COUNCIL DIRECTIVE

of 16 May 1988

amending Annex II to Directives 76/895/EEC and 86/362/EEC relating to the fixing of maximum levels for pesticide residues in and on fruit and vegetables and cereals respectively

(88/298/EEC)

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 Regulation (EEC) No 3768/85 (2), and in particular Article 5 thereof,

Having regard to Council Directive 86/362/EEC of 24 July 1986 on the fixing of maximum levels for pesticide residues in and on cereals (3), and in particular Article 11 thereof,

Having regard to the proposal from the Commission,

Whereas, in the light of technical and scientific progress and of the requirements of public health and agriculture, it is necessary to amend the provisions, particularly the maximum levels, contained in Annex II to Directive 76/895/EEC relating to captafol, captan, chlorfenvinphos, dodine, fenitrothion, folpet, formothion and malathion;

Whereas, for the same reasons, it seems desirable to update Directive 76/895/EEC by adding provisions relating to further pesticides, residues of which may occur in and on fruit and vegetables, namely, ethion, ethylene dibromide, mevinphos, phosalone and 2, 4, 5-T, and to update Directive 86/362/EEC by adding provisions relating to a further pesticide the residues of which may occur in cereals, namely, captafol,

HAS ADOPTED THIS DIRECTIVE:

Article 1

Annex II to Directive 76/895/EEC is hereby amended as follows:

1. For the pesticides set out below, the maximum residual levels contained in the table are replaced by the following:

Common name	Maximum levels (in mg/kg (ppm))	
captafol	0,05:	
captan + folpet (sum)	3:	pome fruit, berries and small fruit, grapes, tomatoes
	2:	beans, broad-leaved endives, endives, leeks, stone-fruit, lettuce, peas
	0,1:	other products
chlorfenvinphos (sum of E- and Z-isomers)	1:	citrus fruit
	0,5:	bulb, tuber and root vegetables, celery and parsley
	0,05:	mushrooms, other fruit
	0,1:	other vegetables
dodine	1:	pome and stone fruit
	0,2:	other products
fenitrothion	2:	citrus fruit
	0,5:	other products
formothion	0,2:	citrus fruit
	0,1:	other products
malathion (including malaoxon)	2:	citrus fruit
	3:	vegetables, except root vegetables
	0,5:	other products

(1) OJ No L 340, 9. 12. 1976, p. 26.
(2) OJ No L 362, 31. 12. 1985, p. 8.
(3) OJ No L 221, 7. 8. 1986, p. 37.

2. The following pesticide residues together with their corresponding particulars are inserted in the table :

Pesticide residues		Maximum levels (in mg/kg (ppm))	
Common name	Chemical formula		
ethion	0,0,0′,0′-tetraethyl S , S′-methylene di (phosphorodithioate)	2 :	citrus fruit
		0,5 :	pome and stone fruit and grapes
		0,1 :	other products
ethylene dibromide	1,2-dibromoethane	0,01	
mevinphos	2-methoxy-carbonyl-1-methyl-vinyl dimethyl phosphate (sum of cis and transisomers)	0,2 :	pome and citrus fruit and apricots
		0,5 :	other stone fruit, leafy vegetables
		0,1 :	other products
phosalone	S-(6-chloro-2-oxobenzo-oxazolin-3-yl) methyl 00-diethyl phosphorodithioate	1 :	citrus fruit and strawberries
		2 :	pome fruit and peaches
		0,1 :	root vegetables and olives
		1 :	other products
2,4,5-T	(2,4,5-tri-chlorophenoxy)-acetic acid	0,05	

Article 2

The following pesticide residue is hereby added to Part A of Annex II to Directive 86/362/EEC :

Pesticide residues	Maximum levels in mg/kg (ppm)
19. captafol	0,05

Article 3

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive

— not later than 1 July 1988 in the case of captafol, captane and folpet ;

— not later than 1 January 1989 in the case of the other pesticides.

They shall forthwith inform the Commission thereof.

Article 4

This Directive is addressed to the Member States.

Done at Brussels, 16 May 1988.

For the Council

The President

I. KIECHLE