European Community comments
on Codex Circular Letter CL 2005/20-PR and
other parts of ALINORM 05/28/24

PART A. 1. PROPOSED DRAFT MAXIMUM RESIDUE LIMITS FOR PESTICIDES AT STEP 8 (ALINORM 05/28/24, APPENDIX III).

The MRL for Deltamethrin (135) in leafy vegetables is advanced to Step 8.
As is mentioned in the report, the European Community (EC) reserved its position on the advancement of the MRL because of acute intake concerns. The EC opposes adoption of the MRL-proposal until JMPR has evaluated the EFSA opinion on variability factors.
The MRLs for carbosulfan (145) on mandarin, oranges and potato have been advanced to step 8. As mentioned in the report, the EC opposes this advancement because this is inconsistent with the MRL setting for carbofuran (remained in step 6), the use which causes the residues of carbosulfan on these crops.
The proposed value for methoxyfenozide(209) on FP 9 Pome fruits of 2 mg/kg appears two times. One entry should be deleted.

PART A. 2. PROPOSED DRAFT MAXIMUM RESIDUE LIMITS FOR PESTICIDES AT STEP 5/8 (ALINORM 05/28/24, APPENDIX III).

Prochloraz (142): According to the JMPR Report 2004 the proposed MRL for milk is 0.05 (*). Therefore, the entry for ML 0106 Milks should be amended and "(*)" should be added.
Ethoprophos (149): JMPR 2004 proposed a MRL of 0.05 mg/kg potatoes. This MRL was part of document CX/PR 05/37/5 and it was decided to advance this proposal to step 5/8 (para 148). Therefore, an entry for VR 0589 Potatoes at 0.05 mg/kg should be added.
Spinosad (203): For cattle meat residue up to 3 mg/kg are expected and a MRL at a level of 3 (fat) for MM 0812 Cattle meat is in force. Therefore, the entry MM 95 Meat (from mammals other than marine mammals) should be amended to add “except cattle”.

PART A. 4. INTERIM CODEX MRLs FOR SAFER REPLACEMENT PESTICIDES (ALINORM 05/28/24, APPENDIX V).

The EC wonders whether it is at all possible to adopt interim MRLs at Step 8 (I), because there is no guidance on this in the Codex rules of procedures. The EC reserves its position on the principle of adopting Interim MRLs, as can be read in ALINORM 05/28/24. In addition, the EC has specific comments on the possible adoption of individual candidate Interim MRLs.
The EC could agree to most of the proposed CODEX interim MRLs for fludioxonil (211), in particular the MRLs for stone fruit, grapes, strawberry, raspberry, blackberry, blueberry, spring onion, head cabbages, broccoli, potato, carrot, herbs (fresh), herbs (dried),
rape seed, cottonseed, pistachio, cereal grains, sweet corn, meat, edible offal, milks, poultry meat, poultry, edible offal of, eggs.

For watercress 10.0 mg/kg only two residue trials are available, therefore the EC **opposes** this MRL.

Based on the statistical method applied by the EC, for onion the proposed MRL should be 0.2 mg/kg instead of that proposed at 0.5 mg/kg MRL), for mustard greens the MRL should be 15.0 mg/kg in stead of 10.0 mg/kg, For sunflower seed and soy bean the MRL should be 0.02 mg/kg instead of 0.01 mg/kg since the LOQ is 0.02 mg/kg.

In case of SO 495 Rape seed, SO 691 Cottonseed, SO 702 Sunflower seed, SO 4723 Soya, GC 0080 Cereal Grains, VO 447 Sweet corn (corn-on-the-cob), MM 95 Meat (from mammals other than marine), MO 105 Edible offal (mammalian), ML 106 Milks, PM 110 Poultry meat, PO 111 Poultry, edible offal of, and PE 112 Eggs an asterisk should be added behind the proposed MRLs.

**The EC could agree to the MRLs for trifloxystrobin.** It should be noted that an MRL is missing for MO, 105, Edible offal (mammalian).

In case of ML 106 Milks, MO 98 Kidney, PM 110 Poultry meat, PO 111 Poultry, edible offal of and PE 112 Eggs an asterisk should be added behind the proposed MRLs.

**The EC opposes most MRLs for Bifenazate**

Many proposals are presented although additional field trial data and data on residue degradation in stored analytical samples are still required for confirmation; we believe such an approach is not acceptable for setting even Interim Codex MRLs.

**The EC can in principle only support Codex Interim MRLs for pome fruits 1; grapes 1; dried grapes 2; nectarine 2 and peach 2, insofar as there are no intake concerns.**

For nuts 0.2 and tea 2.0 insufficient data are presented.

For watermelon 0.3; Chili pepper 2.0; okra 2.0 and eggplant 2.0 insufficient data are presented for the extrapolation to these commodities; not acceptable.

The residue definition should be added to the proposals. These are:

Residue definition for plant commodities: bifenazate + diazinecarboxylic acid, 2-(4-methoxy-[1,1’-biphenyl]-3-yl, 1-methylethyl ester (expressed as bifenazate)

Residue definition for livestock commodities: bifenazate + diazinecarboxylic acid, 2-(4-methoxy-[1,1′-biphenyl]-3-yl, 1-methylethyl ester (expressed as bifenazate) + 1,1′-biphenyl-4-ol + 1.1′biphenyl-4-oxysulfonic acid (expressed as 1.1′-biphenyl-4-ol).

As bifenazate and its metabolite D3598 are susceptible to degradation under frozen storage in/on fruit and cotton, additional storage stability data are needed before the EU can accept Interim MRLs for apple pomace, wet 0.2; cottonseed 1.0; hops 15; mint top 25; strawberry 2.0; cucumber 0.5; squash 0.7; melons 0.3; pepper 2.0 and tomato 1.0.

For setting Interim MRLs for animal products, data on residues in animal feed items are needed. As no MRLs for animal feed items are proposed, the EC oppose the proposals for meat 0.1; edible offal 0.02; milks 0.01; poultry meat 0.01(*); poultry, edible offal of 0.01(*) and eggs 0.01(*).
PART B. 1. PROPOSED DRAFT AND PROPOSED REVISED MAXIMUM RESIDUE LIMITS AT STEP 5 (ALINORM 05/28/24, APPENDIX VI).

Trifloxystrobin (213): According to the JMPR Report 2004 the proposed MRL for VB 402 Brussels sprouts is 0.5 mg/kg. Therefore, the question mark behind the value should be deleted. After the entry VB 402 Brussels sprouts about 40 additional MRLs (from VB, 0402, Cabbages head, 0.5 mg/kg, step 5 and down to AS 0654 wheat straw and fodder) were proposed by JMPR (see JMPR Report 2004), discussed in this year CCPR and concluded to advance to step 5; nevertheless, these proposals are missing.

Part B 2. PROPOSED DRAFT MAXIMUM RESIDUE LIMITS FOR PESTICIDES FOR DRIED CHILI PEPPERS, INCLUDING PROPOSED DRAFT MRL FOR MEVINPHOS FOR SPICES AT STEP 5 (ALINORM 05/28/24, APPENDIX VII)

The footnote 1 and the notes (a) and (b) are missing in appendix VII and should be introduced.
Monocrotophos (54): According to para 186 the proposed MRL for dried chilli pepper of 2 mg/kg was deleted since monocrotophos is no longer in the system. Therefore the proposal should be deleted from the table as agreed in CCPR.
Pirimiphos-methyl (86): According to para 186 the proposed MRL for dried chilli pepper of 10 mg/kg was deleted since the MRL for peppers was proposed to be deleted (see Appendix VIII). Therefore the proposal should be deleted from the table as agreed in CCPR.