

# WORLD TRADE ORGANIZATION

G/SPS/N/USA/458  
26 June 2001

(01-3187)

Committee on Sanitary and Phytosanitary Measures

Original: English

## NOTIFICATION

<b>1. Member to Agreement notifying:</b> <u>UNITED STATES</u> <b>If applicable, name of local government involved:</b>
<b>2. Agency responsible:</b> Environmental Protection Agency - EPA
<b>3. Products covered (provide tariff item number(s) as specified in national schedules deposited with the WTO; ICS numbers may be provided in addition, where applicable). Regions or countries likely to be affected, to the extent relevant or practicable:</b> Pesticides
<b>4. Title and number of pages of the notified document:</b> Notice of Filing Pesticide Petitions to Establish an Exemption from Tolerances for Certain Pesticide Chemicals in or on Food - Modified acrylic polymers and vinyl acetate polymers (4 pages)
<b>5. Description of content:</b> This notice announces the initial filing of pesticide petitions proposing the establishment of regulations for residues of a certain pesticide chemical in or on various food commodities.  EPA has received a pesticide petition proposing, pursuant to section 408(d) of the Federal Food, Drug, and Cosmetic Act (FFDCA), 21 U.S.C. 346a(d), to amend 40 CFR part 180 to establish an exemption from the requirement of a tolerance for modified acrylic polymers when used as an inert ingredient in pesticide formulations applied to growing crops, raw agricultural commodities after harvest, or in pesticide formulations applied to animals. EPA has determined that the petition contains data or information regarding the elements set forth in section 408(d)(2) of the FFDCA; however, EPA has not fully evaluated the sufficiency of the submitted data at this time or whether the data support granting of the petition. Additional data may be needed before EPA rules on the petition.  EPA has received a pesticide petition proposing, pursuant to section 408(d) of the FFDCA, 21 U.S.C. 346a(d), to amend 40 CFR part 180 to establish an exemption from the requirement of a tolerance for vinyl acetate polymers when used as an inert ingredient in pesticide formulations applied to growing crops, raw agricultural commodities after harvest, or in pesticide formulations applied to animals. EPA has determined that the petition contains data or information regarding the elements set forth in section 408(d)(2) of the FFDCA; however, EPA has not fully evaluated the sufficiency of the submitted data at this time or whether the data supports granting of the petition. Additional data may be needed before EPA rules on the petition.

6.	<b>Objective and rationale:</b> [ X ] food safety, [ ] animal health, [ ] plant protection, [ ] protect humans from animal/plant pest or disease, [ ] protect territory from other damage from pests
7.	<b>An international standard, guideline or recommendation does not exist</b> [ X ]. <b>If an international standard, guideline or recommendation exists, give the appropriate reference and briefly identify deviations:</b> There are no Codex Alimentarius Commission maximum residue levels established for modified acrylic polymers or vinyl acetate polymers.
8.	<b>Relevant documents and language(s) in which these are available:</b> 66 FR 33081, 20 June 2001 (Available in English)
9.	<b>Proposed date of adoption:</b> To be determined.
10.	<b>Proposed date of entry into force:</b> To be determined.
11.	<b>Final date for comments:</b> 20 July 2001 <b>Agency or authority designated to handle comments:</b> Environmental Protection Agency [ ] <b>National notification authority</b> , [ ] <b>National enquiry point</b> , or <b>address, fax number and E-mail address (if available) of other body:</b> Detailed instruction on where and how to send comments is in the body of the full text - which will be sent upon request to the address in paragraph 12.
12.	<b>Texts available from:</b> [ X ] <b>National notification authority</b> , [ X ] <b>National enquiry point or address, fax number and E-mail address (if available) of other body:</b>  United States SPS Enquiry Point/Notification Authority Attn: Carolyn F. Wilson Room 5545 South Agriculture Building Stop 1027 1400 Independence Avenue, S.W. Washington, D.C.20250 Tel: (202) 720-2239 Fax: (202) 690-0677 E-mail: ofsts@fas.usda.gov