

COMMISSION REGULATION (EU) No 460/2011**of 12 May 2011****amending Annex III to Regulation (EC) No 396/2005 of the European Parliament and of the Council
as regards the maximum residue level for chlorantraniliprole (DPX E-2Y45) in or on carrots****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EC) No 396/2005 of the European Parliament and of the Council of 23 February 2005 on maximum residue levels of pesticides in or on food and feed of plant and animal origin and amending Council Directive 91/414/EEC ⁽¹⁾, and in particular Article 18(4) thereof,

Whereas:

(1) For chlorantraniliprole (DPX E-2Y45) MRLs are set in Part A of Annex III to Regulation (EC) No 396/2005.

(2) In accordance with Article 8(4) of Council Directive 91/414/EEC of 15 July 1991 concerning the placing of plant protection products on the market ⁽²⁾, on 23 August 2010 France notified to the Commission the temporary authorisation of a plant protection product containing chlorantraniliprole (DPX E-2Y45) to be used on carrots to control carrot flies, a danger that was unforeseeable and could not be contained by any other means. Consequently, France has notified to the other Member States, the Commission and the European Food Safety Authority (hereinafter 'the Authority') in accordance with Article 18(4) of Regulation (EC) No 396/2005 that it has authorised the placing on the market in its territory of carrots containing pesticide residues higher than the applicable MRL. France also submitted an appropriate risk assessment concluding that such carrots do not constitute an unacceptable risk, in particular that the proposed increased residue level does not lead to a risk for any consumer.

(3) The Authority assessed the risk assessment submitted by France, examining in particular the risks to the consumer and where relevant to animals. The Authority gave a reasoned opinion on the proposed MRL ⁽³⁾. In this opinion the Authority found the proposed MRL acceptable with regard to consumer safety on the basis of a consumer exposure assessment for 27 specific European consumer groups.

(4) Based on the reasoned opinion of the Authority and taking into account the factors relevant to the matter, it is considered that the proposed MRL fulfils the requirements of Article 18(4) of Regulation (EC) No 396/2005.

(5) Regulation (EC) No 396/2005 should therefore be amended accordingly.

(6) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health and neither the European Parliament nor the Council has opposed them,

HAS ADOPTED THIS REGULATION:

Article 1

Annex III to Regulation (EC) No 396/2005 is amended in accordance with the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the day following its publication in the *Official Journal of the European Union*.

⁽¹⁾ OJ L 70, 16.3.2005, p. 1.

⁽²⁾ OJ L 230, 19.8.1991, p. 1.

⁽³⁾ EFSA scientific report available on <http://www.efsa.europa.eu>: Reasoned opinion of EFSA: Modification of the existing MRL for chlorantraniliprole in carrots. *EFSA Journal* 2010; 8(10): 1859. Published 11 October 2010. Adopted 8 October 2010.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 12 May 2011.

For the Commission

The President

José Manuel BARROSO

ANNEX

In Part A of Annex III to Regulation (EC) No 396/2005 the column for chlorantraniliprole (DPX E-2Y45) is replaced by the following:

'Pesticide residues and maximum residue levels (mg/kg)

Code number	Groups and examples of individual products to which the MRLs apply ^(a)	Chlorantraniliprole (DPX E-2Y45)
(1)	(2)	(3)
0100000	1. FRUIT FRESH OR FROZEN; NUTS	
0110000	(i) Citrus fruit	0,01 (*)
0110010	Grapefruit (shaddocks, pomelos, sweeties, tangelo (except mineola), ugli and other hybrids)	
0110020	Oranges (bergamot, bitter orange, chinotto and other hybrids)	
0110030	Lemons (citron, lemon)	
0110040	Limes	
0110050	Mandarins (clementine, tangerine, mineola and other hybrids)	
0110990	Others	
0120000	(ii) Tree nuts (shelled or unshelled)	0,05
0120010	Almonds	
0120020	Brazil nuts	
0120030	Cashew nuts	
0120040	Chestnuts	
0120050	Coconuts	
0120060	Hazelnuts (filbert)	
0120070	Macadamia	
0120080	Pecans	
0120090	Pine nuts	
0120100	Pistachios	
0120110	Walnuts	
0120990	Others	

(1)	(2)	(3)
0130000	(iii) Pome fruit	0,5
0130010	Apples (crab apple)	
0130020	Pears (oriental pear)	
0130030	Quinces	
0130040	Medlar	
0130050	Loquat	
0130990	Others	
0140000	(iv) Stone fruit	1
0140010	Apricots	
0140020	Cherries (sweet cherries, sour cherries)	
0140030	Peaches (nectarines and similar hybrids)	
0140040	Plums (damson, greengage, mirabelle, sloe)	
0140990	Others	
0150000	(v) Berries and small fruit	
0151000	(a) <i>Table and wine grapes</i>	1
0151010	Table grapes	
0151020	Wine grapes	
0152000	(b) <i>Strawberries</i>	0,01 (*)
0153000	(c) <i>Cane fruit</i>	0,01 (*)
0153010	Blackberries	
0153020	Dewberries (loganberries, boysenberries, and cloudberries)	
0153030	Raspberries (wineberries, arctic bramble/raspberry, (<i>Rubus arcticus</i>), nectar raspberries (<i>Rubus arcticus</i> x <i>idaeus</i>))	
0153990	Others	

(1)	(2)	(3)
0154000	(d) <i>Other small fruit and berries</i>	0,01 (*)
0154010	Blueberries (bilberries)	
0154020	Cranberries (cowberries (red bilberries))	
0154030	Currants (red, black and white)	
0154040	Gooseberries (including hybrids with other ribes species)	
0154050	Rose hips	
0154060	Mulberries (arbutus berry)	
0154070	Azarole (Mediterranean medlar) (kiwiberry (<i>Actinidia arguta</i>))	
0154080	Elderberries (black chokeberry (appleberry), mountain ash, buckthorn (sea sallowthorn), hawthorn, service berries, and other treeberries)	
0154990	Others	
0160000	(vi) Miscellaneous fruit	0,01 (*)
0161000	(a) <i>Edible peel</i>	
0161010	Dates	
0161020	Figs	
0161030	Table olives	
0161040	Kumquats (marumi kumquats, nagami kumquats, limequats (<i>Citrus aurantifolia</i> x <i>Fortunella</i> spp.))	
0161050	Carambola (bilimbi)	
0161060	Persimmon	
0161070	Jambolan (Java plum) (Java apple (water apple), pomerac, rose apple, Brazilian cherry, Surinam cherry (<i>grumichama Eugenia uniflora</i>))	
0161990	Others	
0162000	(b) <i>Inedible peel, small</i>	
0162010	Kiwi	
0162020	Lychee (litchi) (pulasan, rambutan (hairy litchi), mangosteen)	
0162030	Passion fruit	

(1)	(2)	(3)
0162040	Prickly pear (cactus fruit)	
0162050	Star apple	
0162060	American persimmon (Virginia kaki) (black sapote, white sapote, green sapote, canistel (yellow sapote), and mammey sapote)	
0162990	Others	
0163000	(c) <i>Inedible peel, large</i>	
0163010	Avocados	
0163020	Bananas (dwarf banana, plantain, apple banana)	
0163030	Mangoes	
0163040	Papaya	
0163050	Pomegranate	
0163060	Cherimoya (custard apple, sugar apple (sweetsop), llama and other medium sized Annonaceae)	
0163070	Guava (red pitaya or dragon fruit (<i>Hylocereus undatus</i>))	
0163080	Pineapples	
0163090	Bread fruit (jackfruit)	
0163100	Durian	
0163110	Soursop (guanabana)	
0163990	Others	
0200000	2. VEGETABLES FRESH OR FROZEN	
0210000	(i) Root and tuber vegetables	
0211000	(a) <i>Potatoes</i>	0,02
0212000	(b) <i>Tropical root and tuber vegetables</i>	0,02
0212010	Cassava (dasheen, eddoe (Japanese taro), tannia)	
0212020	Sweet potatoes	
0212030	Yams (potato bean (yam bean), Mexican yam bean)	

(1)	(2)	(3)
0212040	Arrowroot	
0212990	Others	
0213000	(c) <i>Other root and tuber vegetables except sugar beet</i>	
0213010	Beetroot	0,02
0213020	Carrots	0,08 (+)
0213030	Celeriac	0,02
0213040	Horseradish (angelica roots, lovage roots, gentiana roots)	0,02
0213050	Jerusalem artichokes	0,02
0213060	Parsnips	0,02
0213070	Parsley root	0,02
0213080	Radishes (black radish, Japanese radish, small radish and similar varieties, tiger nut (<i>Cyperus esculentus</i>))	0,02
0213090	Salsify (scorzonera, Spanish salsify (Spanish oysterplant))	0,02
0213100	Swedes	0,02
0213110	Turnips	0,02
0213990	Others	0,02
0220000	(ii) Bulb vegetables	0,01 (*)
0220010	Garlic	
0220020	Onions (silverskin onions)	
0220030	Shallots	
0220040	Spring onions (Welsh onion and similar varieties)	
0220990	Others	
0230000	(iii) Fruiting vegetables	
0231000	(a) <i>Solanacea</i>	
0231010	Tomatoes (cherry tomatoes, tree tomato, physalis, gojiberry, wolfberry (<i>Lycium barbarum</i> and <i>L. chinense</i>))	0,6

(1)	(2)	(3)
0231020	Peppers (chilli peppers)	1
0231030	Aubergines (egg plants) (pepino)	0,6
0231040	Okra, lady's fingers	0,6
0231990	Others	0,6
0232000	(b) <i>Cucurbits — edible peel</i>	0,3
0232010	Cucumbers	
0232020	Gherkins	
0232030	Courgettes (summer squash, marrow (patisson))	
0232990	Others	
0233000	(c) <i>Cucurbits — inedible peel</i>	0,3
0233010	Melons (kiwano)	
0233020	Pumpkins (winter squash)	
0233030	Watermelons	
0233990	Others	
0234000	(d) <i>Sweet corn</i>	0,2
0239000	(e) <i>Other fruiting vegetables</i>	0,2
0240000	(iv) Brassica vegetables	
0241000	(a) <i>Flowering brassica</i>	
0241010	Broccoli (calabrese, Chinese broccoli, broccoli raab)	1
0241020	Cauliflower	0,01 (*)
0241990	Others	0,01 (*)
0242000	(b) <i>Head brassica</i>	
0242010	Brussels sprouts	0,01 (*)
0242020	Head cabbage (pointed head cabbage, red cabbage, savoy cabbage, white cabbage)	2

(1)	(2)	(3)
0242990	Others	0,01 (*)
0243000	(c) <i>Leafy brassica</i>	20
0243010	Chinese cabbage (Indian (Chinese) mustard, pak choi, Chinese flat cabbage (tai goo choi), choi sum, peking cabbage (pe-tsai))	
0243020	Kale (borecole (curly kale), collards, Portuguese kale, Portuguese cabbage, cow cabbage)	
0243990	Others	
0244000	(d) <i>Kohlrabi</i>	0,01 (*)
0250000	(v) Leaf vegetables & fresh herbs	20
0251000	(a) <i>Lettuce and other salad plants including brassicacea</i>	
0251010	Lamb's lettuce (Italian cornsalad)	
0251020	Lettuce (head lettuce, lollo rosso (cutting lettuce), iceberg lettuce, romaine (cos) lettuce)	
0251030	Scarole (broad-leaf endive) (wild chicory, red-leaved chicory, radicchio, curld leave endive, sugar loaf)	
0251040	Cress	
0251050	Land cress	
0251060	Rocket, rucola (wild rocket)	
0251070	Red mustard	
0251080	Leaves and sprouts of <i>Brassica</i> spp. (mizuna, leaves of peas and radish and other babyleaf brassica crops (crops harvested up to 8 true leaf stage))	
0251990	Others	
0252000	(b) <i>Spinach and similar (leaves)</i>	
0252010	Spinach (New Zealand spinach, amaranthus spinach)	
0252020	Purslane (winter purslane (miner's lettuce), garden purslane, common purslane, sorrel, glassworth, agretti (salsola soda))	
0252030	Beet leaves (chard) (leaves of beetroot)	
0252990	Others	

(1)	(2)	(3)
0253000	(c) <i>Vine leaves (grape leaves)</i>	
0254000	(d) <i>Water cress</i>	
0255000	(e) <i>Witloof</i>	
0256000	(f) <i>Herbs</i>	
0256010	Chervil	
0256020	Chives	
0256030	Celery leaves (fennel leaves, coriander leaves, dill leaves, caraway leaves, lovage, angelica, sweet cicely and other apiacea leaves)	
0256040	Parsley	
0256050	Sage (winter savory, summer savory)	
0256060	Rosemary	
0256070	Thyme (marjoram, oregano)	
0256080	Basil (balm leaves, mint, peppermint)	
0256090	Bay leaves (laurel)	
0256100	Tarragon (hyssop)	
0256990	Others (edible flowers)	
0260000	(vi) Legume vegetables (fresh)	0,01 (*)
0260010	Beans (with pods) (green bean (french beans, snap beans), scarlet runner bean, slicing bean, yardlong beans)	
0260020	Beans (without pods) (broad beans, flageolets, jack bean, lima bean, cowpea)	
0260030	Peas (with pods) (mangetout (sugar peas, snow peas))	
0260040	Peas (without pods) (garden pea, green pea, chickpea)	
0260050	Lentils	
0260990	Others	
0270000	(vii) Stem vegetables (fresh)	
0270010	Asparagus	0,01 (*)
0270020	Cardoons	0,01 (*)

(1)	(2)	(3)
0270030	Celery	10
0270040	Fennel	0,01 (*)
0270050	Globe artichokes	0,01 (*)
0270060	Leek	0,01 (*)
0270070	Rhubarb	0,01 (*)
0270080	Bamboo shoots	0,01 (*)
0270090	Palm hearts	0,01 (*)
0270990	Others	0,01 (*)
0280000	(viii) Fungi	0,01 (*)
0280010	Cultivated (common mushroom, oyster mushroom, shi-take)	
0280020	Wild (chanterelle, truffle, morel, cep)	
0280990	Others	
0290000	(ix) Sea weeds	0,01 (*)
0300000	3. PULSES, DRY	0,01 (*)
0300010	Beans (broad beans, navy beans, flageolets, jack beans, lima beans, field beans, cowpeas)	
0300020	Lentils	
0300030	Peas (chickpeas, field peas, chickling vetch)	
0300040	Lupins	
0300990	Others	
0400000	4. OILSEEDS AND OILFRUITS	
0401000	(i) Oilseeds	
0401010	Linseed	0,01 (*)
0401020	Peanuts	0,01 (*)
0401030	Poppy seed	0,01 (*)
0401040	Sesame seed	0,01 (*)
0401050	Sunflower seed	0,01 (*)

(1)	(2)	(3)
0401060	Rape seed (bird rapeseed, turnip rape)	0,01 (*)
0401070	Soya bean	0,01 (*)
0401080	Mustard seed	0,01 (*)
0401090	Cotton seed	0,3
0401100	Pumpkin seeds (other seeds of cucurbitacea)	0,01 (*)
0401110	Safflower	0,01 (*)
0401120	Borage	0,01 (*)
0401130	Gold of pleasure	0,01 (*)
0401140	Hempseed	0,01 (*)
0401150	Castor bean	0,01 (*)
0401990	Others	0,01 (*)
0402000	(ii) Oilfruits	0,01 (*)
0402010	Olives for oil production	
0402020	Palm nuts (palmoil kernels)	
0402030	Palmfruit	
0402040	Kapok	
0402990	Others	
0500000	5. CEREALS	0,02
0500010	Barley	
0500020	Buckwheat (amaranthus, quinoa)	
0500030	Maize	
0500040	Millet (foxtail millet, teff)	
0500050	Oats	
0500060	Rice	
0500070	Rye	

(1)	(2)	(3)
0500080	Sorghum	
0500090	Wheat (spelt, triticale)	
0500990	Others	
0600000	6. TEA, COFFEE, HERBAL INFUSIONS AND COCOA	0,02 (*)
0610000	(i) Tea (dried leaves and stalks, fermented or otherwise of <i>Camellia sinensis</i>)	
0620000	(ii) Coffee beans	
0630000	(iii) Herbal infusions (dried)	
0631000	(a) Flowers	
0631010	Camomile flowers	
0631020	Hybiscus flowers	
0631030	Rose petals	
0631040	Jasmine flowers (elderflowers (<i>Sambucus nigra</i>))	
0631050	Lime (linden)	
0631990	Others	
0632000	(b) Leaves	
0632010	Strawberry leaves	
0632020	Rooibos leaves (ginkgo leaves)	
0632030	Maté	
0632990	Others	
0633000	(c) Roots	
0633010	Valerian root	
0633020	Ginseng root	
0633990	Others	
0639000	(d) Other herbal infusions	

(1)	(2)	(3)
0640000	(iv) Cocoa (fermented beans)	
0650000	(v) Carob (St Johns bread)	
0700000	7. HOPS (dried), including hop pellets and unconcentrated powder	0,02 (*)
0800000	8. SPICES	0,02 (*)
0810000	(i) Seeds	
0810010	Anise	
0810020	Black caraway	
0810030	Celery seed (lovage seed)	
0810040	Coriander seed	
0810050	Cumin seed	
0810060	Dill seed	
0810070	Fennel seed	
0810080	Fenugreek	
0810090	Nutmeg	
0810990	Others	
0820000	(ii) Fruits and berries	
0820010	Allspice	
0820020	Anise pepper (Japan pepper)	
0820030	Caraway	
0820040	Cardamom	
0820050	Juniper berries	
0820060	Pepper, black and white (long pepper, pink pepper)	
0820070	Vanilla pods	
0820080	Tamarind	
0820990	Others	

(1)	(2)	(3)
0830000	(iii) Bark	
0830010	Cinnamon (cassia)	
0830990	Others	
0840000	(iv) Roots or rhizome	
0840010	Liquorice	
0840020	Ginger	
0840030	Turmeric (curcuma)	
0840040	Horseradish	
0840990	Others	
0850000	(v) Buds	
0850010	Cloves	
0850020	Capers	
0850990	Others	
0860000	(vi) Flower stigma	
0860010	Saffron	
0860990	Others	
0870000	(vii) Aril	
0870010	Mace	
0870990	Others	
0900000	9. SUGAR PLANTS	
0900010	Sugar beet (root)	0,02
0900020	Sugar cane	0,01 (*)
0900030	Chicory roots	0,02
0900990	Others	0,01 (*)

(1)	(2)	(3)
1000000	10. PRODUCTS OF ANIMAL ORIGIN — TERRESTRIAL ANIMALS	0,01 (*)
1010000	(i) Meat, preparations of meat, offals, blood, animal fats fresh chilled or frozen, salted, in brine, dried or smoked or processed as flours or meals other processed products such as sausages and food preparations based on these	
1011000	(a) <i>Swine</i>	
1011010	Meat	
1011020	Fat free of lean meat	
1011030	Liver	
1011040	Kidney	
1011050	Edible offal	
1011990	Others	
1012000	(b) <i>Bovine</i>	
1012010	Meat	
1012020	Fat	
1012030	Liver	
1012040	Kidney	
1012050	Edible offal	
1012990	Others	
1013000	(c) <i>Sheep</i>	
1013010	Meat	
1013020	Fat	
1013030	Liver	
1013040	Kidney	
1013050	Edible offal	
1013990	Others	
1014000	(d) <i>Goat</i>	
1014010	Meat	
1014020	Fat	

(1)	(2)	(3)
1014030	Liver	
1014040	Kidney	
1014050	Edible offal	
1014990	Others	
1015000	(e) <i>Horses, asses, mules or hinnies</i>	
1015010	Meat	
1015020	Fat	
1015030	Liver	
1015040	Kidney	
1015050	Edible offal	
1015990	Others	
1016000	(f) <i>Poultry — chicken, geese, duck, turkey and guinea fowl — ostrich, pigeon</i>	
1016010	Meat	
1016020	Fat	
1016030	Liver	
1016040	Kidney	
1016050	Edible offal	
1016990	Others	
1017000	(g) <i>Other farm animals (rabbit, kangaroo)</i>	
1017010	Meat	
1017020	Fat	
1017030	Liver	
1017040	Kidney	
1017050	Edible offal	
1017990	Others	

(1)	(2)	(3)
1020000	(ii) Milk and cream, not concentrated, nor containing added sugar or sweetening matter, butter and other fats derived from milk, cheese and curd	
1020010	Cattle	
1020020	Sheep	
1020030	Goat	
1020040	Horse	
1020990	Others	
1030000	(iii) Birds' eggs, fresh preserved or cooked, shelled eggs and egg yolks fresh, dried, cooked by steaming or boiling in water, moulded, frozen or otherwise preserved whether or not containing added sugar or sweetening matter	
1030010	Chicken	
1030020	Duck	
1030030	Goose	
1030040	Quail	
1030990	Others	
1040000	(iv) Honey (royal jelly, pollen)	
1050000	(v) Amphibians and reptiles (frog legs, crocodiles)	
1060000	(vi) Snails	
1070000	(vii) Other terrestrial animal products	

(*) For the complete list of products of plant and animal origin to which MRLs apply, reference should be made to Annex I.

(*) Indicates lower limit of analytical determination.

Chlorantraniliprole (DPX E-2Y45)

(+) **0213020 Carrots**

MRL applicable until 31 December 2012, after that date 0,02 will be applicable unless modified by a Regulation.'