

Triisopropanolammonium salt of aminopyralid to be used as a herbicide for control of annual and perennial broadleaf weeds, including invasive and noxious weeds, on range permanent grass pastures, Conservation Reserve Program (CRP) acres, non-cropland areas (such as rights-of-way, roadsides and non-irrigation ditch banks), natural areas (such as wildlife management areas, recreation areas, campgrounds, trail heads and trails), and grazed areas in and around these sites; and for control of annual and perennial broadleaf weeds in wheat (including spring wheat, winter wheat, and durum). These active ingredients have not been included in any previously registered pesticide product.

These applications were conditionally approved and the following pesticide products were conditionally registered on August 10, 2005:

1. Aminopyralid Technical, EPA Registration Number 62719-518,
2. Milestone™, EPA Registration Number 62719-519.

#### List of Subjects

Environmental protection, Pesticides and pest.

Dated: November 15, 2005.

**Lois Rossi,**

*Director, Registration Division, Office of Pesticide Programs.*

[FR Doc. 05-23108 Filed 11-22-05; 8:45 am]

**BILLING CODE 6560-50-S**

## ENVIRONMENTAL PROTECTION AGENCY

[OPP-2005-0296; FRL-7746-1]

### Pesticide Product; Registration Application

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** This notice announces receipt of an application to register a pesticide product containing a new active ingredient not included in any previously registered product pursuant to the provisions of section 3(c)(4) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended.

**DATES:** Written comments, identified by the docket identification (ID) number OPP-2005-0296, must be received on or before December 23, 2005.

**ADDRESSES:** Comments may be submitted electronically, by mail, or through hand delivery/courier. Follow the detailed instructions as provided in Unit I. of the **SUPPLEMENTARY INFORMATION.**

**FOR FURTHER INFORMATION CONTACT:** Raderrio Wilkins, Biopesticides and Pollution Prevention Division (7511C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 308-1259; e-mail address: *Wilkins.Raderrio@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 code 111)
- Animal production (NAICS code 112)
- Food manufacturing (NAICS code 311)
- Pesticide manufacturing (NAICS code 32532)

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-2005-0296. 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, 1801 S. Bell St., 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.

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. Once in the system, select "search," then key in the appropriate docket ID number.

Certain types of information will not be placed in the EPA Dockets. Information claimed as CBI and other information whose disclosure is restricted by statute, which is not included in the official public docket, will not be available for public viewing in EPA's electronic public docket. EPA's policy is that copyrighted material will not be placed in EPA's electronic public docket but will be available only in printed, paper form in the official public docket. To the extent feasible, publicly available docket materials will be made available in EPA's electronic public docket. When a document is selected from the index list in EPA Dockets, the system will identify whether the document is available for viewing in EPA's electronic public docket. 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. EPA intends to work towards providing electronic access to all of the publicly available docket materials through EPA's electronic public docket.

For public commenters, it is important to note that EPA's policy is that public comments, whether submitted electronically or in paper, will be made available for public viewing in EPA's electronic public docket as EPA receives them and without change, unless the comment contains copyrighted material, CBI, or other information whose disclosure is restricted by statute. When EPA identifies a comment containing copyrighted material, EPA will provide a reference to that material in the version of the comment that is placed in EPA's electronic public docket. The entire printed comment, including the copyrighted material, will be available in the public docket.

Public comments submitted on computer disks that are mailed or delivered to the docket will be

transferred to EPA's electronic public docket. Public comments that are mailed or delivered to the Docket will be scanned and placed in EPA's electronic public docket. Where practical, physical objects will be photographed, and the photograph will be placed in EPA's electronic public docket along with a brief description written by the docket staff.

### C. How and To Whom Do I Submit Comments?

You may submit comments electronically, by mail, or through hand delivery/courier. To ensure proper receipt by EPA, identify the appropriate docket ID number in the subject line on the first page of your comment. Please ensure that your comments are submitted within the specified comment period. Comments received after the close of the comment period will be marked "late." EPA is not required to consider these late comments. If you wish to submit CBI or information that is otherwise protected by statute, please follow the instructions in Unit I.D. Do not use EPA Dockets or e-mail to submit CBI or information protected by statute.

1. *Electronically.* If you submit an electronic comment as prescribed in this unit, EPA recommends that you include your name, mailing address, and an e-mail address or other contact information in the body of your comment. Also include this contact information on the outside of any disk or CD ROM you submit, and in any cover letter accompanying the disk or CD ROM. This ensures that you can be identified as the submitter of the comment and allows EPA to contact you in case EPA cannot read your comment due to technical difficulties or needs further information on the substance of your comment. EPA's policy is that EPA will not edit your comment, and any identifying or contact information provided in the body of a comment will be included as part of the comment that is placed in the official public docket, and made available in EPA's electronic public docket. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment.

i. *EPA Dockets.* Your use of EPA's electronic public docket to submit comments to EPA electronically is EPA's preferred method for receiving comments. Go directly to EPA Dockets at <http://www.epa.gov/edocket/>, and follow the online instructions for submitting comments. Once in the system, select "search," and then key in docket ID number OPP-2005-0296. The system is an "anonymous access"

system, which means EPA will not know your identity, e-mail address, or other contact information unless you provide it in the body of your comment.

ii. *E-mail.* Comments may be sent by e-mail to [opp-docket@epa.gov](mailto:opp-docket@epa.gov), Attention: Docket ID Number OPP-2005-0296. In contrast to EPA's electronic public docket, EPA's e-mail system is not an "anonymous access" system. If you send an e-mail comment directly to the docket without going through EPA's electronic public docket, EPA's e-mail system automatically captures your e-mail address. E-mail addresses that are automatically captured by EPA's e-mail system are included as part of the comment that is placed in the official public docket, and made available in EPA's electronic public docket.

iii. *Disk or CD ROM.* You may submit comments on a disk or CD ROM that you mail to the mailing address identified in Unit I.C.2. These electronic submissions will be accepted in WordPerfect or ASCII file format. Avoid the use of special characters and any form of encryption.

2. *By mail.* Send your comments to: Public Information and Records Integrity Branch (PIRIB), Office of Pesticide Programs (OPP), Environmental Protection Agency (7502C), 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001, Attention: Docket ID Number OPP-2005-0296.

3. *By hand delivery or courier.* Deliver your comments to: Public Information and Records Integrity Branch (PIRIB), Office of Pesticide Programs (OPP), Environmental Protection Agency, Rm. 119, Crystal Mall #2, 1801 S. Bell St., Arlington, VA, Attention: Docket ID Number OPP-2005-0296. Such deliveries are only accepted during the docket's normal hours of operation as identified in Unit I.B.1.

### D. How Should I Submit CBI to the Agency?

Do not submit information that you consider to be CBI electronically through EPA's electronic public docket or by e-mail. You may claim information that you submit to EPA as CBI by marking any part or all of that information as CBI (if you submit CBI on disk or CD ROM, mark the outside of the disk or CD ROM as CBI and then identify electronically within the disk or CD ROM the specific information that is CBI). Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2.

In addition to one complete version of the comment that includes any information claimed as CBI, a copy of the comment that does not contain the

information claimed as CBI must be submitted for inclusion in the public docket and EPA's electronic public docket. If you submit the copy that does not contain CBI on disk or CD ROM, mark the outside of the disk or CD ROM clearly that it does not contain CBI. Information not marked as CBI will be included in the public docket and EPA's electronic public docket without prior notice. If you have any questions about CBI or the procedures for claiming CBI, please consult the person listed under **FOR FURTHER INFORMATION CONTACT.**

### E. What Should I Consider as I Prepare My Comments for EPA?

You may find the following suggestions helpful for preparing your comments:

1. Explain your views as clearly as possible.
2. Describe any assumptions that you used.
3. Provide copies of any technical information and/or data you used that support your views.
4. If you estimate potential burden or costs, explain how you arrived at the estimate that you provide.
5. Provide specific examples to illustrate your concerns.
6. Offer alternative ways to improve the registration activity.
7. Make sure to submit your comments by the deadline in this notice.
8. To ensure proper receipt by EPA, be sure to identify the docket ID number assigned to this action in the subject line on the first page of your response. You may also provide the name, date, and **Federal Register** citation.

## II. Registration Applications

EPA received an application as follows to register pesticide product containing an active ingredient not included in any previously registered products pursuant to the provision of section 3(c)(4) of FIFRA. Notice of receipt of this application does not imply a decision by the Agency on the application.

### *Product Containing an Active Ingredient not Included in any Previously Registered Product*

*File Symbol:* 79766-R. *Applicant:* Falcon Lab, LLC. 1103 Norbee Drive, Wilmington, DE 19803. *Product Name:* Falcon Lab LLC. Racer™ Concentrate Non-Selective Herbicide. *Type Product:* Contact herbicide. *Active ingredient:* Ammonium pelargonate at 40%. *Proposed classification/Use:* For the suppression and control of weeds, vines and underbrush.

**List of Subjects**

Environmental protection, Pesticides and pest.

Dated: November 10, 2005.

**Janet L. Andersen,**

*Director, Biopesticides and Pollution Prevention Division, Office of Pesticide Programs.*

[FR Doc. 05-23107 Filed 11-22-05; 8:45 am]

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**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-7999-1]

**Proposal of addition of certain substances to the 1998 Aarhus Persistent Organic Pollutants (POPs) Protocol under the Long-Range Transboundary Air Pollution Convention of the United Nations Economic Commission for Europe (UNECE): Notice of Data Availability**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of data availability (NODA).

**SUMMARY:** This notice announces the availability of data and information concerning dossiers (or proposals) for the addition of hexachlorobutadiene, octabromo diphenyl ether (octaBDE), pentachlorobenzene, polychlorinated naphthalenes, short-chain chlorinated paraffins (SCCPs), dicofol, pentabromodiphenyl ether (PeDBE), and perfluorooctane sulfonate (PFOS) as persistent organic pollutants (POPs) submitted to the Secretariat of the 1998 Aarhus POPs Protocol Under the Long-Range Transboundary Air Pollution (LRTAP) Convention of the UNECE. We are issuing this NODA to alert interested and potentially affected parties of these proposals; to announce the substances proposed for inclusion in the Protocol; to provide the Web site where these proposals may be reviewed; to provide the addresses where comments or information may be submitted; and to provide the deadline for submitting comments and information. We are also issuing the NODA to solicit names and contact information for those parties who would like to be notified when proposals under the Aarhus POPs Protocol occur.

**DATES:** Comments and information on these proposals must be received on or before December 9, 2005.

**ADDRESSES:** The proposals can be found at the following Web site: <http://www.unece.org/env/popsxg/proposals%20for%20NEW%20pops.htm>. Comments and information on

these proposals should be submitted to the UNECE Secretariat for the POPs Task Force via e-mail at [air.env@unece.org](mailto:air.env@unece.org). Please provide a copy of your comments and information submitted to Paul Almodóvar of the U.S. EPA, Office of Air Quality Planning and Standards via e-mail at [almodovar.paul@epa.gov](mailto:almodovar.paul@epa.gov). If you are interested in being contacted in the future when proposals under this Protocol occur, please notify Paul Almodóvar directly.

**FOR FURTHER INFORMATION CONTACT:** Paul Almodóvar of the U.S. EPA, Office of Air Quality Planning and Standards, Information Transfer Program Implementation Division, C304-03, Research Triangle Park, North Carolina 27711, telephone number (919) 541-0283, e-mail at [almodovar.paul@epa.gov](mailto:almodovar.paul@epa.gov).

**SUPPLEMENTARY INFORMATION:**

*Outline:* The information presented in this NODA is organized as follows:

- I. 1998 Aarhus POPs Protocol Under the Long-Range Transboundary Air Pollution Convention of the UNECE
  - a. What Is the Long-Range Transboundary Air Pollution (LRTAP) Convention of the UNECE?
  - b. What Is the 1998 Aarhus POPs Protocol?
- II. Proposals for New POPs
  - a. Who Are the Nominating Countries?
  - b. What Do the Proposals Address?
  - c. What Is Involved in the Technical Review of These Proposals?
  - d. Other Proposals

**I. 1998 Aarhus POPs Protocol Under the Long-Range Transboundary Air Pollution Convention of the UNECE**

*a. What Is the LRTAP Convention of the UNECE?*

The LRTAP Convention functions to foster intergovernmental cooperation and has created the essential framework for controlling and reducing the damage to human health and the environment caused by transboundary air pollution. Since entry into force of the Convention 8 specific Protocols have also been completed to address transboundary air pollution, one of which is the 1998 Aarhus POPs Protocol, which today's NODA addresses. The United States is a Party to the LRTAP Convention. The focus of the Parties to the Convention over the next several years will be to ensure implementation of these protocols. Participation in this Convention allows the United States to continue to assert its leadership role in shaping the substance and structure of LRTAP protocols as they continue to tackle complex pollution issues and serve as models for action in other regional bodies, as well as for global environmental agreements.

*b. What Is the 1998 Aarhus POPs Protocol?*

The 1998 Aarhus POPs Protocol under the LRTAP Convention was established with the objective of controlling, reducing or eliminating discharges, emissions, and losses of POPs. POPs are defined in the Protocol as organic substances that (i) possess toxic characteristics; (ii) are persistent; (iii) bioaccumulate; (iv) are prone to long-range transboundary atmospheric transport and deposition; and (v) are likely to cause significant adverse human health or environmental effects near to and distant from their sources. The Protocol outlines basic obligations for countries that are Parties to the Protocol (have ratified the Protocol) for achieving this objective, and includes methods by which Parties to the Protocol can fulfill the basic obligations, including identifying best available techniques and emission limit values for stationary sources of POPs, and effective measures to control POPs emissions from mobile sources. The Protocol identifies POPs that have been targeted and scheduled for elimination (aldrin, chlorodane, dieldrin, DDT, endrin, heptachlor, hexabromobiphenyl, hexachlorobenzene, mirex, PCB, and toxaphene; Annex I of the Protocol); for use restrictions (DDT, HCH, PCB; Annex II of the Protocol); and for annual reductions in emissions from a specified reference year, achieved by taking effective measures as appropriate (polycyclic aromatic hydrocarbons (PAHs), Dioxins/furans, and hexachlorobenzene). The Protocol in its entirety can be viewed at the LRTAP POPs Web site at [http://www.unece.org/env/lrtap/pops\\_h1.htm](http://www.unece.org/env/lrtap/pops_h1.htm). The United States is currently not a Party to the Aarhus POPs Protocol. Legislation is being developed that would allow the United States to become Parties to, and implement the protocol.

**II. Proposals To Include Substances as POPs**

*a. Who Are the Nominating Countries?*

The Protocol provides procedures by which Parties to the Protocol can propose to amend annex I, II, or III by adding substances to the Protocol. These procedures are outlined in Article 14 of the Protocol.

This year, the European Commission has submitted proposals for hexachlorobutadiene, OctaBDE, pentachlorobenzene, polychlorinated naphthalenes, and SCCPs, and the Netherlands has submitted a proposal for dicofol.