

GOVERNMENT NOTICE No. 11

PESTICIDES ACT

(CAP. 35:03)

PESTICIDES REGULATIONS, 2023

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SCHEDULES

IN EXERCISE of the powers conferred by section 53 of the Pesticides Act, I, SAM DALITSO KAWALE, Minister of Agriculture, on the advice of the Board, make the following Regulations—

PART I—PRELIMINARY

- | | |
|----------------|--|
| Citation | 1. These Regulations may be cited as the Pesticides Regulations, 2023. |
| Interpretation | <p>2. In these Regulations, unless the context otherwise requires—</p> <p>“biopesticide” means a substance derived from nature, such as microbial or biochemical which include botanicals (plant extracts) and semiochemicals, that may be formulated and applied in a manner similar to a conventional chemical pesticide and that is used for pest control;</p> <p>“botanical pesticide” means a botanical substance that consists of one or more components found in plants and obtained by subjecting plants or parts of plants of the same species to a process such as pressing, milling, crushing, distillation or extraction and the process may include further concentration, purification or blending, provided that the chemical nature of the components is not intentionally modified or altered by chemical or microbial processes;</p> <p>“consignment” means a pesticide lot as per import permit;</p> <p>“country of origin” means a country where the pesticide was manufactured or formulated;</p> <p>“microbial pesticide” means a microorganism, including a protozoan, fungus, bacterium, virus, or other microscopic self-replicating biotic entity and any associated metabolites, to which the effects of pest control are attributed;</p> |

“obsolete pesticides” means stocked pesticides that can no longer be used for their original purpose or any other purpose and therefore require disposal;

“permit” means a permit issued in accordance with section 20 of the Act, authorizing the importation, exportation and transportation of a pesticide;

“pesticide waste” means pesticides, empty pesticide containers and materials contaminated with pesticides that are no longer wanted or needed;

“sales licence” means a licence issued in accordance with the provisions of section 25 of the Act;

“smuggling” means bringing pesticides whether registered or unregistered into Malawi, with the intention to deprive the Government of Malawi of any revenue or to defeat any of the provisions of the Act, these regulations or any other written law;

“stockpiling” means inessential gradual accumulation of obsolete pesticides or used pesticide containers or materials contaminated with pesticides;

“storage licence” means a licence issued in accordance with the provisions of section 25 of the Act; and

“transportation” includes conveying, ferrying, moving, relocating, shifting and shipping of pesticides.

PART II—REGISTRATION OF PESTICIDES

3.—(1) An application for registration or re-registration of a pesticide in accordance with Part IV of the Act shall be in the form set out in Form 1 in the *First Schedule*.

Application
for
registration

(2) Every application for registration shall be accompanied by—

(a) a commercial sample of the pesticide, unless this requirement is waived by the Board, with sufficient reasons in writing;

(b) an analytical standard of the active ingredient(s) and relevant impurity(ies), unless this requirement is waived by the Board, with sufficient reasons in writing; and

(c) a technical dossier consisting of information relating to the physical and chemical properties, analytical methods, efficacy, residues, and health and environmental risks of the pesticide, in accordance with section 18(2) of the Act as required by the Board.

(3) The Board may, in accordance with section 8 of the Act, form or appoint technical committees to assist in the registration process.

(4) The Board may issue guidelines on the mode of completion of the forms set out in the *First Schedule* and the composition of the technical dossier referred to under subregulation (2)(c).

(5) The Board may issue separate guidelines for conventional chemical pesticides and bio-pesticides.

Processing of
application

4.—(1) The Board shall only evaluate an application for registration where the application has complied with the requirements provided under regulation 3, including the results of any required local efficacy or residue trials.

(2) The Board shall inform the applicant of any missing information, in writing, and the applicant shall be required to submit the missing information to the Registrar, thirty days before the date of the Board's meeting.

(3) The Board shall furnish the results of the application to the applicant for registration not later than thirty working days from the date of the Board's meeting, unless the Board requires additional information as set out in section 19(1) (c) of the Act.

(4) The minimum acceptable trial results under these Regulations shall be from three effective farming seasons and the minimum period for an adaptation trial shall be one effective farming season.

(5) For purposes of subregulation (4), the Board shall take into account the prevailing World Health Organisation or Food and Agricultural Organisation guidelines when determining the acceptable trial results of pesticides used in public health.

(6) The Board may accept reports of efficacy trials conducted outside Malawi, where the Board is satisfied that the agro-ecological or public health conditions under which they were tested are similar to those of Malawi.

(7) The Board may accept results of one effective season adaptation trial in respect of pesticides proven to be effective in any country having similar agro-ecological conditions as Malawi, in lieu of the required three effective farming seasons efficacy trials.

(8) The Board may register a pesticide already registered in another country with whom Malawi has concluded a bilateral trade agreement, where the Board is convinced that the requirements of section 19(3) of the Act have been satisfied.

Registration
of a pesticide

5.—(1) Pursuant to section 19(3)(b) of the Act, a pesticide may be registered and deemed not to pose a significant danger to human or animal health or the environment where—

(a) the pesticide is readily biodegradable;

(b) the pesticide does not leave residues on food that may be harmful to human health; and

(c) the pesticide does not cause unacceptable risks to workers' health.

(2) A pesticide that cannot be used without posing a significant threat to human health and the environment may be deemed to satisfy the requirement of section 19(3)(c) of the Act only where it is demonstrated that no alternative method, substance or technology exists, to achieve the same function.

(3) The Board may issue guidelines specifying the conditions under which section 19(3) of the Act shall not be considered satisfied.

6. An application for registration shall be invalid where it—

- (a) relates to more than one pesticide;
- (b) contains false information;
- (c) is not made by a company incorporated in Malawi; or
- (d) is not complete.

Invalid
application

7. A certificate of registration of a pesticide issued under section 19 (6) of the Act shall be in the form set out in the *Second Schedule*.

Form of
certificate of
registration

8.—(1) Without prejudice to the requirements provided under section 18 of the Act, the Board may simplify the registration process for pesticides that pose lower risks to human health, animal health and the environment, particularly bio-pesticides, microbial pesticides and botanical pesticides.

Simplified
assessment

(2) The Board shall issue guidelines for registrants of pesticides subject to simplified rules.

(3) Biopesticides or botanical pesticides undergoing a simplified assessment shall pay sixty per cent of the fee prescribed under the *Seventh Schedule*.

9.—(1) An application for a permit to import or transport pesticides shall be in Form 2 set out in the *First Schedule*.

Application
for permit to
import
pesticides

(2) An application for a permit shall be made in respect of each consignment.

10. Where the Board is satisfied with an application issued pursuant to regulation 9, it shall issue to a successful applicant a permit in the form set out in the *Fourth Schedule*.

Form of
permit

PART III—PRESENTATION OF PESTICIDES

11.—(1) A pesticide shall be offered for sale in a container approved by the Board and any kind of decanting and offering for sale of a pesticide in alternate packaging shall be prohibited.

Packaging

(2) A registrant shall ensure that pesticides intended for sale to smallholder or subsistence farmers are also registered in containers suitable for smaller packs consistent with local requirements.

(3) Any household pesticide shall be equipped with child-resistant packaging designed and constructed to be difficult to open for a child under the age of five years.

12.—(1) A pesticide shall be held in a container with a label approved by the Board.

Information
to be
contained on
a label

(2) Any person who holds pesticides for sale in a different packaging from the original or without the approved label commits an offence and shall be liable to a fine of K2,000,000.

(3) Any person that stores pesticides in a different package from the original one or with a defaced label or with a label that does not correspond to the label approved by the Board shall be liable to a penalty of K500,000.

Information
to be
contained on
a label

13.—(1) A pesticide container shall bear a label containing—

- (a) the trade name of the pesticide;
- (b) the description, type or use of the pesticide;
- (c) the type of formulation of the pesticide;

(d) names, using common names approved by the International Standards Organization, of all active ingredients in the pesticides, together with the minimum guaranteed amount of each active ingredient present expressed as—

(i) grams per kilogram (g/kg) for solids, viscous liquids, aerosols and volatile liquids;

(ii) grams per litre (g/l) for other liquids;

(iii) net contents of the pack expressed in metric units;

(iv) name and address of the individual or company in whose name the pesticide is registered; and

(v) name and address of the local agent;

(e) directions for use which shall clearly indicate how, when and where the product can be legally, effectively and safely used and shall, where applicable, include—

(i) warnings to prevent incorrect or inappropriate use;

(ii) stage of the crop and a description of the crop on which and the conditions under which it is recommended that the pesticide be used;

(iii) application rates, timing and method of application; and

(iv) a statement, where required, of the period which should elapse between last application, re-entry, harvest, grazing or slaughter;

(f) precautions to be taken in relation to preparing, mixing and applying the pesticide, storage and safe disposal of unwanted or leftover pesticides, and used pesticide containers;

(g) incompatibility with other products, where appropriate;

(h) date of manufacture of the product;

(i) manufacturing or packaging lot or batch number;

(j) registration number;

(k) warnings and steps to take to prevent ill effects on beneficial organisms;

(l) safety precaution to inform the user on handling of the product with minimum hazard;

(m) remedies or antidote to take in case of mishap or accidental consumption;

- (n) the mode of action of the pesticide based on recognized international classification;
- (o) safety pictograms in accordance with guidelines approved by the Board;
- (p) QR code of the product; and
- (q) any other information which the Board may require.
- 14.—(1) A label on a pesticide container shall bear a band—
- (a) of the stipulated colour determined on the basis of the hazard of the formulation of the pesticide in accordance with the classification system prescribed in the *Fifth Schedule*;
- (b) which shall comprise at least fifteen per cent of the label area; and
- (c) which shall appear at the bottom of the label.
- (2) A label on a pesticide container shall, unless the prior written permission of the Board has been obtained, not contain any information other than the information required under these Regulations.
15. The appropriate hazard statements and symbols based on the classification of pesticides prescribed in the *Fifth Schedule* shall be prominently printed on a label.
16. The terms “safe”, “harmless”, “non-toxic”, “non-poisonous”, “non-injurious”, “the best”, “most effective”, “superior control” or “unrivalled” or such other similar terms or their equivalents, in any other language, shall not be printed on the label.
17. Labels for household pesticides or insecticides shall have special warning messages intended to protect children and other young persons.
18. In case of pesticides to be used or applied on food or animal feed, every label shall specify the period to be observed between the application of the pesticide and the safe consumption of the food or feed.
- 19.—(1) A person shall not advertise any pesticide, except in accordance with section 30 of the Act.
- (2) A pesticide advert shall contain the following—
- (a) a complete trade name of the pesticide;
- (b) description, type or use of the pesticide;
- (c) type of formulation of the pesticide;
- (d) name and address of the individual or company in whose name the pesticide is registered;
- (e) name and address of the agent;
- (f) warnings and steps to take to prevent ill effects on beneficial organisms; and
- (g) any other information which the Board may require.

Label to bear
a colour band

Hazard
statement on
labels

Terms not to
be printed on
label

Household
pesticides

Residue and
time

Advertising

Hazard
statement on
advertisements

20. The appropriate hazard statements and symbols based on the classification of pesticides in the *Fifth Schedule* shall be prominently included in any printed advertisement.

Puffery or
misleading
advertisement

21. A person shall not advertise a pesticide product in an exaggerated, extreme or misleading manner.

PART IV—MANUFACTURING, IMPORTATION, EXPORTATION,
TRANSPORTATION, SALE, STORAGE, APPLICATION AND PACKAGING OF
PESTICIDES

Application
for a licence
to
manufacture
or a permit to
export or
transport
pesticides

22.—(1) The manufacturing of pesticides shall be licensed only where the Board is satisfied that the conditions prescribed in section 24 of the Act have been satisfied.

(2) An application for a licence to manufacture or transport a pesticide shall be in Form 3 set out in the *First Schedule*.

(3) A licence to manufacture or transport a pesticide shall be in the form set out in the *Third Schedule*.

(4) Subject to prior informed consent procedure, a person shall not manufacture any pesticide where the Board has rejected consent to import an ingredient of the pesticide.

(5) An application for a licence to export or transport a pesticide shall be in Form 7 set out in the *First Schedule* and the Board shall be furnished with an import permit from the destined country prior to the exportation.

(6) A licence to export or transport a pesticide shall be in form set out in the *Fourth Schedule* and shall be valid for a period of thirty days.

(7) An exporter shall ensure that copies of the stamped export documents are remitted to the Board, within fourteen days after the export.

(8) Where an applicant for a sale licence or storage licence is a body corporate, the applicant shall, through a person or persons duly authorized in that behalf by the body corporate, complete, sign and then submit to the Board, Form 5 set out in the *First Schedule*.

(9) The Board shall furnish the results granting or declining the licence as soon as practicable and in any event, not more than thirty days from the date of submission of the application.

Application
for a
commercial
pesticide
applicator's
licence

23.—(1) The Board may issue a licence for trained commercial pesticide applicators where it is satisfied that the conditions prescribed in section 26 of the Act have been satisfied.

(2) An application for a commercial pesticide applicator's licence shall be in Form 4 set out in the *First Schedule*.

(3) A commercial applicator's licence shall be in the form set out in the *Fourth Schedule*.

(4) Where an applicant for a commercial applicators licence is a body corporate, the application shall be completed and signed by a person or persons duly authorized in that behalf by the body corporate.

(5) The Board shall furnish the results granting or declining the licence as soon as practicable and in any event, not more than thirty days from the date of submission of the application.

24.—(1) A person who stores pesticides shall ensure that he or she complies with the provisions of section 25A of the Act.

Application
for a sale or
storage
licence

(2) An application for a sale licence or storage licence shall be in Form 5 set out in the *First Schedule*.

25.—(1) In addition to authorizing sale of a pesticide, a sale licence shall authorize the licensee to store the pesticide at the premises specified in the licence.

Additional
authorization
to sale
licence, etc

(2) A storage licence shall authorize the licensee to sell the pesticide whose storage has been authorized by that storage licence.

26. A sale licence or storage licence shall be in the form set out in the *Third Schedule*.

Form of sale
or storage
licence

27. A licence under these Regulations shall not be issued to a person, unless the person—

Persons to
whom licence
may be issued

(a) is registered under the Business Names Registration Act and he holds a licence issued under the Businesses Licensing Act; or

Cap. 46:02

(b) the person has been exempted from the provisions of the Business Names Registration Act or the Businesses Licensing Act, as the case may be.

Cap. 46:01

28.—(1) A licensee shall, at all times, cause a licence to be displayed in a conspicuous part of the premises.

Display of
licence, etc

(2) The licensee shall display such other information in a manner as the Registrar may, from time to time, prescribe.

PART V—CONTROL OF STOCKPILING, POLLUTION AND SMUGGLING OF PESTICIDES

29.—(1) The Board may issue a ban prescribed in Form 1 set out in the *Sixth Schedule* against importation, or manufacturing, of pesticides in accordance with section 11(2) (f) of the Act.

Temporary
ban

(2) Any ban made under this regulation may be lifted on application by any interested party in Form 8, set out in the *First Schedule* or may naturally extinguish, if not renewed, at the end of prescribed period of the ban.

(3) Where the Board lifts the ban made pursuant to this regulation, the Board shall issue a notice in Form 2, set out in the *Sixth Schedule*, informing the public of the lifting of the ban.

(4) Any ban or notice under this regulation shall be addressed to any interested party or any organization in whose name the pesticide is registered and shall be published in any local newspaper.

Smuggling
prevention

30.—(1) The Board shall ensure that smuggled pesticide that has been seized is, accordingly, disposed of at the expense of the person who was involved in the smuggling of the pesticides or the Board shall offer the pesticide for sale to registered agents or repatriated to country of origin by and at the expense of the person involved in the smuggling of the pesticides.

(2) Subject to subregulations (1) hereof, any person who smuggles pesticides into Malawi, commits an offence and shall be liable to a fine of K2,000,000 and in default of payment thereof to imprisonment for twelve months.

Extension of
shelf life

31.—(1) The Board may alter the expiry date of any pesticide appearing on the label, to a future date, on application by the applicant.

(2) Where the Board alters an expiry date of a pesticide in accordance with subregulation (1), it may at its discretion require the applicant, in this regard, to prove compliance with relevant pesticide quality specifications and the efficacy of the pesticide for the period of extension applied for.

(3) The Board may adopt technical guidelines to specify the condition under which the shelf life of pesticides may be extended.

Declaration
of stockpiling

32.—(1) The Board may issue importers, agents, manufacturers, vendors or storage facilities a declaration as provided by section 11(2)(h)(j) of the Act, in Form 3 as set out in the *Sixth Schedule*, declaring them as having caused or contributed to the stockpiling of pesticides.

(2) The Board may adopt technical guidelines to specify the conditions under which the stockpiling may be declared.

(3) A person declared to be responsible for stockpiling shall have the responsibility to dispose the pesticides and their containers in an environmentally sound manner as provided by the relevant written law and any other international agreement and such person shall bear the entire cost of such disposal.

(4) The Board may suspend the licence of an operator that has been responsible for stockpiling.

Declaration
of
contamination

33.—(1) The Board may issue, against importers, agents, manufacturers, vendors or storage facilities, a declaration as provided by section 11 (2) (h) (i) of the Act, in Form 3 as set out in the *Sixth Schedule*, declaring them as having caused or contributed to cause the contamination of a site with pesticides.

(2) A site may be deemed as contaminated when a relevant pesticide has infiltrated the soil, the groundwater, or it has been carried away by the wind or spread by runoff.

(3) The Board may issue guidelines for the assessment of soil contamination by pesticides that may lead to a declaration of contamination.

(4) A person declared to be responsible for contamination shall have the responsibility to dispose the pesticides and their containers in an environmentally sound manner and shall bear the entire cost of such disposal.

(5) Where the contamination risks causing harm to health or the environment, the Board shall suspend the licence of an operator that has been responsible for contamination and shall order to clean and remediate any pesticide contaminated farms or sites or storage facilities in the manner prescribed by the Minister.

34. The register under section 10 (2) (c) of the Act shall include—

(a) the trade name, common name and chemical name of the active ingredient;

(b) the concentration of the active ingredient;

(c) name and contact details of the registrant;

(d) name and contact details of agent;

(e) the uses for which it is registered;

(f) any restriction to the use of the pesticides;

(g) the hazard classification of the pesticide; and

(h) the list of co-formulants.

Pesticides
register

PART VI—MISCELLANEOUS

35.—(1) A person who contravenes any provision of these Regulations, for which no penalty is specifically provided for, shall be liable to a fine of K2,000,000.

General
penalty

(2) The Board may recover any fine that is not paid within a reasonable period by any person as a debt by commencing a civil action in a competent court of law.

36. The fees prescribed in the *Seventh Schedule* shall be payable in respect of the matters specified therein.

Fees

37. The administrative fines prescribed in the *Eighth Schedule* shall be payable in respect of the matters specified therein.

Administra-
tive fines

38. The Pesticides Regulations are revoked.

Revocation
G.N. 5/2002

FIRST SCHEDULE

(regs. 3(1), 9(1),
22(5), 22(8), 23(2),
24(2) & 29(2))

FORM I

APPLICATION FOR REGISTRATION/RE-REGISTRATION OF A PESTICIDE

The Registrar

Pesticides Control Board

P.O. Box 51300

Limbe

Malawi.

1. I/We* (name of applicant) of
trademark/trademark holder of
(Address of applicant) hereby apply under section 18 of the Pesticides Act for
registration/ re-registration* of the pesticide described in paragraphs 2 to 5 to enable the
pesticide to be imported into*, or manufactured in *Malawi.
2. This pesticide has never been registered in Malawi*/was last registered/ re-registered*
by the Pesticides Control Board on with registration
number.....
3. Addresses of applicant's places of business—
 - (a)
 - (b)
 - (c)
 - (d)
4. (This paragraph need only be completed if it is intended that the pesticide will be
manufactured in Malawi).
 - (a) Name and address of the factory, building or premises at which the pesticide would
be manufactured—
 - (i)
 - (ii)
 - (b) (Applicable to a manufacturer only)
 - (c) Nature of intended manufacturing activity—
 - (i)
 - (ii)

(State whether preparing, compounding, formulating, mixing, making, packing, packaging,
labelling or treating the pesticide in any other manner with a view to its sale)
5. Names and addresses of premises at which the pesticide would be stored—
 - (a)

-
 (b)

6. Trade name of the pesticide
7. Details of all ingredient(s)—
- (a) common name synonyms—
- (b) chemical name(s)
- (c) structural formula
- (d) purity (g/kg; g/l; etc.) of the pesticide—
- (e) state components and constituent elements (for biopesticides, microbials or botanicals only).....
8. Composition (g/kg; g/l; etc.) of the pesticide—
- | <i>Name</i> | <i>Concentration</i> |
|-------------|----------------------|
| (a) | |
| (b) | |
| (c) | |
| (d) | |
9. Concentration of active ingredient in the pesticide
10. Formulation of the pesticide
11. Type of pesticides
- (fungicide, herbicide, nematocide, viricide, acaricide, growth regulators, insecticide, etc.)
12. Any known downsides of the pesticide
-
(Please attach any supplement material if space is insufficient)
13. The following toxicological information on the active ingredient/ pesticide as a whole is given in Appendix
- (Indicate with a tick).
- (a) Acute toxicity—
- (i) acute oral LD50 (in at least two unrelated species);
- (ii) acute dermal LD50 (with name(s) of test animals);
- (iii) inhalation toxicity; or
- (iv) toxicity to fish, bees and other non-target organisms.
- (b) Sub-acute toxicity studies (90 days);

- (c) Chronic toxicity studies (2 years);
 - (d) Poisoning symptoms and antidote statement;
 - (e) Protective clothing recommended when handling;
 - (f) Safety precautions to be observed in handling, use and storage; and
 - (g) Precautions to be observed for the protection of wildlife, livestock and the environment.
14. Residue data on food crops
15. Proposed use (crop, pest, rate and mode of application)
16. Recommended pre-harvest interval so that the residue remaining on the crop at harvest is within acceptable limits
17. The following reports are given in appendix.....
(Indicate with a tick)—
- (a) efficacy trials supporting proposed uses;
 - (b) phytotoxicity of the pesticide;
 - (c) residual trials supporting proposed uses; or
 - (d) environmental effects following the use of proposed rates.
- 18 (a) Details of net contents and nature of pesticide containers and retail packaging
- (b). Disposal methods for the used container is given in appendix.....
19. Distribution of the pesticide will be throughout Malawi*/restricted to the following areas*—
-
(Please specify)
- (This information is required for the purposes of determining the language requirements for the labels)
20. Name of agent in Malawi
21. Pesticides and formulations with which the pesticide is known to be incompatible
22. The pesticide meets the following specifications (indicate with a tick)—
- (a) FAO specification;
 - (b) WHO specification; and
 - (c) any other
- (Identity of specification)

23. The pesticide has been registered in the country of origin and an authenticated copy of the certificate of registration is attached as Appendix*
- has not been registered in the country of origin for the following reasons*

.....

.....

(Country)

Particulars

.....

.....

.....

24. Particulars of registrations of the pesticide in other countries—

(a) country

(i) trade name of pesticide

(ii) formulation of pesticide

(iii) uses allowed

(iv) restrictions (if any)

(b) country

(i) trade name of pesticide

(ii) formulation of pesticides

(iii) uses allowed

(iv) restrictions (if any).....

(Copy of the certificate attached)

25. I/We* the applicants, hereby declare that all the information given in this application (which includes the annexes) is to the best of my/our* knowledge and belief, true and correct.

Dated this day of, 20.....

(Signature)

Name of signatory (printed)

Capacity of signatory (if applicant is not an individual).....

(Director/Secretary/duly authorized attorney)

For and on behalf of

(Name of applicant if applicant is not an individual)

(Affix seal or stamp of applicant if not an individual) (.....)

INSTRUCTIONS ON COMPLETING THIS FORM

An original and two copies of this form must be submitted for registration.

If the space provided in this form is insufficient to record the required information, the information must be included in annexes attached to this form which must be numbered to correspond with the numbering on this form.

For Official Use only—

Application received by on

Fees paid K (in words)

Name: Signature:

Date:

.....
Registrar
Pesticides Control Board

FORM 2

APPLICATION FOR A PERMIT TO IMPORT PESTICIDES

(Three copies to be completed)

The Registrar
Pesticides Control Board
P.O. Box 51300
Limbe
Malawi

I/We of
desiring to import the pesticide(s) whose particulars are given in the attached form(s), do
hereby apply for a permit in that behalf under the Pesticides Act.

1. I/We intend to import/transport the pesticide(s) within six months.
2. I the applicant/authorized
agent of the applicant, hereby declare that all the information I have given in this
application and the attached form(s) is to the best of my knowledge and belief true and
correct.

.....
Signature of applicant or authorized agent for and on behalf of—

(Affix seal or stamp of applicant)

Date:

Address:

For Official Use only—

Application received by on

Fee paid K (in words)

Name:.....Signature.....

Date:

.....
Registrar
Pesticides Control Board

PARTICULARS FORM

NOTE: Each form is intended for one pesticide. Any information required, if cannot conveniently be given in the form, may be provided in appendices.

1. Details of pesticides—

(a) product or trade name :.....

Pesticide registration number MW/PCB/...../.....

(b) common name of active ingredient :.....

(c) code name of active ingredient :.....

(d) type of pesticide (e.g. insecticide, nematicide) :.....

(e) chemical group :.....

(f) type of formulation :.....

(g) percentage of active ingredient:

(h) quantity to be imported/transported:.....

(i) pack size

(j) packaging material (e.g PET, HD-PE, Coex, paper bag)

Other (please specify)

(k) Weight of one empty packaging.....

(l) Mode of transport..... (container, break bulk)

(m) organization, institution, or person for whom imported/transported:; and

(n) point of entry of the pesticide:.....

2. Toxicological information on the pesticide as a whole (stating name/species of test animal)

(a) acute oral LD50:.....

(b) acute dermal LD50:

(c) inhalation toxicity:

(d) chronic toxicity:

(e) fish toxicity:; and

(f) other information:

3. Particulars where pesticide is sold in any other country—
 (a) country:
 (b) uses allowed :.....
 (c) country of manufacture :.....
 (d) country where the pesticide is imported from:
 4. Particulars where pesticide is being experimented with, or being used in any other country—
 (a) country:
 (b) uses allowed (state whether commercial or experimental) :.....
 5. The experiment with the pesticide will be conducted in :.....
 (State locality) on the following crops/animals :.....
 :.....
 Approved/Not approved
 Name:.....Signature.....
 Date:

.....
Registrar
Pesticides Control Board

FORM 3

APPLICATION FOR A LICENCE TO MANUFACTURE OR TRANSPORT
PESTICIDES

(Three copies to be completed)

The Registrar
 Pesticides Control Board
 P.O. Box 51300
 Limbe
 Malawi

1. I/We*desiring to manufacture and transport the pesticide(s) whose particulars are given in the attached form(s), do hereby apply for a licence in that behalf under the Pesticides Act.
 2. I/We intend to manufacture and transport the pesticide(s) within five years.
 3. I/We*the applicant/authorized agent of the applicant, hereby declare that all the information I have given in this application and the attached form(s) is to the best of my knowledge and belief true and correct.

Date:.....

Address:.....

For Official Use only—

Application received by on

Fee paid K (in words)

Date:.....

Registrar
Pesticides Control Board

PARTICULARS FORM

NOTE: Each form is intended for one pesticide. Any information required, if cannot conveniently be given in the form, may be provided in appendices.

1. Details of pesticides—

(a) product or trade name :.....

(b) common name of active ingredient :.....

(c) code name of active ingredient:.....

(d) type of pesticide (e.g. insecticide, nematocide) :.....

(e) chemical group :.....

(f) type of formulation :.....

(g) percentage of active ingredient :.....

(h) quantity to be manufactured :.....

(i) organization(s) or person(s) for whom manufactured :.....

2. Toxicological information on the pesticide as a whole (stating name/species of test animal)—

(a) acute oral LD50:.....

(b) acute dermal LD50:

(c) inhalation toxicity:

(d) chronic toxicity:

(e) fish toxicity:; and

(f) other information:

3. Particulars where pesticide is registered in any other country—

(a) country :.....

(b) uses allowed:

(c) country of manufacture :

(d) source of active ingredient(s).....

(e) country where the pesticide is imported from :.....

4. Particulars where pesticide is being experimented with, or being used in any other country —
 (a) country :
 (b) uses allowed (state whether commercial or experimental):
5. The experiment with the pesticide will be conducted in :
 (State locality) on the following crops/animals :

FORM 4

APPLICATION FOR A COMMERCIAL APPLICATOR'S LICENCE

(Three copies to be completed)

The Registrar
 Pesticides Control Board
 P.O. Box 51300
 Limbe
 Malawi

1. I/We* of
 desiring to apply for gain pesticides belonging to the type/types specified below
 at.....
 (Address of premises) do hereby apply for a Commercial Applicator's Licence under
 section 26 of the Pesticides Act.
2. This application is for
 (a) a new licence; and
 (b) renewal of licence.
 Current licence No.:
- (Indicate with a tick)
3. Category of licence
 (a) Fumigation
 (b) Domestic
 (c) Field
 (d) Aerial
4. Period of licence: From to (annually)
5. The type of pesticides i/we desire to apply are—
 (a) fumigants ;
 (b) insecticides;
 (c) acaricides;
 (d) nematocides;
 (e) fungicides; and
 (f) herbicides.

6. The intended purpose—

- (a) fumigation of produce;
- (b) field crops;
- (c) household pests;
- (d) termite proofing;
- (e) weed control; and
- (f) Livestock treatment

7. Applicants check list (Tick Appropriate)

- (a) I/We are aware of the beneficial uses and potential effects of the pesticide(s) and the risks involved in using and handling it and I/We are equipped and able to effectively avoid or minimise the risks. Yes..... No.....
- (b) I/We or my/our employees who will be involved in handling or applying the Pesticide(s) have been adequately trained in the safe handling and use of the Pesticides Yes..... No.....
- (c) I/We have the standard equipment and facilities for professionally handling and carrying out the application of pesticides Yes... No...
- (d) I/We have insurance which is adequate to cover any reasonably foreseeable legal liability which the applicant may incur in respect of death, injury or loss arising from the use, transportation or storage of the Pesticide(s) by the applicant. Yes..... No.....
- (e) I/We have the capacity to keep up to date records in connection with the Pesticide(s) Yes..... No.....
- (f) I/We* also forward a certified copy of Fumigation Competence Certificate Nowhose date of issue is . Yes.....No

7. I/We* also forward a copy of the bank transfer Notification /cash/cheque to the value of made payable to Pesticide Control Board as the application fee.

I/We* declare that all the information given in this application is true and correct.
Signature or thumbprint of the applicant/person duly authorized

(Means of identification)

for and on behalf of:

(Affix seal or stamp of applicant)

Date:

For Official Use only—

Application received by on

Fee paid K (in words)

.....
Date:

.....
Registrar
Pesticides Control Board

FORM 5

APPLICATION FOR A SALE LICENCE OR STORAGE LICENCE

(Three copies to be completed)

The Registrar
Pesticides Control Board
P.O. Box 51300
Limbe
Malawi

1. I/We* of
desiring to sale/store for sale* the pesticides belonging to the class/classes specified below at (Address of premises) do hereby apply for a sale licence/storage licence* under section 19 of the Pesticides Act, to sell/store* the said pesticides.
2. This application is for—
(a) a new licence;
(b) renewal of licence.
(Indicate with a tick)
Current licence No.
3. Period of licence: From to (annually)
4. The type of pesticides I/We* desire to sell/store are
(a) class Ia;
(b) class Ib;
(c) class II;
(d) class III; and
(e) Restricted pesticides.
5. Details of structure—
(a) number of exit doors :
(b) ventilation :
.....
(c) type of floor :
(d) drainage system :
(e) distance from restaurants, canteens or any other eating houses :
(f) protective clothing :
(g) washroom(s) :
(h) Fire extinguisher
(i) Absorbent material e.g sand/sawdust/vermiculite
(j) Cleaning tools e.g. brushes, brooms, shovel etc

6. Other items sold or stored at the premises are—

(Indicate with a tick)

(a) foodstuff;

(b) sundries;

(c) hardware;

(d) pharmaceuticals;

(e) clothing; and

(f) other (specify)——

.....

7. I/We* forward a certified copy of the certificate of registration/business licence under the relevant law.

8. I/We* also forward proof of payment of application fee* to Pesticide Control Board.

I/We* declare that all information given in this application is true and correct.

Signature or thumbprint of Applicant/person duly authorized

(Means of identification) for and on behalf of:

(Affix seal or stamp of applicant)

Date

For Official Use only—

Application received by on

Fee paid K (in words)

.....
 Date:

.....
 Registrar
 Pesticides Control Board

FORM 6

APPLICATION FOR A SALE LICENCE OR STORAGE LICENCE FOR A RESTRICTED PESTICIDE

(Three copies to be completed)

The Registrar

Pesticides Control Board

P.O. Box 51300

Limbe

Malawi

1. I/We* of
 desiring to sale/store for sale* the restricted use pesticides at.....
 (Address of premises) do hereby apply for

a sale licence/storage licence* under section 19 of the Pesticides Act, to sell/store* the said pesticides.

2. This application is for—

(a) new licence;

(b) renewal of licence.

(Indicate with a tick)

Current licence No.

3. Period of licence: From to (annually)

4. Details of structure—

(a) number of exit doors:

(b) ventilation:

(c) type of floor:

(d) drainage system:

(e) distance from restaurants, canteens or any other eating houses:

(f) protective clothing:

(g) washroom(s):

(h) fire extinguisher:

(i) sand/sawdust:

5. Other items sold or stored at the premises are—

(Indicate with a tick)

(a) foodstuff;

(b) sundries;

(c) hardware;

(d) pharmaceuticals;

(e) clothing; and

(f) other (specify)—

.....

.....

6. I/We* forward a certified copy of the certificate of registration under the relevant law.

7. I/We* also forward proof of payment of application fee * to Pesticide Control Board.

I/We* declare that all information given in this application is true and correct.

Signature or thumbprint of Applicant/person duly authorized.....

(Means of identification) for and on behalf of:

10th March, 2023

99

(Affix seal or stamp of applicant)

Date

For Official Use only—

Application received by on

Fee paid K (in words)

Date:

Registrar
Pesticides Control Board

FORM 7

APPLICATION FOR A LICENCE TO EXPORT AND TRANSPORT PESTICIDES

(Three copies to be completed)

The Registrar
Pesticides Control Board
P.O. Box 51300
Limbe
Malawi

1. I/We* of
desiring to export and transport the pesticide(s) whose particulars are given in the
attached form(s), do hereby apply for a licence in that behalf under the Pesticides Act.
2. I/We intend to export and transport the pesticide(s) within 30 days.
3. I/We* the applicant/authorized
agent of the applicant, hereby declare that all the information I have given in this
application and the attached form(s) is to the best of my knowledge and belief true and
correct.

Date:

Address:

For Official Use only—

Application received by on

Fee paid K (in words)

Date:

Registrar
Pesticides Control Board

PARTICULARS FORM

NOTE: Each form is intended for one pesticide. Any information required, if cannot
conveniently be given in the form, may be provided in appendices.

1. Details of pesticides—

- (a) product or trade name :
- (b) common name of active ingredient :
- (c) code name of active ingredient :
- (d) type of pesticide (e.g. insecticide, nematicide) :
- (e) chemical group :
- (f) type of formulation :
- (g) percentage of active ingredient :
- (h) quantity to be exported and transported
- (i) batch number:
- (j) organization or person for whom exported / :
2. Toxicological information on the pesticide as a whole (stating name/species of test animal)—
- (a) acute oral LD50:
- (b) acute dermal LD50:
- (c) inhalation toxicity:
- (d) chronic toxicity:
- (e) fish toxicity: ; and
- (f) other:

FORM 8

APPLICATION FOR LIFTING OF TEMPORARY BAN AGAINST IMPORTATION
OR MANUFACTURING OF PESTICIDES.

The Registrar
Pesticides Control Board
P.O. Box 51300
Limbe
Malawi

1. I/We*(name of applicant) of
(Address of applicant) hereby apply under regulation 3 of the Pesticides Regulations for
lifting of the temporary ban of the pesticide described in paragraphs 2 to 4 to enable the
pesticide to be imported or manufactured in Malawi.
2. This pesticide was temporarily banned in Malawi on..... date of.....,
in the year 20....., for the following reasons:

.....

.....

.....

.....

-

 3. Trade name of the pesticide:
 4. Reasons for the lifting of the ban

-

 5. I/We* the applicants, hereby declare that all the information given in this application is to the best of my/our* knowledge and belief, true and correct.

Dated this day of, 20.....

.....
 (Signature)

.....
 Name of signatory (printed)

Capacity of signatory (if applicant is not an individual)

(Director/Secretary/duly authorized attorney)

For and on behalf of

(Name of applicant if applicant is not an individual)

(Affix seal or stamp of applicant if not an individual) (.....)

INSTRUCTIONS ON COMPLETING THIS FORM

An original and two copies of this form must be submitted for application for the lifting of temporary ban.

If the space provided in this form is insufficient to record the required information the information must be included in annexes attached to this form which must be numbered to correspond with the numbering on this form.

For Official Use only—

Application received by on

Fee paid K (in words)

.....
 Date:

.....
 Registrar
 Pesticides Control Board

FORM 9

APPLICATION TO BE REGISTERED AS A PESTICIDES WASTE
MANAGEMENT OPERATOR

(Three copies to be completed)

The Registrar
Pesticides Control Board
P.O. Box 51300
Limbe
Malawi

I/We of
..... desiring to operate a pesticide waste management facility at
..... (location of the premises), do hereby
apply for a certificate in that behalf under section 37(6) the Pesticides Act,

1. I/We intend to manage pesticide waste facility for three (3) years.
2. I/We declare that the facility is fit for the purpose of pesticide waste management.
3. Details of the pesticide—

- (a) List of active ingredient(s)
- (b) common name of active ingredient(s) :
- (c) code name of active ingredient(s) :
- (d) type of pesticide (e.g. insecticide, nematicide) :
- (e) chemical group :
- (f) type of formulation :
- (g) percentage of active ingredient :

4. Forms/means of managing pesticide waste

.....
.....
.....
.....
.....

5. I the applicant/authorized agent of the applicant,
hereby declare that all the information I have given in this application is to the best of
my knowledge and belief true and correct.

.....
Signature of applicant or authorized agent for and on behalf of:

(Affix seal or stamp of applicant)

Date:

Address:

For Official Use only

Application received by on

Fee paid K (in words)

Date:

Registrar
Pesticides Control Board

PARTICULARS OF THE FORM

NOTE: Any information required, if cannot conveniently be given in the form, may be provided in appendices.

SECOND SCHEDULE

(reg.7)

PESTICIDES ACT

(CAP. 35:03)

PESTICIDES REGULATIONS

CERTIFICATE OF REGISTRATION OF A PESTICIDE

The Pesticides Control Board, in exercise of its powers under section 19 of the Pesticides Act, has registered the pesticide described below in the name of the registrant, for a period of five years expiring on subject to the conditions appearing on the reverse side.

- (a) Registration number of the pesticide:
- (b) Name of agent in Malawi is
- (c) Type of the Pesticide:
- (d) Name of registrant:
- (e) Trade name:
- (f) Active ingredient(s) :
- (g) Concentration :
- (h) Formulation:

CONDITIONS

1. The label(s), which have been approved by the Board for use in connexion with the pesticide, are attached.
2. Registration of this pesticide is subject to the special conditions, which appear on the reverse side of this certificate.

Issued this day of, 20....

Chairman
Pesticides Control BoardRegistrar
Pesticides Control Board

THIRD SCHEDULE

(regs. 22 (3) & 26)

PESTICIDES ACT

(CAP. 35:03)

PESTICIDES REGULATIONS

LICENCE TO MANUFACTURE OR TRANSPORT PESTICIDES

LICENCE No

1. Licence is hereby granted toof
to manufacture and transport pesticides whose particulars appear below, subject to the
conditions specified herein.
2. Unless earlier revoked or suspended, this licence is for five years from the date of issue.
3. The licence is not transferable.

PARTICULARS OF PESTICIDE(S)

- (a) Trade Name:
- (b) Common Name:
- (c) Active Ingredients:.....
- (d) Formulation:
- (e) Purpose/Use:
- (f) pack size.....
- (g) packaging material (e.g. PET, HD-PE, Coex, paper bag)
Other (please specify)
- (h) Point of exit
- (i) Mode of transport..... (container, break bulk)
- (j) Other.....(Please specify)

CONDITIONS

.....

.....

.....

.....

Issued this day of, 20....

.....
Chairman
Pesticides Control Board

.....
Registrar
Pesticides Control Board

PESTICIDES ACT
(CAP. 35:03)
PESTICIDES REGULATIONS
COMMERCIAL APPLICATOR'S LICENCE

LICENCE No:

1. Commercial Applicator's Licence is hereby granted, under section 26 of the Pesticide Act, to of to apply for gain pesticides whose particulars appear below, subject to conditions specified herein.
2. Unless earlier revoked or suspended, this licence is valid for one year from the date of issue.
3. This licence is not transferable.

PARTICULARS OF PESTICIDES

- (a) fumigants;
- (b) insecticides;
- (c) acaricides;
- (d) nematicides;
- (e) fungicides; and
- (f) herbicides.

CONDITIONS

Issued this day of, 20....

.....
Chairman
Pesticides Control Board

.....
Registrar
Pesticides Control Board

PESTICIDES ACT
(CAP. 35:03)
PESTICIDES REGULATIONS
SALES/STORAGE* LICENCE
(RETAIL/WHOLESALE)

LICENCE No.

1. Licence is hereby granted toof
..... to sell/store pesticides belonging to class/classes
.....at(address
of premises) subject to the conditions specified herein.
2. Unless earlier revoked or suspended, this licence is valid for one year from the date of issue.
3. This licence is not transferable.

CONDITIONS

.....
.....
.....
.....
.....

Issued this day of, 20....

.....
Chairman
Pesticides Control Board

.....
Registrar
Pesticides Control Board

PESTICIDES ACT
(CAP. 35:03)
PESTICIDES REGULATIONS

RESTRICTED USE PESTICIDES SALES/STORAGE* LICENCE

LICENCE No.

1. Licence is hereby granted toof
..... to sell/store restricted use pesticides at
.....(address of premises) subject to the conditions
specified herein.
2. Unless earlier revoked or suspended, this licence is valid for one year from the date of issue.

3. This licence is not transferable.

CONDITIONS

.....

Issued this day of, 20....

.....
Chairman
Pesticides Control Board

.....
Registrar
Pesticides Control Board

PESTICIDES ACT

(CAP. 35:03)

PESTICIDES REGULATIONS

LICENCE TO MANUFACTURE OR EXPORT PESTICIDES (REGISTERED/UNREGISTERED)

LICENCE No.....

- Licence is hereby granted toto manufacture/export
*pesticides whose particulars appear below, subject to the conditions specified herein.
- Unless earlier revoked or suspended, this licence is for one year from the date of issue.
- The licence is not transferable.

PARTICULARS OF PESTICIDE(S)

<i>Trade Name</i>	<i>Common Name</i>	<i>Formulation</i>	<i>Quantity</i>	<i>Percent</i>

CONDITIONS

.....
 Issued this day of, 20....

.....
Chairman
Pesticides Control Board

.....
Registrar
Pesticides Control Board

PESTICIDES ACT

(CAP. 35:03)

PESTICIDES REGULATIONS

CERTIFICATE OF REGISTRATION AS A PESTICIDE(S) WASTE
MANAGEMENT OPERATOR

The Pesticides Control Board, in exercise of its powers under section 37(6) of the Pesticides Act, has registered of

as a pesticide(s) waste management operator for a period of three years expiring on subject to the conditions appearing on the reverse side.

The registration number of the operator is

The name of the pesticide(s) is

Particulars of the Pesticide (s)

(a) Registrant—

(i) Trade name:

(ii) Active ingredient:

(iii) Active ingredient content:

(iv) Concentration:

(v) Formulation:

Issued this day of, 20.....

.....
Chairman
Pesticides Control Board

.....
Registrar
Pesticides Control Board

FOURTH SCHEDULE

(regs. 10, 22(6) & 23(3))

PESTICIDES ACT

(CAP. 35:03)

PESTICIDES REGULATIONS

PERMIT TO IMPORT OR TRANSPORT PESTICIDES

(REGISTERED/UNREGISTERED)

..... of
..... is permitted under section
17(3) of the Pesticides Act to import in one consignment, transport the pesticide(s) whose
particulars appear below.

This permit is valid within the period of six months from the date of permit subject to the
conditions stated on the reverse of this permit.

PARTICULARS OF PESTICIDE(S):

- (a) Trade Name:
- (b) Common Name:
- (c) Maximum Quantity of the pesticide covered:
- (d) Active Ingredients:.....
- (e) Formulation:
- (f) Purpose/Use:
- (g) pack size
- (h) packaging material (e.g PET, HD-PE, Coex, paper bag)
Other (please specify)
- (i) Point of entry:
- (j) Country of origin:
- (k) Mode of transport..... (container, break bulk)
- (l) Other.....(Please specify)

CONDITIONS

.....

.....

.....

.....

.....

.....

.....

Issued this day of, 20.....

.....
Chairman
Pesticides Control Board

.....
Registrar
Pesticides Control Board

PESTICIDES ACT

(CAP. 35:03)

PESTICIDES REGULATIONS

PERMIT TO EXPORT OR TRANSPORT PESTICIDES

PERMIT No

1. Permit is hereby granted toof
to export and transport pesticides whose particulars appear below, subject to the
conditions specified herein.

2. Unless earlier revoked or suspended, this permit is for thirty (30) days from the date of issue.
3. The permit is not transferable.

PARTICULARS OF PESTICIDE(S)

- (a) Trade Name:
- (b) Common Name(s):.....
- (c) Quantity of the Pesticide Covered:
- (d) Active Ingredients:.....
- (e) Formulation:
- (f) Purpose/Use:
- (g) pack size.....
- (h) packaging material (e.g PET, HD-PE, Coex, paper bag)
Other (please specify)
- (i) Point of exit:
- (j) Country of export
- (k) Mode of transport..... (container, break bulk)
Other.....

CONDITIONS

.....

.....

.....

.....

Issued this day of, 20....

.....
Chairman
Pesticides Control Board

.....
Registrar
Pesticides Control Board

FIFTH SCHEDULE

(regs.14(1)(a), 15 & 20)

PESTICIDES ACT

(CAP. 35:03)

PESTICIDES REGULATIONS

PESTICIDE HAZARD CLASSIFICATION BASED ON WHO/GHS

Information to appear on label using the Globally Harmonised System for classification and labelling https://www.unece.org/fileadmin/DAM/trans/danger/publi/ghs/ghs_rev04/English/

ST-SG-AC10-30-Rev4e.pdf GHS Hazard Category: Category I, II, III, IV, V or non classified



Pictogram e.g.

(Category I, II, III)

(Category IV)

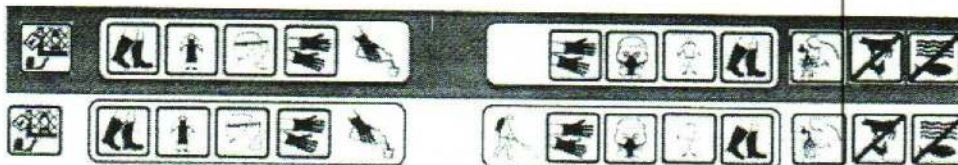
Signal word: Danger (category I, II, III) , Warning (Category IV and V)

Hazard statement—

- (a) Oral: fatal if swallowed (Category I and II) , Toxic if swallowed (Category III), Harmful if swallowed (Category IV) , May be harmful if swallowed (Category V);
- (b) Dermal: Fatal in contact with skin (Category I and II) , Toxic if in contact with skin (Category III), Harmful if in contact with skin (Category IV) , May be harmful if in contact with skin (Category V); and
- (c) Inhalation: Fatal if inhaled (Category I and II) , Toxic if inhaled (Category III), Harmful inhaled (Category IV) , May be harmful if inhaled (Category V)

Colour band: PMS RED 199 C (Category I and II), PMS Yellow C (Category III), PMS Blue 293 C (Category IV and V), PMS Green 347 C (not classified).

Precautionary pictograms (e.g.)—



Danger

Oral: fatal if swallowed

Dermal: Fatal in contact with skin

Inhalation: Fatal if inhaled

PMS RED199 C

IA

VERY TOXIC

Highly hazardous

TOXIC

IB

PMS RED

199 C

*PMS is a colour matching system, mainly used by printers, devised and patented by Pantone, Inc. USA. See Table 5 of the WHO Recommended Classification of Pesticides by Hazard: Bibliography reference 6.

SIXTH SCHEDULE

regs.29(1), 32(1) & 33(1)

FORM 1

PESTICIDES ACT

(CAP. 35:03)

PESTICIDES REGULATIONS

TEMPORARY BAN AGAINST IMPORTATION OR MANUFACTURING OF
PESTICIDES.

The importation or manufacturing of.....(name of
pesticide) whose particulars appear below is temporarily banned under section 11(2)(f) of
the Pesticides Act as read together with regulation 35.

This ban is subject to lifting by any interested party on application to the Pesticides Control
Board.

PARTICULARS OF PESTICIDE(S)

- (a) Trade Name:
- (b) Common Name:
- (c) Maximum Quantity of the Pesticide Covered :
- (d) Active Ingredients:
- (e) Formulation:
- (f) Purpose/Use

REASONS FOR BAN

.....

.....

.....

.....

.....

Issued this day of, 20....

.....
Chairman
Pesticides Control Board

.....
Registrar
Pesticides Control Board

FORM 2

PESTICIDES ACT

(CAP. 35:03)

PESTICIDES REGULATIONS

LIFTING OF TEMPORARY BAN AGAINST IMPORTATION OR
MANUFACTURING OF PESTICIDES.

The ban made under section 11(2)(f) of the Pesticides Act against the importation or manufacturing of(name of pesticide) issued on the day of20.... whose particulars appear below has been lifted.

PARTICULARS OF PESTICIDE(S)

- (a) Trade Name:.....
 (b) Common Name:
 (c) Maximum Quantity of the Pesticide Covered :.....
 (d) Active Ingredients:.....
 (e) Formulation:
 (f) Purpose/Use:.....

CONDITIONS

.....

Issued this day of, 20....

.....
Chairman
Pesticides Control Board

.....
Registrar
Pesticides Control Board

FORM 3

PESTICIDES ACT

(CAP. 35:03)

PESTICIDES REGULATIONS

DECLARATION TO HAVE CAUSED OR CONTRIBUTED
CONTAMINATION/POLLUTION/STOCKPILING

The Pesticides Control Board has declared

ofto have caused or contributed to
contamination/Pollution/stockpiling of (.....)

Issued this day of, 20....

.....
Chairman
Pesticides Control Board

.....
Registrar
Pesticides Control Board

SEVENTH SCHEDULE

(reg. 36)

FEES

<i>Matter</i>	<i>Fees</i>
1. Manufacturing or formulation of pesticides for 5 years—	
(a) application or renewal fees	K 50,000.00
(b) processing of application.	K 800,000.00
(c) on issuance of certificate	K 200,000.00
(d) on renewal of certificate	K 600,000.00
2. Registration of pesticides for 5 years—	
(a) application or renewal fees	K 50,000.00
(b) processing of registration—	
(i) locally manufactured pesticides	K 320,000.00
(ii) foreign manufactured pesticides	USD 650.00
(c) on issuance of certificate	K 300,000.00
(d) processing of renewal of certificate	K 300,000.00
(e) fasttracked registration (inclusive of application fee)	USD 5,000.00
(f) registration of additional agent (for the validity of the certificate)	K2,500,000.00
(g) processing of variation of pesticide registration per product—	
(i) minor such as colour of product, odour, colour of label and information, features, packaging size or type and colour, extension of use	USD 300.00
(ii) major like manufacturing site, manufacturer, formulation, source of technical grade	USD 400.00
(h) retention fee, annual	K 30,000.00
3. Licencing of commercial applicators—	
(a) application fees	K 50,000.00
(b) applicators licence for 1 year for restricted use pesticides	K 200,000.00
(c) field applicator's licence	K 50,000.00
(d) domestic pest control licence for 1 year	K 100,000.00
(e) aerial commercial drones spraying licence for 1 year	K 150,000.00

<i>Matter</i>	<i>Fees</i>
4. Importation or exportation of pesticides—	
(a) Processing of import or export permit application fees for a consignment of—	
(i) up to 5000kg/l	K 100,000.00
(ii) 5001 up to 30000kg/l kg per consignment ..	K 200,000.00
(b) Application for lifting of a temporally ban	K 5,000,000.00
5. Licensing of pesticides sales or storage premises for 1 year—	
(a) processing of application for sales or storage licence as a—	
(i) wholesale	K 200,000.00
(ii) retailer	K 50,000.00
(b) processing of application for sales or storage licence for restricted use pesticides	K 300,000.00
6. Certification of commercial pesticide waste management facilities for 1 year—	
(a) application fee	K 50,000.00
(b) processing of application	K 250,000.00
7. Inspection activities—	
(a) site inspection—	
(i) visits to manufacturers	K 80,000.00
(ii) visits to packaging facilities	K 700,000.00
(iii) inspections without site visits	K 30,000.00
(b) shop inspections	K 50,000.00
8. Other services—	
(a) verification of pesticide donations	K 100,000.00
(b) screening of promotional materials per language—	
(i) written materials	K 50,000.00
(ii) audio or video scripts	K 100,000.00
(iii) billboards or posters on any medium, including internet	K 100,000.00
(iv) posters on vehicles or buildings	K 50,000.00
(c) provision of training—	
(i) commercial applicators	K 300,000.00
(ii) agro-dealers or distributors	K 50,000.00
(d) supervision of pesticide disposal	K 250,000.00
(e) pesticides analysis charges per active ingredient ..	K 250,000.00

Note:

1. The keeping of expiries will attract an incremental charge which will be payable to the Board. The schedule is as follows: K100,000 for the three months old expires and K300,000 every passing month.

2. Retention fee means a fee charged in respect of the retention of a registrant's name in either of the veterinary registers for each retention fee year.
3. A fine of K50,000 to be paid by small agro-dealers in the event that they are found keeping expired pesticides.
4. Mandatory submission of stock returns by importers failing which a fine of K2,000,000 be applicable.

EIGHTH SCHEDULE

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Administrative fines

<i>Description</i>	<i>Fine</i>
1. Failing to display a licence	K 20,000
2. Selling restricted use pesticides for which one is not licensed ..	K 500,000
3. Selling of restricted use pesticides to unlicensed/unauthorised entities	K 500,000
4. Unauthorised packaging by—	
(a) Importer	K 2,000,000
(b) Retailer	K 200,000
5. Selling empty pesticide containers for unauthorised use ..	K 50,000
6. Offloading pesticide imports without inspection	K 1,000,000

Made this 6th day of February, 2023

(FILE NO. PCB/CONF/1/23)

S. D. KAWALE
Minister of Agriculture