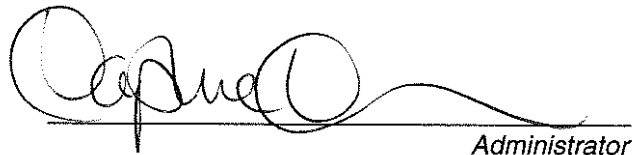


PROVINCE OF BRITISH COLUMBIA
REGULATION OF THE ADMINISTRATOR APPOINTED
UNDER THE *INTEGRATED PEST MANAGEMENT ACT*

M 318

I, Daphne Dolhaine, Administrator appointed under the *Integrated Pest Management Act*, order that the Integrated Pest Management Regulation, B.C. Reg. 604/2004, is amended as set out in sections 3, 4 and 5 of the attached Schedule.

December 17, 2008.
Date


Administrator

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section:- *Integrated Pest Management Act*, S.B.C. 2003, c. 58, sections 36 and 39

Other (specify):- M422/2004 and M423/2004

December 10, 2008

R 739/2008/33

SCHEDULE

- 1 **Section 5 (1) of the Integrated Pest Management Regulation, B.C. Reg. 604/2004, is amended by adding the following paragraph (c.1):**
 - (c.1) the management of mosquitoes, using a bacterial pesticide or methoprene, in a storm water catch basin.

- 2 **Section 21 is amended**
 - (a) **in paragraph (a) by striking out “or”,**
 - (b) **in paragraph (b) by striking out “.” and substituting “, or”, and**
 - (c) **by adding the following paragraph (c):**
 - (c) the application relates to a treatment area located within a region of the Province in respect of which the Provincial health officer or a medical health officer has advised that there is an increased risk to human health due to the West Nile Virus.

- 3 **Section 64 (3) is repealed and the following substituted:**
 - (3) A notice for the purposes of section 28 (1) in relation to a confirmation holder intending to use, or authorize the use of, a pesticide to manage adult mosquitoes
 - (a) must be
 - (i) published in a newspaper circulated in the area in which the treatment area is located and, if no newspaper is circulated in that area, in the newspaper that is circulated nearest that area,
 - (ii) broadcast on a radio station heard in the treatment area, or
 - (iii) given personally to the residents of the treatment area,
 - (b) must be given in writing to beekeepers registered under the *Bee Act* who have apiaries registered under the *Bee Act* in the treatment area, and
 - (c) must give notice of the matters described in subsection (2) (c) in relation to the proposed pesticide use.

- 4 **Section 71 is amended**
 - (a) **in subsection (5) by adding “or (13)” after “in subsection (12)”, and**
 - (b) **by adding the following subsection (13):**
 - (13) Subsection (5) does not apply in relation to pesticide use in a storm water catch basin if the pesticide is methoprene.

- 5 **Section 78 is amended**
 - (a) **in subsection (1) by striking out “A licensee” and substituting “Subject to subsection (1.1), a licensee”,**
 - (b) **by adding the following subsection (1.1):**

(1.1) A person described in subsection (1) is exempt from that subsection if the following conditions are met:

- (a) the British Columbia Centre for Disease Control has advised the public that it has identified the West Nile Virus in mosquitoes in the region of the Province where the pesticide is to be applied, and
- (b) the mosquitoes to be treated are species that are vectors of the West Nile Virus. , *and*

(c) *by adding the following subsection (6):*

(6) A licensee, for the purposes of a pesticide use described in section 5 (1) (c.1), may use methoprene only in a storm water catch basin if the following conditions are met:

- (a) the licensee must contact the drinking water officer within the meaning of the *Drinking Water Protection Act* for the region within which the treatment is proposed in order to ascertain if the proposed treatment area is near a water supply intake or well used for domestic or agricultural purposes, including water for livestock or irrigation of crops, and
- (b) if the storm water catch basin drains directly into a fish bearing body of water,
 - (i) the British Columbia Centre for Disease Control has advised the public that it has identified the West Nile Virus in mosquitoes in the region of the Province where the pesticide is to be applied, and
 - (ii) the mosquitoes to be treated are species that are vectors of the West Nile Virus.

6 *Schedule 4 is amended by adding the following item:*

5 Bs (bacillus sphaericus)