

**Environmental Protection Agency**

**§ 82.8**

<i>Controlled substance</i>	<i>Person</i>	<i>Allowances (kg)</i>
	ICI Americas, Inc .....	855,466
	Occidental Chemical Corp .....	497,478
	Sumitomo Corporation of America .....	9
	(e) For Group V controlled substances:	
Methyl Chloroform .....	3V Chemical Corp .....	3,528
	Actex, Inc .....	50,171
	Atochem North America .....	74,355
	Dow Chemical Company, USA .....	125,200,200
	E.I. DuPont de Nemours & Co .....	2
	IBM .....	2,026
	ICI Americas, Inc .....	14,179,850
	Laidlaw .....	420,207
	PPG Industries .....	45,254,115
	Sumitomo .....	1,954
	TG (USA) Corporation .....	7,073
	Unitor Ships Service, Inc .....	14,746
	Vulcan Chemicals .....	70,765,072
	(f) For Group VI controlled substances:	
Methyl Bromide .....	Great Lakes Chemical Corporation .....	15,514,746
	Ethyl Corporation .....	6,379,906
	AmeriBrom, Inc .....	3,524,393
	TriCal, Inc .....	109,225
	(g) For Group VII controlled substances:	
HBFC 22B1-1 .....	Great Lakes Chemical Corporation .....	40,110

[60 FR 24986, May 10, 1995, as amended at 68 FR 2848, Jan. 21, 2003]

**§ 82.7 Grant and phase reduction of baseline production and consumption allowances for class I controlled substances.**

granted the specified percentage of the baseline production and consumption allowances apportioned to him under §§ 82.5 and 82.6 of this subpart.

For each control period specified in the following table, each person is

Control period	Class I substances in groups I and II, (In percent)	Class I substances in group II, (In percent)	Class I substances in group IV (In percent)	Class I substances in group V (In percent)	Class I substances in group VI (In percent)	Class I substances in group VII (In percent)
1994 .....	25	0	50	50	100	100
1995 .....	25	0	15	30	100	100
1996 .....	0	0	0	0	100	0
1997 .....	0	0	0	0	100	0
1998 .....	0	0	0	0	100	0
1999 .....	0	0	0	0	75	0
2000 .....	0	0	0	0	75	0
2001 .....	.....	.....	.....	.....	50	.....
2002 .....	.....	.....	.....	.....	50	.....
2003 .....	.....	.....	.....	.....	30	.....
2004 .....	.....	.....	.....	.....	30	.....
2005 .....	.....	.....	.....	.....	0	.....

[65 FR 70803, Nov. 28, 2000]

**§ 82.8 Grant of essential use allowances and critical use allowances.**

for quantities of a specific class I controlled substance for a specific essential-use (the Administrator reserves the right to revise the allocations

(a) Effective January 1, 1996, persons in the following list are allocated essential-use allowances or exemptions

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based on future decisions of the Parties).

TABLE I—ESSENTIAL USE ALLOWANCES FOR CALENDAR YEAR 2010

(i) Metered Dose Inhalers (for oral inhalation) for Treatment of Asthma and Chronic Obstructive Pulmonary Disease		
Company	Chemical	2010 Quantity (metric tons)
Armstrong .....	CFC–11 or CFC–12 or CFC–114. ....	30.0

(b) A global exemption for class I controlled substances for essential laboratory and analytical uses shall be in effect through December 31, 2011, subject to the restrictions in appendix G of this subpart, and subject to the record-keeping and reporting requirements at § 82.13(u) through (x). There is no amount specified for this exemption.

(c) Effective January 1, 2005, critical use allowances are apportioned as set forth in paragraph (c)(1) of this section for the exempted production and import of class I, Group VI controlled substances specifically for those approved critical uses listed in appendix L to this subpart for the applicable control period. Every kilogram of production and import in excess of the total number and type of unexpended critical use allowances held for a particular type of use constitutes a separate violation of this subpart. Effective January 1, 2005, critical stock allowances are issued as set forth in paragraph (c)(2) of this section for the sale of class I, Group VI controlled substances from inventory produced or imported before the January 1, 2005 phase-out date specifically for those approved critical uses listed in appendix L to this subpart for the applicable control period.

(1) Allocated critical use allowances granted for specified control period.

Company	2010 critical use allowances for pre-plant uses* (kilograms)	2010 critical use allowances for post-harvest uses* (kilograms)
Great Lakes Chemical Corp., A Chemtura Company .....	1,102,380	86,145
Albemarle Corp .....	453,324	35,425
ICL–IP America .....	250,516	19,576
TriCal, Inc .....	7,800	610

Company	2010 critical use allowances for pre-plant uses* (kilograms)	2010 critical use allowances for post-harvest uses* (kilograms)
Total** .....	1,814,020	141,755

\* For production or import of Class I, Group VI controlled substance exclusively for the Pre-Plant or Post-Harvest uses specified in appendix L to this subpart.

\*\* Due to rounding, numbers do not add exactly.

(2) Allocated critical stock allowances granted for specified control period. The following companies are allocated critical stock allowances for 2010 on a pro-rata basis in relation to the inventory held by each.

Company
Albemarle
Bill Clark Pest Control, Inc.
Burnside Services, Inc.
Cardinal Professional Products
Chemtura Corp.
Degesch America, Inc.
Helena Chemical Co.
Hendrix & Dail
Hy-Yield Products, LLC
ICL–IP America
Industrial Fumigation Company
Pacific Ag
Pest Fog Sales Corp.
Prosource One
Reddick Fumigants
Royster-Clark, Inc.
Trical Inc.
Trident Agricultural Products
UAP Southeast (NC)
UAP Southeast (SC)
Univar
Western Fumigation
TOTAL—1,028,108 kilograms

[69 FR 77003, Dec. 23, 2004, as amended at 70 FR 49844, Aug. 24, 2005; 70 FR 73614, Dec. 13, 2005; 70 FR 77052, Dec. 29, 2005; 71 FR 6005, Feb. 6, 2006; 71 FR 25078, Apr. 28, 2006; 71 FR 58514, Oct. 4, 2006; 71 FR 75403, Dec. 14, 2006; 72 FR 32222, June 12, 2007; 72 FR 73268, Dec. 27, 2007; 72 FR 74146, Dec. 28, 2007; 73 FR 33013, June 11, 2008; 74 FR 19897, Apr. 30, 2009; 74 FR 29957, June 24, 2009; 75 FR 23183, May 3, 2010; 75 FR 25784, May 10, 2010]