

EMERGENCY AUTHORISATION OF A PLANT PROTECTION PRODUCT

PLANT PROTECTION PRODUCTS REGULATION (EC) No. 1107/2009

Product name: Cuprokylt

Active ingredient: a wettable powder formulation containing 87.8 %
w/w copper oxychloride

MAPP number: 17079

Product authorisation holder: Industrias Quimicas Del Valles, S.A., Av Rafael
Casanova 81, 08100 Mollet del Valles, Barcelona,
Spain.
(Registered Company no. 30226)

Marketing company: Certis Europe BV

This Emergency authorisation ends: 28 September 2018

If the authorisation of the above product is withdrawn or amended before the end date above, this Emergency Authorisation will end on the same date as the authorisation for the product. This Emergency Authorisation will be withdrawn or amended before its end date if a decision is taken to withdraw or amend this Emergency Authorisation under Regulation (EC) No 1107/2009 on any other grounds.

Extent of Emergency Authorisation: United Kingdom



Signed by: Rachel Brown
Signing time: Friday, June 1 2018, 11:17:46 GMT
Location: CRD York
Reason to sign: For the Health and Safety Executive

HSE Digital Signature

This and the attached Appendices 1 and 2 are signed by the Health and Safety Executive ("HSE") for and on behalf of the Secretary of State, the Welsh Ministers, the Scottish Ministers and the Department of Agriculture, and Rural Development in Northern Ireland.

Date of issue: 01 June 2018

EXPLANATORY NOTES

1. This is Emergency Authorisation number 1239 of 2018.
2. This Emergency Authorisation will be published on the website of the Chemicals Regulation Division of the HSE.
3. Application reference number: COP 2018/00144
4. Persons using the product to which this Emergency Authorisation applies should acquaint themselves with and observe all requirements contained in the Regulation (EC) No 1107/2009, including the duty on the holder of any Extension of authorisation to notify information on potentially dangerous effects, a contravention of which is a criminal offence under those Regulations.
5. Neither the effectiveness nor the phytotoxicity of the product for which this Emergency Authorisation has been granted has been assessed and, as such, the user bears the risk in respect of failures concerning its effectiveness and phytotoxicity.

ADVISORY INFORMATION

IMPORTANT: When applying this product under the terms of this Emergency Authorisation, comply with any resistance guidance or restrictions stated on the product label.

Total reliance on one pesticide will hasten the development of resistance. Pesticides of different chemical types or alternative control measures should be included in the planned programme. Alternating with different modes of action is a recognised anti-resistance strategy.

This 120 day Emergency Authorisation relates to the use of 'Cuprokylt' (MAPP 17079) as a fungicide for use on potato to control late blight (*Phytophthora infestans*). Application is to be made by boom sprayer fitted with three star drift reduction technology, in a water volume of 1100 to 1300 litres of water. Apply every 10-14 days.

Growers are reminded of their obligation to report any suspected wildlife incidents arising from pesticidal use to the relevant authorisation holder and the Wildlife Incident Investigation Scheme (0800 321600 (calls are free)).

The 120 day Emergency Authorisation will expire on 28 September 2018 and will not be renewed.

APPENDIX 1: CONDITIONS OF EXTENSION OF AUTHORISATION

The conditions below are obligatory. They must be complied with when the use occurs. Failure to comply with the following conditions will result in the withdrawal or amendment of the Emergency Authorisation under Regulation (EC) No 1107/2009 and may result in other enforcement action, including prosecution.

Use:

Field of use: **ONLY AS A FUNGICIDE**

User: Professional

| Crops/situations: | Maximum individual dose: (kg product / ha) | Maximum total dose: | Maximum number of treatments: (per crop) | Latest time of application: |
|-------------------|--------------------------------------------|---------------------|------------------------------------------|-----------------------------------------|
| Potato | 0.85 | - | 6 | BBCH 97 (14 days before harvest) |

The following Aquatic Buffer Zones must be observed:

| Crops/situations: | Aquatic buffer zone distance (metres): | Comment: |
|-------------------|----------------------------------------|----------------------------------------------|
| Potato | 18 | see Environmental Protection Phrases 1 and 2 |

Operator Protection:

- (1) Spray equipment must only be used where the operator's normal working position is within a closed cab on a tractor or on a self-propelled sprayer when making broadcast air-assisted applications.
- (2) Other engineering control of operator exposure must also be used where reasonably practicable in addition to the following personal protective equipment:

Operators must wear suitable protective gloves and suitable respiratory protective equipment* when handling the product.

*Disposable filtering facepiece respirator to at least EN149 FFP3 or equivalent.

- (3) However, other engineering controls in addition to those specified above may replace personal protective equipment if a COSHH assessment shows they provide an equal or higher standard of protection.

Environmental protection:

- (1) Horizontal boom sprayers must be fitted with three star drift reduction technology.
- (2) Since there is a risk to aquatic life from use, direct spray from horizontal boom sprayers must not be allowed to fall within 18m of the top of the bank of any static or flowing waterbody or within 5m of the top of a ditch which is dry at the time of application.

Spray must be aimed away from water.

- (3) Buffer zones must be measured in accordance with the guidance set out in the booklet 'Local Environment Risk Assessment for Pesticides - Horizontal Boom Sprayers' available from HSE Chemicals Regulation Division's website and any amendments made to it.
- (4) The results of the LERAP must be recorded in written form and must be available for a period of three years for inspection to any person entitled to exercise enforcement powers under or in connection with the Plant Protection Products Regulations 2011 or the Plant Protection Products (Sustainable Use) Regulations 2012. (An electronic record will satisfy the requirement for a written record, providing it is similarly available for inspection and can be copied).

Other specific restrictions:

- (1) This product must only be applied in accordance with the terms of this Emergency Authorisation and the product label and/or leaflet.
- (2) This product must not be applied via hand-held equipment.
- (3) Buffer zones greater than 5m are NOT eligible for buffer zone reduction under the LERAP scheme.

- (4) Low drift spraying equipment must be operated according to the specific conditions stated in the official three star rating for that equipment as published on HSE Chemicals Regulation Division's website. These operating conditions must be maintained until 30m from the top of the bank of any surface water bodies.
- (5) Application should be made in accordance with advice from a BASIS registered agronomist and should consider the risk of blight spread if potatoes are planted in no spray buffer zones.
- (6) Cuprokylt is to be used only by potato growers that are registered with an approved UK organic control and certification body.
- (7) Potato crops treated with Cuprokylt must not be used for animal feed.

APPENDIX 2: GENERAL CONDITIONS FOR AN EMERGENCY AUTHORISATION

Failure to comply with the following conditions will result in the withdrawal or amendment of the Emergency Authorisation under Regulation (EC) No 1107/2009 and may result in other enforcement action, including prosecution.

Adverse effects:

The authorisation holder must immediately notify the Secretary of State, the Scottish Ministers and the Department of Agriculture, and Rural Development in Northern Ireland (care of the Health and Safety Executive), if they have any new information on the potentially adverse effects of the authorised product, or of residues of an active substance in that product when used in accordance with the conditions of this Emergency Authorisation. For those products authorised under Regulation (EC) No 1107/2009 authorisation holders must also tell the other relevant competent authorities of the EC Member States (a list of which is available from the Health and Safety Executive) and the EC Commission. Failure to comply with this requirement is an offence.

Provision of information:

The authorisation holder must comply with all requests for information required by, or on behalf of, the Secretary of State, the Scottish Ministers or the Department of Agriculture and Rural Development in Northern Ireland in accordance with Regulation (EC) No 1107/2009.