

WORLD TRADE ORGANIZATION

G/SPS/N/USA/775

30 July 2003

(03-4040)

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): Any products that contain 4-chloro-alpha-(1-methylethyl)Benzeneacetic acid, Cyano(3-henoxyphenyl)methyl ester (Fenvalerate) used in accordance with good agricultural practices												
4. Regions or countries likely to be affected, to the extent relevant or practicable: Any US trading partners.												
5. Title, language and number of pages of the notified document: Notice of Receipt of Requests to Voluntarily Cancel Certain Pesticide Registrations (Available in English, 2 pages)												
6. Description of content: This notice announces receipt by the Agency of requests from Sumitomo Chemical Company, Limited and Bayer Environmental Science to cancel the registrations of three pesticide products registered under section 3 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). These three registrations constitute all registrations held by Sumitomo Chemical Company, Limited and Bayer Environmental Science of products containing 4-chloro-alpha-(1-methylethyl)Benzeneacetic acid, Cyano(3-phenoxyphenyl)methyl ester (Fenvalerate). These requests are submitted pursuant to section 6(f) of FIFRA. Fenvalerate is a synthetic Pyrethroid insecticide, which is used to control insects and related organisms, molluscs, fouling organisms and miscellaneous invertebrates on agricultural, pet care, domestic home and garden (domestic), and commercial/industrial/food and non-food/mosquito abatement (commercial) sites. On 10 April 2003, Sumitomo Chemical Company, Limited and on 22 April 2003, Bayer Environmental Science requested that EPA waive the 180-day period that typically has been allowed before requests for voluntary cancellation are approved or denied. These registrations are listed in sequence by registration number in Table 1 of this unit: Table 1 – Registrations with Pending Requests for Cancellation <table border="1"><thead><tr><th>Registration No.</th><th>Product Name</th><th>Chemical Name</th></tr></thead><tbody><tr><td>432-766</td><td>Technical Fenvalerate Insecticide</td><td>Fenvalerate</td></tr><tr><td>432-767</td><td>Gold Crest Tribute Termitici de/Insecticide</td><td>Fenvalerate</td></tr><tr><td>10308-13</td><td>Technical Sumicidin Insecticide</td><td>Fenvalerate</td></tr></tbody></table>	Registration No.	Product Name	Chemical Name	432-766	Technical Fenvalerate Insecticide	Fenvalerate	432-767	Gold Crest Tribute Termitici de/Insecticide	Fenvalerate	10308-13	Technical Sumicidin Insecticide	Fenvalerate
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<p>At the close of the comment period, EPA intends to issue an order granting these cancellation requests, unless the Agency receives any substantive comments within the comment period that would merit its further review of these requests, or the requests have been withdrawn. Users of these pesticides or anyone else desiring the retention of a registration should send in their comments to EPA. In addition, they may wish to contact the applicable registrant directly.</p>
<p>7. Objective and rationale: <input checked="" type="checkbox"/> food safety, <input type="checkbox"/> animal health, <input type="checkbox"/> plant protection, <input checked="" type="checkbox"/> protect humans from animal/plant pest or disease, <input type="checkbox"/> protect territory from other damage from pests</p>
<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 If an international standard, guideline or recommendation exists, give the appropriate reference and briefly identify deviations: not applicable</p>
<p>9. Relevant documents and language(s) in which these are available: DOCID:fr11jy03-54, <u>Federal Register</u>: 11 July 2003 (Volume 68, Number 133) Pages 41343-41345; http://www.epa.gov/fedrgstr/EPA-PEST/2003/July/Day-11/p17509.htm (Available in English)</p>
<p>10. Proposed date of adoption: not applicable</p>
<p>11. Proposed date of entry into force: not applicable</p>
<p>12. Final date for comments: 11 August 2003 Agency or authority designated to handle comments: <input checked="" type="checkbox"/> National notification authority, <input type="checkbox"/> National enquiry point, or address, fax number and E-mail address (if available) of other body: Public Information and Records Integrity Branch (PIRIB), Information Resources and Services Division (7502C), Office of Pesticide Programs (OPP), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460. opp-docket@epa.gov Note: Identify docket name "OPP-2003-0183" in subject line of your response.</p>
<p>13. Texts available from: <input 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: Ms. Roseanne Freese, US Department of Agriculture, Stop 1027, Washington, DC 20250. Tel (202) 690-1642, Roseanne.Freese@usda.gov</p>