

Dated: November 13, 2003.

Angelo Carasea,

Designated Federal Officer, NACEPT
Superfund Subcommittee.

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ENVIRONMENTAL PROTECTION AGENCY

[OPP-2003-0326; FRL-7329-4]

Pesticide Product; Registration Approval

AGENCY: Environmental Protection
Agency (EPA)

ACTION: Notice.

SUMMARY: This notice announces Agency approval of an application to register the pesticide product Certis Technical Olive Fly Pheromone containing an active ingredient not included in any previously registered product pursuant to the provisions of section 3(c)(5) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended.

FOR FURTHER INFORMATION CONTACT: Andrew Bryceland, Biopesticides and Pollution Prevention Division (7511C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 305-6928; e-mail address: bryceland.andrew@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does This Action Apply to Me?

You may be potentially affected by this action if you are an agricultural producer, food manufacturer, or pesticide manufacturer. Potentially affected entities may include, but are not limited to:

- Crop production (NAICS 111)
- Animal production (NAICS 112)
- Food manufacturing (NAICS 311)
- Pesticide manufacturing (NAICS 28532)

This listing is not intended to be exhaustive, but rather provides a guide for readers regarding entities likely to be affected by this action. Other types of entities not listed in this unit could also be affected. The North American Industrial Classification System (NAICS) codes have been provided to assist you and others in determining whether this action might apply to certain entities. If you have any questions regarding the applicability of this action to a particular entity, consult

the person listed under **FOR FURTHER INFORMATION CONTACT**.

B. How Can I Get Copies of This Document and Other Related Information?

1. *Docket.* EPA has established an official public docket for this action under docket identification (ID) number OPP-2003-0326. The official public docket consists of the documents specifically referenced in this action, any public comments received, and other information related to this action. Although a part of the official docket, the public docket does not include Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. The official public docket is the collection of materials that is available for public viewing at the Public Information and Records Integrity Branch (PIRIB), Rm. 119, Crystal Mall #2, 1921 Jefferson Davis Hwy., Arlington, VA. This docket facility is open from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The docket telephone number is (703) 305-5805.

In accordance with section 3(c)(2) of FIFRA, a copy of the approved label, the list of data references, the data and other scientific information used to support registration, except for material specifically protected by section 10 of FIFRA, are also available for public inspection. Requests for data must be made in accordance with the provisions of the Freedom of Information Act and must be addressed to the Freedom of Information Office (A-101), 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001. The request should: Identify the product name and registration number and specify the data or information desired.

A paper copy of the fact sheet, which provides more detail on this registration, may be obtained from the National Technical Information Service (NTIS), 5285 Port Royal Rd., Springfield, VA 22161.

2. *Electronic access.* You may access this **Federal Register** document electronically through the EPA Internet under the "**Federal Register**" listings at <http://www.epa.gov/fedrgstr/>.

An electronic version of the public docket is available through EPA's electronic public docket and comment system, EPA Dockets. You may use EPA Dockets at <http://www.epa.gov/edocket/> to submit or view public comments, access the index listing of the contents of the official public docket, and to access those documents in the public docket that are available electronically. Although, not all docket materials may be available electronically, you may still

access any of the publicly available docket materials through the docket facility identified in Unit I.B.1. Once in the system, select "search," then key in the appropriate docket ID number.

II. Did EPA Approve the Application?

The Agency approved the application after considering all required data on risks associated with the proposed use of 1,7-dioxaspiro-(5,5)-undecane, and information on social, economic, and environmental benefits to be derived from use. Specifically, the Agency has considered the nature of the chemical and its pattern of use, application methods and rates, and level and extent of potential exposure. Based on these reviews, the Agency was able to make basic health and safety determinations which show that use of 1,7-dioxaspiro-(5,5)-undecane when used in accordance with widespread and commonly recognized practice, will not generally cause unreasonable adverse effects to the environment.

III. Approved Application

EPA issued a notice, published in the **Federal Register** of March 28, 2002 (67 FR 1493) (FRL-6827-7), which announced that Thermo Trilog Corporation (Certis USA), 9145 Guilford Road, Suite 175, Columbia, MD, 21046, had submitted an application to register the pesticide product Olive Fly Attract and Kill (A & K) Target Device containing two new active ingredients (EPA File Symbol 70051-TA). This product contained two new active ingredients; ammonium bicarbonate at 12.8% and the arthropod pheromone 1,7-dioxaspiro-(5,5) undecane (Spiroketal) at 0.2%.

During the course of the review of the Section 3 application for Olive Fly Attract and Kill (A & K) Target Device (EPA File Symbol 70051-TA) the Agency determined that a separate registration for the technical grade of 1,7-dioxaspiro-(5,5) undecane was needed. The registrant then submitted a pesticide application (7/18/02) for a section three registration for the product Certis Technical Olive Fly Pheromone containing the active ingredient 1,7-dioxaspiro-(5,5) undecane at 97.6 percent. This new product was assigned EPA File Symbol 7005 1-TT. The receipt of this application was not published in the **Federal Register**.

The application for Certis Technical Olive Fly Pheromone (EPA Registration Number 70051-77), was approved on September 16, 2003, for use in the manufacturing of end-use agricultural products for control of olive fly.