

Directive of the European Parliament and of the Council on machinery for pesticide application, amending Directive 2006/42/EC of 17 May 2006 on machinery for pesticide application

Fraser, I.


European Commission DG Enterprise, 200 Rue de la Loi, 1049 Brussels, Belgium



Extension of the objectives of the Machinery Directive

Introduction of the objective of protection of the environment in basic Articles:

- New definition of EHSRs - Article 2 (m)
- Market surveillance – Article 4 (1)
- Dangerous machinery – Article 9 (3)
- Safeguard clause – Article 11 (1)

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Limit to the extension

- Recital 4
- Article 2 (m)
- Annex I - General Principle 4
- Essential health and safety requirements for the protection of the environment are applicable only to machinery for pesticide application

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Scope: the machinery concerned

- Machinery intended for the application of plant protection products - PPPs
- Reference to Community legislation for the placing on the market of PPPs
- Machinery for biocidal products are not covered
- Inclusion of machinery for biocidal products will be considered by 31 December 2012 – Recital 2

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Main types of machinery for pesticide application

- Self-propelled machinery
- Towed machinery
- Mounted and semi-mounted machinery
- Airborne machinery
- Stationary machinery
- Motor-powered portable machinery
- Manually-powered portable machinery with a pressure chamber

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Equipment not concerned

- Manually-operated pesticide application equipment without a pressure chamber
- Simple pesticide application equipment without moving parts
- Such equipment is not in the scope of the Machinery Directive

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New essential health and safety requirements: Annex I - section 2.4

- Assessment of risk of unintended exposure of the environment to pesticides
- Limiting application to target areas
- Avoiding leakage, dispersal and drift
- Tests to verify conformity
- Instructions for operation, checks and maintenance
- Reference to the Framework Directive for regular inspections

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Timing

- Text agreed by Council, EP and Commission at triologue on 31 March 2009
- EP adopted the agreed text at first reading on 22 April 2009
- Adoption by Council on 24 September 2009
- Signature – publication
- Entry into force 20 days after publication
- Transposition 18 months after entry into force
- Application 24 months after entry into force

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The mandate to CEN

- The Commission made a declaration to the EP on the content of the mandate
- Harmonised standards must be comprehensive
- They must cover the best available technical solutions for preventing unintended exposure of the environment
- A draft mandate is being discussed with CEN and will be submitted to the 98/34/EC Committee

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Update of the Guide

- A Guide to application of Directive 2006/42/EC is being prepared
- The first edition will not deal with the amendment on machinery for pesticide application
- An update dealing with the amendment will be prepared in 2010

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