

WORLD TRADE ORGANIZATION

G/SPS/N/USA/493

29 August 2001

(01-4155)

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 – EPA
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: Notice of Filing a Pesticide Petition to Establish a Tolerance for a Certain Pesticide Chemical in or on Food – Clethodim (6 pages)
5.	<p>Description of content: This notice announces the initial filing of a pesticide petition proposing the establishment of regulations for residues of a certain pesticide chemical in or on various food commodities.</p> <p>EPA has received pesticide petitions 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 by establishing tolerances for residues of the herbicide chemical clethodim, (E)-(<plus-minus>)-2-1-[(3-chloro-2-propenyl)oxylimino]propyl]-5-2(ethylthio)propyl]-3-hydroxy-2- cyclohexen-1-one and its metabolites containing the 5-(2-ethylthio-propyl) cyclohexene-3-one and 5-(2-ethylthiopropyl) -5-hydroxycyclohexene-3-one moieties and their sulfoxides and sulfones, all expressed as clethodim] in or on the raw agricultural commodities:</p> <p>The first pesticide petition proposes tolerances for green onions and leaf lettuce at 2.0 ppm, and head and stem Brassica (Crop subgroup 5A) at 3.0 parts per million (ppm).</p> <p>The second pesticide petition proposes tolerances for flax seed at 0.50 ppm, flax meal at 1.0 ppm, and mustard seed at 0.50 ppm.</p> <p>EPA has determined that the petitions contain 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 petitions. Additional data may be needed before EPA rules on the petitions.</p>
6.	Objective and rationale: [X] food safety, [] animal health, [] plant protection, [] protect humans from animal/plant pest or disease, [] protect territory from other damage from pests

7.	An international standard, guideline or recommendation does not exist []. If an international standard, guideline or recommendation exists, give the appropriate reference and briefly identify deviations: There are no Codex Maximum Residue Limits (MRLs) established for clethodim.
8.	Relevant documents and language(s) in which these are available: 66 FR 44624, 24 August 2001 (available in English)
9.	Proposed date of adoption: To be determined
10.	Proposed date of entry into force: To be determined
11.	Final date for comments: 24 September 2001 Agency or authority designated to handle comments: [] National notification authority, [] National enquiry point, or address, fax number and E-mail address (if available) of other body: Environmental Protection Agency 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.	Texts available from: [] National notification authority, [] National enquiry point or address, fax number and E-mail address (if available) of other body: United States SPS Enquiry Point/Notification Authority USDA/FAS/FSTSD 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