

§ 180.1177

40 CFR Ch. I (7–1–04 Edition)

§ 180.1177 Potassium bicarbonate; exemption from the requirement of a tolerance.

The biochemical pesticide potassium bicarbonate is exempted from the requirement of a tolerance in or on all raw agricultural commodities when applied as a fungicide or post-harvest fungicide in accordance with good agricultural practices.

[61 FR 67473, Dec. 23, 1996]

§ 180.1178 Formic acid; exemption from the requirement of a tolerance.

The pesticide formic acid is exempted from the requirement of a tolerance in or on honey and beeswax when used to control tracheal mites and suppress varroa mites in bee colonies, and applied in accordance with label use directions.

[64 FR 8529, Feb. 22, 1999]

§ 180.1179 Plant extract derived from *Opuntia lindheimeri*, *Quercus falcata*, *Rhus aromatica*, and *Rhizophoria mangle*; exemption from the requirement of a tolerance.

The biochemical pesticide plant extract derived from *Opuntia lindheimeri*, *Quercus falcata*, *Rhus aromatica*, and *Rhizophoria mangle* is exempted from the requirement of a tolerance in or on all raw agricultural commodities when applied as a nematicide/plant regulator in accordance with good agricultural practices.

[62 FR 24842, May 7, 1997]

§ 180.1180 Kaolin; exemption from the requirement of a tolerance.

(a) The biochemical pesticide kaolin is temporarily exempted from the requirement of a tolerance for residues of the insecticide Kaolin, when used on crops (apples, apricots, bananas, beans, cane berries, citrus fruits, corn, cotton, cranberries, cucurbits, grapes, melons, nuts, ornamentals, peaches, peanuts, pears, peppers, plums, potatoes, seed crops, small grains, soybeans, strawberries, sugar beets, and tomatoes) to control certain insect, fungus, and bacterial damage to plants. This temporary exemption from the requirement of a tolerance will permit the

marketing of the food commodities in this paragraph when treated in accordance with the provisions of experimental use permit 70060-EUP-1, which is being issued under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (7 U.S.C. 136). This temporary exemption from the requirement of a tolerance expires and is revoked December 31, 1999. This temporary exemption from the requirement of a tolerance may be revoked at any time if the experimental use permit is revoked or if any experience with or scientific data on this pesticide indicate that the tolerance is not safe.

(b) Kaolin is exempted from the requirement of a tolerance for residues when used on or in food commodities to aid in the control of insects, fungi, and bacteria (food/feed use).

[62 FR 19685, Apr. 23, 1997, as amended at 63 FR 9430, Feb. 25, 1998]

§ 180.1181 *Bacillus cereus* strain BPO1; exemption from the requirement of a tolerance.

An exemption from the requirement of a tolerance for residues of the *Bacillus cereus* strain BPO1 in or on all raw agricultural commodities when applied/used in accordance with label directions.

[67 FR 70017, Nov. 20, 2002]

§ 180.1182 Coat Protein of Potato Virus Y and the genetic material necessary for its production; exemption from the requirement of a tolerance.

An exemption from the requirement of a tolerance is established for residues of the biological plant pesticide Coat Protein of Potato Virus Y and the genetic material necessary for its production in or on all food commodities.

[62 FR 43657, Aug. 15, 1997]

§ 180.1183 Potato Leaf Roll Virus Resistance Gene (also known as orf1/orf2 gene) and the genetic material necessary for its production; Exemption from the requirement of a tolerance.

An exemption from the requirement of a tolerance is established for residues of the biological plant pesticide Potato Leaf Roll Virus Resistance Gene (also known as orf1/orf2 gene) and