more than 50 percent of gasoline designated as GPA gasoline under §80.219(a) shall not be required to meet the corporate pool average standards under §80.195 for its gasoline production or imported gasoline during the applicable averaging period.

(2) A refiner or importer whose gasoline production or volume of imported gasoline in 2004 or 2005 is comprised of less than 50 percent of gasoline designated as GPA gasoline under §80.219(a) must meet the corporate pool average standards under §80.195 for all the refiner’s gasoline production or the importer’s volume of imported gasoline, including GPA gasoline, during the applicable averaging period.

(g) The provisions for compliance deficits under §80.205(e) do not apply to gasoline subject to the standards under paragraphs (a) and (b) of this section.


§ 80.217 How does a refiner or importer apply for the GPA standards?

(a) To apply for the GPA standards under §80.216, a refiner or importer must submit an application in accordance with the provisions of §80.290.

(b) Applications under paragraph (a) of this section must be submitted by May 1, 2001.

(c)(1) If approved, EPA will notify the refiner or importer of each refinery’s or the importer’s annual average sulfur standard for gasoline produced for use in the GPA for the 2004 through 2006 annual averaging periods.

(2) If disapproved, the refiner or importer must comply with the standards in §80.195 for gasoline produced for use in the GPA.

(d) If EPA finds that a refiner or importer provided false or inaccurate information on its application under this section, upon notice from EPA, the refiner’s or importer’s application will be void ab initio.