

Regulations amending Regulations concerning trade with fertilisers, liming materials etc.

Laid down by the Ministry of Agriculture and Food xxx xxx xxx pursuant to Act 19 December 2003 No. 124 on Food Production and Food Safety (Food Act) §§ 5, 9, 10, 12, 13, 14 og 33 first paragraph, cf. Decision on Delegation of authority 19. December 2003 No. 1790 and by the Norwegian Directorate for Civil Protection pursuant to Act No. 20 of 14 June 2002 relating to the Prevention of Fire, Explosion and Accidents involving Hazardous Substances and the Fire Services' Duties connected with Rescue Operations (Fire and Explosion Prevention Act) §§ 26 og 43 cf. Decision on Delegation of authority 1. September 2003 No. 1161. Confirmed by the Ministry of Justice and Public Security.

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In Regulations 4. July 2000 No. 1063 relating to trade with fertilisers, liming materials etc. the following amendments are made:

The following is added in a new chapter 3A:

Particular regulations relating to ammonium nitrate fertilisers of high nitrogen content

§ 13a Requirements relating to a test of resistance to detonation and other technical requirements for ammonium nitrate fertilisers of high nitrogen content

Ammonium nitrate fertilisers of high nitrogen content shall not be placed on the market or imported, cf. Regulations 30. May 2008 No. 516 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals, unless they meet the requirements relating to a test of resistance to detonation and other technical requirements according to Regulations 9. November 2005 No. 1313 concerning fertilisers which are placed on the market as EC-fertilisers section 1 icf. annex III of Regulation (EC) No 2003/2003 relating to fertilisers.

The test of resistance to detonation shall be carried out by one of the approved laboratories referred to in Regulations 9. November 2005 No. 1313 concerning fertilisers which are placed on the market as EC-fertilisers section 1 implementing Article 30 of Regulation (EC) No 2003/2003 relating to fertilisers. The test-report shall identify the batch that has been tested.

§ 13b Packaging of ammonium nitrate fertilisers of high nitrogen content

Ammonium nitrate fertilisers of high nitrogen content shall be made available to the final user only in packaged form.

§ 13c Requirements to submit an analysis-report on the test of resistance to detonation

Anyone importing nitrate fertilisers of high nitrogen content from countries outside the EEA-area shall submit an analysis-report on the test of resistance to detonation of the products to the Norwegian Directorate for Civil Protection at least 5 days before the arrival of the fertilisers at the Norwegian borders.

Anyone importing from countries in the EEA-area ammonium nitrate fertilisers of high nitrogen content that has not earlier been placed on the market in an EEA-country or producing such fertilisers in this country, shall submit an analysis-report as described in the first paragraph, to the Norwegian Directorate for Civil Protection at least 5 days before the fertilisers are placed on the market

§ 13d Requirements for information following the analysis-report on the test of resistance to detonation

When an analysis-report is submitted cf. Section 13c it shall be followed by the following information:

- a) the trade-name of the fertiliser*
- b) a description of the composition of the fertiliser , i.e its content of raw materials and processing aids*
- c) the name and address of the manufacturer*
- d) the identification of the batch*
- e) the precise identification between the analysis-report on the test of detonation and the batch that is to be imported or placed on the market.*
- f) the means of transportation*
- g) the place of arrival*
- h) the time of arrival*

The information indicated in the letters f)-h) is to be given only when importing fertilisers.

The definition of straight ammonium nitrate fertilisers in annex 1 is replaced by the following definition:

Ammonium nitrate fertilisers of high nitrogen content: Straight or compound ammoniumnitrate based products manufactured for use as fertilisers and containing more than 28 % by mass of nitrogen in relation to ammonium nitrate. This means that the contents of both ammonium and nitrate are more than 14 percent. These types of fertilisers may contain both inorganic and inactive substances.