

Ministerial resolution number(409) of the year 2009 on the by-law (regulation) of the Arabian Gulf Cooperation Council (AGCC) pesticides law

The Minister of Environment and Water ,

Having perused the federal law number (1) of the year 1972 concerning the functions of the Ministries and the powers of the Ministers and the amendments thereto ,

And the federal law number (4) of the year 1979 on repressing fraud and swindling in trade transactions and the amendments thereto,

And the federal law number (5) of the year 1979 on plant quarantine and the amendments thereto,

And the federal law number (3) of the year 1987 by issuing the punishments law and the amendments thereto,

And the federal law number (41) of the year 1992 on pesticides of plant pests,

And the federal decree number (10) of the year 2006 on certifying the pesticides law (regulation) in the Arabian Gulf Cooperation Council ,

And the cabinet resolution number (5) of the year 2006 on authorizing us with some ministerial jobs,

And the cabinet resolution number (21) of the year 2009 concerning the organizational structure of the Ministry of Environment and Water ,

And the ministerial resolution number (475) of the year 2007 on the by-law (regulation) of the Arabian Gulf Cooperation Council (AGCC) pesticides law

And based on the requirements of the public interest,

Has resolved ,

Chapter One

Definitions and general provisions :

Article (1)

In implementation of the provisions herein , the following words and terms will have the meaning assigned to each one unless the text requires otherwise.

- **Country:** The United Arab Emirates
- **Ministry:** Ministry of Environment and Water - The United Arab Emirates
- **Minister:** Minister of Environment and Water – The United Arab Emirates
- **Competent authority:** Is the party responsible for all that is relating to pesticides and is represented by the Department of Animal and Plant Health.
- **Additives:** Any chemical material added to the pesticide product to enhance its formulation thereof and increases its efficiency. Additives includes all types of materials that helps in proliferation , attachment , moistening and absorption of a pesticide .
- **Committee :** Pesticides Registration Committee
- **Advertisement:** Promoting the sale of the pesticide, using publications or electronic means , banners , offers , gifts , scientific statement or oral talk.
- **Sale :** Covering offer , advertisement , holding , transport and transmission , freight and transmission , or delivering for sale , exchange , arrangement with any person by any means of studying or anything else .
- **Equivalence :** Specifying symmetry in percentages of the active ingredient , bugs and toxicity data in addition to its chemical and physical properties in order to assess whether it was assimilating similar levels of risks.
- **Container label :** Printed information attached to the pesticide container which shows pesticide formulation and properties. The label also shows instruction for correct application and uses methods. The label also shows the precautions needed during applications thereof and the safety pre-harvest period of treated crops. The label also shows the safety pictogram according UN/FAO guidelines.
- **Applicant for registration:** Any legal party practicing trading, importing or exporting pesticides.

- **Re- registration** : Is the process of evaluating the comprehensive scientific data of the pesticide either for expiration of its registration period or for adding a pest or other crop.
- **Marketing** : The comprehensive process of promoting products including advertisement , public relations , media services , distribution and sales in the local and international markets .
- **Composition** : Mixing of several chemical and physical components of the pesticide including the active ingredient or inert ingredients or other additives in order to obtain the final tradable product .
- **Leaflets** : The written or drawn data for the purpose of trading and advertising the pesticide .
- **Inspection** : The process of ensuring the conformity of the pesticide or the botanical products where from the conditions stipulated herein .
- **Inspector** : The employee who is legally authorized to carry out duties of implementing the provisions of the pesticides law and the by-law thereof.
- **Transport** : Shifting the pesticide from one place to another inside the country or from the exporter's country to the importer's country.
- **Re- packaging** : Evacuating the pesticide from its original container into another package once the original container gets exposed to damage.
- **Residues** : The remaining amount of active and inert ingredient/s of the pesticides , or by-products of the pesticide analysis on crops or the surrounding environments .
- **Concentration** : The proportion of the active ingredient/s or other ingredients in relation the total formulation of the pesticide according to manufacturer .
- **Container** : It is a container of different sizes containing a limited amount of the pesticide.
- **Active ingredient** : The effective component in the pesticide composition.
- **Disposal** : Condemnation of the pesticide , containers in use and the polluting materials according to specific controls.
- **Distribution** : The process of displaying the pesticides in the local and international markets through commercial channels .
- **Maximum Residue limit (MRL)**: Highest level of pesticide concentration residue allowed in any product.
- **Personal protection equipments** : Any clothes , materials or equipments that provide protection from exposure to pesticides during trading and using thereof .
- **Poisoning** : The impact of toxic materials that cause damage or disorders including simple poisoning.

- **Products or pesticide products** : Active element/s of the pesticide and other elements in the form it is packed or traded .
- **Risks** : Adverse and health impacts which may happen on exposure to the pesticide.
- **Toxicity** : The pesticide ability to cause harmful effects to living organism and the environment.
- **Methodology of use** : Several aspects related to utilization of the pesticide including the concentration of active ingredient in used product, rate and intervals of uses , addition of other materials, timing of utilization and the safety pre-harvest period .
- **Safety period** : The period between the pesticide application into the field and the treated place .
- **Pre- harvest period** : The time commencing from the pesticide application on the crop and crop harvest (PHI) .
- **Trade name** : The name under which the pesticide is registered , leaflets and labels of containers are issued to be distinguished from other products which contain the same active ingredient.
- **Generic name** : The name to be referred to by the active ingredient which is used by the world organizations and may not indicate name of the active ingredient.
- **Environment** : All that surrounds us including water, air, soil and the organisms living in them .
- **Pesticide** : Any chemical , organic or inorganic created or natural product or bio – product embedding elements from the micro living organisms used for combating pests (includes also attracting or repellent materials) or plant growth regulators ,defoliators, general driers or evapotranspiration regulators .
- **Registration** : The process of evaluating comprehensive scientific data written in the approved information card of the pesticide and its efficiency in the field against targeted pests, ensuring its safety to man, animal and environment. The registration process also ensures the pesticide is registered in the country of origin in its crude nature and final product. Accomplishment of registration of pesticide will be done by fulfilling all documents and requirements by competent authority to issue the registration certificate under a specific code and format.
- **Circulation** : Sale , offer for sale , storage ,possession , whether permanent or temporary or transportation by any means .
- **Banned pesticides** : Pesticide manifested in the banned pesticides list which the Minister issues due to its high toxicity or its harmful impact on the different elements of environment and not allowed for use and handling inside UAE.

- **Restricted pesticides** : Pesticide manifested in the restricted pesticides list which the Minister issues due to its hazard on handling and application and not allowed for use unless by the knowledge of approved persons and under the supervision of the related governmental parties , companies or establishments that are specialized and authorized by the Ministry .

- **Licensing** : Approval of the competent authority on the advertisement ,trading , importing and exporting pesticides according to the provisions herein .

- **Authorization** : Proir technical approval from the competent authority for importing or exporting pesticides.

- **Registration certificate** : It is a document issued by the competent authority in favor of the applicant for the pesticide registration handling and application inside the country and contains all related data including the number of registration.

Article (2)

It is impermissible to bring pesticides into the country except through the approved passages and the competent authority is authorized to prevent the introduction of pesticides from some of such passages .

Article (3)

It is impermissible to register , import and trade with types of banned pesticides and the pesticides which the committee recommends banning thereof.

Article (4)

It is impermissible for companies , establishments and individuals to trade with or use any of the restricted pesticides except under the direct surveillance , guidance and directives of the competent authority in coordination with the related parties subject to their specializations.

Article (5)

It is impermissible to register pesticides except to an establishment or to a company licensed to import or trade with pesticides.

Article (6)

The active ingredient may be registered for more than one product on condition that it shall meet the registration requirements.

Article (7)

On registration of restricted pesticides , all health and environmental risks quoted in the registration file and the recommendations of the concerned agencies shall be considered.

Article (8)

Biological and organic pesticides will be subjected to the same requirements of the chemical pesticides registration provided that the nature of such substances shall be taken into consideration.

Article (9)

Any pesticide shall be analyzed in the laboratories of the Ministry or in any laboratory approved for such purpose in order to match the composition , concentration , data and specifications prescribed herein.

Article (10)

It is impermissible to shift pesticides except in transport means that are compatible with the technical and environmental specifications and requirements provided that the pesticides shall be accompanied with the documents that show purchase, transferee, photo copies of analysis from approved laboratories and the registration certificates .

Article (11)

There will be set up in the Ministry a committee called " Pesticides registration committee " and the members and functions thereof will be decided by a resolution from the Minister.

Chapter two

Registration of pesticides

Article (12)

The competent authority will prepare a record to include all institute and companies which desire to import , export or circulate pesticides .

It will enter also in the record the types of pesticides that are allowed for exportation , importation and trading , the restricted and banned pesticides , applications of registration and re-registration , licenses, permits issued in this concern , procedures and complaints.

Article (13)

The institute or company which desires to register or re-register a pesticide shall present an application to the competent authority on the form being made for such purpose and attached with the following data and documents :

- 1- Name of the compound
- 2- Certificate of the pesticide registration in the country of origin (in both languages Arabic and English) and certified and approved by the embassy of the country .
- 3- A warranty certificate of quality from the manufacturer attached with the analysis results of the pesticide ingredients , associated impurities and the targeted crops in different environmental conditions . The certificate shall be in comply with the approved methods of the International Union for theoretical and applied chemistry and the Food and Agriculture Organization and from one of the neutral laboratories , categorized as a good laboratory practice which proves that the materials of the product are compatible in quality and quantity with the pesticides ingredients and authenticated by the country's embassy in the country of origin .
- 4- Data about the pesticide active material including the purity rate and the quantity and quality of its impurities and certified by a neutral laboratory as per UN/FAO specifications provided that the main total impurities involved in manufacturing shall not exceed the allowed international rate.
- 5- A letter from the mother company assuring that the active ingredient has been manufactured and composed in the main centre of the company with regard to the pesticides which are manufactured or prepared in another country other than the country where the main centre of the company is present.
- 6- Original photocopy of the toxic studies (acute toxins) from the party it has conducted the study .
- 7- Detailed studies of the active ingredient and the product issued from the official and local party , from the related international parties or from the approved neutral laboratories on the following :
 - a- Acute toxin , sub- chronic nutrition , chronic toxin and carcinogenicity, late neurotoxin , congenital and reproductive deformation and mutagenic effect .
 - b- The product impact in plants and environment.
 - c- Risks evaluation on consumers (MRLs – NOAEL-PHI) .
 - d- Environmental toxin (Impact on untargeted living organisms , poisoning of aqua living organisms , accumulation in the aqua living organisms , impact on earth worms , impact on birds , impact on bio - enemies and on honey bees and **attachments**) .
- 8- Three original photocopies from the technical data file of the pesticide in both languages , Arabic and English containing detailed data of the pesticide as per specifications of the UN/FAO and OIE in addition to the other information which the committee may demand from the applicant of registration.
- 9- Studies ,reports , or researches issued by scientific parties approved by one of the EU countries ,USA, Japan , Canada , Australia or any other party accredited by the competent authority on activity trials to support the proposed uses of the pesticides.
- 10- A photocopy of the proposed package label which contains information on the pesticide active ingredient and the proposed trade name of the pesticide which will be used in the country along with three photocopies of the pesticide package label in its original country in English and Arabic languages .
- 11- A photocopy of the package label of the pesticide which is registered in the country of origin and another country for the same purpose being intended for registration.

- 12- Original samples of the pesticides the number and quantities of which are specified as per kind of experiments intended for conduction .
- 13- Standard samples from the active ingredient (substances) along with an original sample from the pesticide product to ensure the quality trials.
- 14- Permission from the producing company to register the pesticide .
- 15- Presenting official documents showing pesticide registration in at least two countries of the EU countries , Japan or the USA and these documents shall be certified by the country's embassy in such countries if the pesticide intended for registration is not registered in its country of origin and its active ingredient is produced for exportation and imported directly from the same factory .

Article (14)

The registration or re-registration application which completes all the documents and data specified in the previous article will be written down in the record being prepared for such purpose and given a serial number and a receipt date and its applicant be given a receipt notification.

Article (15)

The applicant whose application has been accepted initially shall supply samples of the pesticide and the standard material specified in the previous article to make sure of the following :

- 1- Matching the pesticide with the chemical and physical specifications specified in the documents attached with the application of registration and matching its chromatogram fingerprint against which the pesticide can be registered with the original sample according to the results of analyses which the competent parties conduct.
- 2- Proving the pesticide biological activity according to the experiments conducted by the competent authority or the party that approves it for three identical and consecutive growing seasons concerning chemical pesticides and two consecutive growing seasons regarding biological pesticides and one growing season for metallic oils and sulphur .
- 3- The pesticide efficiency already proved on public health according to the results of field experiments approved by the Ministry of Health .
- 4- If the applicant for registration can't for any reason get the sample analyzed in the Ministry's laboratories or in any of the laboratories approved inside the country , he shall submit a pesticide analysis certificate from a neutral and accredited laboratory by the competent authority .

Article (16)

If the committee agreed on registering or re-registering the pesticide , the competent authority will assume responsibility to include the pesticide in the pesticides registered list.

The competent authority will hand over the pesticide registration or re-registration certificate to the applicant along with the approval on the package and the label proposed to be stucked thereon; but if the committee refused conclusively , it shall justify decision thereon and the competent authority shall notify in writing the applicant for registration thereof.

Article(17)

The competent authority will issue the certificate of the pesticide registration or its re-registration valid for five years as from the date of its issuance and may be renewed under title re-registration provided that the applicant for registration will submit an application thereon for bio-efficiency reevaluation with effect as from the beginning of the fourth year of the certificate validity.

It is impermissible to waive this certificate unless the proprietor ship of the pesticide registering party is transferred to a third party and after the agreement of the competent authority .

Article (18)

The registration or re-registration application is refused in the following cases :

- 1- If the information contained in the registration or re-registration application is incomplete or incorrect.
- 2- If the residuals are characterized with the stabilization trait more than the allowed limits or are toxic during the pesticide breaking – down process.
- 3- If the pesticide is ineffective in the field of its use or toxic to plant.
- 4- If the pesticide causes risk to health of man , animal and environment.
- 5- If the pesticide analysis methods are not of the approved methods of the FAO , OIE and the related international agencies.

Article (19)

If the registration or re-registration application doesn't have the complete required documents and data , the competent authority will notify in writing the applicant for registration of the shortages to complete the incomplete documents and data , and he shall complete what was required from him within a three- month period as from the notification date.

If he didn't complete the shortages during this period , the application shall be deemed to be cancelled and he is not entitled to retrieve the documents attached with the application after one month has elapsed beyond the specified grace period , and in all cases the paid fees can't be refunded.

Article (20)

The registration of any pesticide will be cancelled by a decision from the committee in the following cases :

- 1- If the registration certificate is not renewed in the country of origin during six months as from its validity expiration.
- 2- If the pesticide registration is proved to be cancelled in the country of origin.
- 3- If banned by the ministers upon recommendations from the local parties or agencies and the related international organizations.
- 4- If the registration is based on wrong information , forged documents , new facts emerged or conditions were not apparent .
- 5- If the importer or the trader didn't comply with the package label approved by the competent authority or a change occurred to the validity expiration date of the product.
- 6- If the applicant of registration demands to cancel registration.
- 7- If the pesticide application in the local circumstances is seen to cause side effects to the health of human , animal and environment.
- 8- If the pesticide becomes ineffective for the purposes against which it has been registered based on the scientific studies and field experiments conducted by the Ministry or any other parties approved by the competent authority.
- 9- If two shipments of the pesticides are rejected to enter the country based on the result of analysis during three years as being incompatible with the accredited specifications , re- registration will not be considered for another time .

Article (21)

It is impermissible to import or export pesticides except for a company or establishment licensed thereby.

Article (22)

Whoever desires to import or export any pesticide shall obtain a permit thereon from the competent authority.

Article (23)

The pesticide intended for import or export shall be registered with the Ministry and have got a registration number and it shall conform along with its packages to the specifications stipulated therein.

Article (24)

The government units , agencies , institutes , universities and the scientific research centres may import pesticides for the purpose of studies and researches provided that

the imported quantity shall not exceed Twenty kilo grams /liter for each case or concentration and be imported once for each type.

The results of studies or experiments are not binding on the pesticides registration committee with regard to the pesticides registration.

Article (25)

To grant a- pesticides- import or export permit to companies and establishments , they shall comply with the following conditions :

- 1- Submitting an application to the competent authority on the form being made for such purpose attached with a photocopy of the commercial record and a photocopy of the affiliation certificate to one of the concerned chamber of commerce in the country on condition that the application of import or export shall include the data and documents specified in annex number(1) .
- 2- Submitting an original duplication of the labor contract of an agricultural engineer , expert or whoever equal to their scientific degree working for the applicant authenticated by the concerned parties and attached with the certificates , scientific expertise and a photocopy of the personal card or labor card.
- 3- The importing applicant shall have a store of his own or rented by a certified rental contract that meets the conditions and specifications prescribed in annex (2) .

Article (26)

The competent authority will issue a six – month - permit for one time after verifying the availability of all the conditions and specifications stipulated in the previous article . Whereas the application is refused , the competent authority shall notify the applicant of the reasons of refusal.

Article (27)

The authorized importer or exporter of pesticides shall stick to the following commitments :

- 1- Keeping a record for entering kinds, quantities , trading movement , exportation and importation of pesticides provided that he shall keep this record for a five – year period as from the date of closing thereof and present it to the competent employee on request.
- 2- Presenting all the documents of the imported pesticides to the competent employee at the entry inlet in case of importation.
- 3- Presenting samples of the imported pesticides and sending them to the competent authority to make sure of their conformity with the technical conditions and specifications.
- 4- Re-exporting the consignment within a period not exceeding thirty days as from the date of notifying him of the non-compliance of the consignment with the technical

conditions and specifications on the expense of importer or exporter . Whereas such period expires without re-exporting thereof , the competent authority will condemn it on the expense of the importer.

Article (28)

The competent authority is entitled to sequester any pesticide whose registration is cancelled or the committee has recommended to prevent trade thereof due to its damages on the health of plant , animal and human and to dispose of it as follows:

- 1- Notifying the owner of the imported pesticide to collect it from the market and to re-export it within a three-month- period and once he fails to do the same it will be destroyed on the expense of the importer.
- 2- Advertising in newspapers for banning the pesticide circulation and collecting it from the markets in coordination with the related parties.

Article (29)

It is impermissible to import pesticides except from the manufacturing company in the country of origin or from one of its original branches or from a company authorized by the original company.

Article (30)

It is permissible to import registered pesticides in the name of a company or institute licensed to import thereat for other company or institute post agreement of the Ministry of Economy.

Chapter Four

It is impermissible to trade pesticides unless registered and after obtaining a license from the competent authority .

Article (32)

Whoever desires from companies and establishments to circulate pesticides will submit to the competent authority an application on the form being made for such purpose and attached with the following documents :

- 1- A photocopy from the trade record
- 2- A photocopy from the affiliating certificate to the concerned chamber of commerce in the country.
- 3- A photocopy from the title deed of the company or exhibition or tenancy contract attested by the related parties and the shop (exhibition) and the store will satisfy the conditions stipulated in annex number(3) .

- 4- A photocopy of the labor contract of the agricultural engineer or expert who will work in the shop attached with the following :
 - a- A certified copy of the scientific qualification for the contractor .
 - b- A copy from the personal identity card or from resident card for the contractor.

Article (33)

The competent authority will issue a license for circulation after verifying that all the conditions and specifications specified in the previous article are satisfied and paying the prescribed fees . The license will be for a two year period and put in a conspicuous place in the shop.

Article (34)

The company or the establishment licensed to circulate the pesticides will be committed to write down the pesticides circulation movement in the shop or store , the addresses of buyers and any other data in a record to be maintained for two years and presented to the competent authority for approval on closure.

Article (35)

It is impermissible to carry out any alteration in the store or shop licensed for circulation unless by written agreement from the competent authority.

Article (36)

Pesticides shall be stored in their original containers without being opened and it is impermissible to split the container or re-pack it.

Chapter five

Specifications of the container of the pesticide and its label

Article (37)

The containers of pesticides shall be in conformity with the following specifications :

- 1- Doubled walled , humidity proof , anti-breakage or rupture concerning solid , granule ,cubic or tablet pesticides .

- 2- Made from a material that does not react with its contents in a way that changes its nature or properties.
- 3- Closed tightly with a non-glass material that is light and sun rays proof.
- 4- Withstanding conditions of transport and storage and doesn't allow infiltration or seepage for the contents.
- 5- Conforming to the FAO standard specifications.
- 6- The label shall be fixed firmly on them that can't be removed , exchanged or altered and subjected to the agreement of the committee.
- 7- Conforming to the unified Emirates and Gulf standard specifications.

Article (38)

The label of the pesticides containers shall contain the following data and written indelibly in Arabic and English :

- 1- Trade name and ordinary name
- 2- Country of origin and the producing company and its address.
- 3- Agent / main distributor.
- 4- Date of manufacturing and expiry date in month and year
- 5- Local registration number and batch number
- 6- Safety and first aids precautions and the anti-toxic antidote
- 7- Pre – harvest period for plant pesticides and the container capacity.
- 8- The active ingredient and concentration thereof.
- 9- Additives and their concentrations
- 10- Solvent and the watery material
- 11- The net quantity of the contents per metric units(Kg. or liter)
- 12- Pesticide nature (liquid – powderetc)
- 13- Uses and method of utilization.
- 14- Classifying the pesticide subject to toxicity thereof and the WHO classification , Annex (4) .
- 15 – Specific data of the compound dangers and methods of disposing of the empty containers.
- 16- The pesticide persistence degree on the different water PH degrees .
- 17- Names of targeted crops and pests.
- 18- Pesticide viability to mix with other pesticides.
- 19- Plantation species that are sensitive to the pesticide.
- 20- Pesticide toxicity on aquatic and land living organisms.
- 21- Warning in the WHO/FAO approved clarification form provided that it shall clearly contain in all cases the term (Toxic material) that can be easily distinguished.
- 22- Warning against using the pesticide except by a specialized agri – engineer once the pesticide is registered for use .
- 23- Warning for not grazing in the pesticide sprayed land once the pesticide nature requires such warning. .
- 24- Safe storing conditions including an indication to keep the pesticide away from children.

25- Method of disposing of the empty container safely.

26-Whereas the pesticide intended for registration is included in the restricted pesticides list , it shall include the term (restricted use of the pesticide) written in clear writing and different and distinguished colour.

Article (40)

Whereas the container size doesn't allow for putting a label covering all the information and data prescribed in the previous material , it is enough to have the label contain the information stipulated in items (1,2,3,4,5,7,10,11,12) of the previous article provided that the container shall be attached with a folder including the other information and data and such folder shall be deemed to be an integral part of the label.

Article (40)

It is impermissible to do any change or modify the label of the pesticide container.

Article (41)

Following the necessary technical tests , the competent authority will agree on modifying the pesticide expiry date on the label of the container.

Article (42)

The competent authority may take samples from the pesticide containers to carry out standardized tests on them to be sure of their conformity to the specifications stipulated therein.

Chapter Six

Conditions of pesticides analysis and the allowed limits of residues

Article (43)

Whoever uses the pesticide shall execute the instructions specified in the label of the container especially method of use , safety period and the crops to be treated or sprayed , the insects or targeted rodents , precautions to be taken during the spraying process and applying the proper methods of disposing of the empty containers according to annex(5) .

Article (44)

It is forbidden to harvest the pesticide – treated plant products prior to the pre –harvest period termination.

Article (45)

Pesticides samples will be analyzed in the laboratories of the competent authorities, and in case of failing to do so at such laboratories they may be analyzed at accredited international laboratories on the expense of the company or establishment.

Article (46)

Entrance into the country is prohibited for Plant products containing pesticide residues that are higher than the permitted limits.

Article (47)

The allowed maximum limits of pesticides residues in the plant products will be according to FAO / WHO CODEX standards.

Chapter seven

Pesticides disposal and advertisement

Article (48)

Pesticides companies and establishments shall coordinate with the related competent authority to dispose of the invalid pesticides or those brought back from the markets or empty containers thereof

.Article (49)

It is impermissible for any natural or legal person to advertise in any means about pesticides unless after obtaining a written approval from the competent authority.

Chapter eight

Inspection

Article (50)

The inspectors have the following authorities :

- 1- Periodic inspection of the establishments , companies , farms and factories to make sure of commitment to the implementation of the provisions therein and the pesticides law.

- 2- Reserving any equipments , pesticides , records and documents or any other things in violation of the pesticides law provisions and by-law herein.
- 3- Demanding assistance from specialists in the Ministry of Interior as the need may arise.
- 4- Preparing and presenting a report to the competent authority on any violation of the pesticides law provisions and by-law herein.
- 5- Looking into all the documents relating to importation , exportation and trading of pesticides whatever their kind is and taking copies there from.
- 6- Taking samples from the imported or circulated pesticides consignments to conduct the necessary analyses thereon in the specialized and accredited laboratories in the country or in other specialized and accredited laboratories in the GCC countries . Failing to do so they will be sent to one of the international specialized authoritative laboratories in order to verify their conformity to the technical specifications and conditions against which they have been registered .
- 7- Inspecting pesticides selling shops to investigate their compliance with the licensing conditions and taking samples of the traded pesticides to verify their validity and conformity with the registered technical specifications against which they have been registered wherever they exist.
- 8- Entering farms , nurseries ,stores and sales centres or any other places the competent authority may see they contain pesticides to inspect the existing pesticides , watch the methods of spraying , treatment , storage and disposal of the empty packages and invalid pesticides and to make sure that the pesticides in use are registered in the country.
- 9- Halting pesticides transporting means , inspecting pesticides therein and taking samples in the way prescribed herein and impounding them in case they are proved to be in violation of technical and environmental specifications and requirements.

Article (51)

The inspector at the approved inlet shall inspect pesticides consignments and the imported , exported and transited agricultural products and dispose thereof as follows:

- 1- Taking sample from any imported pesticides for analysis and preserving the pesticide through out the period of analysis until the result thereof is cleared up . Failure to preservation for having no place or for any other reason he may release the pesticide temporarily to be preserved with the importer provided that he pledges in writing not to dispose thereof unless by a written permission from the competent authority.
- 2- Releasing the pesticide consignments which are in conformity with the conditions stipulated herein.
- 3- Rejecting entrance of the imported freights which are in violation of the conditions herein and licensing and notifying the importer to manage the violation (if possible) or re-exporting it to the exporting country on his expense within thirty days as from the notification date . In case he fails to re-export thereby during the indicated period

- , the inspector shall destroy the shipment in violation in coordination with the related parties on the expense of the importer.
- 4- Disposing of the plant products that contain residues beyond the allowed limit in the same aforementioned way.
 - 5- Transited shipments will be treated in the same way of the imported ones except obtaining an import permit.

Chapter nine
Grievances
Article (52)

Whoever gets affected by the resolutions being issued in implementation of the provisions of the pesticides law and the by-law herein will have entitlement to grieve before the Minister within thirty days as from the date of the resolution issuance , and it shall be decided on during thirty days as from presenting thereby . The indicated period once elapsed without reply thereon will be deemed to be a turning down of the grievance redress.

Article (53)

Whoever violates the provisions herein will expose himself to punishments prescribed in the federal law number(41) of the year 1992 concerning pesticides of plant pest and the federal law number (3) of the 1987 by issuing the law of punishments and the laws being made in amendment thereof.

Article (54)

This resolution will enter into force as from its issuance date , nullify all that violates thereof or contradicts thereof from the previous decisions and be published in the official gazette.

Dr. Rashid Ahmed Bin Fahad
Minister of Environment and Water

Issued on : Ramadhan 6th. 1430 AH
Corresponding to : August 27th. 2009 AD

Annex number (1)

The data and documents required for the application of importation or exportation:

- 1- The trade name of the pesticide intended for importation and the active ingredient/s rate and concentration and the product label.
- 2- Pesticide registration number
- 3- The quantity intended for importation or exportation by weight and size .
- 4- Type of filling
- 5- Means of freight , inlet or outlet.
- 6- Name of exporter and importer and his address.
- 7- The party being imported from or exported to and its address.
- 8- Any other data to be required by the competent authority.

Annex (2)

Conditions and specifications of the importer's store

- 1- It will be licensed for storing pesticides
- 2- It will be in a place accessible for all kinds of transport machinery including fire extinguishing engines.
- 3- It will be in a site far away from the residents , schools , cattle barns , fodder stores and food stuff and from water sources by a distance not less than (500) meters from all directions.
- 4- It will be of an area not less than thirty square meters , well aerated , low humid , having enough natural lighting and high wall openings closed tightly with iron protection nets.
- 5- It will have a water proof floor that doesn't crack easily .
- 6- It will have a water source with a wash basin connected with the sewerage or absorptive hole or according to the local environmental controls.
- 7- It will have fire extinguishing means to be specified by the competent authority and first aid materials along with clear using guides .
- 8- It will be divided by partitions that separate liquid pesticides from the dry ones and have passages that allow easy movement inside it.
- 9- It will have a closed , separate and special place for storing pesticides of controlled use.

- 10- It will have the necessary safety equipments such as respirators and masks for protecting the face and eyes , gloves suitable shoes and protective outwear.
- 11- It will have guiding boards fixed in a conspicuous place to be seen easily that display warning expressions and photos such as – dangerous and poisonous pesticides - Smoking , eating and drinking are forbidden.
- 12- It will have equipments that can safely treat cases of spillage or infiltration of pesticides from packaging thereof .
- 13- It will have air conditioning equipments.

Annex Number (3)

Conditions and specifications of the pesticide trading Shop (showroom) and store :

Firstly : Conditions of the pesticide trading Shop(showroom) :

- 1- The shop will be in a place protected from rain and wind and from infiltration of humidity and water.
- 2- It will be well aerated and lighted and have suitable air –exhausters.
- 3- It will have appropriate displaying shelves distant from the direct sun rays.
- 4- There will be available in it a first aid box.
- 5- It will have a closed and separate closet for storing controlled use of pesticides.
- 6- There will be available in it the necessary materials and equipments for leakage treatment.
- 7- There will be available in it a suitable water closet connected with the waste drainage or with an absorptive hole.
- 8- There will be available in it the general safety equipments such as the protective clothes , respirators and fire extinguishers .
- 9- It will be joined to a suitable store for storing pesticides which may be a separate premises , adjacent to the shop or the showroom and satisfies the conditions provided for in the above second item.
- 10- Displaying pesticides will be separate from the remaining agricultural inputs.

Secondly : Conditions and specifications of the pesticide store :

The conditions and requirements stipulated in paragraphs (first,second,sixth and eighth) of item "Firstly" will be met provided that the pesticides shall be stored in it in an accessible way and the liquid pesticides be separated from the dry ones.

- 1- It will be licensed for storing pesticides from the related parties.
- 2- It will be secured against entry of persons except through the doors being made thereof.
- 3- A warning label will be fixed on the out-door or on the store gate to show that the place contains dangerous and toxic materials .
- 4- Protection of drinking water sources and systems against pesticide leakage .

- 5- The ability to contain any pesticide concentration leakage within the borders of the storing place.
- 6- In case of the existence of packaging or containers of damaged pesticides , they shall be closed or re-filled in a way to control smells or the rising fumes.
- 7- The store floor will be tiled with a material that does not absorb spilled or infiltrated pesticides.
- 8- The security means (fire extinguishing cylinders water hoses and sources and emergency exits) as well as telephone numbers of emergency systems in hospitals and civil defense (fire brigade) will be available , accessible and usable.
- 9- The persons who are responsible for storage of pesticides will be aware of cleaning methods of any water spilling or leaking in the store as well as the techniques of dealing with fires or fumes rising which may take place.
- 10- There will be available clothes and protective masks for store laborers.

Annex number (4)

WHO pesticide classification as per toxicity rate :

Classification	Card colour	Guiding mark	Warning word	LD50 (mg/kg) of body weight	
				Solid	liquid
IA	Red	Skull and Two bones	highly toxic	5 or less	20-0
IB	Red	Skull and Two bones	Very toxic	50-6	200-21
II	Yellow	X	Harmful	500-51	2000-201
III	Blue	No mark	Warning	2000-501	5000-2001
IV	Green	No mark	warning	5000-2001	5001- and more