



# Pesticides Act 1998

## 1998 CHAPTER 26

### 1 Regulation of pesticides.

- (1) Section 16 of the <sup>M1</sup>Food and Environment Protection Act 1985 is amended as set out in subsections (2) to (4).
- (2) In subsection (2)(g) (power by regulations to provide for seizure by Minister of pesticides in case of breach of prohibition or condition)—
  - (a) after “the Ministers”, insert “ and any local authority ”; and
  - (b) after “the Minister”, insert “ or local authority ”.
- (3) In subsection (2), for paragraph (j) (provision of information to public) substitute—
  - “(j) provide for information to be made available to the public, subject to—
    - (i) any condition that the Ministers consider appropriate; and
    - (ii) payment of such amount as the Ministers may, with the consent of the Treasury, determine as representing the cost reasonably attributable to the supply of the information;”.
- (4) After subsection (2), insert—
  - “(2A) In subsection (2)—
    - (a) in paragraph (g), “local authority” has the same meaning as in section 19; and
    - (b) in paragraph (j), “information” means any information which has been supplied to a government department or other authority at any time for the purposes of, or otherwise in connection with—
      - (i) any provision made by or under this section;
      - (ii) the United Kingdom Pesticides Safety Precautions Scheme; or
      - (iii) the Agricultural Chemicals Approval Scheme.”
- (5) In section 25 (application to Northern Ireland), after subsection (2) insert—

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**Changes to legislation:** There are currently no known outstanding effects  
for the Pesticides Act 1998, Section 1. (See end of Document for details)

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“(2A) In the application of section 16 as respects transferred matters in Northern Ireland, for subsection (6) of section 16 substitute—

“(“) Regulations—

- (a) if contained in a statutory rule which includes any regulations made under section 2(2) of the <sup>M2</sup>European Communities Act 1972, shall be subject to negative resolution within the meaning of section 41(6) of the <sup>M3</sup>Interpretation Act Northern Ireland) 1954;
  - (b) in any other case, shall not be made unless a draft of them has been laid before and approved by resolution of the Northern Ireland Assembly.
- ”.”

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**Marginal Citations**

**M1** 1985 c. 48.

**M2** 1972 c. 68.

**M3** 1954 c. 33 (N.I.).

**Changes to legislation:**

There are currently no known outstanding effects for the Pesticides Act 1998, Section 1.