

[Subsidiary]

PESTICIDES (IMPORTATION) REGULATIONS

ARRANGEMENT OF REGULATIONS

REGULATION

1. Citation.
2. Interpretation.
3. Freight containers.
4. Documents necessary.
5. Warning marks.
6. Construction of packages.
7. Labelling and marking of packages.

SCHEDULE.

PESTICIDES (IMPORTATION) REGULATIONS

226/1987.

made under section 12

1. These Regulations may be cited as the Pesticides (Importation) Regulations. Citation.

2. In these Regulations— Interpretation.

“dry bulk container” means a freight container for the carriage of solids in bulk without packaging;

“freight container” includes a tank container but does not include a vehicle;

“hazard class” means the class assigned to a pesticide formulation by the Trinidad and Tobago Bureau of Standards or by the Pesticides and Toxic Chemicals Control Board after consultation with the said Bureau;

“package” means an article in which a pesticide is placed for storage, transport, or sale by wholesale or retail and includes a bag, barrel, bottle, box, can, case, carton, crate, cylinder, drum, flagon, flask, jerrican, net, pail, sack, or tank and packaging has the corresponding meaning;

“placard” means a label bearing a warning mark that is not less than 250 millimetres long and 250 millimetres wide;

“shipping carton” means a package in which several retail packages containing pesticides are placed, and used for storage, transport, or display in retail trade;

“warning mark” means a mark or symbol placed on a dry bulk container, package or carton to indicate that the contents are hazardous or need special precautions in handling.

3. (1) A person who imports pesticides into Trinidad and Tobago by a freight container shall do so only by means of a freight container that is designed, constructed, tested, and used in accordance with— Freight containers.

(a) International Standards;

(b) rules of the International Maritime Organisation;

L.R.O. 1/2009

LAWS OF TRINIDAD AND TOBAGO

MINISTRY OF LEGAL AFFAIRS

www.legalaffairs.gov.tt

42

Chap. 30:03

Pesticides and Toxic Chemicals

[Subsidiary]

Pesticides (Importation) Regulations

- (c) rules of the International Civil Aviation Organisation;
- (d) regulations or standards of the country of origin; or
- (e) relevant standards of the Trinidad and Tobago Bureau of Standards.

(2) The importer of a pesticide under this regulation shall as soon as he knows that the pesticide is ready for removal from the freight container give due notice to the Inspector, who shall as soon as possible thereafter examine the said container to determine whether it is contaminated.

(3) Where a freight container is found to be contaminated with a pesticide it shall be cleaned and decontaminated by the agent or importer to the satisfaction of the inspector who upon being satisfied that the container has been decontaminated shall issue to the importer or his agent a certificate of decontamination in the manner detailed in the Schedule.

Schedule.

(4) A person who does not comply with the requirements of subregulation (1) shall not be allowed to remove the pesticide from the container.

Documents necessary.

4. (1) Shipments of pesticides imported into or exported from Trinidad and Tobago shall be accompanied by documents printed in the English Language clearly stating—

- (a) the common name of the active ingredient of the pesticide;
- (b) the percentage of the active ingredient;
- (c) the hazard class of the pesticide formulation;
- (d) any other hazard associated with the cargo; and
- (e) remedial action to be taken in case of emergency.

(2) The documents referred to in subregulation (1) shall be delivered by the importer to the Port Authority or Airports Authority through which the cargo or shipment of pesticide passes at least forty-eight hours before its arrival or export, so that the relevant Authority may ensure that safe and appropriate methods of handling, transport and storage are being used.

5. (1) Every freight container used for the transportation or storage of a pesticide shall be clearly marked with the warning marks in accordance with subregulation (2) and including marks indicating whether the pesticide is a toxic hazard. Warning marks.

- (2) The warning marks used shall be in accordance with—
- (a) recommendations on the Transport of Dangerous Goods published by the United Nations;
 - (b) rules of the International Maritime Organisation for shipments by sea;
 - (c) rules of the International Civil Aviation Organisation for shipments by air;
 - (d) Appendix B of the Trinidad and Tobago Standard TTS 21 10 500 Part 8; or
 - (e) regulations or standards in foreign countries recognised as equivalent to or more stringent than the above,

and shall comply with such other written laws relating to transportation of dangerous materials.

6. Packages which are used for the import, export, transport, storage or sale of pesticides shall be designed, constructed, tested and used in accordance with— Construction of packages.

- (a) recommendations on the Transport of Dangerous Goods published by the United Nations; or
- (b) International Standards; or
- (c) rules of the International Maritime Organisation; or
- (d) rules of the International Civil Aviation Organisation; or
- (e) Trinidad and Tobago Standards; or
- (f) regulations or standards in foreign countries recognised as equivalent to or more stringent than the above.

Labelling and marking of packages.

7. (1) Packages other than shipping cartons and retail packages which contain a pesticide shall be labelled with—

- (a) the common name in English of the active ingredient of the pesticide;
- (b) the percentage of the active ingredient in the pesticide;
- (c) the appropriate warning marks in accordance with regulation 5(2);
- (d) a statement that the package should not be stored or transported in close proximity to food, feeds, or any substance intended for consumption by humans or animals.

(2) Shipping cartons and retail packages containing prepackaged pesticides for retail sale shall be labelled with—

- (a) the common name in English of the active ingredient of the pesticide;
- (b) the percentage of the active ingredient in the pesticide;
- (c) the hazard class of the pesticide or of the pesticide formulation;
- (d) the appropriate warning marks in accordance with regulation 5(2);
- (e) a statement that the carton should not be stored or transported in close proximity to food, feeds or any substance intended for consumption by humans or animals; and
- (f) instructions for proper storage.

SCHEDULE

[Regulation 3(4)].

**FORM OF CERTIFICATE OF DECONTAMINATION OF
FREIGHT CONTAINER**

I certify that, after inspection on (date)
the freight container bearing the identification marks:

(owner code)
(serial number)
(country code)
(other marks)

which had been contaminated has been
decontaminated to my satisfaction.

(Signature)

Inspected under the Pesticides and Toxic Chemicals Act.
