

STATUTORY INSTRUMENTS.

S.I. No. 460 of 2000.

**EUROPEAN COMMUNITIES (PESTICIDE RESIDUES)
(FOODSTUFFS OF ANIMAL ORIGIN) (AMENDMENT) REGULATIONS, 2000.**

I, JOE WALSH, Minister for Agriculture, Food and Rural Development, in exercise of the powers conferred on me by section 3 of the European Communities Act, 1972 (No. 27 of 1972), and for the purpose of giving effect to Council Directive 86/363/EEC of 24 July 1986¹, Council Directive 93/57/EEC of 29 June 1993², Council Directive 94/29/EC of 23 June 1994³, Council Directive 95/39/EC of 17 July 1995⁴ and the corrigenda to Council Directive 95/39/EC⁵, Council Directive 96/33/EC of 21 May 1996⁶, Council Directive 97/41/EC of 25 June 1997⁷, Commission Directive 97/71/EC of 15 December 1997⁸, Commission Directive 98/82/EC of 27 October 1998⁹, Commission Directive 1999/71/EC of 14 July, 1999¹⁰, and Commission Directive 2000/24/EC of 28 April, 2000¹¹ hereby make the following Regulations:

¹¹ O.J. No. L107/28 of 4/5/2000

¹⁰ O.J. No. L194/36 of 27/7/1999

⁹ O.J. No. L290/25 of 29/10/1998

⁸ O.J. No. L347/42 of 18/12/1997

⁷ O.J. No. L184/33 of 12/7/1997

⁶ O.J. No. L144/35 of 18/6/1996

⁵ O.J. No. L164/23 of 3/7/1996

⁴ O.J. No. L197/29 of 22/8/1995

³ O.J. No. L189/67 of 23/7/1994

² O.J. No. L211/1 of 23/8/1993

¹ O.J. No. L221/43 7/8/1986

1. (1) These Regulations may be cited as the European Communities (Pesticide Residues) (Foodstuffs of Animal Origin) (Amendment) Regulations, 2000.

(2) These Regulations shall come into operation on the 1st day of January 2001.

2. In these Regulations—

"the Principal Regulations" means the European Communities (Pesticide Residues) (Foodstuffs of Animal Origin) Regulations, 1999 (S.I. No. 180 of 1999).

"the Directive" means Council Directive 86/363/EEC of 24 July 1986¹, as amended by Council Directive 93/57/EEC of 29 June 1993², Council Directive 94/29/EC of 23 June 1994³, Council Directive 95/39/EC of 17 July 1995⁴ and the corrigenda to Council Directive 95/39/EC⁵, Council Directive 96/33/EC of 21 May 1996⁶, Council Directive 97/41/EC of 25 June 1997⁷, Commission Directive 97/71/EC of 15 December 1997⁸, Commission Directive 98/82/EC of 27 October 1998⁹, Commission Directive 1999/71/EC of 14 July 1999¹⁰ and Commission Directive 2000/24/EC of 28 April, 2000¹¹.

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² O.J. No. L211/1 of 23/8/1993

¹ O.J. No. L221/43 7/8/1986

3. Part A Annex II of the Principal Regulations is hereby amended as follows:

(a) by the addition of the following entry to Part A Annex II:

Maximum levels in mg/kg (ppm)

Pesticide residue

Of fat contained in meat, preparations of meat, offals and animal fats listed in Annex I within CN code Nos.0201,0202,0203,0204, 0205 00 00 0206, 0207, ex 0208, 0209 00, 0210, 1601 00 and 1602⁽¹⁾⁽⁴⁾

For cow's milk and whole cream cow's milk listed in Annex I under heading within CN code Nos. 0401, 0402, 0405 00, 0406 in accordance with⁽²⁾⁽⁴⁾

Of shelled fresh eggs, in birds' eggs and egg yokes listed in Annex I within CN code Nos. 0407 00 and 0408⁽³⁾⁽⁴⁾

Aramite

0.01^(*)

0.01^(*)

0.01^(*)

Chlorfenson

0.05^(*)

0.05^(*)

0.05^(*)

Chloroxuron

0.05^(*)

0.05^(*)

0.05^(*)

Chlorbenside

0.05^(*)

0.05^(*)

0.05^(*)

Methoxychlor

0.01^(*)

0.01^(*)

0.01^(*)

1.1-Dichloro-2.2-bis(4-ethyl-phenyl-)ethane

0.01^(*)

0.01^(*)

0.01^(*)

Barban

0.05^(*)

0.05^(*)

0.05^(*)

Chlorobenzilate

0.1^(*)

0.1^(*)

0.1^(*)

^(*) Indicates a lower limit of analytical determination

(2) In determining the residues in raw cow's milk and whole cream cow's milk, a fat content of 4% by weight should be taken as a basis.

— with a fat content of less than 2% by weight, the maximum level is taken as half that set for raw milk and whole cream milk.

— with a fat content of 2% or more by weight, the maximum level is expressed in mg/kg of fat. In such cases the maximum level is 25 times that set for raw milk and whole cream milk.

(4) Footnotes (1)(2) and (3) do not apply in cases where the lower limit of analytical determination is indicated.

(1) In the case of foodstuffs with a fat content of 10% or less by weight, the residue is related to the total weight of the boned foodstuff.

4. Part B Annex II of the Principal Regulations is hereby amended as follows:

(a) by the addition of the following entry to Part B Annex II:

Maximum levels in mg/kg (ppm)

Pesticide residue

Of meat, including fat, preparations of meat, offals and animal fats listed in Annex I within CN code Nos. 0201, 0202, 0203, 0204, 0205 00 00 0206, 0207, ex 0208, 0209 00, 0210, 1601 00 and 1602

For milk and Milk products listed in Annex I under heading within CN code Nos. 0401, 0402, 0405 00 and 0406

Of shelled fresh eggs, for birds' eggs and egg yolks listed in Annex I within CN code Nos. 0407 00 and 0408

Chlorbufam

0.05^(*)

0.05^(*)

0.05^(*)

Diallate

0.2^(*)

0.2^(*)

0.2^(*)

(*) Indicates lower limit of analytical determination

5. Annex 1, of the Principal Regulations is hereby amended by the replacement of the text in the column 'Description' which corresponds to CN code ex 0208 by the text 'Other meat and edible meat offal of domestic pigeons, domestic rabbits and game, fresh, chilled or frozen'.

6. Annex II, of the Principal Regulations is hereby amended by the replacement of the text 'ex 0201' in the tables in Parts A and B, in the column 'meat', by the text '0201'.

7. Annex II, of the Principal Regulations is hereby amended by the replacement of the value of 0.1 mg/kg for DDT in the table in Part A, in the column relating to birds' eggs and egg yolks, by the value 0.05 mg/kg.

L.S.

GIVEN under my Official Seal, this 15th day of December, 2000.

JOE WALSH,

Minister for Agriculture, Food and Rural Development.

EXPLANATORY NOTE.

(This note is not part of the Instrument and does not purport to be a legal interpretation.)

These Regulations amend existing regulations on the fixing of maximum levels of pesticide residues in and on foodstuffs of animal origin.