

**1962/200**

**THE AGRICULTURAL CHEMICALS (HERBICIDES)  
REGULATIONS 1962**

—  
BERNARD FERGUSSON, Governor-General  
ORDER IN COUNCIL

At the Government Buildings at Wellington this 26th day of November  
1962

Present:

THE RIGHT HON. KEITH HOLYOAKE PRESIDING IN COUNCIL

PURSUANT to the Agricultural Chemicals Act 1959, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

—  
**REGULATIONS**

1. (1) These regulations may be cited as the Agricultural Chemicals (Herbicides) Regulations 1962.

(2) These regulations shall come into force on the day after the date of their notification in the *Gazette*.

2. In these regulations, unless the context otherwise requires,—

“Approved” means approved by the Director-General:

“Director-General” means the Director-General of Agriculture:

“Fertiliser” means a fertiliser as defined in the Fertilisers Act 1960:

“Label” includes any printing or writing on any package in which any fertiliser containing 2, 4-D is packed:

“Package” includes any thing in which an agricultural chemical is packed:

“Vineyard” means any land used for the purposes of a vineyard and of which not less than 1 acre is for the time being planted in grapes.

3. (1) Where, on the delivery of any fertiliser containing 2, 4-D, an advice note is required to be delivered under section 17 or section 18 of the Fertilisers Act 1960, the following particulars shall be supplied with the advice note:

(a) The quantity of 2, 4-D contained in the fertiliser in terms of acid equivalent per ton of fertiliser:

(b) *Directions for use:*

(i) For thistles and annual buttercups (as seedlings only), apply at the rate of ( ) cwt per acre:

(ii) For ragwort (as rosette plants), apply at the rate of ( ) cwt per acre:

(iii) Apply preferably when the foliage and the weeds are moist:

(iv) Do *not* apply if heavy rain is expected immediately after application:

(v) Wind speed should be less than 5 miles per hour and away from susceptible crops. The aircraft should fly no higher than is necessary to produce an even spread:

(vi) Do *not* apply to young pastures. This material is damaging to clovers, particularly red clover, in spring and autumn:

(vii) Do *not* store near seed, or non-hormonised fertiliser, or lime:

(viii) Topdressing equipment used to apply "hormonised" fertiliser should not be used for fertiliser application to annual crops or for sowing seed. Established pasture is unlikely to be deleteriously affected:

(ix) This material is damaging to brassicas, grapevines, tomatoes, peas, lucerne, flowers, and most ornamental and horticultural crops:

(x) Use this fertiliser with care. Do not apply from the air (or from air-blast sprayers) within 5 miles of any commercial non-deciduous orchard, commercial garden, or nursery, or, during the period from 1 September to 30 April, within 5 miles of any commercial deciduous orchard.

N.B.—It is an offence against the Agricultural Chemicals (Vineyards) Regulations 1962 to apply the material within 5 miles of any vineyard during the period from 1 September to 30 April.

(2) Where, on the delivery of any fertiliser containing 2, 4-D, an advice note is not required to be delivered under section 17 or section 18 of the Fertilisers Act 1960, there shall be attached to every package in which the fertiliser is delivered a label showing clearly and distinctly the following particulars:

(a) The registered name and brand of the fertiliser:

(b) The quantity of 2, 4-D, in terms of acid equivalent per ton of fertiliser, contained in the fertiliser:

(c) The directions for use specified in paragraph (b) of subclause (1) of this regulation.

(3) The application rate referred to in subparagraph (i) and subparagraph (ii) of paragraph (b) of subclause (1) of this regulation shall be specified by the person delivering the advice note or attaching the label, as the case may be.

4. Where any 2, 4-D is mixed with any fertiliser or agricultural lime, the acid equivalent of 2, 4-D in the mixture shall not exceed 20 lb per ton nor be less than 10 lb per ton.

5. Except where he is the holder of a permit issued under section 16 of the Agricultural Chemicals Act 1959, no person shall sell or deliver to any purchaser, otherwise than in packages of an approved type, any agricultural lime or fertiliser containing any herbicide specified in the Schedule to these regulations.

6. Every person commits an offence and shall be liable on summary conviction to a fine not exceeding £50 who fails to comply with, or does any act in contravention of, these regulations.

---

SCHEDULE

Reg. 5

2, 4, 5-T (including isomers of trichlorophenoxyacetic acid)  
2, 4, 5-TP  
2, 4-D  
2, 4-DB  
2, 4-DP  
MCPA  
MCPB  
MCP (mecoprop)  
4-CPA  
2, 3, 6-TBA

T. J. SHERRARD,  
Clerk of the Executive Council.

---

EXPLANATORY NOTE

*This note is not part of the regulations, but is intended to indicate their general effect.*

These regulations prescribe the directions for use which vendors of fertilisers containing the herbicide 2, 4-D must supply to users of the fertiliser. They also provide that no lime or fertiliser containing any of the herbicides named in the Schedule may be sold or delivered in packages which are not of a type approved for the purpose by the Director-General of Agriculture.

---

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 29 November 1962.

These regulations are administered in the Department of Agriculture.