

DEPARTMENT FOR ENVIRONMENT, FOOD AND RURAL AFFAIRS

**LICENCE UNDER SECTION 16 OF THE WILDLIFE AND COUNTRYSIDE ACT
1981 FOR THE RELEASE OF *Heterorhabditis bacteriophora***

NN-BCA-17-27 G GROWER'S LICENCE

The Secretary of State, in exercise of the powers conferred on him by section 16(4)(C) and section 16(5) of the Wildlife and Countryside Act 1981 ("the 1981 Act"), and of all other powers enabling him in that behalf, hereby grants the following licence –

1. This licence applies in respect of the animal species known as *Heterorhabditis bacteriophora* (Nematoda, Rhabditida, Heterorhabditidae) (in this licence referred to as "*H. bacteriophora*"), supplied by BASF Agricultural Specialities Limited ('the Company'), whose registered office is at Unit 1, Harwood Industrial Estate, Harwood Road, Littlehampton, West Sussex, BN17 7AU, United Kingdom.
2. Subject to the conditions in paragraph 3 below, section 14(1) of the 1981 Act does not apply to any person who releases *H. bacteriophora* (supplied as mentioned in paragraph 1 above) to gardens, soft fruit, nursery stock, sports and amenity turf, and pasture.
3. This licence is granted subject to the following conditions –
 - a) the instructions provided by the Company for the application of *H. bacteriophora* shall be complied with and the application rate currently recommended by the Company for the control of the pests shall not be exceeded;
 - b) the grower guidelines and monitoring protocols outlined by the Company to minimise the escape of *H. bacteriophora* shall be followed;
 - c) any management procedure required by the Company to control or eradicate *H. bacteriophora* shall be complied with, including the use of pesticides within the release site;
 - d) if there is evidence that *H. bacteriophora* has become established in the environment in and around the area in which it has been applied, the Secretary of State shall be notified immediately (and any notification not in writing shall be confirmed in writing as soon as possible);
 - e) if there is evidence that *H. bacteriophora* has caused unanticipated harm in the environments in which it has been released, the Secretary of State shall be notified immediately (and any notification not in writing shall be confirmed in writing).

4. This licence shall be valid until 31st December 2022 subject to prior modification or revocation at any time.

Signed.....*D.P. Eyre*.....

Dominic Eyre

(Authorised by the Secretary of State for Environment, Food and Rural Affairs to sign in that behalf).

Date.....*11th Dec 2017*.....

Licence Application Reference Number NN-BCA-17-27 G