

F.No.13035/28/2014-PP.I (vol.ii)  
Government of India  
Ministry of Agriculture  
Department of Agriculture & Cooperation

478-A, Krishi Bhavan, New Delhi,  
Dated the 24<sup>th</sup> June, 2015.

Subject: - **Minutes of the meeting to discuss the objection and suggestions received on Insecticides (Amendment) Rules 2015 (GSR 92 (E) dated 13-02-2015)**

The undersigned is directed to forward herewith a copy of minutes of the meeting held under the chairmanship of Shri Utpal Kumar Singh, Joint Secretary (Plant Protection), Department of Agriculture & Cooperation on **03-06-2015** in Krishi Bhavan, New Delhi to discuss objection and suggestions received on Insecticides (Amendment) Rules 2015 (GSR 92 (E) dated 13-02-2015) for information and necessary action.

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4. APPA (NPRR), DPPQ&S, NH-IV, Faridabad.
5. Dr. S.K.Khurana, Consultant (Pathology), DPPQ&S, Faridabad.
6. Dr. Sandhya Kulshrestha, Consultant (Pharma), DPPQ&S, Faridabad.

Copy for information:

1. Crop Life India, 226-228, 2<sup>nd</sup> Floor, Ansal Chamber-II, 6 Bhikaji Cama Place, New Delhi-110066.
2. Crop Care Federation of India, Vikram Tower, F-1006, 10<sup>th</sup> Floor, 16 Rajindra Place, New Delhi-110008.
3. Pesticides Manufacturers & Formulators Association of India, D-514/515/516, Crystal Plaza, Andheri Link Road, Andheri (W), Mumbai-400053.
4. All India Biotech Association, Vipps Centre-2, LSC, EFGH, Masjid Moth, GK-II, New Delhi-110048.
- ✓ 5. Confederation of All India Small & Medium Pesticides Manufacturers Associations (CAPMA), 1-1-652/2, Flat No 301, Sree Radha Krishna Residency, Gandhi Nagar, Hyderabad – 500020.



**Minutes of the meeting held under the Chairmanship of Joint Secretary (Plant Protection) on June 03, 2015 at 15.30 hours to discuss the comments received on the draft amendments to the Insecticides Rules, 1971**

A meeting was held under the Chairmanship of Joint Secretary (Plant Protection) on June 03, 2015 at 15.30 hours to discuss the comments received on the draft amendments to the Insecticides Rules, 1971 (**the Rules**), published vide Gazette Notification No. GSR 92 (E) dated 13.02.2015. A list of participants is annexed.

At the outset, the Chairman welcomed the participants and informed that the purpose of the meeting was to discuss the issues raised by the Associations on the draft amendments.

The Associations of Pesticide Industry appreciated the purpose to reduce the number of Forms. Thereafter, the issues were discussed one-by-one and the following decisions were taken:-

**1. Rule 9 – sub-clause 4(B) – Qualification of the licensee for manufacturing pesticides**

The suggestion from Industry was to substitute the Doctorate Degree in Chemistry in the case of Technical manufacture licensee with Master's Degree in Chemistry or Agrochemicals or Graduate Degree in Chemical Engineering. It was felt that though students are exposed to some concepts of synthesis at the Master's Level, it was not sufficient, and therefore Doctorate Degree in synthetic field was necessary for manufacture of technical grade pesticides. It was agreed that no change in the draft amendment in educational qualifications of licencees for technical manufacture was necessary.

**2. Rule 10 – sub rule 7 – submission of a certificate in Form XXIV**

There appears to be a typographical / printing error in the reference to Form XXIV which needs to be rectified to read Form XXII.

**3. Form I**

**(i) “Applicant” needs to be defined in Cl. 1(a)**

It was clarified that Rule 6 of the rules defines the applicant. As such, no further clarification was necessary in this regard.

(ii) **Chemical Composition on per cent basis in Cl. 8**

The Associations suggested that the calculation of the total of various ingredients should be required only in case of formulations. In case of Technical Pesticides, the a.i. is given as Minimum and impurities as maximum, which may not add upto 100% exactly. It was clarified that in actual practice the sum total of a.i. and impurities should be equal to 100.00% (barring negligible fractional variations). Therefore, no change is warranted in this regard.

(iii) **Stability in storage in Cl. 9(a)**

A clarification was sought as to whether the storage stability should be six months more than the shelf-life claim? It was clarified that the storage stability and the shelf-life claims have to be as per the protocol approved by the Central Insecticides Board, i.e. shelf-life claim + 6 months. Hence, no change was required in this regard.

(iv) **Appearance of Trade Name in the Form, etc. and certain other corrections**

It was agreed that the Trade Name will be deleted from the Forms.

It was decided that 'status' of the applicant, i.e. name of person and company, shall be added in Cl. 1 (a) and in Cl. 1 (d) 'Category of application, shall be replaced with 'Category of registration'. Under Cl. 10 the statement shall read as 'provide toxicological data generated at a GLP certified testing facility).

(v) **Cl. 13 (a) on Form -I : Submission of specification in BIS format**

An issue was raised with relation to BIS specification in Form - I under Cl. 13(a). It was clarified that it was the draft specification that was required to be submitted in BIS format and was not to be mistaken for BIS Specification. As such, specification in BIS format has been correctly mentioned and does not require any change.



(vi) **Cl. 13 (b) on Form –I : Submission of analytical reports of the sample of Insecticides**

Some Associations pointed out that Cl. 13(b) in Form I was anachronistic in that an Insecticide can be manufactured and tested after registration, and not prior to it.

Therefore it would not be possible to submit the analytical test report (ATR) as per the requirement under Cl. 13 (b). It was clarified that in the case of registration of formulations of Insecticides under section 9(4) of the Insecticides Act, 1968 no submission of ATR has been mandated as per Registration Committee guidelines. However, in other cases ATRs are being submitted as per extant Registration Committee guidelines for lab scale samples. Therefore, it was agreed that no change was necessary in the draft since this requirement may change from time to time as per Registration Committee guidelines.

4. **Form II and Form III – Certificate of Provisional registration of Insecticides**

It was suggested that registration numbers should be appropriately mentioned in the proposed Certificates of Registration. The Associations were assured in this regard.

5. **Name and address of the supplier in the Certificate of Registration in clause 7**

The suggestion of the Associations was deliberated upon. It was decided that the name of manufacturer providing the letter (s) of consent shall be mentioned in the Certificate. In case, it is a supplier, he shall be treated only as a distributor for the manufacturer. The letter (s) of consent could be detailed providing all necessary information about a supplier etc.

6. **Form-VI – about ISI Mark Certification**

The associations sought deletion of the provision related to BIS Certification. It was informed that since the issue was sub judice appropriate decision will be taken by DAC in due course. In the table at Sl. 1 of Form VI a column will be added to the existing columns with the title 'For Manufacture or Repacking'. Accordingly, necessary amendments will be made in line 2 of Sl. 1 of the form.

**7. Form-VII – Application for grant/renewal of License to sell, stock, or Exhibit for sale or Distribute Insecticides, Application for Grant/Renewal of License to stock and use of Insecticides for commercial pest control operators**

Various Associations expressed doubts whether dealers in rural areas will be able to find and hire agriculture graduates. It was clarified that educational qualification in this respect was not limited to agriculture graduates, but included graduates in Chemistry, Botany and Zoology as well. Serial 3 in Form VII will be corrected in line with provision at Rule 10, sub rule 4 (1A). It was also pointed out that a transition period of 2 years has been proposed. DAC will work closely with State Governments, SAUs, ICAR to develop appropriate training modules, as required.

It was also suggested that extant Rules may be screened to rectify names of pesticides, institutions e.g. Rule 10 (3A) (i) and (iii). Names of banned pesticides should be deleted e.g. Ethylene Dibromide from Rule 10 (3A) (i).

**8. Form-IX – Principal Certificate**

Since provision for renewal of licenses is proposed to be been done away with, column 6 related to 'Validity' shall be deleted. It was also proposed that proposed Sl. No. 5 in this Form should be deleted. However it was pointed out the manufacturer issuing the Principal Certificate needs to verify if the facilities are appropriate for safekeeping of the product.

**9. Form-X – Report of the Insecticide Analyst**

The Associations suggested that Chromatograms with peak-areas, weights and purity of standard, etc should be sought for the purpose of calculation. It was informed that provision has already been proposed in Rules for the chromatograms/spectra, wherever applicable. Hence, no change is necessitated in this Form.

**10. Form-XIV**

It was decided that appropriate modification will be carried out.

**11. Form-XV – Stock Register of Technical Grade Pesticides**

The Associations suggested that manufacturers and big distributors/ dealers maintain computerized records of stocks these days and therefore, computer print outs should be made acceptable to the concerned officers/inspectors. It was pointed out that providing

authenticated information in the prescribed proforma is critical whether retained in hard copy or electronic forms.

#### **12. Form-XIX – Memorandum to the Insecticide Analyst**

Associations suggested that the position of Form-XIX should be in such a manner so as to create a logical arrangement. It was agreed that the sequence will be looked and appropriate modification made.

#### **13. Form-XX – Register for Persons engaged in Connection with Insecticides**

Associations pointed to certain requirements related to periodic health checkups which may be irrelevant or expose workers to X-ray radiation unnecessarily. It was decided that a Committee be set up for technical review of the provision in the following manner:

- (i) Dr. S.K. Khurana, Consultant (Path.)
- (ii) Dr. (Mrs.) Sandhya Kulshrestha, Consultant (Pharma.)
- (iii) Mr. Vipin Saini, Executive Director, CropLife India; and
- (iv) Dr. B.S. Phogat, Member-Convener.

This Committee shall submit its report to DAC within one month.

#### **14. Rule 10 A (b) Regarding disposal of time barred insecticides by the dealers**

Maharashtra Fertilizers, Pesticides, Seeds Dealers Associations, Pune suggested that the Rule should be amended to make manufacturers / formulators solely responsible for collecting and safe disposal of insecticides past their shelf lives.

This suggestion will call for an in-depth study and understanding before provisions are made in the law and regulations.

#### **15. Spelling Mistakes**

There were a few spelling mistakes pointed out by Association which will be rectified.

The meeting ended with a vote of thanks to the Chair.

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