

2005 No. 51

AGRICULTURE

PESTICIDES

Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) (Amendment) Regulations (Northern Ireland) 2005

Made - - - - - *25th February 2005*

Coming into operation *11th April 2005*

The Department of Agriculture and Rural Development, being a Department designated(a) for the purposes of section 2(2) of the European Communities Act 1972(b) 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 Stuff) (Amendment) Regulations (Northern Ireland) 2005 and shall come into operation on 11th April 2005.

(2) The Interpretation Act (Northern Ireland) 1954(c) 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 Stuff) Regulations (Northern Ireland) 2002

2.—(1) The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) Regulations (Northern Ireland) 2002(d) 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:

“ “the Residues Directives” means Council Directive 86/362/EEC(e), Council Directive 86/363/EEC(f) and Council Directive 90/642/EEC(g), in each case amended as at the date

(a) S.I. 2000/2812
(b) 1972 c. 68
(c) 1954 c. 33 (N.I.)
(d) S.R. 2002 No. 20 as amended by S.R. 2002 No. 27, S.R. 2002 No. 250, S.R. 2003 No. 123, S.R. 2003 No. 379, S.R. 2003 No. 435, S.R. 2004 No. 200 and S.R. 2004 No. 367
(e) O.J. No. L221, 7.8.86, p. 37. The last amending instrument is Commission Directive 2004/61/EC (O.J. No. L127, 29.4.2004, p. 81)
(f) O.J. No. L221, 7.8.86, p. 43. The last amending instrument is Commission Directive 2004/61/EC (O.J. No. L127, 29.4.2004, p. 81)
(g) O.J. No. L350, 14.12.90, p. 71. The last amending instrument is Commission Directive 2004/95/EC (O.J. No. L301, 28.9.2004, p. 42)

of the making of the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) (Amendment) Regulations (Northern Ireland) 2005.”.

(3) In Part II of Schedule 2, for the columns relating to the pesticides Bifenthrin and Famoxadone there shall be substituted the columns of maximum permitted levels for residues of those pesticides as specified in the Schedule to these Regulations.

Sealed with the Official Seal of the Department of Agriculture and Rural Development on 25th February 2005.

(L.S.)

D. Small

A senior officer of the Department of Agriculture and Rural Development

SCHEDULE

Regulation 2(3)

<i>Group to which food belongs</i>	<i>Groups include the following products</i>	<i>Bifenthrin</i>	<i>Famoxadone</i>
1. Fruit, fresh, dried or uncooked, preserved by freezing not containing added sugar: nuts			
(i) CITRUS FRUIT			
	Grapefruit	0.1	0.02*
	Lemons	0.1	0.02*
	Limes	0.1	0.02*
	Mandarins (inc. clementines & similar hybrids)	0.1	0.02*
	Oranges	0.1	0.02*
	Pomelos	0.1	0.02*
	Others	0.1	0.02*
(ii) TREE NUTS (shelled or unshelled)			
	Almonds	0.05*	0.02*
	Brazil nuts	0.05*	0.02*
	Cashew nuts	0.05*	0.02*
	Chestnuts	0.05*	0.02*
	Coconuts	0.05*	0.02*
	Hazelnuts	0.05*	0.02*
	Macadamia nuts	0.05*	0.02*
	Pecans	0.05*	0.02*
	Pine nuts	0.05*	0.02*
	Pistachios	0.05*	0.02*
	Walnuts	0.05*	0.02*
	Others	0.05*	0.02*
(iii) POME FRUIT			
	Apples	0.3	0.02*
	Pears	0.3	0.02*
	Quinces	0.3	0.02*
	Others	0.3	0.02*
(iv) STONE FRUIT			
	Apricots	0.2	0.02*
	Cherries	0.2	0.02*
	Peaches (inc. nectarines & similar hybrids)	0.2	0.02*
	Plums	0.2	0.02*
	Others	0.2	0.02*
(v) BERRIES AND SMALL FRUIT			
	(a) <i>Table & wine grapes</i>		
	Table grapes	0.2	2
	Wine grapes	0.2	2
	(b) <i>Strawberries</i> (other than wild)	0.5	0.02*
	(c) <i>Cane Fruit</i> (other than wild)		
	Blackberries	0.3	0.02*
	Dewberries	0.05*	0.02*
	Loganberries	0.05*	0.02*
	Raspberries	0.3	0.02*
	Others	0.05*	0.02*
	(d) <i>Other small fruit & berries</i> (other than wild)		
	Bilberries	0.05*	0.02*
	Cranberries	0.05*	0.02*
	Currants (red, black & white)	0.05*	0.02*

<i>Group to which food belongs</i>	<i>Groups include the following products</i>	<i>Bifenthrin</i>	<i>Famoxadone</i>
	Gooseberries	0.05*	0.02*
	Others	0.05*	0.02*
	(e) <i>Wild berries & wild fruit</i>	0.05*	0.02*
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(vi) MISCELLANEOUS FRUIT			
	Avocados	0.05*	0.02*
	Bananas	0.1	0.02*
	Dates	0.05*	0.02*
	Figs	0.05*	0.02*
	Kiwi fruit	0.05*	0.02*
	Kumquats	0.05*	0.02*
	Litchis	0.05*	0.02*
	Mangoes	0.05*	0.02*
	Olives (table consumption)	0.05*	0.02*
	Olives (oil extract)	0.05*	0.02*
	Papaya	0.05*	0.02*
	Passion fruit	0.05*	0.02*
	Pineapples	0.05*	0.02*
	Pomegranates	0.05*	0.02*
	Others	0.05*	0.02*
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2. Vegetables, fresh or uncooked, frozen or dry			
(i) ROOT AND TUBER VEGETABLES			
	Beetroot	0.05*	0.02*
	Carrots	0.05*	0.02*
	Celeriac	0.05*	0.02*
	Horseradish	0.05*	0.02*
	Jerusalem artichokes	0.05*	0.02*
	Parsnips	0.05*	0.02*
	Parsley root	0.05*	0.02*
	Radishes	0.05*	0.02*
	Salsify	0.05*	0.02*
	Sweet potatoes	0.05*	0.02*
	Swedes	0.05*	0.02*
	Turnips	0.05*	0.02*
	Yams	0.05*	0.02*
	Others	0.05*	0.02*
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(ii) BULB VEGETABLES			
	Garlic	0.05*	0.02*
	Onions	0.05*	0.02*
	Shallots	0.05*	0.02*
	Spring onions	0.05*	0.02*
	Others	0.05*	0.02*
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(iii) FRUITING VEGETABLES			
	(a) <i>Solanacea</i>		
	Tomatoes	0.2	1
	Peppers	0.2	0.02*
	Chili peppers	0.2	0.02*
	Aubergines	0.2	0.2
	Others	0.2	0.02*
	(b) <i>Cucurbits-edible peel</i>		
	Cucumbers	0.1	0.2
	Gherkins	0.1	0.2
	Courgettes	0.1	0.2
	Others	0.1	0.2
	(c) <i>Cucurbits-inedible peel</i>		
	Melons	0.05*	0.3
	Squashes	0.05*	0.02*

<i>Group to which food belongs</i>	<i>Groups include the following products</i>	<i>Bifenthrin</i>	<i>Famoxadone</i>
	Watermelons	0.05*	0.02*
	Others	0.05*	0.02*
	(d) <i>Sweet corn</i>	0.05*	0.02*
(iv) BRASSICA VEGETABLES			
	(a) <i>Flowering Brassicas</i>		
	Broccoli	0.2	0.02*
	Cauliflower	0.2	0.02*
	Others	0.2	0.02*
	(b) <i>Head Brassicas</i>		
	Brussels sprouts	1	0.02*
	Head cabbage	1	0.02*
	Others	1	0.02*
	(c) <i>Leafy Brassicas</i>		
	Chinese cabbage	0.05*	0.02*
	Kale	0.05*	0.02*
	Others	0.05*	0.02*
	(d) <i>Kohlrabi</i>	0.05*	0.02*
(v) LEAF VEGETABLES AND FRESH HERBS			
	(a) <i>Lettuce & similar</i>		
	Cress	2	0.02*
	Lamb's lettuce	2	0.02*
	Lettuce	2	0.02*
	Scarole	2 ⁽³⁵⁾	0.02* ⁽³⁵⁾
	Others	2	0.02*
	(b) <i>Spinach & similar</i>		
	Spinach	0.05*	0.02*
	Beet leaves (chard)	0.05*	0.02*
	Others	0.05*	0.02*
	(c) <i>Watercress</i>	0.05*	0.02*
	(d) <i>Witloof</i>	0.05*	0.02*
	(e) <i>Herbs</i>		
	Chervil	0.05*	0.02*
	Chives	0.05*	0.02*
	Parsley	0.05*	0.02*
	Celery leaves	0.05*	0.02*
	Others	0.05*	0.02*
(vi) LEGUME VEGETABLES (fresh)			
	Beans (with pods)	0.5	0.02*
	Beans (without pods)	0.05*	0.02*
	Peas (with pods)	0.1	0.02*
	Peas (without pods)	0.05*	0.02*
	Others	0.05*	0.02*
(vii) STEM VEGETABLES			
	Asparagus	0.05*	0.02*
	Cardoons	0.05*	0.02*
	Celery	0.05*	0.02*
	Fennel	0.05*	0.02*
	Globe artichokes	0.05*	0.02*
	Leeks	0.05*	0.02*
	Rhubarb	0.05*	0.02*
	Others	0.05*	0.02*

<i>Group to which food belongs</i>	<i>Groups include the following products</i>	<i>Bifenthrin</i>	<i>Famoxadone</i>
(viii) FUNGI			
	(a) <i>Cultivated mushrooms</i>	0.05*	0.02*
	(b) <i>Wild mushrooms</i>	0.05*	0.02*
3. PULSES			
	Beans	0.05*	0.02*
	Lentils	0.05*	0.02*
	Peas	0.05*	0.02*
	Others	0.05*	0.02*
4. OILSEEDS			
	Linseed	0.1*	0.05*
	Peanuts	0.1*	0.05*
	Poppy seed	0.1*	0.05*
	Sesame seed	0.1*	0.05*
	Sunflower seed	0.1*	0.05*
	Rape seed	0.1*	0.05*
	Soya bean	0.1	0.05*
	Mustard seed	0.1*	0.05*
	Cotton seed	0.1*	0.05*
	Others	0.1*	0.05*
5. POTATOES			
	Early potatoes	0.05*	0.02*
	Ware potatoes	0.05*	0.02*
6. TEA	(dried leaves and stalks, fermented or otherwise, <i>Camellia sinesis</i>)	5	0.05*
7. HOPS (dried)	including hop pellets & unconcentrated powder	10	0.05*
8. CEREALS			
	Wheat	0.5	0.1
	Rye	0.05*	0.1
	Barley	0.5	0.2
	Sorghum	0.05*	0.1
	Oats	0.5	0.1
	Triticale	0.5	0.1
	Maize	0.05*	0.02*
	Buckwheat	0.05*	0.1
	Millet	0.05*	0.1
	Rice ⁽¹⁾	0.05*	0.02*
	Other cereals ⁽²⁾	0.05*	0.1
9. PRODUCTS OF ANIMAL ORIGIN			
	Meat, fat & preparations of meat ⁽³⁾	0.1 ⁽⁴¹⁾	0.05*
		0.05* ⁽¹⁷⁾	
	Milk ⁽⁴⁾ & Dairy produce ⁽⁵⁾	0.01*	0.05*
	Eggs ⁽⁶⁾	0.01*	0.05*

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These Regulations, which are made under section 2(2) of the European Communities Act 1972, further amend the provisions of the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) Regulations (Northern Ireland) 2002.

The Regulations implement Commission Directive 2004/95/EC (O.J. No. L301, 28.9.2004, p. 42).

The definition of “the Residues Directives” is updated (regulation 2(2)).

New maximum residue levels are substituted in Part II of Schedule 2 for residues of the pesticides Bifenthrin and Famoxadone (regulation 2(3)).

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