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STATUTORY RULES OF NORTHERN IRELAND

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**2003 No. 435**

**AGRICULTURE  
PESTICIDES**

**Pesticides (Maximum Residue Levels in  
Crops, Food and Feeding Stuff) (Amendment)  
(No. 3) Regulations (Northern Ireland) 2003**

*Made* - - - - *7th October 2003*  
*Coming into operation* *24th October 2003*

The Department of Agriculture and Rural Development, being a Department designated<sup>(1)</sup> for the purposes of section 2(2) of the European Communities Act 1972<sup>(2)</sup> in relation to the common agricultural policy of the European Community, in exercise of the powers conferred on it by the said section 2(2) and of every other power enabling it in that behalf, hereby makes the following Regulations:

**Citation, commencement and interpretation**

1.—(1) These Regulations may be cited as the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) (Amendment) (No. 3) Regulations (Northern Ireland) 2003 and shall come into operation on 24th October 2003.

(2) The Interpretation Act (Northern Ireland) 1954<sup>(3)</sup> shall apply to these Regulations as it applies to an Act of the Northern Ireland Assembly.

**Amendment to the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) Regulations (Northern Ireland) 2002**

2.—(1) The Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) Regulations (Northern Ireland) 2002<sup>(4)</sup> 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:

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(1) S.I. 2000/2812

(2) 1972 c. 68

(3) 1954 c. 33 (N.I.)

(4) S.R. 2002 No. 20 as amended by S.R. 2002 No. 27, S.R. 2002 No. 250, S.R. 2003 No. 123 and S.R. 2003 No. 379

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““the Residues Directives” means Council Directive [86/362/EEC\(5\)](#), Council Directive [86/363/EEC\(6\)](#) and Council Directive [90/642/EEC\(7\)](#), in each case amended as at the date of the making of the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuff) (Amendment) (No. 3) Regulations (Northern Ireland) 2003.”.

(3) In Schedule 1 there shall be inserted at the appropriate places in Columns 1 and 2 the following entries (with the entries for Amitrole replacing those in relation to which the term ‘Aminotriazole’ appears in Column 1):

Column 1 <i>Pesticide</i>	Column 2 <i>Residues</i>
Acibenzolar-S-methyl	acibenzolar-S-methyl
Amitrole	amitrole
Chlorfenapyr	chlorfenapyr
Cinidon-ethyl	cinidon-ethyl (sum of cinidon-ethyl and its E-isomer)
Cyclanilide	cyclanilide
Cyhalofop butyl	cyhalofop butyl (sum of cyhalofop butyl and its free acids)
Diquat	diquat
Ethofumesate	ethofumesate (sum of ethofumesate and the metabolite 2,3-dihydro-3,3-dimethyl-2-oxo-benzofuran-5-yl methane sulphonate expressed as ethofumesate)
Famoxadone	famoxadone
Fenhexamid	fenhexamid
Fentin acetate	fentin acetate
Fentin hydroxide	fentin hydroxide
Florasulam	florasulam
Flumioxazine	flumioxazine
Iprovalicarb	iprovalicarb
Isoproturon	isoproturon
Metalaxyl-M	(1) For cereals – metalaxyl-M (2) For other products – metalaxyl-M including other mixtures of constituent isomers (sum of isomers)
Picolinafen	picolinafen
Prosulfuron	prosulfuron

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(5) O.J. No. L221, 7.8.86, p. 37. The last amending instrument is Commission Directive [2003/62/EC](#) (O.J. No. L154, 21.6.2003, p. 70)

(6) O.J. No. L221, 7.8.86, p. 43. The last amending instrument is Commission Directive [2003/60/EC](#) (O.J. No. L155, 24.6.2003, p. 15)

(7) O.J. No. L350, 14.12.90, p. 71. The last amending instrument is Commission Directive [2003/69/EC](#) (O.J. No. L175, 15.7.2003, p. 37)

Column 1 <i>Pesticide</i>	Column 2 <i>Residues</i>
Pyraflufen-ethyl	pyraflufen-ethyl
Sulfosulfuron	sulfosulfuron

- (4) In Part I of Schedule 2 the column relating to Omethoate shall be deleted.
- (5) In Part II of Schedule 2 the maximum residue levels shall be substituted as follows –
- (a) for mg/kg of Chloromequat on pears delete “0.5” and insert “0.3”;
  - (b) for mg/kg of Dimethoate on tea (dried leaves and stalks, fermented or otherwise, *Camillia sinensis*) delete “0.2”;
  - (c) for mg/kg of Kresoxim-methyl on strawberries (other than wild) delete “0.2” and insert “1”;
  - (d) for mg/kg of Maneb Mancozeb Metiram Propineb and Zineb on radishes delete “0.2” and insert “2”, and on spring onions delete “0.05\*” and insert “1”.
- (6) In Part II of Schedule 2 –
- (a) there shall be inserted, in the appropriate place to preserve the alphabetical ordering from left to right, columns of maximum permitted levels for residues of the pesticides Acibenzolar-S-methyl, Chlorfenapyr, Cinidon-ethyl, Cyclanilide, Cyhalofop butyl, Diquat, Ethofumesate, Famoxadone, Fenhexamid, Fentin acetate, Fentin hydroxide, Florasulam, Flumioxazine, Iprovalicarb, Isoproturon, Metalaxyl-M, Picolinafen, Prosulfuron, Pyraflufen-ethyl and Sulfosulfuron as specified in the Schedule to these Regulations;
  - (b) for the columns relating to the pesticides Aminotriazole (Amitrole), Azoxystrobin, Clofentezine, Hexaconazole, Lambda-cyhalothrin, Myclobutanil and Prochloraz, there shall be substituted the columns of maximum permitted levels for residues of those pesticides as specified in the Schedule to these Regulations (with the heading ‘Aminotriazole (Amitrole)’ being replaced by the heading ‘Amitrole’); and
  - (c) the column the heading of which is so replaced shall be moved to preserve the alphabetical ordering.

Sealed with the Official Seal of the Department of Agriculture and Rural Development on 7th October 2003.

L.S.

*D. Small*  
A senior officer of the  
Department of Agriculture and Rural  
Development





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Group to include	Active ingredients	Chemical name	Application	Residue limit	Expiry date
whittle methyl	1	ethyl	Applying	0.05*	2004
following	July	butyl	from	0.05*	2004
belonging	2004	acephate	from	1	2004
		cyfluthrin	from	1	2004
		ethion	from	1	2004
		fenitrothion	from	1	2004
		malathion	from	1	2004
		methidathion	from	1	2004
		phosphamidon	from	1	2004
		terbufos	from	1	2004
		trifluralin	from	1	2004
		zinc phosphite	from	1	2004

Curd (red, black & white)  
 Gooseberries  
 Other berries & wild fruit

(vi) MISCELLANEOUS FRUIT

Avoocado  
 Banana  
 Dates  
 Fig  
 Kiwifruit  
 Kumquat  
 Litchi  
 Mango  
 Olive (table consumption)  
 Olive (oil extract)  
 Papaya  
 Passion fruit  
 Pineapple  
 Pomegranate  
 Other

2. Vegetables, fresh or uncooked, frozen or dry

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Group to include	Acidic	Alkalies	Grasses	Cereals	Legumes	Vegetables	Fruit	Spices	Herbs	Others
whittle	methyl	1	July	2004	1	1	July	2004		

(i) ROOT AND TUBER VEGETABLES

- Beetroots
- Carrots
- Celery
- Horseradish
- Jerusalem artichokes
- Parsnips
- Parsnips root
- Radishes
- Salsify
- Sweet potatoes
- Sweet potatoes
- Turmeric
- Yarbs
- Others

(ii) BULB VEGETABLES

- Garlic
- Onions
- Shallots
- Spring onions
- Others

(iii) FRUITING VEGETABLES

(a) (a) Solanacea

- Tomatoes
- Peppers
- Chilli peppers
- Aubergines

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Group to include	Acidic	Alkalies	Crude	Other	Others	Others	Others	Others	Others	Others	Others	Others
whittle	from	1	July	2004								
food following												
belonging to												

Other... (b) Cucurbits-edible peel

(b) Cucurbits-edible peel

Cucurbit... 0.05...

Gherkin... 0.05...

Courgette... 0.05...

Other... 0.05...

(c) Cucurbits-inedible peel

Melon... 0.05...

Squash... 0.05...

Watermelon... 0.05...

Other... 0.05...

Other... corn

(iv) BRASSICA VEGETABLES

(a) Flowering Brassicas

Broccoli... 0.05...

Cauliflower... 0.05...

Other... 0.05...

(b) Head Brassicas

Brussels sprouts... 0.05...

Head cabbage... 0.05...

Other... 0.05...

(c) Leafy Brassicas

Chinese cabbage... 0.02...

Kale... 0.20...

Other... 0.02...

(v) LEAF VEGETABLES AND FRESH HERBS

(a) Lettuce & similar



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Group to include	Acidic	Alkalies	Chlorophyll	Citrus	Cucurbit	Leafy	Root	Stem	Flower	Fruit	Seed	Other	Application	Effective Date
to include	from	methyl	ethyl	butyl	acetate	oxide	cyhalothrin	ethyl						
whittle	1													
following	July													
belonging	2004													
Creas	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05
Lar	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05
lettuce														
Let	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05
Sca	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05
Other	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05
(b)	(b)	Spinach & similar												
Spinach	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05
Beet	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05
leaves														
(chard)														
Other	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05
	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05
	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05
(e)	(e)	Herbs												
Cher	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05
Chi	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05
Par	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05
Cel	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05
leaves														
Other	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05
(vi)	LEGUME VEGETABLES (fresh)													
Bea	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05
(with														
Pods)														
Bea	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05
(without														
Pods)														
Pea	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05
(with														
Pods)														
Pea	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05	0.05
(without														
Pods)														







principal Regulations. The previous column headed ‘Aminotriazole (Amitrole)’ is replaced by ‘Amitrole’ (regulation 2(6)).

Regulation 2(3) adds the names of further pesticide residue substances to Schedule 1 which specifies the substances used to assess residues.

In completion of the implementation of Commission Directive [2002/71/EC](#), these Regulations remove pesticide residues for Omethoate, that had previously been set nationally by virtue of powers contained in the Food and Environment Protection Act 1985, from the list contained in Part I to Schedule 2 of the principal Regulations as they have been replaced by Community levels for Dimethoate (regulation 2(4)).

Other minor alterations to implement changes of pesticide residue for other pesticides, namely Chloromequat, Dimethoate, Kresoxim-methyl and Maneb Mancozeb Metiram Propineb Zineb, are made to specified products in regulation 2(5).

The definition of “the Residues Directives” is updated to take account of the Directives being implemented (regulation 2(2)).