

Regulation (EC) No 1107/2009 of the European Parliament and of the Council
of 21 October 2009 concerning the placing of plant protection products on
the market and repealing Council Directives 79/117/EEC and 91/414/EEC

CHAPTER VII

**PACKAGING, LABELLING AND ADVERTISING OF
PLANT PROTECTION PRODUCTS AND ADJUVANTS**

Article 64

Packaging and presentation

- 1 Plant protection products and adjuvants that may be mistaken for food, drink or feed shall be packaged in such a way as to minimise the likelihood of such a mistake being made.
- 2 Plant protection products and adjuvants available to the general public that may be mistaken for food, drink or feed shall contain components to discourage or prevent their consumption.
- 3 [^{F1}Article 35 of Regulation (EC) No 1272/2008 of the European Parliament and of the Council] shall also apply to plant protection products and adjuvants not covered by that [^{F2}Regulation].

Textual Amendments

- F1** Words in Art. 64(3) substituted (31.12.2020) by [The Plant Protection Products \(Miscellaneous Amendments\) \(EU Exit\) Regulations 2019 \(S.I. 2019/556\)](#), regs. 1(1), **9(2)(a)** (with Sch. 1); 2020 c. 1, Sch. 5 para. 1(1)
- F2** Word in Art. 64(3) substituted (31.12.2020) by [The Plant Protection Products \(Miscellaneous Amendments\) \(EU Exit\) Regulations 2019 \(S.I. 2019/556\)](#), regs. 1(1), **9(2)(b)** (with Sch. 1); 2020 c. 1, Sch. 5 para. 1(1)

Article 65

Labelling

- [^{F31} The labelling of plant protection products must include—
- a the classification, labelling and packaging requirements of Regulation (EC) No 1272/2008 of the European Parliament and of the Council, and
 - b any requirements contained in regulations made under paragraph 1A which apply in relation to the constituent territory in which the product is to be placed on the market or used.
- 1A The appropriate authority may, by regulations, specify additional requirements for the labelling of plant protection products, including (but not limited to) standard phrases for special risks and safety precautions which supplement the phrases provided for in Regulation (EC) No 1272/2008 of the European Parliament and of the Council.]

Changes to legislation: There are currently no known outstanding effects for the Regulation (EC) No 1107/2009 of the European Parliament and of the Council, CHAPTER VII. (See end of Document for details)

2 [F4A competent authority] may require samples or mock-ups of the packaging and drafts of labels and leaflets to be submitted before the authorisation is granted.

F53

Textual Amendments

F3 Art. 65(1)(1A) substituted for Art. 65(1) (31.12.2020) by The Plant Protection Products (Miscellaneous Amendments) (EU Exit) Regulations 2019 (S.I. 2019/556), regs. 1(1), 9(3)(a) (with Sch. 1); 2020 c. 1, Sch. 5 para. 1(1)

F4 Words in Art. 65(2) substituted (31.12.2020) by The Plant Protection Products (Miscellaneous Amendments) (EU Exit) Regulations 2019 (S.I. 2019/556), regs. 1(1), 9(3)(b) (with Sch. 1); 2020 c. 1, Sch. 5 para. 1(1)

F5 Art. 65(3) omitted (31.12.2020) by virtue of The Plant Protection Products (Miscellaneous Amendments) (EU Exit) Regulations 2019 (S.I. 2019/556), regs. 1(1), 9(3)(c) (with Sch. 1); 2020 c. 1, Sch. 5 para. 1(1)

Article 66

Advertising

1 Plant protection products which are not authorised shall not be advertised. Every advertisement for a plant protection product shall be accompanied by the sentences ‘Use plant protection products safely. Always read the label and product information before use’. These sentences shall be easily legible and clearly distinguishable in relation to the whole advertisement. The words ‘plant protection products’ may be replaced by a more precise description of the product-type, such as fungicide, insecticide or herbicide.

2 The advertisement shall not include information in text or graphic form which could be misleading as regards possible risks to human or animal health or to the environment, such as the terms ‘low risk’, ‘non-toxic’ or ‘harmless’.

Only in the case of low-risk plant protection products shall the term ‘authorised as low-risk plant protection product in accordance with Regulation (EC) No 1107/2009’ be allowed in the advertisement. It cannot be used as a claim on the label of the plant protection product.

3 [F6A competent authority] may prohibit or restrict the advertising of plant protection products in certain media, subject to [F7retained EU] law.

4 All statements used in advertising shall be technically justifiable.

5 Advertisements shall not contain any visual representation of potentially dangerous practices, such as mixing or application without sufficient protective clothing, nor any use near food or use by or in the vicinity of children.

6 Advertising or promotional material shall draw attention to the appropriate warning phrases and symbols as laid down in the labelling.

Textual Amendments

F6 Words in Art. 66(3) substituted (31.12.2020) by The Plant Protection Products (Miscellaneous Amendments) (EU Exit) Regulations 2019 (S.I. 2019/556), regs. 1(1), 9(4)(a) (with Sch. 1); 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation: There are currently no known outstanding effects for the Regulation (EC) No 1107/2009 of the European Parliament and of the Council, CHAPTER VII. (See end of Document for details)

- F7** Words in Art. 66(3) substituted (31.12.2020) by The Plant Protection Products (Miscellaneous Amendments) (EU Exit) Regulations 2019 (S.I. 2019/556), regs. 1(1), **9(4)(b)** (with Sch. 1); 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation:

There are currently no known outstanding effects for the Regulation (EC) No 1107/2009 of the European Parliament and of the Council, CHAPTER VII.