

BASF Agricultural Specialities Limited
4th and 5th Floors
2 Stockport Exchange
Railway Road
Stockport
SK1 3GG

Licence No: **S090128/1g**

Valid From: **22nd October 2021**

Expiry: **31st October 2023**

WILDLIFE AND COUNTRYSIDE ACT 1981 (AMENDED BY THE ENVIRONMENTAL PROTECTION ACT 1990)

LICENCE TO RELEASE NON-NATIVE SPECIES (BIO-CONTROL AGENTS)

The Natural Resource Body for Wales otherwise known as Natural Resources Wales (NRW), grants this Grower's licence under Section 16(4) (c) and (5) of the Wildlife and Countryside Act 1981 (amended by the Environmental Protection Act 1990);

1. This Licence applies in respect of ***Phasmarhabditis californica*** (*Phasmarhabditis*, Rhabditida, Rhabditoidea), in this licence referred to as '*P. californica*', supplied by BASF Agricultural Specialities Limited (the 'Company') whose registered office is at 4th and 5th Floors, 2 Stockport Exchange, Railway Road, Stockport, SK1 3GG.
2. Subject to the conditions in paragraphs below, section 14(1) and 14ZA of the 1981 Act does not apply to BASF Agricultural Specialities Limited ("the Grower") for accidentally releasing *P. californica* or allowing *P. californica* to escape in to the wild in consequence of:
 - a. for the purpose of biological control of plant pests in edible and non-edible agricultural and horticultural crops (outdoor and protected environments), to interior landscapes, industrial and amenity environments (including sports turf), private gardens and allotments (outdoor and protected)
 - b. accidentally releasing ***P. californica*** into the wild as a consequence of the research and development of the Company with ***P. californica***

This licence applies in Wales and is valid for the period **as stated above** and is granted subject to compliance with the conditions as specified. Anything done otherwise than in accordance with the terms of the licence may constitute an offence. If the Grower wishes to use the ***P. californica*** for the purposes outlined in paragraph 2 after this date he/she must approach the Company for an updated licence.



Ffôn/Tel: 03000 654974 / 03000 654921

Ebost/Email: trwyddedrhywogaeth@cyfoethnaturiolcymru.gov.uk or specieslicence@naturalresourceswales.gov.uk
www.cyfoethnaturiolcymru.gov.uk www.naturalresourceswales.gov.uk

Cyfoeth Naturiol Cymru / Natural Resources Wales, Maes y Ffynnon, Penrhosgarnedd, Bangor, Gwynedd, LL57 2DW

Croesewir gohebiaeth yn y Gymraeg a'r Saesneg

Correspondence welcomed in Welsh and English

Signed for and on behalf of
Natural Resources Wales

CONDITIONS

Definitions

'NRW' is an abbreviation of the Natural Resources Body for Wales otherwise known as Natural Resources Wales

'EPS' is an abbreviation of European protected species

'Licence application' refers to the application form, method statement and any other supporting documents (where applicable).

This licence is granted subject to the following conditions:

- a) the instructions provided by the Company for the application of ***P. californica*** 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;
 - b) the grower guidelines and monitoring protocols outlined by the Company to minimise the escape of ***P. californica*** should be followed;
 - c) any management procedure required by the Company to control or eradicate ***P. californica*** shall be complied with, including permitting the use of pesticides within the release site;
 - d) if there is evidence that of ***P. californica*** has become established in the environment in which ***P. californica*** has been applied, Natural Resources Wales shall be notified immediately (and any notification not in writing shall be confirmed in writing within 30 days).
 - e) If there is evidence that ***P. californica*** has caused unanticipated harm in the environments in which it has been released, NRW shall be notified immediately (and any notification not in writing shall be confirmed in writing within 30 days).
2. The licensee must consult with NRW before using or supporting the use of ***P. californica*** on any protected site, or within 3 kilometres of such a site if it is designated for Chough (*Pyrrhocorax pyrrhocorax*) and/or Greater Horseshoe Bats (*Rhinolophus ferrumequinem*), and must only proceed with treatment with the consent of NRW.
209. Nothing shall be carried out under this licence on a National Nature Reserve or Site of Special Scientific Interest (SSSI) except with the prior written permission from NRW's Regional Office in which the National Nature Reserve or SSSI is situated.
211. The licensee shall advise NRW if there are any changes in their circumstances where such changes could invalidate this licence.

NOTES

- N2. The Licensee is reminded that, in relation to conditions relating to Nationally Protected Species, anything done that is not under and in accordance with the terms of this licence may result in a criminal offence being committed under sections 1, 5, 6 (3), 7, 8, 9 (1 – 2), 9 (4 – 4A), 11 (1 – 2) and 13 (1) of the Wildlife and Countryside Act 1981.
- N3. This licence may be modified or revoked at any time by NRW.
- N4. Nothing in this licence confers any exemption from any legal provision contained in any Act, other than the Act(s) under which this licence is issued. Where appropriate licences should be obtained from the Home Office to fulfil the requirements of the Animals (Scientific Procedures) Act 1986.
- N6. The personal information on this licence will be kept and used by us in accordance with the General Data Protection Regulation (GDPR). We may discuss licence content with selected third parties. Other than stated above, we will not make the personal data on this licence available to third parties unless there is an overriding public interest. The GDPR gives you the right to know what data we hold about you, how we use it, to which third parties it is disclosed, and that it is accurate. To exercise this right please contact the Data Protection Officer at NRW.

- N7. If a licence report is required in association with this licence, we have your permission to store, copy, use, and release or publish any biological records associated with the issue of this licence. Where our policy on public access to data states that the information is sensitive, publication and access will be restricted in accordance with both the Environmental Information Regulations (2004) and our guidance on access to data on sensitive biodiversity features. We may share the biodiversity records supplied with conservation organisations selected by us. Where our policy on public access to data states that the information is sensitive any such release will be under restrictive licence conditions in accordance with our guidance on access to data on sensitive biodiversity features.
- N10. Any work undertaken must take account of biosecurity risks, and measures must be put in place to ensure that you don't introduce or spread invasive non-native species (INNS), pests or disease. This [biosecurity risk assessment](#) should help you to understand and mitigate the risks on your site, and those posed by your activities.

Information and data on INNS and biosecurity can be found on the [GBNNSS website](#). You can access information about the location of invasive non-native species (INNS) by using the [NBN Atlas Wales INNS Portal](#) (a [guide](#) on how to use the portal is available).

Information and data on plant and tree specific pests and diseases, and biosecurity is available on [our website](#), the [Defra website](#) or at [Forest Research](#).

Free eLearning is available from the [GBNNSS](#), [University of Leeds](#), and [Forestry Commission](#).

Amphibian workers should read the [ARG-UK advice note 4: amphibian disease precautions – a guide for UK field workers](#).

You must ensure that all equipment (vehicles, tools, boots etc) that come to site, arrive clean, and are cleaned again before leaving site – this applies to all sites, not just those where an invasive non-native species (INNS), pest or disease has been previously identified. High risk sites should be surveyed / visited last during any programme of work.

Ensure you follow the [Check Clean Dry](#) or [Keep it Clean](#) principles.

Check your equipment, clothing and boots and remove any plant or animal 'hitchhikers'.

Clean equipment, clothing and boots thoroughly, remove all mud, leaves and plant debris. If it is not possible to clean on site, securely bag items and clean at a suitable location where risk of transfer of diseases is minimised. Wash vehicle tyres and wheel arches if muddy, but park on hard standing if possible.

Dry thoroughly any equipment or PPE that has been in freshwater or the marine environment; some INNS can live on damp items for weeks.

You will need to use disinfectant if you are accessing farmland with stock; or coming into contact with known pathogens; or moving between medium / high risk sites in the same day; or you have no ability to **effectively** dry (>48hrs) equipment or during a notifiable disease outbreak situation as notified by Welsh Government. Information on disinfectants can be found on the following websites: for [tree disease](#); for [amphibians](#); for [agricultural](#); and for [fisheries](#).

If you need any further help, please feel free to contact our [INNS and Biosecurity](#) team or our [Tree Health](#) team.