



NOTIFICATION

1. Notifying Member: <u>UNITED STATES OF AMERICA</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 should be provided in addition, where applicable): Berry, low-growing, subgroup 13-07G
4. Regions or countries likely to be affected, to the extent relevant or practicable: <input checked="" type="checkbox"/> All trading partners <input type="checkbox"/> Specific regions or countries:
5. Title of the notified document: Flonicamid; Pesticide Tolerances. Final Rule. Language(s): English. Number of pages: 4 https://www.govinfo.gov/content/pkg/FR-2024-04-29/html/2024-09048.htm
6. Description of content: This regulation amends the existing tolerance for residues of flonicamid in or on the raw agricultural commodity berry, low-growing, subgroup 13-07G by increasing the tolerance from 1.5 parts per million (ppm) to 2 ppm.
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.
8. Is there a relevant international standard? If so, identify the standard: <input checked="" type="checkbox"/> Codex Alimentarius Commission (e.g. title or serial number of Codex standard or related text): https://www.fao.org/fao-who-codexalimentarius/codex-texts/dbs/pestres/pesticide-detail/es/?p_id=282 <input type="checkbox"/> World Organization for Animal Health (OIE) (e.g. Terrestrial or Aquatic Animal Health Code, chapter number): <input type="checkbox"/> International Plant Protection Convention (e.g. ISPM number): <input type="checkbox"/> None Does this proposed regulation conform to the relevant international standard? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If no, describe, whenever possible, how and why it deviates from the international standard: Codex has an MRL for residues of flonicamid in or on low growing berries at 1.5 ppm, and Canada has MRLs for residues of flonicamid in or on bearberry; bilberry; blueberry, lowbush; cloudberry; cranberry; and lingonberry at 1.5 ppm. The existing US tolerance for residues of flonicamid in or on berry, low-growing, subgroup 13-07G at 1.5 ppm is harmonized with Codex and Canadian MRLs. However, the petition requested that EPA increase the existing US tolerance from 1.5 ppm to 2 ppm in

<p>order to harmonize with the Japanese MRL for residues of flonicamid in or on strawberry, cranberry, and other berries at 2 ppm and minimize barriers to imports of strawberries from Japan. Although this action is establishing a higher tolerance for residues of flonicamid in or on low growing berry, subgroup 13-07G that is no longer harmonized with Codex or Canadian MRLs, this is not expected to create a trade barrier to imports of these commodities from Codex countries and Canada since commodities that comply with the lower Codex and Canadian MRLs could be imported into the United States. For these reasons, EPA has determined it is appropriate to amend the tolerance for residues of flonicamid in or on low growing berry, subgroup 13-07G from 1.5 ppm to 2 ppm, as petitioned.</p>
<p>9. Other relevant documents and language(s) in which these are available: https://www.govinfo.gov/content/pkg/FR-2023-07-05/html/2023-14192.htm (available in English)</p>
<p>10. Proposed date of adoption (dd/mm/yy): 29 April 2024 Proposed date of publication (dd/mm/yy): 29 April 2024</p>
<p>11. Proposed date of entry into force: <input type="checkbox"/> Six months from date of publication, and/or (dd/mm/yy): 29 April 2024 <input type="checkbox"/> Trade facilitating measure</p>
<p>12. Final date for comments: <input type="checkbox"/> Sixty days from the date of circulation of the notification and/or (dd/mm/yy): Not applicable Agency or authority designated to handle comments: <input type="checkbox"/> National Notification Authority, <input type="checkbox"/> National Enquiry Point. Address, fax number and e-mail address (if available) of other body: Charles Smith, Director, Registration Division (7505T), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460-0001; Main telephone number: +(202) 566 1030; E-mail: RDFRNotices@epa.gov</p>
<p>13. Text(s) available from: <input type="checkbox"/> National Notification Authority, <input type="checkbox"/> National Enquiry Point. Address, fax number and e-mail address (if available) of other body: https://www.govinfo.gov/content/pkg/FR-2024-04-29/html/2024-09048.htm</p>