

BELIZE:

STATUTORY INSTRUMENT

No. 112 of 1996

REGULATIONS made by the Ministry of Agriculture and fisheries in exercise of the powers conferred upon him by section 15 of the Pesticides Control Act, Chapter 181B of the Laws of Belize, Revised Edition 1980-90 and all other powers thereunto him enabling.

(Gazetted 17th August, 1996.)

1. These Regulations may be cited as the

Short title.

**RESTRICTED PESTICIDES (CERTIFIED USER)
REGULATIONS, 1996**

2. In these Regulations, unless the context otherwise Requires: -

Interpreting.

(a) "Act means the Pesticides Control Act;

CAP. 181B.

(b) "Board means the Pesticides Control Board established under section 3 of the Act;

(c) "certified user" or "pesticide applicator", in relation to a restricted pesticide, means:

(i.) a person engaged in the use of restricted pesticides as a trade or profession who applies to the board for a licence to use such pesticides and satisfies the requirements of Schedule III hereto; as read in relation to the nature of his use of such pesticides as determined from Schedule I hereto; or

Schedule III.

Schedule I.

- Schedule IV.**
- (ii.) a person using, or directly supervising the use of, pesticides in the course of his regular employment, who satisfies the requirements set out in Schedule IV hereto, and applies to the Board for a licence to use such pesticides;
- (d) “certified user’s licence,” means a licence issued by the Board under Regulation 4 hereunder.
- Applications for licences.**
Schedule I.
3. (1) A person desirous of becoming a certified user shall apply to the Board for a licence, on the Form prescribed in Schedule I hereto.
- (2) The person making the application under sub-regulation (1) above shall send the application to the board, together with the fee specified in Regulation 6, below.
- Schedule I.**
- (3) The Form prescribed in Schedule I hereto shall be used for initial applications for a licence, or for applications for the renewal of a licence.
- Licences.**
Schedule II.
4. (1) The Board may issue a certified user’s licence, on the Form specified in Schedule II hereto, to a person who applies under Regulation 3 above, and may attach such terms and conditions to the licence as it deems fit and proper.
- (2) Every licence issued by the Board under sub-regulation (1) above shall be for a period of five years, and shall be renewable thereafter for like duration upon application to the Board on the prescribed Form:
- Provided that the Board may cancel a licence before the expiration of five years if the certified user is in breach of any of the terms and/or conditions attached thereto, or if the licence was obtained by false pretences, deception or misleading information.
- Board to inform applicant in cases of refusal.**
5. Where the Board refuses to issue a certified user’s licence to any person, the Board shall inform that person, in writing of its reasons for such refusal.

Provided that the Board shall only refuse to issue a licence if the person does not meet any or all of the requirements specified in Schedule III or Schedule IV hereto.

Schedule III .
Schedule IV.

6. A person applying for a certified user’s licence shall pay the following fees when submitting his application to the Board: -

Fees.

- (a) initial application for a certified user’s licence..... \$5.00
- (b) application for renewal of a certified user’s licence..... \$5.00

7. A person whose application for a certified user’s licence has been refused by the Board and who is aggrieved by the Board’s decision shall appeal against the Board’s decision to the Minister within 30 days of his receipt of such decision, and the Minister’s decision thereon shall be final.

Appeals.

8. The Board shall keep a Register of Certified Users, which shall be in the form specified in Schedule IV hereto.

Register of
Certified Users.
Schedule IV.

9. A person who contravenes the provisions of these Regulations commits an offence and shall be liable on summary conviction to a fine not exceeding one thousand dollars or to imprisonment for a term not exceeding twelve months or to both such fine and imprisonment.

Offences and
penalties.

10. These Regulations shall come into force on the 15th day of August, 1996.

Commencement.

MADE by the Minister of Agriculture and Fisheries this 5th day of august, 1996.

(RUSSELL GARCIA)
Minister of Agriculture & Fisheries

SCHEDULE 1 (Regulation 2 & 3)

To: Pesticides Control Board
 Central Farm, Cayo
 Tel: 824-2640

APPLICATION FOR A CERTIFIED USER'S LICENCE

**Assistance will be given to persons who cannot read this form.
 If you are in doubt about the answers to any of the questions below,
 please first ask a member of the Board's staff for advice.**

Name of Applicant:

Address: _____

Phone/Fax:

Name of Company (if applicable):

Are you engaged in pesticide use as a TRADE PROFESSION

FOR TRADE APPLICANTS ONLY:

Type of pesticide use: **(tick one or more categories applicable):**

Crops and other Vegetation	livestock	Food and grain storage	non-agricultural buildings
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Other (please specify) _____

Method(s) of Application:

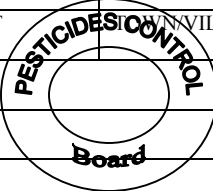
Conditions for Licensing as Certified Pesticide User

1. Always following directions and precaution on label
2. Observing safe practices for use, storage, and disposal of pesticides.

A breach of these conditions is grounds for withdrawal of authorization.

FOR OFFICIAL USE ONLY		
Training provided by the Board before submitting for authorization <input type="checkbox"/>	Training not required before submitting for authorization <input type="checkbox"/>	Renewal of authorization <input type="checkbox"/>
Date received: Date of training: Licence No:	Correct fee included: Date for testing: Date of Authorization:	

SCHEDULE 2 (Regulation 4)**LICENCE FOR CERTIFIED PESTICIDE USER****Front**

Certified Pesticide User's Licence		
	ISSUED	EXPIRES
	DISTRICT	VILLAGE
	TYPE	
	NAME	
		
<hr/> <i>PCB Secretary</i>		
<hr/> <i>Applicator</i>		

Back**Section 9 of the Pesticides Control Act No. 32 of 1985:**

No applicator shall use a restricted pesticide unless he is authorized by the Board to use such pesticide or is an employee or agent working under the direct supervision of an authorized person.

-
- This licence is not transferable
 - This licence must be presented when buying a restricted use pesticide (RUP).

Schedule 5 (regulation 8)

**PESTICIDE CONTROL BOARD
Central Farm, Cayo, Belize**

REGISTER OF CERTIFIED PESTICIDES USERS

Licence No:

Name:

Address:

Type of user [Trade/Employment]

For Trade Users purpose(s) of restricted pesticide use:

Crops/ livestock food/grain non-agricultural
Vegetation storage buildings

Other (specify) _____

Date of authorization:

Date of expiry:

SCHEDULE 3 (Regulations 2 & 5)**REQUIREMENTS TO BE SATISFIED FOR LICENSING AS A USER
OF RESTRICTED PESTICIDES.**

To obtain authorization from the Board, the applicant shall satisfy the Board that he can: -

- (a) read and understand the label of the type specified in the Registered and Restricted Pesticides (Registration) Regulation, 1995, following dosage, application and precautionary direction therein.
- (b) understand general principles of safe and effective pesticide use, storage and disposal;
- (c) safely and adequately prepare the mixture to be applied;
- (d) calibrate and maintain knapsack sprayer;
- (e) calibrate and maintain other specialized application equipment to requirements;
- (f) choose and use the specific (**appropriate**) pesticide(s) required for his business
- (g) understand responsibilities towards clients, employees and the public.