



STATUTORY INSTRUMENTS

S.I. No. 204 of 2009

EUROPEAN COMMUNITIES (AUTHORIZATION, PLACING ON THE
MARKET, USE AND CONTROL OF PLANT PROTECTION
PRODUCTS) (AMENDMENT) (No. 2) REGULATIONS 2009

(Prn. A9/0755)

EUROPEAN COMMUNITIES (AUTHORIZATION, PLACING ON THE
MARKET, USE AND CONTROL OF PLANT PROTECTION
PRODUCTS) (AMENDMENT) (No. 2) REGULATIONS 2009

I, BRENDAN SMITH, Minister for Agriculture, Fisheries and Food, in exercise of the powers conferred on me by section 3 of the European Communities Act 1972 (No. 27 of 1972), for the purpose of giving effect to Commission Directive 2009/25/EC of 2 April 2009¹ and Commission Directive 2009/37/EC of 23 April 2009², hereby make the following Regulations:

1. These Regulations may be cited as the European Communities (Authorization, Placing on the Market, Use and Control of Plant Protection Products) (Amendment) (No. 2) Regulations 2009.

2. The European Communities (Authorization, Placing on the Market, Use and Control of Plant Protection Products) Regulations 2003 (S.I. No. 83 of 2003) are amended, in Regulation 2(1), by substituting for the definition of “Directive of 1991” (inserted by the European Communities (Authorization, Placing on the Market, Use and Control of Plant Protection Products) (Amendment) Regulations 2009 (S.I. No. 107 of 2009)) the following—

“ ‘Directive of 1991’ means Council Directive No. 91/414/EEC of 15 July 1991³ and taking into account Commission Directive 93/71/EEC of 27 July 1993⁴, Commission Directive 94/37/EC of 22 July 1994⁵, Commission Directive 94/43/EC of 27 July 1994⁶, Commission Directive 94/79/EC of 21 December 1994⁷, Commission Directive 95/35/EC of 14 July 1995⁸, Commission Directive 95/36/EC of 14 July 1995⁹, Commission Directive 96/12/EC of 8 March 1996¹⁰, Commission Directive 96/46/EC of 16 July 1996¹¹, Commission Directive 96/68/EC of 21 October 1996¹², Council Directive 97/57/EC of 22 September 1997¹³, Commission Directive 97/73/EC of 15 December 1997¹⁴, Commission Directive 98/47/EC of 25 June 1998¹⁵, Commission Directive 99/1/EC of 21 January 1999¹⁶, Commission Directive

¹O.J. No. L91 of 03.04.2009, p.20

²O.J. No. L104 of 24.04.2009, p.23

³O.J. No. L230 of 19.08.1991, p.1

⁴O.J. No. L221 of 31.08.1993, p.27

⁵O.J. No. L194 of 29.07.1994, p.65

⁶O.J. No. L227 of 01.09.1994, p.31

⁷O.J. No. L354 of 31.12.1994, p.16

⁸O.J. No. L172 of 22.07.1995, p.6

⁹O.J. No. L172 of 22.07.1995, p.8

¹⁰O.J. No. L65 of 15.03.1996, p.20

¹¹O.J. No. L214 of 23.08.1996, p.18

¹²O.J. No. L277 of 30.10.1996, p.25

¹³O.J. No. L265 of 27.09.1997, p.87

¹⁴O.J. No. L353 of 24.12.1997, p.26

¹⁵O.J. No. L191 of 07.07.1998, p.50

¹⁶O.J. No. L21 of 28.01.1999, p.21

*Notice of the making of this Statutory Instrument was published in
“Iris Oifigiúil” of 2nd June, 2009.*

99/73/EC of 19 July 1999¹⁷, Commission Directive 1999/80/EC of 28 July 1999¹⁸, Commission Directive 2000/10/EC of 1 March 2000¹⁹, Commission Directive 2000/49/EC of 26 July 2000²⁰, Commission Directive 2000/50/EC of 26 July 2000²¹, Commission Directive 2000/66/EC of 23 October 2000²², Commission Directive 2000/67/EC of 23 October 2000²³, Commission Directive 2000/68/EC of 23 October 2000²⁴, Commission Directive 2000/80/EC of 4 December 2000²⁵, Commission Directive 2001/21/EC of 5 March 2001²⁶, Commission Directive 2001/28/EC of 20 April 2001²⁷, Commission Directive 2001/36/EC of 16 May 2001²⁸, Commission Directive 2001/47/EC of 25 June 2001²⁹, Commission Directive 2001/49/EC of 28 June 2001³⁰, Commission Directive 2001/87/EC of 12 October 2001³¹, Commission Directive 2001/99/EC of 20 November 2001³², Commission Directive 2001/103/EC of 28 November 2001³³, Commission Directive 2002/18/EC of 22 February 2002³⁴, Commission Directive 2002/37/EC of 3 May 2002³⁵, Commission Directive 2002/48/EC of 30 May 2002³⁶, Commission Directive 2002/64/EC of 15 July 2002³⁷, Commission Directive 2002/81/EC of 10 October 2002³⁸, Commission Directive 2003/5/EC of 10 January 2003³⁹, Commission Directive 2003/23/EC of 25 March 2003⁴⁰, Commission Directive 2003/31/EC of 11 April 2003⁴¹, Council Regulation (EC) No 806/2003 of 14 April 2003⁴², Commission Directive 2003/39/EC of 15 May 2003⁴³, Commission Directive 2003/68/EC of 11 July 2003⁴⁴, Commission Directive 2003/70/EC of 17 July 2003⁴⁵, Commission Directive 2003/79/EC of 13 August 2003⁴⁶, Commission Directive 2003/81/EC of 5 September 2003⁴⁷, Commission Directive 2003/82/EC of 11 September 2003⁴⁸, Commission

¹⁷O.J No. L206 of 05.08.1999, p.16

¹⁸O.J. No. L210 of 10.08.1999, p.13

¹⁹O.J. No. L57 of 02.03.2000, p.28.

²⁰O.J. No. L197 of 03.08.2000, p.32

²¹O.J. No. L198 of 04.08.2000, p.39

²²O.J. No. L276 of 28.10.2000, p.35

²³O.J. No. L276 of 28.10.2000, p.38

²⁴O.J. No. L276 of 28.10.2000, p.41

²⁵O.J. No. L309 of 09.12.2000, p.14

²⁶O.J. No. L69 of 10.03.2001, p.17

²⁷O.J. No. L113 of 24.04.2001, p.5

²⁸O.J. No. L164 of 20.06.2001, p.1

²⁹O.J. No. L175 of 28.06.2001, p.21

³⁰O.J. No. L176 of 29.06.2001, p.61

³¹O.J. No. L276 of 19.10.2001, p.17

³²O.J. No. L304 of 21.11.2001, p.14

³³O.J. No. L313 of 30.11.2001, p.37

³⁴O.J. No. L55 of 26.02.2002, p.29

³⁵O.J. No. L117 of 04.05.2002, p.10

³⁶O.J. No. L148 of 06.06.2002, p.19

³⁷O.J. No. L189 of 18.07.2002, p.27

³⁸O.J. No. L276 of 12.10.2002, p.28

³⁹O.J. No. L8 of 14.01.2003, p.7

⁴⁰O.J. No. L81 of 28.03.2003, p.39

⁴¹O.J. No. L101 of 23.04.2003, p.3.

⁴²O.J. No. L122 of 16.05.2003, p.1

⁴³O.J. No. L124 of 20.05.2003, p.30

⁴⁴O.J. No. L177 of 16.07.2003, p.12

⁴⁵O.J. No. L184 of 23.07.2003, p.9

⁴⁶O.J. No. L205 of 14.08.2003, p.16

⁴⁷O.J. No. L224 of 06.09.2003, p.29

⁴⁸O.J. No. L228 of 12.09.2003, p.11

Directive 2003/84/EC of 25 September 2003⁴⁹, Commission Directive 2003/112/EC of 1 December 2003⁵⁰, Commission Directive 2003/119/EC of 5 December 2003⁵¹, Commission Directive 2004/20/EC of 2 March 2004⁵², Commission Directive 2004/30/EC of 10 March 2004⁵³, Commission Directive 2004/58/EC of 23 April 2004⁵⁴, Commission Directive 2004/60/EC of 23 April 2004⁵⁵, Commission Directive 2004/62/EC of 26 April 2004⁵⁶, Council Directive 2004/66/EC of 26 April 2004⁵⁷, Commission Directive 2004/71/EC of 28 April 2004⁵⁸, Commission Directive 2004/99/EC of 1 October 2004⁵⁹, Commission Directive 2005/2/EC of 19 January 2005⁶⁰, Commission Directive 2005/3/EC of 19 January 2005⁶¹, Regulation (EC) No 396/2005 of the European Parliament and of the Council of 23 February 2005⁶², Council Directive 2005/25/EC of 14 March 2005⁶³, Commission Directive 2005/34/EC of 17 May 2005⁶⁴, Commission Directive 2005/53/EC of 16 September 2005⁶⁵, Commission Directive 2005/54/EC of 19 September 2005⁶⁶, Commission Directive 2005/57/EC of 21 September 2005⁶⁷, Commission Directive 2005/58/EC of 21 September 2005⁶⁸, Commission Directive 2005/72/EC of 21 October 2005⁶⁹, Commission Directive 2006/5/EC of 17 January 2006⁷⁰, Commission Directive 2006/6/EC of 17 January 2006⁷¹, Commission Directive 2006/10/EC of 27 January 2006⁷², Commission Directive 2006/16/EC of 7 February 2006⁷³, Commission Directive 2006/19/EC of 14 February 2006⁷⁴, Commission Directive 2006/39/EC of 12 April 2006⁷⁵, Commission Directive 2006/45/EC of 16 May 2006⁷⁶, Commission Directive 2006/74/EC of 21 August 2006⁷⁷, Commission Directive 2006/75/EC of 11 September 2006⁷⁸, Commission Directive 2006/76/EC of 22 September 2006⁷⁹, Commission Directive 2006/41/EC of

⁴⁹O.J. No. L247 of 30.09.2003, p.20

⁵⁰O.J. No. L321 of 06.12.2003, p.32

⁵¹O.J. No. L325 of 12.12.2003, p.41

⁵²O.J. No. L70 of 09.03.2004, p.32

⁵³O.J. No. L77 of 13.03.2004, p.50

⁵⁴O.J. No. L120 of 24.04.2004, p.26

⁵⁵O.J. No. L120 of 24.04.2004, p.39

⁵⁶O.J. No. L125 of 28.04.2004, p.38

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⁵⁸O.J. No. L127 of 29.04.2004, p.104

⁵⁹O.J. No. L309 of 06.10.2004, p.6

⁶⁰O.J. No. L20 of 22.01.2005, p.15

⁶¹O.J. No. L20 of 22.01.2005, p.19

⁶²O.J. No. L70 of 16.03.2005, p.1

⁶³O.J. No. L90 of 08.04.2005, p.1

⁶⁴O.J. No. L125 of 18.05.2005, p. 5

⁶⁵O.J. No. L241 of 17.09.2005, p.51

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⁶⁷O.J. No. L246 of 22.09.2005, p.14

⁶⁸O.J. No. L246 of 22.09.2005, p.17

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⁷³O.J. No. L36 of 08.02.2006, p.37

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⁷⁹O.J. No. L263 of 23.09.2006, p.9

7 July 2006⁸⁰, Commission Directive 2006/131/EC of 11 December 2006⁸¹, Commission Directive 2006/132/EC of 11 December 2006⁸², Commission Directive 2006/133/EC of 11 December 2006⁸³, Commission Directive 2006/134/EC of 11 December 2006⁸⁴, Commission Directive 2006/135/EC of 11 December 2006⁸⁵, Commission Directive 2006/136/EC of 11 December 2006⁸⁶, Commission Directive 2006/64/EC of 18 July 2006⁸⁷, Commission Directive 2006/85/EC of 23 October 2006⁸⁸, Commission Directive 2007/6/EC of 14 February 2007⁸⁹, Commission Directive 2007/21/EC of 10 April 2007⁹⁰, Commission Directive 2007/5/EC of 7 February 2007⁹¹, Commission Directive 2007/25/EC of 23 April 2007⁹², Commission Directive 2007/31/EC of 31 May 2007⁹³, Commission Decision 2007/452/EC of 29 June 2007⁹⁴, Commission Directive 2007/50/EC of 2 August 2007⁹⁵, Commission Directive 2007/52/EC of 16 August 2007⁹⁶, Commission Directive 2007/76/EC of 20 December 2007⁹⁷, Commission Directive 2008/40/EC of 28 March 2008⁹⁸, (from 1 July 2009), Commission Directive 2008/41/EC of 31 March 2008⁹⁹, Commission Directive 2008/44/EC of 4 April 2008¹⁰⁰, Commission Directive 2008/45/EC of 4 April 2008¹⁰¹, Commission Directive 2008/91/EC of 29 September 2008¹⁰², (from 1 June 2009), Commission Directive 2008/70/EC of 11 July 2008¹⁰³, (from 1 July 2009), Commission Directive 2008/66/EC of 30 June 2008¹⁰⁴ and Commission Directive 2008/69/EC of 1 July 2008¹⁰⁵, (from 4 August 2009), Commission Directive 2009/25/EC of 2 April 2009, (from 1 September 2009), Commission Directive 2008/108/EC of 26 November 2008¹⁰⁶, (from 1 November 2009), Commission Directive 2008/107/EC of 25 November 2008¹⁰⁷, and Commission Directive 2008/113/EC of 8 December 2008¹⁰⁸, (from 1 Feb 2010), Commission Directive 2008/116/EC of 15 December 2008¹⁰⁹, (from 1 March

⁸⁰O.J. No. L187 of 08.07.2006, p.24

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⁸²O.J. No. L349 of 12.12.2006, p.22

⁸³O.J. No. L349 of 12.12.2006, p.27

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⁸⁵O.J. No. L349 of 12.12.2006, p.37

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⁸⁷O.J. No. L206 of 27.07.2006, p.107

⁸⁸O.J. No. L293 of 24.10.2006, p.3

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⁹⁰O.J. No. L97 of 12.04.2007, p.42

⁹¹O.J. No. L35 of 08.02.2007, p.11

⁹²O.J. No. L106 of 24.04.2007, p.35

⁹³O.J. No. L140 of 01.06.2007, p.44

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⁹⁵O.J. No. L202 of 03.08.2007, p.15

⁹⁶O.J. No L214 of 17.08.2007, p.3.

⁹⁷O.J. No. L337 of 21.12.2007, p.100

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¹⁰⁵O.J. No. L172 of 02.07.2008, p.9

¹⁰⁶O.J. No. L317 of 26.11.2008, p.6

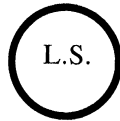
¹⁰⁷O.J. No. L316 of 26.11.2008, p.4

¹⁰⁸O.J. No.L330 of 09.12.2008, p.6

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2010), Commission Directive 2008/125/EC of 19 December 2008¹¹⁰, (from 1 March 2010), Commission Directive 2008/127/EC of 18 December 2008¹¹¹, (from 1 May 2010), Commission Directive 2009/11/EC of 18 February 2009¹¹² and (from 1 June 2010), Commission Directive 2009/37/EC of 23 April 2009;”.

3. The European Communities (Authorization, Placing on the Market, Use and Control of Plant Protection Products) (Amendment) Regulations 2009 (S.I. No. 107 of 2009) are revoked.



GIVEN under my Official Seal,
20 May 2009

BRENDAN SMITH.
Minister for Agriculture, Fisheries and Food.

¹¹⁰O.J. No. L344 of 20.12.2008, p.78

¹¹¹O.J. No. L344 of 20.12.2008, p.89

¹¹²O.J. No. L48 of 19.02.2009, p.5

EXPLANATORY NOTE

(This note is not part of the Instrument and does not purport to be a legal interpretation)

These Regulations transpose the amendments to Annex I of Council Directive 91/414/EEC as regards an extension of the use of the active substance pyraclostrobin and also by including the following active substances into that Annex:

chlormequat, copper compounds, propaquizafop, quizalofop-P, teflubenzuron and zeta-cypermethrin as active substances.

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