

# Scottish Statutory Instrument 2000 No. 22

## The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff)s (Scotland) Regulations 2000

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### SCOTTISH STATUTORY INSTRUMENTS

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#### 2000 No. 22

#### AGRICULTURE

#### PESTICIDES

### The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff)s (Scotland) Regulations 2000

*Made*

*31st January 2000*

*Coming into force*

*1st February 2000*

The Scottish Ministers, in exercise of the powers conferred on them by section 2(2) of the European Communities Act 1972[1] and by section 16(2) of the Food and Environment Protection Act 1985[2], and of all other powers enabling them in that behalf, after consultation in accordance with section 16(9) of the said Act of 1985 with the Advisory Committee on Pesticides established under section 16(7) of that Act[3], hereby make the following Regulations, a draft of which has been laid before and approved by resolution of the Scottish Parliament:

#### Citation, commencement and extent

**1. - (1) These Regulations may be cited as the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) (Scotland) Regulations 2000 and shall come into force on 1st February 2000.**

**(2) These Regulations extend to Scotland only.**

## **Interpretation**

**2. - (1) In these Regulations-**

**"EEA State" means a State which is a Contracting Party to the Agreement on the European Economic Area signed at Oporto on 2nd May 1992[4] as adjusted by the Protocol signed at Brussels on 17 March 1993[5];**

**"product" means any crop, food or feeding stuff specified in Schedules 2 or 3;**

**"putting into circulation" means any handing over, whether or not for a consideration of any product-**

**(a) in the case of fruit and vegetables, after they have been harvested, and**

**(b) in any other case, at any time; and**

**"the Residues Directives" means Council Directive 86/362/EEC[6] (as amended by Council Directives 88/298/EEC[7], 90/654/EEC[8], 93/57/EEC[9], 94/29/EC[10], 95/39/EC[11], 96/33/EC[12], 97/41/EC[13] and Commission Directives 97/71/EC[14], 98/82/EC[15], 1999/65/EC[16] and 1999/71/EC[17], together with Council Directive 86/363/EEC[18] (as amended by Council Directives 93/57/EEC, 94/29/EC, 95/39/EC, 96/33/EC, 97/41/EC and Commission Directives 97/71/EC, 98/82/EC and 1999/71/EC) and Council Directive 90/642/EEC[19] (as amended by Council Directives 93/58/EEC[20], 94/30/EC[21], 95/38/EC[22], 95/61/EC[23], 96/32/EC[24], 97/41/EC and Commission Directives 97/71/EC, 98/82/EC, 1999/65/EC and 1999/71/EC).**

**(2) The words and expressions "dried", "processed", "composite food", "drying" and "processing", when used either in regulation 4 or in paragraphs (d) and (e) of regulation 6 shall have the same meaning as when used in the Residues Directives and any related expressions shall be construed accordingly.**

**(3) Any reference in these Regulations to a pesticide residue is a reference to the substance named in column 2 of Schedule 1 opposite the pesticide named in column 1 of that Schedule from which, or from the metabolites and breakdown or reaction products of which, it can be derived.**

**(4) Any reference in these Regulations to a numbered Schedule or regulation shall be construed as a reference to the Schedule or, as the case may be, regulation so numbered in these Regulations.**

**(5) Any reference in any Schedule to these Regulations to any product, figure or pesticide includes any qualifying words relating to that product, figure or pesticide in that Schedule.**

## **Maximum residue levels**

**3. The maximum level of any pesticide residue which may be left in any product named in Part I of Schedule 2 shall be the number of milligrams of the pesticide residue per kilogram of the product (if any) specified opposite the name of that product under the name of the pesticide concerned.**

**4. - (1) No person shall put into circulation any product named in Part 2 of Schedule 2 which contains a level of pesticide residue greater than the number of milligrams of that pesticide residue per kilogram of the product (if any) specified opposite the name of that product under the name of the pesticide concerned.**

**(2) Subject to the provisions of regulation 6, the provisions of this regulation shall apply-**

**(a) to any products which after drying or processing are obtained from any of the products named in Part 2 of Schedule 2; and**

**(b) to any composite foods which include any of the products named in that Part of that Schedule,**

**notwithstanding that no maximum permitted level has been expressly specified therein for the amount of pesticide residue which may be contained in that dried or processed product or composite food.**

**(3) Any person who, without reasonable excuse, contravenes or causes or permits any other person to contravene any provision of this regulation shall be guilty of an offence, and shall be liable-**

**(a) on summary conviction, to a fine not exceeding the statutory maximum; and**

**(b) on conviction on indictment, to a fine.**

**(4) In any proceedings for an offence under this regulation, it is a defence for the person charged to prove that when the product in question was put into circulation-**

**(a) it was so put with the intention of its being exported to a country which is not an EEA State and the offence was caused by a treatment applied to that product being a treatment-**

**(i) required by the country of destination in order to prevent the introduction of harmful organisms into its territory; or**

**(ii) necessary to protect the product from harmful organisms during transport to the country of destination and storage there, or**

**(b) it was so put with the intention that-**

**(i) it be used in the manufacture of things other than foodstuffs and animal feed; or**

**(ii) it be used for sowing or planting.**

**(5) Sections 19 and 22 of, and Schedule 2 to, the Food and Environment Protection Act 1985 shall apply for the purposes of this regulation as they apply for the purposes of that Act taking references therein to that Act or any Part of it to be references to this regulation.**

**(6) In paragraph (4)(a) "country which is not an EEA state" does not include any**

**part of the United Kingdom.**

**Seizure or disposal of crops, food or feeding stuffs**

**5. If any product contains a level of pesticide residue above that permitted under either regulations 3 or 4(1), the Scottish Ministers shall have the power-**

- (a) to seize or dispose of the consignment containing that product, or any part of it, or to require that some other person shall dispose of it, or**
- (b) to direct some other person to take such remedial action as appears to the Scottish Ministers to be necessary.**

**Sampling and analysis**

**6. In determining for the purposes of regulations 3 or 4(1) whether the level of pesticide residue left or contained in any product exceeds the maximum permitted-**

- (a) the whole or such part only of that product shall, so far as is practicable, be taken into account as specified in column 3 of Schedule 3 opposite the name of that product in column 2 of that Schedule;**
- (b) the procedure laid down in the Codex Recommended Method of Sampling for the Determination of Pesticide Residues<sup>[25]</sup> shall so far as is practicable be followed;**
- (c) in the case of any product named in paragraphs 3, 4, or 5 of Part 1 of Schedule 2 which has been dried, that Part of that Schedule shall have effect as if for the number of milligrams of each pesticide residue specified opposite the name of that product there were substituted that number of milligrams divided by the fraction of 1 kilogram to which 1 kilogram of the product is reduced by the drying process;**
- (d) in the case of any product named in Part 2 of Schedule 2 which has been dried or processed, that Part of that Schedule shall have effect where no such maximum permitted level of pesticide residue is specified therein for the product in its dried or processed form as if the maximum permitted level of pesticide residue specified opposite the name of the product in that Part of that Schedule has been modified to take account of the concentration of the product caused by the drying process or, as the case may be, the dilution or concentration of the product caused by the processing; and**
- (e) in a case where two or more products have been mixed to form a single composite food in relation to which no such maximum permitted levels are specified in Part 2 of Schedule 2, that Part of that Schedule shall have effect as if such maximum permitted levels had been specified in relation to that composite food for each of the pesticide residues which are specified therein opposite the names of each of the products which have been mixed to form the composite food, taking into account-**
  - (i) the relative concentrations of each of the constituent products in the mixture; and**
  - (ii) the provisions of paragraph (d) above.**

**Revocations**

7. The Regulations specified in Schedule 4 are hereby revoked.

**ROSS FINNIE**  
**A member of the Scottish Executive**

**St Andrew's House, Edinburgh**  
**31st January 2000**

**SCHEDULE 1**

**Regulation 2**

<i>Column 1</i>	<i>Column 2</i>
<i>Pesticide</i>	<i>Residues</i>
Acephate	Acephate
Aldrin & Dieldrin	singly or combined, expressed as dieldrin (HEOD)
2-Aminobutane	2-aminobutane
Aminotriazole	Aminotriazole
Atrazine	Atrazine
Azinphos-methyl	azinphos-methyl
Benalaxyl	Benalaxyl
Benfuracarb	Benfuracarb
Binapacryl	Binapacryl
Biphenthrin	Biphenthrin
Bitertanol	Bitertanol
Bromophos-ethyl	bromophos-ethyl
Camphechlor (Toxaphene)	camphechlor (toxaphene)
Captafol	Captafol
Captan	Captan
Carbaryl	Carbaryl
Carbendazim, Benomyl and Thiophanate-methyl	carbendazim, benomyl and thiophanate-methyl (expressed as carbendazim)
Carbon disulphide	carbon disulphide
Carbon Tetrachloride	carbon tetrachloride
Carbofuran	sum of carbofuran and 3-hydroxy-carbofuran, expressed as carbofuran
Carbophenothion	sum of carbophenothion, its sulphoxide and its sulphone, expressed as carbophenothion

Carbosulfan	Carbosulfan
Cartap	Cartap
Chlordane	(1) for products of animal origin: sum of <i>cis</i> - and <i>trans</i> -isomers and oxychlordane expressed as chlordane;  (2) for cereals, fruit and vegetables: sum of <i>cis</i> - and <i>trans</i> -isomers expressed as chlordane
Chlorfenvinphos	sum of E-and Z-isomers of chlorfenvinphos
Chlormequat	Chlormequat
Chlorothalonil	Chlorothalonil
Chlorobenzilate	Chlorobenzilate
Chlorpyrifos	Chlorpyrifos
Chlorpyrifos-methyl	chlorpyrifos-methyl
Cyfluthrin	cyfluthrin, including other mixed isomeric constituents (sum of isomers)
Cypermethrin	cypermethrin (sum of isomers)
Daminozide	sum of daminozide and 1,1-dimethyl-hydrazine expressed as daminozide
DDT	sum of pp'-DDT, op'-DDT, pp'-DDE and pp'-TDE (DDD) expressed as DDT
Deltamethrin	Deltamethrin
Diazinon	Diazinon
1,2-Dibromoethane	1,2-dibromoethane
Dichlofluanid	Dichlofluanid
Dichlorvos	Dichlorvos
Dichlorprop	dichlorprop (including dichlorprop P)
Dicofol	Dicofol
Diiflubenzuron	Diiflubenzuron
Dimethipin	Dimethipin
Dimethoate	Dimethoate
Dinoseb	Dinoseb
Dioxathion	Dioxathion
Disulfoton	sum of disulfoton, disulfoton sulphoxide and disulfoton sulphone expressed as disulfoton
Endosulfan	sum of alpha-and beta-isomers and of endosulfan sulphate, expressed as endosulfan
Endrin	Endrin

Ethephon	Ethephon
Ethion	Ethion
Etrimfos	Etrimfos
Fenarimol	Fenarimol
Fenbutatin oxide	fenbutatin oxide
Fenchlorphos	fenchlorphos (sum of fenchlorphos and fenchlorphos oxon, expressed as fenchlorphos)
Fenitrothion	Fenitrothion
Fentin	fentin expressed as triphenyltin cation
Fenvalerate	fenvalerate (sum of isomers)
Fluazifop	fluazifop and esters (including conjugates) of fluazifop, expressed as free acid
Flurochloridone	Flurochloridone
Furathiocarb	Furathiocarb
Glyphosate	Glyphosate
Haloxyfop	haloxyfop and esters (including conjugates) of haloxyfop, expressed as free acid
Hexachlorobenzene (HCB)	Hexachlorobenzene
Hexachlorocyclohexane (HCH)	Hexachlorocyclohexane (HCH) alpha, beta and gamma isomers individually or summed as in Schedule 2
Heptachlor	sum of heptachlor and heptachlor epoxide, expressed as heptachlor
Hydrogen cyanide	cyanides expressed as hydrogen cyanide
Hydrogen phosphide	phosphides expressed as hydrogen phosphide
Imazalil	Imazalil
Inorganic bromide	determined and expressed as total bromine from all sources
Ioxynil	Ioxynil
Iprodione	Iprodione
Lambda-cyhalothrin	lambda-cyhalothrin
Malathion	sum of malathion and malaoxon, expressed as malathion
Maleic hydrazide	maleic hydrazide
Maneb, Mancozeb, Metiram Propineb and Zineb	determined and expressed as carbon disulphide (CS2)
Mecarbam	Mecarbam
Mercury compounds	determined as total mercury and expressed as mercury
Metalaxyl	metalaxyl

Methacrifos	methacrifos
Methamidophos	methamidophos
Methyl bromide (bromomethane)	methyl bromide (bromomethane)
Mevinphos	sum of <i>cis</i> - and <i>trans</i> - mevinphos
Monocrotophos	monocrotophos
Omethoate	omethoate (from use of formothion, dimethoate and omethoate)
Paraquat	paraquat
Parathion	parathion
Parathion-methyl	parathion-methyl
Permethrin	permethrin (and sum of isomers)
Phorate	sum of phorate, its oxygen analogue and their sulfoxides and sulphones expressed as phorate
Phosalone	phosalone
Phosmet	phosmet
Phosphamidon	sum of phosphamidon (E-and Z-isomers) and N-desethylphosphamidon (E-and Z-isomers) expressed as phosphamidon
Pirimiphos-methyl	pirimiphos-methyl
Procymidone	procymidone
Propargite	propargite
Propiconazole	propiconazole
Propoxur	propoxur
Propyzamide	propyzamide
Pyrethrins	sum of pyrethrins I and II, cinerins I and II, jasmolins I and II
Quinalphos	quinalphos
Quintozene	sum of quintozene, pentachloroaniline and methyl pentachlorophenyl sulphide expressed as quintozene
Tecnazene	tecnazene
TEPP	TEPP
Thiabendazole	thiabendazole
Triazophos	triazophos
Trichlorfon	trichlorfon
Triforine	triforine
2, 4, 5-T	2, 4, 5-T
Vinclozolin	sum of vinclozolin and all metabolites containing 3, 5-



	dichloroaniline moiety, expressed as vinclozolin
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SCHEDULE 2

Regulation 3

**SCHEDULE 2 IS IN PDF FORMAT**

SCHEDULE 3

Regulation 6

**Note: The word 'fresh' is taken to extend to products which have been chilled.**

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
<i>Group of products</i>	<i>Products included in the groups</i>	<i>Part of product to which maximum residue levels apply</i>
<b>1. Fruit, fresh, dried or uncooked, preserved by freezing, not containing added sugar: nuts</b>		
(i) CITRUS FRUIT	Grapefruit  Lemons  Limes  Mandarins (including clementines and similar hybrids)  Oranges  Pomelos  Others	Whole Product.
(ii) TREE NUTS (shelled or unshelled)	Almonds  Brazil nuts  Cashew nuts  Chestnuts  Coconuts	Whole product after removal of shell.

	<div>Hazelnuts</div> <div>Macadamia nuts</div> <div>Pecans</div> <div>Pine nuts</div> <div>Pistachios</div> <div>Walnuts</div> <div>Others</div>	
(iii) POME FRUIT	<div>Apples</div> <div>Pears</div> <div>Quinces</div> <div>Others</div>	Whole product after removal of stems.
(iv) STONE FRUIT	<div>Apricots</div> <div>Cherries</div> <div>Peaches (including nectarines and similar hybrids)</div> <div>Plums</div> <div>Others</div>	Whole product after removal of stems.
(v) BERRIES AND SMALL FRUIT	<div>(a) <i>Table and wine grapes</i></div> <div>Table grapes</div> <div>Wine grapes</div> <div>(b) <i>Strawberries</i></div> <div>(other than wild)</div> <div>(c) <i>Cane fruit</i></div> <div>(other than wild)</div> <div>Blackberries</div> <div>Dewberries</div>	Whole product after removal of caps and stems (if any) and, in the case of currants, fruits with stems.

	<div>Loganberries</div> <div>Raspberries</div> <div>Others</div> <div>(d) <i>Other small fruit and berries</i></div> <div>(other than wild)</div> <div>Bilberries</div> <div>Cranberries</div> <div>Currants (red, black and white)</div> <div>Gooseberries</div> <div>Others</div> <div>(e) <i>Wild berries and wild fruit</i></div>	
(vi) MISCELLANEOUS FRUIT	<div>Avocados</div> <div>Bananas</div> <div>Dates</div> <div>Figs</div> <div>Kiwi fruit</div> <div>Kumquats</div> <div>Litchis</div> <div>Mangoes</div> <div>Olives (table consumption)</div> <div>Olives (oil extract)</div> <div>Passion fruit</div> <div>Pineapples</div> <div>Pomegranates</div> <div>Others</div>	<div>Whole fruit after removal of stems (if any) and in the case of pineapple, after removal of the crown.</div> <div>Whole fruit after removal of stems (if any) after removal of soil (if any) by rinsing in running water.</div>

<b>(i) ROOT AND TUBER VEGETABLES</b>	Beetroot Carrots Celeriac Horseradish Jerusalem artichokes Parsnips Parsley root Radishes Salsify Sweet potatoes Swedes Turnips Yams Others	Whole product after removal of tops and adhering soil (if any) (removal of soil by rinsing in running water or by gentle brushing of the dry product).
<b>2. Vegetables, fresh or uncooked, frozen or dry</b>  <b>(ii) BULB VEGETABLES</b>	Garlic Onions Shallots Spring Onions Others	For dry onions, shallots and garlic: whole product after removal of easily detachable skin and soil (if any). Onions, shallots and garlic other than dry, spring onions: whole product after removal of roots and soil (if any).
<b>(iii) FRUITING VEGETABLES</b>	(a) <i>Solanacea</i>  Tomatoes  Peppers  Aubergines  Others  (b) <i>Cucurbits- edible peel</i>  Cucumbers	Whole product after removal of stems.

	Gherkin Courgettes Others (c) <i>Cucurbits-inedible peel</i> Melons Squashes Watermelons Others	
	(d) <i>Sweet corn</i>	Kernels or cobs without husks.
(iv) BRASSICA VEGETABLES	(a) <i>Flowering brassicas</i> Broccoli Cauliflower Others (b) <i>Head brassicas</i> Brussels sprouts Head cabbage Others (c) <i>Leafy brassicas</i> Chinese cabbage Kale Others	Product after removal of decayed leaves (if any).
	(d) <i>Kohlrabi</i>	Whole product after removal of tops and adhering soil (if any) (removal of soil by rinsing in running water or by gentle brushing of the dry product).
(v) LEAF VEGETABLES AND FRESH HERBS	(a) <i>Lettuce and similar</i>	Whole product after removal of decayed outer leaves, root and soil (if any).

	<div>Cress</div> <div>Lamb's lettuce</div> <div>Lettuce</div> <div>Scarole</div> <div>Others</div> <div>(b) <i>Spinach and similar</i></div> <div>Spinach</div> <div>Beet leaves (chard)</div> <div>Others</div> <div>(c) <i>Watercress</i></div> <div>(d) <i>Witloof</i></div> <div>(e) <i>Herbs</i></div> <div>Chervil</div> <div>Chives</div> <div>Parsley</div> <div>Celery leaves</div> <div>Others</div>	
(vi) LEGUME VEGETABLES (FRESH)	<div>Beans with pods</div> <div>Beans without pods</div> <div>Peas with pods</div> <div>Peas without pods</div> <div>Others</div>	Whole product after removal of pods or with pods if they are intended to be eaten.
(vii) STEM VEGETABLES	<div>Asparagus</div> <div>Cardoons</div> <div>Celery</div>	Whole product after removal of decayed tissue and soil (if any); leeks and fennel: whole product after removal of roots and soil (if any).

	Fennel  Globe artichokes  Leeks  Rhubarb  Others	
(viii) FUNGI	Mushrooms (other than wild)  Wild Mushrooms	Whole product after removal of decayed tissue and soil (if any); leeks and fennel: whole product after removal of roots and soil (if any).
3. Pulses	Beans  Lentils  Peas  Others	Whole product.
4. Oil seeds	Linseed  Peanuts  Poppy seed  Rape seed  Sesame seed  Sunflower seed*  Soya bean  Others	Whole seed or kernel after removal of shell and husk, when possible.  *Whole seed including shell, when present, and whole seed without shell, when shell is absent.
5. Potatoes	Early potatoes  Ware potatoes	Whole product after removal of soil (if any) (removal of soil by rinsing in running water or by gentle brushing of the dry product).
6. Tea (dried leaves and stalks, fermented or otherwise, Camellia sinensis)		
		Whole product.
7. Hops (dried), including hop pellets and unconcentrated powder		

		Whole product.
8. Cereal grains	Wheat Rye Barley Oats Triticale Maize Rice Other cereals	Whole commodity without husk.
9. Products of animal origin	Meat, fat and preparations of meat	Whole commodity (For fat soluble pesticides a portion of carcass fat is analysed and MRLs apply to carcass fat.
	Milk	Whole commodity.
	Eggs	Whole egg whites and yolks combined after removal of shells.
10. Spices	Cumin seed Juniper berries Nutmeg Pepper, black and white Vanilla pods Others	Whole product.

SCHEDULE 4

Regulation 7

REVOCATIONS

<i>Title</i>	<i>S.I. Number</i>
The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) Regulations 1994	S.I. 1994/1985.
The Pesticides (Maximum Residue Levels in Crops, Food and Feeding	S.I.



Stuffs) (Amendment) Regulations 1995	1995/1483.
The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (Amendment) Regulations 1996	S.I. 1996/1487
The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (Amendment) Regulations 1997	S.I. 1997/567.
The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (Amendment) Regulations 1998	S.I. 1998/2922.
The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (Amendment) Regulations 1999	S.I. 1999/1109.

**EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

**These Regulations are made under section 2(2) of the European Communities Act 1972 and Part III of the Food and Environment Protection Act 1985 and consolidate and replace the provisions of the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) Regulations 1994 (S.I. 1994/1985) and the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (Amendment) Regulations 1995 to 1999 (S.I. 1995/1483, 1996/1487, 1997/567, 1998/2922 and 1999/1109).**

**To the extent that the Regulations are made under the European Communities Act 1972, regulation 4 and Schedule 2 Part 2 specify maximum levels of pesticide residues which may be left in crops, food and feeding stuffs in implementation of Council Directive 86/362/EEC (O.J. No. L221, 7.8.86, p.37) and Council Directive 86/363/EEC (O.J. No. L221, 7.8.86, p.43) as regards cereals and products of animal origin, and Council Directive 90/642/EEC (O.J. No. L350, 14.12.90, p.71) as regards certain products of plant origin (including fruit and vegetables), each as last amended by Commission Directive 1999/71/EC (O.J. No. L194, 27.7.99, p.36)) (these Directives as so amended being referred to in these Regulations as "the Residues Directives"). In particular, these Regulations specify for the first time maximum residue levels for the pesticide Azoxystrobin in implementation of Commission Directive 1999/71/EC. Regulation 4 also creates offences, specifies penalties, provides defences and confers enforcement powers where these maximum residue levels have been exceeded in respect of products put into circulation.**

**To the extent that these Regulations are made under the Food and Environment Protection Act 1985, they specify maximum levels of pesticides residues which may be left in crops, food and feeding stuffs which are not the subject of the Residues Directives. Since they are made under section 16(2)(k) of that Act, regulation 3 and Schedule 2 Part 1 do no more than specify the maximum residue level which may be left in a particular product. Offences and penalties for contravention of regulation 3 are prescribed respectively by sections 16(12) and 21(3) of that Act.**

**The Regulations also confer powers to seize and dispose of products where maximum residue levels have been exceeded (regulation 5) and prescribe how much of a particular product is to be taken into account in determining whether a maximum residue level has been exceeded in accordance with Council Directive 90/642/EEC (regulation 6 and Schedule 3). Provision is also made with regard to the manner for determining whether maximum residue levels have been exceeded when found in dried or processed products or composite foods, so far as these are the subject of the Residues Directives (regulation 6).**

**These Regulations revoke the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) Regulations 1994 (S.I. 1994/1985) and the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) (Amendment) Regulations 1995 to 1999 (S.I. 1995/1483, 1996/1487, 1997/567, 1998/2922 and 1999/1109) (regulation 7 and Schedule 4).**

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***Notes:***

**[1] 1972 c.68. Section 2(2) was amended by the Scotland Act 1998 (c.46), Schedule 8, paragraph 15(3). The function conferred upon the Minister of the Crown under section 2(2) of the European Communities Act 1972, insofar as within devolved competence, was transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998.[back](#)**

**[2] 1985 c.48; see section 24(1) for a definition of "the Ministers" and section 24(3) on the exercise of the power conferred by section 16. Section 16 was amended by the Pesticides (Fees and Enforcement) Act 1989 (c.27), section 1(2) and by the Pesticides Act 1998 (c.26), section 1. The functions of "the Ministers" were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c.46).[back](#)**

**[3] Established by S.I. 1985/1516.[back](#)**

**[4] O.J. No. L1, 3.1.94, p.3.[back](#)**

**[5] O.J. No. L1, 3.1.94, p.572.[back](#)**

**[6] O.J. No. L221, 7.8.86, p.37.[back](#)**

**[7] O.J. No. L126, 20.5.88, p.53.[back](#)**

**[8] O.J. No. L353, 17.12.90, p.48.[back](#)**

**[9] O.J. No. L211, 23.8.93, p.1.[back](#)**

**[10] O.J. No. L189, 23.7.94, p.67.[back](#)**

**[11] O.J. No. L197, 22.8.95, p.29.[back](#)**

**[12] O.J. No. L144, 18.6.96, p.35.[back](#)**

**[13] O.J. No. L184, 12.7.97, p.33.[back](#)**

**[14] O.J. No. L347, 18.12.97, p.42.[back](#)**

**[15] O.J. No. L290, 29.10.98, p.25.[back](#)**

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