

**FOR THE RELEASE OF *HETERORHABDITIS BACTERIOPHORA*
(GROWER'S LICENCE)**

The Minister for the Environment (NI), in exercise of the powers conferred on him by Article 18.2(g) of the Wildlife (NI) Order 1985 {here after referred to as the Wildlife Order} 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* (Family: Heterorhabditidae Order: Rhabditida; Class: Nematoda), in this licence referred to as “ *H. Bacteriophora*” supplied by BASF Agricultural Specialities Limited, Unit 1, Harwood Industrial Estate, Harwood Road, Littlehampton, West Sussex, BN17 7AU United Kingdom (here after, ‘the Company’)
2. Subject to the conditions in paragraph 3 below, section 15(1) of the Wildlife Order does not apply to any person who, as a consequence of applying *H. bacteriophora* (supplied as mentioned in paragraph 1 above for the control of Black vine weevil (*Otiorhynchus sulcatus*) in soft fruit and nursery stock both in in open soil and containers, and to sports, amenity turf, domestic gardens and pasture for control of the pest known as the garden chafer (*Phyllopertha horticola*), accidentally releases *H. bacteriophora* or allows *H. bacteriophora* to escape into the wild.
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 for the time being recommended by the Company for the control of the pests on the crops shall not be exceeded; and
 - (b) the grower guidelines and monitoring protocols outlined by the Company to minimise the escape of *H. bacteriophora* should be followed; and
 - (c) any management procedure required by the Company to control or eradicate *H. bacteriophora* shall be complied with, including permitting the use of pesticides within the release site; and
 - (d) if there is evidence the *H. bacteriophora* has become established in the environment in the vicinity of any premises in which *H. bacteriophora* 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).
4. This licence shall be valid until 31st December 2027 subject to prior modification or revocation at any time.