

WORLD TRADE ORGANIZATION

G/SPS/N/USA/162

28 May 1999

(99-2169)

Committee on Sanitary and Phytosanitary Measures

Original: English

NOTIFICATION

1.	Member to Agreement notifying: <u>UNITED STATES</u> If applicable, name of local government involved:
2.	Agency responsible: Environmental Protection Agency
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: Pesticides
4.	Title and number of pages of the notified document: Formaldehyde; Proposed Revocation of Exemptions from the Requirement of Tolerances (5 pages)
5.	Description of content: The Environmental Protection Agency (EPA) proposes to revoke exemptions from the requirement of tolerances for residues found in 40 CFR 180.1032 for formaldehyde or a mixture of methylene bispropionate and oxy (bismethylene) bispropionate in or on the grains of barley, corn, oats, sorghum, and wheat and the forages of alfalfa, bermuda grass, bluegrass, brome grass, clover, cowpea hay, fescue, lespedeza, lupines, orchard grass, peanut hay, peavine hay, rye grass, soybean hay, sudan grass, timothy, and vetch from postharvest application use as a fungicide to treat animal feeds. This action is being taken because there are no registered uses for formaldehyde on these commodities. EPA expects to determine whether any individuals or groups want to support these exemptions. The regulatory actions in this proposal are part of the Agency's reregistration program under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), and the tolerance reassessment requirements of the Federal Food, Drug, and Cosmetic Act (FFDCA). By law, EPA is required to reassess 33 per cent of the tolerances in existence on 2 August 1996, by August 1999, or about 3,200 tolerances. The regulatory actions proposed in this document pertain to the proposed revocation of 22 exemptions, which would be counted among reassessments made toward the August 1999 review deadline of FFDCA section 408(q), as amended by the Food Quality Protection Act (FQPA) of 1996.
6.	Objective and rationale: <input checked="" type="checkbox"/> food safety <input type="checkbox"/> animal health <input type="checkbox"/> plant protection <input type="checkbox"/> protect humans from animal/plant pest or disease <input type="checkbox"/> protect territory from other damage from pests
7.	An international standard, guideline or recommendation does not exist <input checked="" type="checkbox"/> . If an international standard, guideline or recommendation exists, give the appropriate reference and briefly identify deviations:

8.	Relevant documents and language(s) in which these are available: 64 FR 27943, 24 May 1999; 40 CFR Part 180 (Available in English)
9.	Proposed date of adoption: To be determined.
10.	Proposed date of entry into force: The date of adoption and entry into force will be announced when the final rule is published in the Federal Register.
11.	<p>Final date for comments: 23 July 1999</p> <p>Agency or authority designated to handle comments: <input type="checkbox"/> National notification authority, <input type="checkbox"/> National enquiry point, or address, fax number and E-mail address (if available) of other body: Environmental Protection Agency</p> <p>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.</p>
12.	<p>Texts available from: <input checked="" type="checkbox"/> National notification authority, <input checked="" type="checkbox"/> National enquiry point, or address, fax number and E-mail address (if available) of other body:</p> <p>USDA/FAS/FSTD 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 address: ofsts@fas.usda.gov</p>