

Statutory Instrument 1999 No. 1109

The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) (Amendment) Regulations 1999

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STATUTORY INSTRUMENTS

1999 No. 1109

AGRICULTURE

PESTICIDES

The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) (Amendment) Regulations 1999

<i>Made</i>	<i>8th April 1999</i>
<i>Laid before Parliament</i>	<i>12th April 1999</i>
<i>Coming into force</i>	<i>1st August 1999</i>

The Minister of Agriculture, Fisheries and Food and the Secretary of State, being Ministers designated[1] for the purposes of section 2(2) of the European Communities Act 1972[2] in relation to the common agricultural policy of the European Community, acting jointly in exercise of the powers conferred on them by the said section 2(2), and of all other powers enabling them in that behalf, hereby make the following Regulations:

Title, commencement and interpretation

1. - (1) These Regulations may be cited as the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) (Amendment) Regulations 1999 and shall come into force on 1st August 1999.

(2) In these Regulations "the principal Regulations" means the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) Regulations 1994[3].

Amendment of the principal Regulations

2. The principal Regulations shall be amended in accordance with regulations 3 to 7 of these Regulations.

3. In Schedule 1 to the principal Regulations, there shall be inserted-

(a) in column 1 in their appropriate alphabetically ordered positions the pesticides stated in column 1 of Schedule 1 to these Regulations; and

(b) in relation to each such pesticide, in column 2 the residues stated in column 2 of Schedule 1 to these Regulations opposite that pesticide.

4. In Part 1 of Schedule 2 to the principal Regulations, all of the references to the maximum levels of the pesticides listed in column 1 of Schedule 2 to these Regulations per kilogramme of the individual products or group of products stated opposite each such pesticide in column 2 of that Schedule, shall be deleted from that Part.

5. In Part 2 of Schedule 2 to the principal Regulations there shall be inserted, in the appropriate place to preserve the alphabetical ordering from left to right, references to each pesticide stated at the head of a column in Schedule 3 to these Regulations together with the figure stated below the statement of that pesticide so that those figures will appear opposite the references to the product "TEA" in Part 2 of Schedule 2 to the principal Regulations as they appear opposite the reference to that product in Schedule 3 to these Regulations.

6. The maximum levels of pesticides per kilogramme of an individual product stated opposite the name of each product in Schedule 4 to these Regulations shall be substituted for the corresponding maximum levels specified for each of those products in Part 2 of Schedule 2 to the principal Regulations.

7. In column 2 of Schedule 3 to the principal Regulations-

(a) additional references to the products "Olives (table consumption)<Picture: dagger>" and "Olives (oil extract)<Picture: dagger>" shall be inserted after the reference to the product "Olives<Picture: dagger>" in that column; and

(b) additional references to the products "Sunflower seed (with shell)" and "Sunflower seed (without shell)" shall be inserted after the reference to the product "Sunflower seed*" in that column.

Jeff Rooker
Minister of State, Ministry of Agriculture, Fisheries and Food

1st April 1999

Sam Galbraith
Parliamentary Under Secretary of State, Scottish Office

8th April 1999

SCHEDULE 1

Regulation 3

Column 1
Pesticide
Biphenthrin
Monocrotophos
Propargite
Phosmet
Quinalphos

Column 2
Residues
Biphenthrin
Monocrotophos
Propargite
Phosmet
Quinalphos

SCHEDULE 2

Regulation 4

Column 1 ,
Pesticide
Chlorpyrifos methyl

Carbendazim

Column 2
Group of products/individual product
Cereals

Apricots, Cherries, Peaches, Plums,
Table grapes, Wine grapes, Currants (red,
black and white), Onions, Tomatoes,
Cucumbers, Brussels sprouts, Lettuce,
Celery, Potatoes

SCHEDULE 3

Regulation 5

Group Groups include the following products

to which
food

belongs Biphenthrin Cypermethrin Dichlorvos Dicofof Fenitrothion Fenvalerate Malathion Monocrotophos TEA(dried leaves and stalks, fermented or otherwise, Camellia sinensis)50.50.1*1200.5100.50.1*

Group to which food belongs Groups include the following products Permethrin Phosmet Phoxim Propargite Quinalphos TEA(dried leaves and stalks, fermented or otherwise, Camellia sinensis)20.1*0.1*52

SCHEDULE 4

Regulation 6

Group to which food belongs Groups include the following products Acephate Carbendazim Chlorothalonil Chlorpyrifos Chlorpyrifos methyl Cypermethrin Deltamethrin

1. Fruit, fresh, dried or uncooked, preserved by freezing not containing added sugar:nutsi)
CITRUS FRUIT

Lemons 0.20.3 Mandarins (inc clementines & similar hybrids) 21 Oranges 0.5 ii)
POME FRUIT

Apples1 1 Pears1 1 Quinces1 1 Others1 1 iii) STONE FRUIT

Apricots 11 Cherries 0.1*0.01*0.3 Peaches (incl nectarines & similar hybrids)0.2110.20.5 Plums20.5 iv) BERRIES AND SMALL FRUIT

a)Table & wine grapes Table grapes 2 Wine grapes 23 b)Strawberries (other than wild) 3 0.05* c)Cane Fruit (other than wild) Blackberries 0.1*100.5 0.5 Dewberries 0.1*100.05* 0.05* Loganberries 0.1*100.05* 0.05* Raspberries 0.1*100.5 0.5 Others 0.1*100.05* 0.05*d)Other small fruit & berries (other than wild) Cranberries 0.05* Currants (red, black & white) 0.1*101 Gooseberries 0.1*101 v) MISCELLANEOUS FRUIT

Bananas 0.23 Figs 0.05*2. Vegetables, fresh or uncooked, frozen or dryi) ROOT AND TUBER VEGETABLES

Carrots 0.1*1 Celeriac 0.1*0.5 Radishes 0.2 Salsify 0.1* Swedes 0.1* Turnips 0.1* ii) BULB VEGETABLES

Onions 0.1* 0.2 Spring onions 5 0.05*0.1iii) FRUITING VEGETABLES

a)Solanacea Tomatoes 0.5 Peppers0.02*0.1* Aubergines0.5 b)Curcubits - edible peel Cucumbers0.02*0.5 Gherkins 0.1*5 Courgettes 0.01* Others 0.01* c)Curcubits - inedible peel Melons 1 0.2 Squashes 1 0.2 Watermelons 1 0.2 Others 1 0.2 d)Sweet corn 0.05*iv) BRASSICA VEGETABLES

a) Flowering

Brassicas Broccoli 20.1*30.05* Cauliflower 20.1*30.05* Others 20.1*30.05* b) Head
Brassicas Brussels sprouts 0.5 0.05* Head cabbage 331 Others 3 0.05* c) Leafy
Brassicas Chinese
cabbage 0.02* 0.01*0.5 Kale 0.02* 0.01*0.05* Others 0.02* 0.01*0.05* v) LEAF
VEGETABLES AND FRESH HERBS

a) Lettuce & similar Cress 0.1* Lamb's
lettuce 0.1* 0.05* Lettuce 5 Scarole 0.1* 0.05* Others 0.1* b) Spinach &
similar Spinach 0.1* Others 0.1*0.01*0.05*0.05*0.50.5c) Witloof 0.05*0.05*d) Her
bs Chervil 50.05* Chives 50.05* Parsley 50.05* Celery
leaves 50.05* Others 50.05* vi) LEGUME VEGETABLES (fresh)

Beans (with pods) 30.1*0.01*0.05* Beans (without
pods) 0.02*0.1*0.050.05* 0.05*0.05* Peas (with pods) 30.1* 0.05* 0.5 Peas (without
pods) 0.02*0.1*0.01*0.05* 0.05* Others 0.1* 0.05* vii) STEM VEGETABLES

Asparagus 0.05* Cardoons 0.05* Celery 2100.05* 0.05* Fennel 0.05* Globe
artichokes 0.2 10.05*20.1 Leeks 0.02* 100.05* 0.2 Rhubarb 0.05* Others 0.05* viii)
FUNGI

a) Cultivated mushrooms 2 3.

PULSES Beans 0.02*2 Lentils 0.05* Peas 0.02*0.1* 0.05* 4.
OILSEEDS Peanuts 0.05 Rape seed 0.05* 5. POTATOES Early potatoes 3 Ware
potatoes 3 0.56. HOPS (dried) including hop pellets & unconcentrated powder 0.1* 50 7.
CEREALS Wheat 30.05* Rye 30.05* Barley 0.1* 0.230.2 Sorghum 3 Oats 30.2 Tr
iticale 3 Maize 3 Buckwheat 3 Millet 3 Rice (1) 3 Other cereals (2) 3 8.
PRODUCTS OF ANIMAL ORIGIN Meat, fat & preparations of meat (3) 0.05* (5)
Group to which food belongs Groups include the following products Fenvalerate Glyphosate
Imazalil Iprodione Maneb, mancozeb, metiram, propineb, zineb Methamidophos Permethrin
1. Fruit, fresh, dried or uncooked, preserved by freezing not containing added sugar:nutsi)
CITRUS FRUIT

Grapefruit 0.05* 5 Lemons 0.05* 55 Limes 0.05* 5 Mandarins (inc clementines &
similar hybrids) 0.05* 25 Oranges 0.05* 5 Pomelos 0.05* 5 Others 0.05* 5 ii) TREE
NUTS (shelled or unshelled)

Hazelnuts 0.2 iii) POME FRUIT

Apples 30.05 Pears 30.05 Quinces 30.05 Others 30.05 iv) STONE FRUIT

Apricots 0.05* 0.1 Peaches (incl nectarines & similar
hybrids) 0.05* 0.05 Plums 0.3 Others 0.01* v) BERRIES AND SMALL FRUIT

a) Strawberries (other than wild) 0.02* 1b) Cane Fruit (other than
wild) Dewberries 0.05* Other small fruit & berries (other than wild) c) Currants
(red, black & white) 5 Gooseberries 5 vi) MISCELLANEOUS FRUIT

Bananas 3 Olives (table consumption) 0.1* Olives (oil extract) 2 2. Vegetables,
fresh or uncooked, frozen or dryi) ROOT AND TUBER VEGETABLES

Beetroot 0.5 Carrots 0.30.2 Horseradish 0.1 Parsnips 0.10.05* Radishes 0.3
0.2 Salsify 0.2 ii) BULB VEGETABLES

Onions 0.05* Shallots 0.05* Spring onions 30.05* 0.05*iii) FRUITING
VEGETABLES

a)Solanacea Tomatoes 0.5 3 Peppers 0.01* b)Curcubits - edible
peel Gherkins 2 Courgettes 2 c)Curcubits - inedible
peel Melons 20.30.5 Squashes 0.5 Watermelons 0.5 Others 0.5 iv) BRASSICA
VEGETABLES

a)Flowering
Brassicas Broccoli 0.0510.5 Cauliflower 0.0510.5 Others 0.0510.5 b)Head
Brassicas Brussels sprouts0.05* 0.51 0.05* Head
cabbage0.05* 1 1 Others0.05* 1 0.05*c)Leafy Brassicas Chinese
cabbage 50.5 Kale0.05* 0.02*0.5 Others 0.02*0.5 d)Kohlrabi0.05* 0.1* v) LEAF
VEGETABLES AND FRESH HERBS

a)Spinach &
similar Others0.05*0.1*0.02*0.02*0.05* 1b)Watercress 0.3 c)Witloof 2 vi)
LEGUME VEGETABLES (fresh)

Beans (with pods)0.05* 510.5 Beans (without pods)0.05* 0.02*0.10.01* Peas (with
pods)0.05* 110.5 Peas (without pods)0.05* 0.20.10.01* Others0.05* 0.05* vii) STEM
VEGETABLES

Celery 0.5 Fennel 0.02* Globe artichokes 0.1 Leeks 30.01* 3.
PULSES Beans0.05*2 0.05*0.01* Lentils0.05* 0.05* Peas0.05*3 0.05*0.01* Others0.0
5* 0.05* 4. OILSEEDS Linseed 0.1 Rape seed 0.5 Mustard seed 10.02* 5.
CEREALS Wheat 1 Rye0.05* 1 Barley0.2 12 Sorghum 20 0.05* Oats0.2 2 Tritica
le0.05* 0.05* Buckwheat 0.05* Millet 0.05* Rice (1) 3 Other cereals
(2) 0.05* 6. PRODUCTS OF ANIMAL ORIGIN Meat, fat &0.05* (5) preparations of
meat (3)0.5 (6) Eggs (4)0.05*
Group to which food belongs Groups include the following products Procymidone
Vinclozolin 1. Fruit, fresh, dried or uncooked, preserved by freezing not containing added
sugar:nutsi) POME FRUIT

Pears1 ii) STONE FRUIT

Apricots2 Cherries0.02* Peaches (incl nectarines & similar
hybrids)2 Plums22 Others2 v) BERRIES AND SMALL FRUIT

a)Other small fruit & berries (other than wild) Currants (red, black & white) 10vi)
MISCELLANEOUS FRUIT

Kiwi fruit 102. Vegetables, fresh or uncooked, frozen or dryi) ROOT AND TUBER
VEGETABLES

Carrots 0.5 Horseradish 0.05* Radishes 0.05* Swedes 0.05*ii) LEAF VEGETABLES AND FRESH HERBS

a)Spinach & similar Others0.02* b)Witloof2 iii) LEGUME VEGETABLES (fresh)

Beans (without pods)0.02*0.5 Peas (with pods)1 Peas (without pods)0.30.3iv) STEM VEGETABLES

Celery 0.05*3.

PULSES Beans0.02*0.5 Lentils0.02*0.05* Peas0.20.5 Others0.02*0.05*Units: Maximum residue levels (MRLs) are expressed in milligrams of residue per kilogram of foodKey:1 Level at or about the limit of determinationFOOTNOTES:1.Paddy or rough rice, husked rice and semi-milled or wholly milled rice2.Other cereals do not include rice3.Levels are measured on fat, except in the case of foods with a fat content of 10% or less by weight. In these cases the residue is related to the total weight of the boned foodstuff and the MRL is one tenth of the value given in the table, but must be no less than 0.01 mg/kg4.Birds' eggs in shell (other than eggs for hatching) and whole egg products and egg yolk products (whether fresh, dried or otherwise prepared)5.Poultrymeat only6.Other meat products

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations, which do not extend to Northern Ireland, are made under section 2(2) of the European Communities Act 1972 and amend the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) Regulations 1994 ("the principal Regulations") (S.I. 1994/1985, amended by S.I. 1995/1483, 1996/1487, 1997/567 and 1998/2922).

The Regulations specify maximum levels of pesticide residues which may be left in crops, food and feeding stuffs in implementation of Commission Directive 98/82/EC (OJ No. L290, 29.10.98, p. 25) which sets for the first time Community maximum residue levels for the particular pesticides which may be left in tea (regulations 3 and 5 and Schedules 1 and 3) and replaces Community maximum residue levels which have been set previously (regulation 6 and Schedule 4).

Additionally, the Regulations remove certain maximum levels which were included in Part I of Schedule 2 to the principal Regulations by virtue of powers contained in the Food and Environment Protection Act 1985 and which have been replaced by the Community maximum residue levels now included in Part 2 of that Schedule (regulation 4 and Schedule 2).

The Regulations also amend Schedule 3 to the principal Regulations by introducing new sub-categories for olives and sunflower seeds, which are listed as products in that Schedule, to reflect the categories specified in Directive 98/82/EC (regulation 7).

Maximum levels in these Regulations which are followed by * will, when inserted into Part 2 of Schedule 2 to the principal Regulations, connect with the explanation of that symbol given there.

Additionally, references in regulation 7 to <Picture: dagger> or * will, when inserted into Schedule 3 to the principal Regulations, connect with the explanations of those symbols given there.

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Notes:

[1] S.I. 1972/1811.back

[2] 1972 c. 68.back

[3] S.I. 1994/1985, amended by S.I. 1995/1483, 1996/1487, 1997/567 and 1998/2922.back