
STATUTORY INSTRUMENTS

1991 No. 2197

The Fertilisers Regulations 1991

Use and meaning of prescribed names and descriptions of material

4.—(1) Subject to the provisions of paragraphs (4) and (5) of this regulation, no person shall sell or have in possession with a view to sale, as a fertiliser or for use as a fertiliser, any material specified in the second column in Sections A, B, C, D or E of the table in Schedule 1, which complies with the corresponding meaning in the third column of the said table, unless the statutory statement relating to any such material and required by section 68(1) contains the corresponding name or one of the corresponding names, as the case may be, indicated in the second column of the said table.

(2) For the purposes of section 70, any name of a material specified in the second column of the table in Schedule 1 shall, subject to the provisions of paragraphs (4) and (5) of this regulation, have the meaning corresponding thereto in the third column of the said table.

(3) No person shall sell or have in possession with a view to sale, as a fertiliser or for use as a fertiliser, any material specified in Groups 1(b), 2(c), 3(c) or 5(b) of Section A, or in Group 6 of Section B or in Groups 1(c), 1(e), 1(g) or 4 of Section C, of the table in Schedule 1, unless he gives in the statutory statement or in any other document or label referring to the material a name or description, or name and description, sufficiently specific to indicate to the intending purchaser the true nature of the material.

(4) In the case of those materials in Groups 1 to 4 of Section B, Group 2 of Section C, and in Section D and Section E, of the table in Schedule 1 which, not being designated as EEC fertilisers, are sold or offered for sale, and for which the declared content of any nutrients, secondary nutrients or trace elements, or of the total nutrient or secondary nutrient or trace element content, falls below the minimum levels specified in the third column of the said table, or in table 1 in Schedule 2, the statutory statement shall contain the name designated in the second column thereof if the material complies in all other respects with the requirements of the said third column.

(5) In the case of materials specified in Sections A, B, C, D or E of the table in Schedule 1, any meaning given in the third column of the said table shall be deemed not to exclude the presence of any substance added to improve the handling qualities of the material and, in the case of materials which, not being designated as EEC fertilisers, are sold or offered for sale, the said meaning shall be deemed not to exclude the presence of any herbicide or pesticide.