

WORLD TRADE ORGANIZATION

G/SPS/N/USA/597

27 May 2002

(02-2904)

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 should be provided in addition, where applicable): Pesticides
4.	Regions or countries likely to be affected, to the extent relevant or practicable: Any trading partners
5.	Title, language and number of pages of the notified document: Notice of Filing a Pesticide Petition to Establish a Tolerance for Certain Pesticide Chemicals in or on Food – Milbemectin (7 pages - English).
6.	Description of content: This Environmental Protection Agency (EPA) notice announces the initial filing of pesticide petitions proposing the establishment of regulations for residues of a certain pesticide chemicals in or on various food commodities. EPA has received pesticide petitions proposing, pursuant to section 408(d) of the FFDCA, 21 U.S.C. 346a(d), to amend 40 CFR part 180 by establishing a tolerance for residues of milbemectin (a mixture of milbemycins containing greater than or equal to 70% milbemycin A4 [(6R, 25R)- 5-O-demethyl-28-deoxy-6, 28-epoxy-25-ethyl-milbemycin B] and less than or equal to 30% milbemycin A3 [(6R, 25R)-5-O-demethyl-28-deoxy-6, 28-epoxy-25-methyl-milbemycin B]) in or on the raw agricultural commodities citrus crop group at 0.02 parts per million (ppm); citrus pulp, dried at 0.2 ppm; citrus oil at 0.1 ppm; cotton, undelinted seed at 0.02 ppm (CA only); cotton gin by-products at 0.08 ppm (CA only); pome fruit crop group at 0.02 ppm; apple pomace, wet at 0.15 ppm; stone fruit crop group at 0.03 ppm (CA only); strawberry at 0.04 ppm; tree nut crop group at 0.02 ppm; and almond hulls at 0.2 ppm. 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.
7.	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

<p>8. International standard, guideline or recommendation: <input type="checkbox"/> Codex Alimentarius Commission, <input type="checkbox"/> Office International des Epizooties, <input type="checkbox"/> International Plant Protection Convention, <input checked="" type="checkbox"/> None</p> <p>If an international standard, guideline or recommendation exists, give the appropriate reference and briefly identify deviations:</p>
<p>9. Relevant documents and language(s) in which these are available: 67 FR 36178, 23 May 2002. Available in English.</p>
<p>10. Proposed date of adoption: To be determined</p>
<p>11. Proposed date of entry into force: To be determined</p>
<p>12. Final date for comments: 24 June 2002</p> <p>Agency or authority designated to handle comments: Environmental Protection Agency <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: 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 13.</p>
<p>13. 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 style="padding-left: 40px;">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: fstd@fas.usda.gov</p>