

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-23-05 G GROWER'S LICENCE

The Secretary of State, in exercise of the powers conferred on them 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 them 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 plc, ('the Company'), whose registered office is at 4th and 5th Floors, 2 Stockport Exchange, Railway Road, Stockport, SK1 3GG, 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, BASF shall be notified immediately by email (technicalhotline@basf.com) or by phone (0845 602 2553) (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, BASF shall be notified immediately by email (technicalhotline@basf.com) or by phone

(0845 602 2553) (and any notification not in writing shall be confirmed in writing as soon as possible);

- f) this licence only applies to releases in England.
4. This licence shall be valid until 31st December 2027 subject to prior modification or revocation at any time.

Signed 

Dominic Eyre

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

Date 6 July 2023

Licence Application Reference Number NN-BCA-23-05 G