

Legal Implementation of the Directive 2009/128/EC (SUD) in Austria



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Important Measures in the SUD



- Education and training
- Information and awareness-raising
- Inspection of the plant protection equipment in use
- Prohibition of aerial spraying (with derogations)
- Specific measures to protect the aquatic environment
- Reduction of pesticide use or risks in specific areas
- Integrated pest management
- **National action plan**

■ Transposition into national legislation

➡ 26 November 2011

■ National action plan

➡ 26 November 2012

■ Transitional periods for the application of specific measures

➡ e.g. Education and training, IPM, etc.

Marketing of PPP

Regulation (EC) No 1107/2009

Responsibility on Federal Level

■ Regulation (EC) No 1107/2009

→ *applies directly*

Addendum: ■ Plant Protection Products Act 2011

■ Plant Protection Products Ordinance 2011

Competent
Authority:

Federal Office for Food Safety (BAES)

Use of PPP

Sustainable Use Directive (SUD)

Federal level responsible (only) for

■ **basic regulation (frame)**

➡ **Plant Protection Products Act 2011**

Regional level responsible for

■ **detailed regulation + execution**

➡ **9 several Acts on the use of PPP**

➡ **9 different Competent Authorities**

Implementation of the SUD



Basic Regulation (frame)

- Federal level
- Plant Protection Products Act 2011 ✓
- Obligation for the 9 regions to implement detailed regulations on regional level

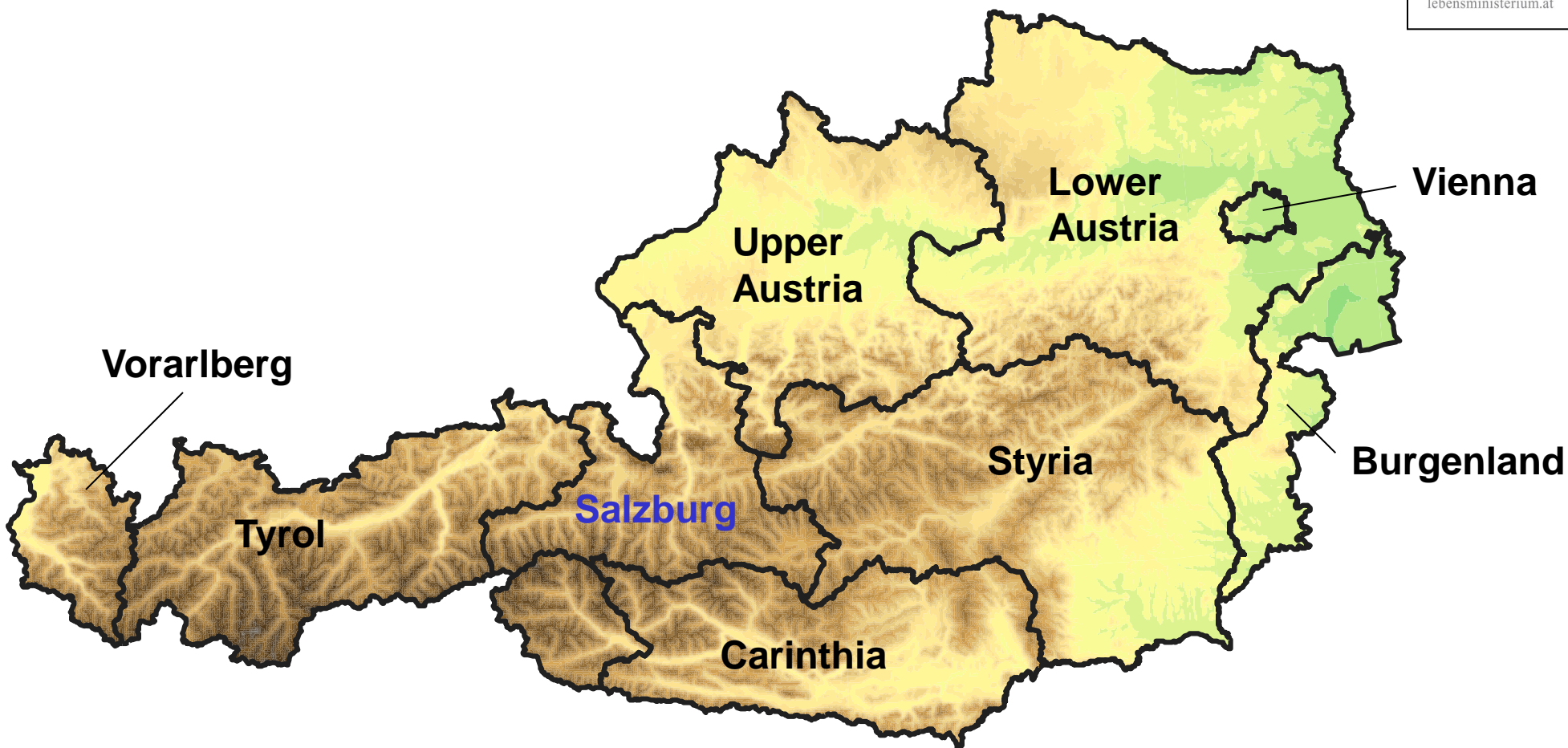
Implementation of the SUD



Detailed regulation + execution

- Regional level (9 regions)
- 9 several Acts on PPP **partly delayed**
- Current status:
 - 8 Regional Acts on use of PPP already in force
 - 1 Regional Act on use of PPP in assessment status (Salzburg)

9 Regions of Austria



Education and training for farmers and advisers



- ➔ **Organizers: Chambers for Agriculture / Regional Governments**
- ➔ **Certification system with renewal and/or withdrawal**
- ➔ **Validity period of the certificates: 6 years**
- ➔ **Transitional period for already skilled users**
- ➔ **Possibility for unprofessional users to participate**

- **Necessity on regional and also federal level**
- **to some extent task of the AGES on federal level**
- **on regional level the agricultural chambers authorised by the regions**



Inspection of the plant protection equipment in use

- **Exclusive competence of the regions**
- **inspection period** → details to be set up in regional ordinances
- **inspection authority** → inspection centers in the regions authorized
- **Annex III requirements of SUD**



- **Generally prohibited in Austria** according the „Aircraft Act“ for many decades
- In practice there was **no need** in the past
 - ⊗ not in forestry
 - ⊗ not in hilly winegrowing areas



Specific measures to protect the aquatic environment

Regional level

- **Ordinances in the regions** to be able to act in specific cases if necessary
- Measures according the **Water Framework Directive** are preferred



Specific measures to protect the aquatic environment

Federal level – PPP authorisation

- **Efficient application technique**
 - ☒ e.g. „low drift nozzles“
- **Risk minimizing measures**
 - ☒ e.g. „buffer zones“



Reduction of pesticide use or risks in specific areas

- **Exclusive competence of the regions**
- **Possibility for the regions to set up specific Ordinances**



Austrian National Action Plan (NAP)



□ Measures in the area of use of PPP

➡ within the competence of the 9 regions

➡ 9 several Regional Action Plans (LAPs)


□ Role of the BMLFUW:

➡ Coordinating authority (in the sense of supporting the regions preparing the LAPs, platform for information exchange and representative to the EC)
e.g. “Bund-Länder” Conferences

Regional Action Plans (LAPs)



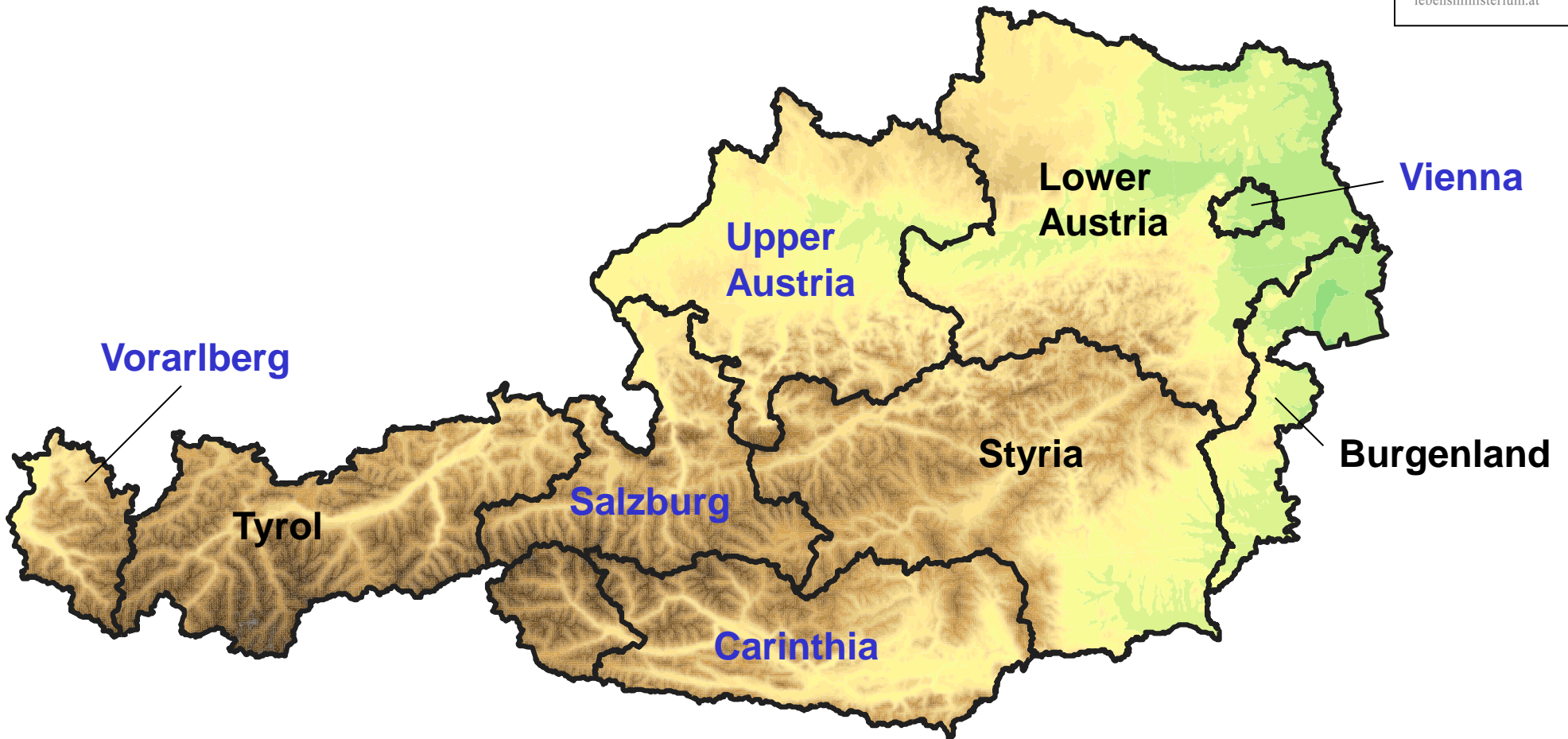
□ Current status:

 **4 LAPs finalized / 5 LAPs in preparation**
(depending on the progress with the specific
PPP implementing legislation in the region)

□ Problems:

 **probably different targets and measures**
between the 9 LAPs

9 Regions of Austria



Public communication - stakeholder involvement



■ “Kick off – Conference” in Seggau (Styria) – 11/2010

➡ all stakeholders were invited to participate

➡ all stakeholders were invited to comment or present their ideas

■ Public participation and communication on regional level

➡ all stakeholders on regional level are invited to comment on the drafts of the LAPs

➡ the regions will communicate the finalised LAPs to the public on their websites