

Plant Protection Products (Sustainable Use) Regulations 2012 (PPP(SU)R 2012), regulation 20(1) and Schedule 3, paragraph 7

Enforcement Notice

Serial Number w/2/2014

To:	Name	Mr M G Mottershead
	Address	Park Farm Quatt Bridgnorth, WV15 6QN

I,

being a person authorised by an instrument in writing made pursuant to Regulation 20(1) of the Plant Protection Products (Sustainable Use) Regulations 2012 and entitled to issue this Notice

Authorised person's
official address &
telephone number

of Health & Safety Executive, Chemicals Regulation Directorate, Redgrave Court, Merton Road, Bootle, Merseyside L20 7HS

Location of premises or
place of activity

Park Farm

Part A Schedule 3 paragraph 7(1)

being of the opinion that you are committing an offence contrary to regulation 24 of the Plant Protection Products (Sustainable Use) Regulations 2012 in relation to regulations 8-17 or regulation 31, in that you are contravening the following statutory provisions:-

Regulation 17(1) which states:

A professional user or distributor who carries out any of the operations set out in paragraph (2) must take all reasonable precautions to ensure that such operations do not endanger human health or the environment.

(2) The operations referred to in paragraph (1) are—

- (a) the storing, handling, diluting or mixing of plant protection products before application;
- (b) the handling of the packaging and remnants of plant protection products;
- (c) the disposal of tank mixtures remaining after the application of plant protection products;
- (d) the cleaning of plant protection product application equipment after the application of that product;
- (e) the recovering or disposing of plant protection product remnants and their packaging.

Regulation 17(6) which states:

A person must not store a plant protection product, or cause or permit another person to do so, unless storage of that product is authorised or permitted under a valid authorisation or permission granted in accordance with Regulation 1107/2009.

The reasons for my opinion are:

During an investigation into the alleged use of cymag in badger setts on your land your premises were visited by officers from Natural England, the West Mercia Constabulary and the National Wildlife Crime Unit. As a result of this visit an unauthorised plant protection product was found. None of the products found were being stored in a suitable or locked pesticide store.

Remedial or preventative
measures

I direct you to take the remedial or preventative measures set out in the attached Schedule, which forms part of this Notice. These measures are to be taken no later than the compliance date indicated on the right.

Compliance date:
20 May 2014

Complied with

Plant Protection Products (Sustainable Use) Regulations 2012 (PPP(SU)R 2012), regulation 20(1) and Schedule 3, paragraph 7

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Authorised person's
signature

Date: 02/05/2014

of the Health and Safety Executive
