amended by Directive 81/36/EEC (2), and in particular Article 5 thereof,

Having regard to the proposal from the Commission (3),

Whereas Article 5 of Directive 76/895/EEC provides that the contents of the Annexes be regularly amended and that in making amendments account shall be taken of technical and scientific progress as well as of the requirements of health and agriculture;

Whereas, since it is sufficient to identify pesticide residues by their common names and chemical formulae, it seems desirable to simplify the presentation of Annex II to the said Directive accordingly;

Whereas the pesticides aramite and chlorfenson are no longer of economic importance and their residues are unlikely to occur in foodstuffs; whereas it is therefore appropriate to delete them from the said Annex II;

Whereas, in the light of the development of technical and scientific knowledge, it is necessary to amend the provisions, particularly the maximum levels, contained in Annex II relating to atrazine, azinphos-ethyl, azinphos-methyl, barban, binapacryl, carbaryl, chlorbenzilate, diallate, endosulphan, lindane, parathion including paraoxon and folpet;

Whereas, for the same reasons, it seems desirable to bring the Directive up to date by adding provisions relating to further pesticides whose residues may occur in fruit and vegetables, namely, bromophos-ethyl, bromopropylate, captafol, chlorpropham, chlorbufam, chlorfenvinphos, chlormequat, DDT, diazinon, dichlofluanid, dichlorvos, dicofol, dioxathion, diquat, fentin, heptachlor, methyl bromide, paraquat, pyrethrins, triallate, vamidothion and chinomethionat;

Whereas it also seems desirable, in accordance with current international practice, to replace the maximum levels relating to amitrole, endrin and TEPP, hitherto expressed as 'zero', by finite levels set at or about the lower limit of determination;

Whereas, having regard to the errors, particularly of sampling and analysis, inherent in the control of maximum levels, the latter should be expressed to an appropriate number of significant figures; whereas the levels relating to chlorbenside and methyl parathion including methyl-paraoxon should therefore be corrected,

(1) OJ No L 340, 9. 12. 1976, p. 26.
(2) OJ No L 46, 19. 2. 1981, p. 33.
(3) OJ No C 95, 16. 4. 1982, p. 6.

HAS ADOPTED THIS DIRECTIVE:

Article 1

Annex II to Directive 76/895/EEC is hereby amended as follows:

1. The column headed 'EEC No (1)' and footnote 1 shall be deleted;

2. The entries 'aramite' and 'chlorfenson' shall be deleted;

3. For the pesticide residues set out below, the particulars contained in the Table, with the exception of the chemical formulae, which remain unchanged, shall be replaced by the following:

Common name	Maximum levels (in mg/kg (ppm))	
amitrole	0·05	
atrazine	0·1	
azinphos-ethyl	0·05	
azinphos-methyl	1:	grapes, citrus fruit
	0·5:	other products
binapacryl	0·05:	bulb, tuber and root vegetables
	0·3:	other vegetables, fruit
carbaryl	3:	apricots, apples, pears, peaches, grapes, plums, salads, cabbages
	1:	other products
chlorbenside	2	
chlorobenzilate	0·2:	nuts
	2:	other products
endosulphan (sum of α- and β-endosulphan and endosulphan sulphate)	0·2:	root vegetables
	1:	other products
endrin	0·01	
folpet	15:	cherries, lettuce, raspberries, blueberries, currants, grapes, strawberries
	10:	citrus fruit, pome fruit
	5:	tomatoes
	2:	other products
lindane (gamma-HCH)	2:	leaf vegetables
	0·5:	tomatoes, stone fruit and grapes
	0·1:	carrots
	1:	other products
methyl parathion, including methyl-paraoxon	0·2	
TEPP	0·01	