

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(82) 883 final

Brussels, 23 December 1982

Proposal for a
COUNCIL DIRECTIVE

amending Annex II to Directive 76/895/EEC relating to the
fixing of maximum levels for pesticide residues in and on fruit
and vegetables

(submitted to the Council by the Commission)

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EXPLANATORY MEMORANDUM

The proposed Council Directive seeks to amend Annex II to Council Directive 76/895/EEC of 23 November 1976 relating to the fixing of maximum levels for pesticide residues in and on fruit and vegetables. . It introduces provisions on residues of ethoxyquin and diphenylamine - two substances used for the control of superficial scald of apples and pears.

The proposal has been drawn up with the assistance of government experts on agriculture, public health and the environment and after consultation of the Scientific Committee for Pesticides and the Scientific Committee for Food. In preparing it, account has also been taken of existing international recommendations in this field, notably of the Codex Alimentarius.

Proposal for a Council Directive amending
Annex II to Directive 76/895/EEC relating to the fixing of
maximum levels for pesticide residues in and on fruit and
vegetables

Draft proposal for a
COUNCIL DIRECTIVE
amending Annex II to

Directive 76/895/EEC relating to the fixing of maximum levels for pesticide residues in and on fruit and vegetables.

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 76/895/EEC of 23 November 1976 relating to the fixing of maximum levels for pesticide residues in and on fruit and vegetables (1), as last amended by Directive 82/528/EEC (2), and in particular Article 5 thereof,

Having regard to the proposal from the Commission,

Whereas Article 5 of Directive 76/895/EEC provides that the contents of the Annexes be regularly amended and that in making amendments account shall be taken of technical and scientific progress as well as of the requirements of health and agriculture;

Whereas ethoxyquin and diphenylamine are used, post-harvest, to control superficial scald of apples and pears and whereas their residues may therefore occur in fruit;

Whereas it seems desirable to include provisions relating to these substances in Annex II to Directive 76/895/EEC, without prejudice to the possible adoption of more general Community provisions concerning post-harvest chemical treatments of fruit;

Whereas currently available toxicological data relating to ethoxyquin, although not giving rise to immediate concern, do not permit the establishment of definitive maximum residue levels; whereas it seems appropriate to fix provisional maximum levels for a limited period to allow for further testing;

(1) OJ No. L 340, 9.12.1976, p. 26

(2) OJ No. L 234, 9. 8.1982, p. 1

Whereas, at the end of this limited period, the maximum levels provided for ethoxyquin in this Directive should be reduced to the lower limit of analytical determination, unless the toxicological data available at that time permit otherwise;

HAS ADOPTED THIS DIRECTIVE:

Article 1

The following pesticide residues together with their corresponding particulars are hereby inserted in Annex II to Directive 76/895/EEC:

Pesticide residues		Maximum levels (in mg/kg (ppm))
Common name	Chemical formula	
ethoxyquin	6-ethoxy-1,2-dihydro-2,2,4-trimethylquinoline	until 1.9.1984 : 3: apples and pears 0.05: other products after 1.9.1984 : 0.05
-	diphenylamine	5: apples and pears 0.05: other products

Article 2

The Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with Article 1 not later than 20 May 1983. They shall forthwith inform the Commission thereof.

Article 3

This Directive is addressed to the Member States.

Done at Brussels,

For the Council