

Agreement to use herbicides in or near water



Please read through this form and the guidance notes that came with it. Please write clearly in the answer spaces.

The Food and Environment Protection Act 1985 (Control of Pesticides Regulations 1986, as amended) sets out the rules on using pesticides to control weeds growing in water or on land. 'Pesticides' includes herbicides as well as insecticides and fungicides. They all have information on the product labels to explain how and where they can be used.

The product labels of aquatic herbicides explain that anyone who wants to use herbicides to control weeds in water (aquatic weeds) or on the banks or banksides next to a waterbody (a body of water) or a watercourse (a flow of water), should get our agreement. This is to make sure that the proposed use of the herbicide could not damage or pollute the aquatic environment (including both surface water and groundwater). This form will give us the information we need to decide whether or not to agree to you using the herbicide as you propose.

Once you have all the information you need it should take you less than one hour to fill in this form.

You'll need:

- details of the location of the site, including its grid references and a site plan;
- your NPTC certificate number (and a photocopy of your certificate if this is the first time you have asked for our agreement); and
- evidence that you have contacted Natural England or the Countryside Council for Wales (if you intend to use the herbicide in a nature conservation area).

When to use this form

Use this form if you plan to use herbicides to control weeds in water or on the banks next to a waterbody or watercourse.

You should discuss your plans with us, particularly for unusual or complex proposals, before you fill in this form.

You can send your form by email, fax or post to our national Permitting Support Centre in Sheffield at the address shown in section 5.

If you need to send us other documents to support your application, you can send them to us by fax or post, or you can scan and email them.

If you need more space for any of your answers, please use separate sheets of paper (continuation sheets). Make sure that you label each sheet clearly with:

- the section number it applies to; and
- the number of the sheet (for example, 3 of 5).

Site owner's agreement

If we agree to your application, and you do not own the site the herbicide is to be used on, you cannot carry out the treatment until the owner of the site agrees to this.

Nature conservation areas

If you intend to use a herbicide in a nature conservation area (see the guidance notes for more details), you (or the site owner if that is not you) must also get permission from Natural England or the Countryside Council for Wales.

On this form you will need to provide evidence that you have got their permission (see section 1.9).

You must also hold the correct NPTC certificate for aquatic applications (see the website at www.nptc.org.uk). On this form you must provide evidence that you hold this qualification (see section 1.3).

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1 About the applicant and site

Dates you will apply the treatment

1.1 Your details

Name

Title (Mr, Mrs, Miss and so on)

First name

Last name

1 About the applicant and site, continued

Address

Postcode

Contact numbers, including the area code

Phone

Mobile

(If you give us a fax number or email address we can send our reply to you faster.)

Fax

Email

1 About the applicant and site, continued

Are you:

the owner of the site?

Please go to section 1.3.

the manager of the site?

the site owner's agent?

a contractor?

other?

If other, please give details.

1.2 Details of the site owner or the person or company responsible for the site

Company name and company registration number

Your title (Mr, Mrs, Miss and so on) _____

First name _____

Last name _____

Address

Postcode _____

Contact numbers, including the area code

Phone _____

Fax _____

Mobile _____

Email _____

1.3 Please give details of who will apply the herbicide (or supervise its use)

Name of the spray operator (and anyone who is supervising them)

Their NPTC certificate number

Category of NPTC certificate

If this is your first application to this Environment Agency office, send us a photocopy of the NPTC certificate.

Certificate not applicable because born before 31 December 1964.

1.4 Location details

Name of site

Nearest village or town

1 About the applicant and site, continued

1.5 Ordnance Survey grid references for the site

(For example, ST 1234 5678)

Please give two Ordnance Survey grid references, one for each end of the area to be treated. You can find them on an Ordnance Survey map.

If the area is very small (for example, a pond), one grid reference will do. In this case put the same reference in both boxes.

1.6 Please send us a site plan that shows the site to be sprayed and its surrounding area.

There is an example in the guidance notes.

1.7 Have you ever had permission to use herbicide on this site?

No

Yes Please say when and give the reference number if possible.

Date (DD/MM/YYYY)

Reference number

1.8 Is the site a conservation area?

(Please see the guidance notes on the types of conservation area – for example, Natura 2000 sites (SACs or SPAs), SSSIs or Nature Reserves.)

No Go to section 1.10

Yes Please give details below.

1.9 Have you consulted Natural England or the Countryside Council for Wales (as appropriate)?

No

Yes Please give details below.

It is your responsibility to contact them and get their agreement beforehand.

1.10 Are there fish in the water that you plan to treat?

Treating only the bank

Don't know

No

Yes In the box below, please give details of the species (if known).

2 About the watercourse or waterbody

2.1 Are you proposing to use a herbicide:

in a watercourse or waterbody?

on the banks of or next to a watercourse or waterbody?

If you are treating weeds only on the banks next to the watercourse or waterbody, please go directly to section 3.

2.2 Type of watercourse or waterbody

Please tick all relevant boxes.

Canal Lake Reservoir Ditch

Stream Pond River Estuary

If it is a waterbody, what is the total area in hectares?

_____ hectares

(One hectare is equal to 10,000m².)

If it is a watercourse, give the length, width and depth below.

Length

_____ metres

Width

_____ metres

Average depth

_____ metres

2.3 Are you planning to treat the whole area?

Yes

No In the spaces below, please give details of the part to be treated.

Length

_____ metres

Width

_____ metres

Average depth

_____ metres

Water speed

2.4 How fast does the water flow?

Tick one box only.

Standing Slow Fast

Minimal Moderate

How many places does water flow in (inflows)?

How many places does water flow out (outflows)?

2.5 Can you control the outflows?

We need to know that the herbicide will not contaminate watercourses or waterbodies downstream.

No

Yes Please give brief details below (for example, how long you can stop the outflow for).

2 About the watercourse or waterbody, continued

Downstream uses of the watercourse or waterbody

2.6 Is the waterbody connected to a watercourse?

No Go to section 3.1.

Yes

2.7 If you know that the waterbody or the watercourse is used for any purpose (for example, irrigation or fisheries), give details below.

3 Weed control

3.1 Why do you think the weeds need to be controlled?

For angling For leisure purposes

For flood defence

To control non-native species such as Japanese knotweed, giant hogweed and rhododendron

Other

If other, give details below.

3.2 Can you identify the species of weed you plan to control?

No Go to section 3.3.

Yes Please give details below.

Where the weed is	Percentage of area it covers	Species
Bankside	_____	_____
At the water's edge (marginal)	_____	_____
Floating	_____	_____
Partially underwater (emergent)	_____	_____
Underwater (submerged)	_____	_____

3.3 If you do not know the species please send us a sample of the weeds.

Please read the guidance notes about sending samples.

3.4 Have you considered other ways to control the weeds?

No Please say why below.

3 Weed control, continued

Yes In the space below, tell us which methods you considered and why you didn't use them.

3.5 The herbicide you want to use

The product label gives you the information we ask for below. Please also see the guidance notes.

Name on the product label

Active ingredient shown on the product label

Amount of product in litres or kilogrammes

Dilution rate (if appropriate)

Amount of active ingredient

Adjuvant (for example, Topfilm, which is approved for use in or near water)

3.6 In the space below, give details of how you will apply the herbicide.

(For example, knapsack sprayer)

Extra information

3.7 Use the space below to give us any further details you think are relevant to your application (for example, if this is part of a planned spraying programme over a number of years).

4 Checklist

Please tick the relevant boxes to show which documents you are enclosing with this form.

A site plan showing the waterbody and the surrounding area (section 1.6)

A photocopy of the relevant NPTC certificate (if applicable)

Continuation sheets

How many?

5 What happens next

Please send the form back to the following address:

Environment Agency
Permitting Support Centre
Quadrant 2
99 Parkway Avenue
Parkway Business Park
Sheffield
S9 4WF.

Phone: 08708 506 506

Fax: 01142 62 66 60

Email: enquiries@environment-agency.gov.uk

We aim to deal with your application within two weeks of receiving it. However, under section 28G of the Countryside and Rights of Way Act 2000, when carrying out our role we must take all reasonable steps to protect and improve sites of special scientific interest. So in certain circumstances (for example, unusual or complex uses), we may need to consult Natural England or the Countryside Council for Wales before giving our permission for any activity that may affect a site of special scientific interest. Natural England or the Countryside Council for Wales have 28 days to respond, although they will try to respond within two weeks.

If we agree to your proposals, we will let you know by post, fax or email.

If we have any objections to your proposals, we will discuss them with you.

If we do not agree to your proposal and you are not happy with our decision, you can ask us to refer your proposal to the regional director.

6 The Data Protection Act 1998

We, the Environment Agency, will process the information you provide so that we can:

- deal with your application;
- make sure you keep to the conditions of our agreement; and
- process renewals.

We may also process or release the information to:

- offer you documents or services relating to environmental matters;
- consult the public, public organisations and other organisations (for example, the Health and Safety Executive, local authorities, the emergency services, the Department for Environment, Food and Rural Affairs) on environmental issues;
- carry out research and development work on environmental issues;

6 The Data Protection Act 1998, continued

- prevent anyone from breaking environmental law, investigate cases where environmental law may have been broken, and take any action that is needed;
- assess whether customers are satisfied with our service, and to improve our service; and
- respond to requests for information under the Freedom of Information Act 2000 and the Environmental Information Regulations 2004 (if the Data Protection Act allows).

We may pass the information on to our agents or representatives to do these things for us.

7 Declaration

If you make a statement that you know or believe is false or misleading you may be committing an offence.

I declare that as far as I know and believe, the information in this application is true. I understand that this application may be refused, or agreement withdrawn, if I give false or incomplete information.

Tick this box to confirm that you understand and agree with the declaration above.

If you are the applicant's agent, or are signing on behalf of an organisation, please also print your name and your position.

Name

Title (Mr, Mrs, Miss and so on) _____

First name _____

Last name _____

Position

Date (DD/MM/YYYY)

8 How to contact us

If you need help filling in this form, please contact the person who sent it to you or contact us as shown below.

General enquiries: 08708 506 506 (Monday to Friday, 8am to 6pm)

Textphone: 08702 422549 (Monday to Friday, 8am to 6pm)

Email: enquiries@environment-agency.gov.uk

Website: www.environment-agency.gov.uk

If you are happy with our service, please tell us. It helps us to identify good practice and encourages our staff. If you're not happy with our service, please tell us how we can improve it.

Please tell us if you need information in a different language or format (for example, in large print) so we can keep in touch with you more easily.



For Environment Agency use only

Notification reference number

Date received (DD/MM/YYYY)

Region and area

Are there any objections?

No

Yes Give details of the objections and the date the letter setting out the objections was sent to the applicant
