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STATUTORY INSTRUMENTS

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**2004 No. 676**

**AGRICULTURE, ENGLAND AND WALES  
PESTICIDES, ENGLAND AND WALES**

**The Pesticides (Maximum Residue Levels in  
Crops, Food and Feeding Stuff) (England  
and Wales)(Amendment) Regulations 2004**

<i>Made</i>	- - - -	<i>9th March 2004</i>
<i>Laid before Parliament</i>		<i>10th March 2004</i>
<i>Coming into force</i>	- -	<i>31st March 2004</i>

The Secretary of State for Environment, Food and Rural Affairs and the National Assembly for Wales being 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, 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) Regulations 2004, extend to England and Wales and come into force on 31st March 2004.

**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<sup>(3)</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. 1972/1811 and, in the case of the National Assembly for Wales, S.I. 1999/2788.

(2) 1972 c. 68.

(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 and S.I. 2003/2591.

““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) Regulations 2004.”.

(3) In Schedule 1, in column 2, for the residue entries for Metalaxyl-M there shall be substituted “metalaxyl-M”.

(4) In Part 2 of Schedule 2—

(a) in the column headed Prochloraz, for the entry for food group 3, Pulses, Peas there shall be substituted “0.3”;

(b) for the columns relating to the pesticides Abamectin, 2,4-D, and Diquat there shall be substituted the columns of maximum permitted levels for residue of those pesticides as specified in the Schedule to these Regulations.

(5) On 1st December 2004—

(a) in Schedule 1, in column 2, for the residue of Parathion-methyl there shall be substituted “Parathion-methyl (sum of Parathion-methyl and para-oxon-methyl expressed as Parathion-methyl)”;

(b) in Part 1 of Schedule 2, the column for the pesticide Parathion-methyl shall be deleted;

(c) in Part 2 of Schedule 2—

(i) there shall be inserted, in the appropriate place to preserve the alphabetical ordering, the column of maximum permitted levels for residue of the pesticide Parathion-methyl as specified in the Schedule to these Regulations;

(ii) for the column relating to the pesticide Acephate there shall be substituted the column of maximum permitted levels for residue of the pesticide Acephate as specified in the Schedule to these Regulations.

Signed on behalf of the National Assembly for Wales

9th March 2004

*John Marek*  
Deputy Presiding Officer, National Assembly for  
Wales

6th March 2004

*Alun Michael*  
Minister of State,  
Department for Environment, Food and Rural  
Affairs

(4) OJ No. L221, 7.8.86, p.37. The last amending instrument is Commission Directive [2004/2/EC](#) (OJ No. L14, 21.1.2004, p.10).

(5) OJ No. L221, 7.8.86, p.43. The last amending instrument is Commission Directive [2004/2/EC](#) (OJ No. L14, 21.1.2004, p.10).

(6) OJ No. L350, 14.12.90, p. 71. The last amending instrument is Commission Directive [2004/2/EC](#) (OJ No. L14, 21.1.2004, p.10).

SCHEDULE							Regulation 2
Group to which food belongs	Groups include the following products	Abamectin	Acephate	Diquat	Parathion-methyl	2,4-D	
			Applying from 1 December 2004		Applying from 1 December 2004		
<b>1. Fruit, fresh, dried or uncooked, preserved by freezing not containing added sugar: nuts</b>							
<b>(i) CITRUS FRUIT</b>							
	Grapefruit	0.01*	0.02*	0.05*	0.02*	1	
	Lemons	0.01*	0.02*	0.05*	0.02*	1	
	Limes	0.01*	0.02*	0.05*	0.02*	1	
	Mandarins (inc clementines and similar hybrids)	0.01*	0.02*	0.05*	0.02*	1	
	similar hybrids						
	Oranges	0.01*	0.02*	0.05*	0.02*	1	
	Pomelos	0.01*	0.02*	0.05*	0.02*	1	
	Others	0.01*	0.02*	0.05*	0.02*	1	
<b>(ii) TREE NUTS (shelled or unshelled)</b>							
	Almonds	0.02*	0.02*	0.05*	0.02*	0.05*	
	Brazil nuts	0.02*	0.02*	0.05*	0.02*	0.05*	
	Cashew nuts	0.02*	0.02*	0.05*	0.02*	0.05*	
	Chestnuts	0.02*	0.02*	0.05*	0.02*	0.05*	
	Coconuts	0.02*	0.02*	0.05*	0.02*	0.05*	
	Hazelnuts	0.02*	0.02*	0.05*	0.02*	0.05*	
	Macadamia nuts	0.02*	0.02*	0.05*	0.02*	0.05*	
	Pecans	0.02*	0.02*	0.05*	0.02*	0.05*	
	Pine nuts	0.02*	0.02*	0.05*	0.02*	0.05*	
	Pistachios	0.02*	0.02*	0.05*	0.02*	0.05*	
	Walnuts	0.02*	0.02*	0.05*	0.02*	0.05*	
	Others	0.02*	0.02*	0.05*	0.02*	0.05*	
<b>(iii) POME FRUIT</b>							

*Status: This is the original version (as it was originally made).*

Group to which food belongs	Groups include the following products	Abamectin	Acephate	Diquat	Parathion-methyl	2,4-D
			Applying from 1 December 2004		Applying from 1 December 2004	
	Apples	0.01*	0.02*	0.05*	0.02*	0.05*
	Pears	0.01*	0.02*	0.05*	0.02*	0.05*
	Quinces	0.01*	0.02*	0.05*	0.02*	0.05*
	Others	0.01*	0.02*	0.05*	0.02*	0.05*
(iv) STONE FRUIT						
	Apricots	0.01*	0.02*	0.05*	0.02*	0.05*
	Cherries	0.01*	0.02*	0.05*	0.02*	0.05*
	Peaches (inc nectarines & similar hybrids)	0.01*	0.02*	0.05*	0.02*	0.05*
	Plums	0.01*	0.02*	0.05*	0.02*	0.05*
	Others	0.01*	0.02*	0.05*	0.02*	0.05*
(v) BERRIES AND SMALL FRUIT						
(a)	(a) Table & wine grapes					
	Table grapes	0.01*	0.02*	0.05*	0.02*	0.05*
	Wine grapes	0.01*	0.02*	0.05*	0.02*	0.05*
(b)	(b) Strawberries (other than wild)	0.1	0.02*	0.05*	0.02*	0.05*
(c)	(c) Rane Fruit (other than wild)					
	Blackberries	0.01*	0.02*	0.05*	0.02*	0.05*
	Dewberries	0.01*	0.02*	0.05*	0.02*	0.05*
	Loganberries	0.01*	0.02*	0.05*	0.02*	0.05*
	Raspberries	0.01*	0.02*	0.05*	0.02*	0.05*
	Others	0.01*	0.02*	0.05*	0.02*	0.05*
(d)	(d) Other small fruit & berries (other than wild)					

Group to which food belongs	Groups include the following products	Abamectin	Acephate	Diquat	Parathion-methyl	2,4-D
			Applying from 1 December 2004		Applying from 1 December 2004	
	Bilberries	0.01*	0.02*	0.05*	0.02*	0.05*
	Cranberries	0.01*	0.02*	0.05*	0.02*	0.05*
	Currants (red, black & white)	0.01*	0.02*	0.05*	0.02*	0.05*
	Gooseberries	0.01*	0.02*	0.05*	0.02*	0.05*
	Others	0.01*	0.02*	0.05*	0.02*	0.05*
(e)	(e) Wild berries & wild fruit	0.01*	0.02*	0.05*	0.02*	0.05*
<b>(vi) MISCELLANEOUS FRUIT</b>						
	Avocados	0.01*	0.02*	0.05*	0.02*	0.05*
	Bananas	0.01*	0.02*	0.05*	0.02*	0.05*
	Dates	0.01*	0.02*	0.05*	0.02*	0.05*
	Figs	0.01*	0.02*	0.05*	0.02*	0.05*
	Kiwi fruit	0.01*	0.02*	0.05*	0.02*	0.05*
	Kumquats	0.01*	0.02*	0.05*	0.02*	0.05*
	Litchis	0.01*	0.02*	0.05*	0.02*	0.05*
	Mangoes	0.01*	0.02*	0.05*	0.02*	0.05*
	Olives (table consumption)	0.01*	0.02*	0.05*	0.02*	0.05*
	Olives (oil extract)	0.01*	0.02*	0.05*	0.02*	0.05*
	Papaya	0.01*	0.02*	0.05*	0.02*	0.05*
	Passion fruit	0.01*	0.02*	0.05*	0.02*	0.05*
	Pineapples	0.01*	0.02*	0.05*	0.02*	0.05*
	Pomegranates	0.01*	0.02*	0.05*	0.02*	0.05*
	Others	0.01*	0.02*	0.05*	0.02*	0.05*
<b>2. Vegetables, fresh or uncooked, frozen or dry</b>						
<b>(i) ROOT AND TUBER VEGETABLES</b>						
	Beetroot	0.01*	0.02*	0.05*	0.02*	0.05*
	Carrots	0.01*	0.02*	0.05*	0.02*	0.05*

*Status: This is the original version (as it was originally made).*

Group to which food belongs	Groups include the following products	Abamectin	Acephate	Diquat	Parathion-methyl	2,4-D
			Applying from 1 December 2004		Applying from 1 December 2004	
	Celeriac	0.01*	0.02*	0.05*	0.02*	0.05*
	Horseradish	0.01*	0.02*	0.05*	0.02*	0.05*
	Jerusalem artichokes	0.01*	0.02*	0.05*	0.02*	0.05*
	Parsnips	0.01*	0.02*	0.05*	0.02*	0.05*
	Parsley root	0.01*	0.02*	0.05*	0.02*	0.05*
	Radishes	0.01*	0.02*	0.05*	0.02*	0.05*
	Salsify	0.01*	0.02*	0.05*	0.02*	0.05*
	Sweet potatoes	0.01*	0.02*	0.05*	0.02*	0.05*
	Swedes	0.01*	0.02*	0.05*	0.02*	0.05*
	Turnips	0.01*	0.02*	0.05*	0.02*	0.05*
	Yams	0.01*	0.02*	0.05*	0.02*	0.05*
	Others	0.01*	0.02*	0.05*	0.02*	0.05*
(ii) BULB VEGETABLES						
	Garlic	0.01*	0.02*	0.05*	0.02*	0.05*
	Onions	0.01*	0.02*	0.05*	0.02*	0.05*
	Shallots	0.01*	0.02*	0.05*	0.02*	0.05*
	Spring onions	0.01*	0.02*	0.05*	0.02*	0.05*
	Others	0.01*	0.02*	0.05*	0.02*	0.05*
(iii) FRUITING VEGETABLES						
(a)	(a) Solanacea					
	Tomatoes	0.02	0.02*	0.05*	0.02*	0.05*
	Peppers	0.05	0.02*	0.05*	0.02*	0.05*
	Chili peppers	0.05	0.02*	0.05*	0.02*	0.05*
	Aubergines	0.02	0.02*	0.05*	0.02*	0.05*
	Others	0.01*	0.02*	0.05*	0.02*	0.05*
(b)	(b) Cucurbits-edible peel					

Group to which food belongs	Groups include the following products	Abamectin	Acephate	Diquat	Parathion-methyl	2,4-D
			Applying from 1 December 2004		Applying from 1 December 2004	
	Cucumbers	0.01*	0.02*	0.05*	0.02*	0.05*
	Gherkins	0.01*	0.02*	0.05*	0.02*	0.05*
	Courgettes	0.01*	0.02*	0.05*	0.02*	0.05*
	Others	0.01*	0.02*	0.05*	0.02*	0.05*
(c)	(c) Cucurbits-inedible peel					
	Melons	0.01*	0.02*	0.05*	0.02*	0.05*
	Squashes	0.01*	0.02*	0.05*	0.02*	0.05*
	Watermelons	0.01*	0.02*	0.05*	0.02*	0.05*
	Others	0.01*	0.02*	0.05*	0.02*	0.05*
(d)	(d) Sweet corn	0.01*	0.02*	0.05*	0.02*	0.05*
(iv) BRASSICA VEGETABLES						
(a)	(a) Flowering Brassicas					
	Broccoli	0.01*	0.02*	0.05*	0.02*	0.05*
	Cauliflower	0.01*	0.02*	0.05*	0.02*	0.05*
	Others	0.01*	0.02*	0.05*	0.02*	0.05*
(b)	(b) Head Brassicas					
	Brussels sprouts	0.01*	0.02*	0.05*	0.02*	0.05*
	Head cabbage	0.01*	0.02*	0.05*	0.02*	0.05*
	Others	0.01*	0.02*	0.05*	0.02*	0.05*
(c)	(c) Leafy Brassicas					
	Chinese cabbage	0.01*	0.02*	0.05*	0.02*	0.05*
	Kale	0.01*	0.02*	0.05*	0.02*	0.05*
	Others	0.01*	0.02*	0.05*	0.02*	0.05*
(d)	(d) Kohlrabi	0.01*	0.02*	0.05*	0.02*	0.05*

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Group to which food belongs	Groups include the following products	Abamectin	Acephate	Diquat	Parathion-methyl	2,4-D
			Applying from 1 December 2004		Applying from 1 December 2004	
<b>(v) LEAF VEGETABLES AND FRESH HERBS</b>						
(a)	(a) Lettuce & similar					
	Cress	0.1	0.02*	0.05*	0.02*	0.05*
	Lamb's lettuce	0.1	0.02*	0.05*	0.02*	0.05*
	Lettuce	0.1	0.02*	0.05*	0.02*	0.05*
	Scarole	0.1	0.02*	0.05*	0.02*	0.05*
	Others	0.1	0.02*	0.05*	0.02*	0.05*
(b)	(b) Spinach & similar					
	Spinach	0.01*	0.02*	0.05*	0.02*	0.05*
	Beet leaves (chard)	0.01*	0.02*	0.05*	0.02*	0.05*
	Others	0.01*	0.02*	0.05*	0.02*	0.05*
(c)	(c) Watercress	0.01*	0.02*	0.05*	0.02*	0.05*
(d)	(d) Witloof	0.01*	0.02*	0.05*	0.02*	0.05*
(e)	(e) Herbs					
	Chervil	0.01*	0.02*	0.05*	0.02*	0.05*
	Chives	0.01*	0.02*	0.05*	0.02*	0.05*
	Parsley	0.01*	0.02*	0.05*	0.02*	0.05*
	Celery leaves	0.01*	0.02*	0.05*	0.02*	0.05*
	Others	0.01*	0.02*	0.05*	0.02*	0.05*
<b>(vi) LEGUME VEGETABLES (fresh)</b>						
	Beans (with pods)	0.01*	0.02*	0.05*	0.02*	0.05*
	Beans (without pods)	0.01*	0.02*	0.05*	0.02*	0.05*
	Peas (with pods)	0.01*	0.02*	0.05*	0.02*	0.05*



Group to which food belongs	Groups include the following products	Abamectin	Acephate	Diquat	Parathion-methyl	2,4-D
			Applying from 1 December 2004		Applying from 1 December 2004	
	Peas (without pods)	0.01*	0.02*	0.05*	0.02*	0.05*
	Others	0.01*	0.02*	0.05*	0.02*	0.05*
<b>(vii) STEM VEGETABLES</b>						
	Asparagus	0.01*	0.02*	0.05*	0.02*	0.05*
	Cardoons	0.01*	0.02*	0.05*	0.02*	0.05*
	Celery	0.01*	0.02*	0.05*	0.02*	0.05*
	Fennel	0.01*	0.02*	0.05*	0.02*	0.05*
	Globe artichokes	0.01*	0.02*	0.05*	0.02*	0.05*
	Leeks	0.01*	0.02*	0.05*	0.02*	0.05*
	Rhubarb	0.01*	0.02*	0.05*	0.02*	0.05*
	Others	0.01*	0.02*	0.05*	0.02*	0.05*
<b>(viii) FUNGI</b>						
(a)	(a) Cultivated mushrooms	0.01*	0.02*	0.05*	0.02*	0.05*
(b)	(b) Wild mushrooms	0.01*	0.02*	0.05*	0.02*	0.05*
<b>3. PULSES</b>						
	Beans	0.01*	0.02*	0.2	0.02*	0.05*
	Lentils	0.01*	0.02*	0.05*	0.02*	0.05*
	Peas	0.01*	0.02*	0.2	0.2	0.05*
	Others	0.01*	0.02*	0.05*	0.02*	0.05*
<b>4. OILSEEDS</b>						
	Linseed	0.02*	0.05*	5	0.05*	0.1*
	Peanuts	0.02*	0.05*	0.1*	0.05*	0.1*
	Poppy seed	0.02*	0.05*	0.1*	0.05*	0.1*
	Sesame seed	0.02*	0.05*	0.1*	0.05*	0.1*
	Sunflower seed	0.02*	0.05*	0.1*	0.05*	0.1*
	Rape seed	0.02*	0.05*	0.5	0.05*	0.1*

*Status: This is the original version (as it was originally made).*

Group to which food belongs	Groups include the following products	Abamectin	Acephate	Diquat	Parathion-methyl	2,4-D
			Applying from 1 December 2004		Applying from 1 December 2004	
	Soya bean	0.02*	0.05*	0.1*	0.05*	0.1*
	Mustard seed	0.02*	0.05*	0.1*	0.05*	0.1*
	Cotton seed	0.02*	0.05*	0.1*	0.05*	0.1*
	Others	0.02*	0.05*	0.1*	0.05*	0.1*
<b>5. POTATOES</b>						
	Early potatoes	0.01*	0.02*	0.05*	0.02*	0.05*
	Ware potatoes	0.01*	0.02*	0.05*	0.02*	0.05*
<b>6. TEA</b>	(dried leaves and stalks, fermented or otherwise, Camellia sinensis)	0.02*	0.05*	0.1*	0.05*	0.1*
<b>7. HOPS (dried)</b>	including hop pellets & unconcentrated powder	0.05	0.05*	0.1*	0.05*	0.1*
<b>8. CEREAL</b>						
	Wheat	0.01*	0.02*	0.05*	0.02*	0.05*
	Rye	0.01*	0.02*	0.05*	0.02*	0.05*
	Barley	0.01*	0.02*	10	0.02*	0.05*
	Sorghum	0.01*	0.02*	0.05*	0.02*	0.05*
	Oats	0.01*	0.02*	2	0.02*	0.05*
	Triticale	0.01*	0.02*	0.05*	0.02*	0.05*
	Maize	0.01*	0.02*	1	0.02*	0.05*
	Buckwheat	0.01*	0.02*	0.05*	0.02*	0.05*
	Millet	0.01*	0.02*	1	0.02*	0.05*
	Rice (1)	0.01*	0.02*	0.05*	0.02*	0.05*

Group to which food belongs	Groups include the following products	Abamectin	Acephate	Diquat	Parathion-methyl	2,4-D
			Applying from 1 December 2004		Applying from 1 December 2004	
	Other cereals (2)	0.01*	0.02*	0.05*	0.02*	0.05*
<b>9. PRODUCTS OF ANIMAL ORIGIN</b>						
	Meat, fat & preparations of	0.02 <sup>(12)</sup>	0.02	0.05*	0.02*	1 <sup>(31)</sup>
meat <sup>(3)</sup>	0.01* <sup>(17)</sup>				0.05* <sup>(17)</sup>	
Milk <sup>(4)</sup> & Dairy produce <sup>(5)</sup>	0.005*	0.02*	0.05*	0.02*	0.01*	
	Eggs <sup>(6)</sup>	0.01*	0.02*	0.05*	0.02*	0.01*

## 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 2003/118/EC and corrigenda (OJNo. L342, 30.12.2003, p.58, OJ No. L14, 21.1.2004, p. 55) to Commission Directives 2002/79/EC (OJ No. L291, 28.10.2002, p.1) and 2003/60/EC (OJ No. L155, 24.6.2003, p.15).

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

In Schedule 1, the residue entries for Metalaxyl-M are corrected (regulation 2(3)).

In Part 2 of Schedule 2 the maximum permitted levels of residue for the pesticides Abamectin and Diquat are corrected and the maximum residue levels for 2,4-D on citrus fruits are amended (regulation 2(4)).

On 1st December 2004 the entry for the residue of Parathion-methyl is amended. In addition, the entry for Parathion-methyl which sets national maximum residue levels for the pesticide is deleted from Part 1 of Schedule 2 and replaced by a new entry in Part 2 of Schedule 2 establishing the Community maximum residue levels for the pesticide (regulation 2(5)).

On the same date the existing maximum residue levels for Acephate which are set out in Part 2 of Schedule 2 are replaced with new maximum residue levels (regulation 2(5)).

**Status:** *This is the original version (as it was originally made).*