

Statutory Instrument 2005 No. 1725

**The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff)s  
(England and Wales) (Amendment) (No. 2) Regulations 2005**

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STATUTORY INSTRUMENTS

**2005 No. 1725**

**AGRICULTURE, ENGLAND AND WALES**

**PESTICIDES, ENGLAND AND WALES**

The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff)s  
(England and Wales) (Amendment) (No. 2) Regulations 2005

<i>Made</i>	<i>28th June 2005</i>
<i>Laid before Parliament</i>	<i>30th June 2005</i>
<i>Coming into force</i>	<i>22nd July 2005</i>

The Secretary of State for Environment, Food and Rural Affairs and the National Assembly for Wales being 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 (the National Assembly for Wales acting in relation to Wales only), in exercise of the powers conferred upon them by that section, hereby make the following Regulations:

#### **Title, extent and commencement**

1. These Regulations may be cited as the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) (England and Wales) (Amendment) (No. 2) Regulations 2005, extend to England and Wales and come into force on 22nd July 2005.

#### **Amendment to the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) (England and Wales) Regulations 1999**

2. —(1) The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) (England and Wales) Regulations 1999[3] shall be amended in accordance with this regulation.

(2) In regulation 2(1), for the definition of the Residues Directives there shall be substituted the following definition:

"the Residues Directives" means Council Directive 86/362/EEC[4], Council Directive 86/363/EEC[5] and Council Directive 90/642/EEC[6], in each case amended as at the date of the making of the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) (England and Wales) (Amendment) (No. 2) Regulations 2005."

(3) In Schedule 1, for the entries for Metalaxyl and Metalaxyl—M there shall be substituted the following entries:

<i>Column 1</i>	<i>Column 2</i>
<i>Pesticide</i>	<i>Residues</i>
Metalaxyl	(1) for products of plant origin other than cereals: metalaxyl including other mixtures of constituent isomers including metalaxyl—m (sum of isomers)
	(2) for cereals and foodstuffs of animal origin: metalaxyl
Metalaxyl—M	for cereals: metalaxyl—m

(4) In Part 2 of Schedule 2 for the columns of maximum permitted levels for residues of the pesticides Azoxystrobin, Fenhexamid, Fenpropimorph, Iprovalicarb, Maneb Mancozeb Metiram Propineb Zineb, Metalaxyl, Metalaxyl—M, Methomyl thiodicarb, Myclobutanil and Penconazole there shall be substituted the columns of maximum permitted levels for residues of those pesticides as specified in the Schedule to these Regulations.

*D. Elis-Thomas*

Presiding Officer National Assembly for Wales

28th June 2005

*Bach*

Parliamentary Under Secretary of State Department for Environment, Food and Rural Affairs

27th June 2005

## SCHEDULE

Regulation 2(4)

(omitted)

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### EXPLANATORY NOTE

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

These Regulations which extend to England and Wales, are made under section 2(2) of the European Communities Act 1972 and further amend the provisions of the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) (England and Wales) Regulations 1999 (S.I. 1999/3483).

The Regulations implement Commission Directive 2004/115/EC (OJ No. L374, 22.12.2004, p.64).

The definition of "the Residues Directives" is updated (regulation 2(2)).

In Schedule 1, which identifies the substances residues of which are taken into account in the measuring of residue levels for each pesticide, the residues for the pesticides Metalaxyl and Metalaxyl—M are replaced (regulation 2(3)).

New maximum residue levels are substituted in Part 2 of Schedule 2 for residues of the pesticides Azoxystrobin, Fenhexamid, Fenpropimorph, Iprovalicarb, Maneb, Mancozeb, Metiram, Propineb, Zineb, Metalaxyl, Metalaxyl—M, Methomyl, thiodicarb, Myclobutanil and Penconazole (regulation 2(4)).

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#### *Notes:*

[1] S.I. 1972/1811 and, in the case of the National Assembly for Wales, S.I. 1999/2788.back

[2] 1972 c. 68.back

[3] S.I. 1999/3483, amended by S.I. 2001/1113, S.I. 2001/2420, S.I. 2001/3834, S.I. 2002/1767, S.I. 2002/2723, S.I. 2003/661, S.I. 2003/2591, S.I. 2004/676, S.I. 2004/1393 and S.I. 2005/432.back

[4] OJ No. L221, 7.8.86, p. 37. The last amending instrument is Commission Directive 2004/61/EC (OJ No. L127, 29.4.2004, p. 81).back

[5] OJ No. L221, 7.8.86, p. 43. The last amending instrument is Commission Directive 2004/61/EC (OJ No. L127, 29.4.2004, p. 81).back

[6] OJ No. L350, 14.12.90, p. 71. The last amending instrument is Commission Directive 2004/115/EC (OJ No. L374, 22.12.2004, p. 64).back