



APPROVAL

Summary

Substance	Yates Tomato and Vegetable Dust
Application type	To reissue an approval for a hazardous substance under clause 4 of Schedule 7 of the Hazardous Substances and New Organisms Act 1996 ("the Act")
Considered by	The Chief Executive ¹ of the Environmental Protection Authority ("the EPA")
Decision	Approved for reissue
Date of reissue	30 April 2021
Approval code	HSR101195
Hazard classification	Skin irritation Category 2, Skin sensitisation Category 1, Specific target organ toxicity (repeated exposure) Category 2, Hazardous to the aquatic environment acute Category 1, Hazardous to the aquatic environment chronic Category 1

¹ The Chief Executive of the EPA has made the decision on this application under delegated authority in accordance with section 19 of the Act

Decision

- 1.1. Pursuant to clause 4 of Schedule 7 of the Act, I have considered this approval to reissue.
- 1.2. I have considered the matters raised in sections 4 to 8 of the Act but, given the nature of the reissue is administrative, there are no further considerations required in order to achieve the purpose of the Act.
- 1.3. I consider it appropriate to reissue approval HSR101195 with the controls set out in the Appendix in accordance with clause 4 of Schedule 7 of the Act. Therefore the reissued approval is now made under section 29 of the Act, in accordance with clause 4(5) of Schedule 7, and Schedule 7 no longer applies to the reissued approval. Given the hazard classification system comes into effect from 30 April 2021, this decision will have effect from that date.
- 1.4. The transitional provisions of the Labelling Notice, Safety Data Sheets Notice and Packaging Notice apply to this reissued approval for the transitional period which begins on the date of reissue and ends on 30 April 2025.



Signed by:

Date: 16 April 2021

Dr Allan L Freeth
Chief Executive, EPA

Appendix: Controls applying to HSR101195

Hazardous substances and new organisms (HSNO) default controls

Control code	EPA Notice	Notice / Part description
LAB	Labelling Notice 2017	Requirements for labelling of hazardous substances
PKG	Packaging Notice 2017	Requirements for packaging of hazardous substances
SDS	Safety Data Sheets Notice 2017	Requirements for safety data sheets for hazardous substances
DIS	Disposal Notice 2017	Requirements for disposing hazardous substances
HPC1	Hazardous Property Controls Notice 2017 Part 1	Preliminary provisions
HPC3	Hazardous Property Controls Notice 2017 Part 3	Requirements for hazardous substances in a place other than a workplace
HPC4A	Hazardous Property Controls Notice 2017 Part 4A	Substances that are hazardous to the environment: Site and storage controls
HPC4B	Hazardous Property Controls Notice 2017 Part 4B	Use of substances that are hazardous to the environment
HPC4C	Hazardous Property Controls Notice 2017 Part 4C	Qualifications required for application of substances that are hazardous to the environment

HSNO additional controls and modifications to controls

Control Description	Varied / Additional Control	Control
Application method restrictions	Additional control	This substance must be applied using ground-based methods only.
Active ingredient or component specification – impurity limits, purity requirements, isomer ratios and other specifications	Additional control	<p>The following limits are set for toxicologically relevant impurities in the active ingredient copper oxychloride used to manufacture this substance:</p> <ul style="list-style-type: none"> • Arsenic: maximum 49 mg/kg of copper content • Lead: maximum 245 mg/kg of copper content • Cadmium: maximum 49 mg/kg of copper content <p>The following limits are set for toxicologically relevant impurities in the active ingredient sulfur used to manufacture this substance:</p> <ul style="list-style-type: none"> • Arsenic: maximum 245 µg/g

Control Description	Varied / Additional Control	Control
Packaging – additional packaging requirements	Additional control	A person who imports or manufactures the substance must ensure that the available pack size for sale is no larger than 1 kg.
Label	Additional control	<p>The substance label must include the following statements, or words to the same effect:</p> <ul style="list-style-type: none"> • This substance must not be applied into or onto water • Do not allow pets and children to enter treated areas • Do not allow chemical containers or substance to get into water or water ways, including drains, sewers, streams or ponds. • This substance is toxic via the oral route • Avoid contact with skin and do not inhale or ingest dust • Repeated exposure to this substance may cause allergic disorders • Wash hands after use • When using the product wear a disposable dust mask and other PPE as appropriate. (Note: The label should then specify appropriate PPE).

Health and safety at work (HSW) requirements

Advisory Note: These requirements are not set for the substance under this approval but apply in their own right under the HSW (Hazardous Substances) Regulations 2017 according to the classification of the substance. They are listed here for information purposes only.

Control code	Regulation Part	Description
HSW1	Part 1	Application
HSW2	Part 2	Labelling, signage, safety data sheets, and packaging
HSW3	Part 3	General duties relating to risk management
HSW4	Part 4	Certified handlers and supervision and training of workers
HSW5	Part 5	Emergency management
HSW13	Part 13	Class 6 and 8 substances
HSW17	Part 17	Stationary container systems