

### SCHEDULE 3

Regulation 6(c)(i)

#### BASIC CONDITIONS SUBJECT TO WHICH CONSENT TO THE USE OF PESTICIDES MAY BE GIVEN

1. Any person who uses a pesticide shall take all reasonable precautions to protect the health of human beings, creatures and plants, to safeguard the environment and in particular to avoid pollution of water.

2. No person shall combine or mix for use two or more pesticides except in accordance with the conditions of the approvals given in relation to those pesticides.

3. No person shall use a pesticide in conjunction with an adjuvant except in accordance with the conditions of the approval given in relation to those pesticides.

4. No person shall use a pesticide in the course of business unless he has received adequate instruction and guidance in the safe, efficient and humane use of pesticides and is competent for the duties which he is called upon to perform.

5. No person shall use in the course of a commercial service a pesticide approved for agricultural use, unless he has obtained a certificate of competence recognised by the Ministers, or he uses the pesticide under the direct and personal supervision of a person who holds such a certificate.

6. No person who was born later than 31st December 1964 shall use a pesticide approved for agricultural use unless he has obtained a certificate of competence recognised by the Ministers, or he uses the pesticide under the direct and personal supervision of a person who holds such a certificate.

7. In this Schedule—

“commercial service” means the application of a pesticide by a person to land, buildings or the contents of buildings not in his or his employer's ownership or occupation, and includes the treatment of seed with the use of mobile or static equipment;

“pesticide approved for agricultural use” means a pesticide for which the approval provides that it may be used for the purposes of agriculture, horticulture, forestry or animal husbandry.

8. For the purposes of this Schedule, it shall be the duty of every employer to ensure that any person in his employment who may be required to use a pesticide during the course of that employment, is provided with such instruction and guidance as is necessary to enable that person to achieve the standard of competence recognised by the Ministers, and otherwise to comply with the requirements in and under these regulations.