

PART 172—EXPERIMENTAL USE PERMITS

Subpart A—Federal Issuance of Experimental Use Permits

Sec.

- 172.1 Definitions.
- 172.2 General.
- 172.3 Scope of requirement.
- 172.4 Applications.
- 172.5 The permit.
- 172.6 Labeling.
- 172.7 Importation of technical material.
- 172.8 Program surveillance and reporting of data.
- 172.9 Renewals.
- 172.10 Refusals to issue and revocation.
- 172.11 Publication.

Subpart B—State Issuance of Experimental Use Permits

- 172.20 Scope.
- 172.21 Definitions.
- 172.22 General.
- 172.23 State plans.
- 172.24 State issuance of permits.
- 172.25 Administration of State programs.
- 172.26 EPA review of permits.

Subpart C—Notification for Certain Genetically Modified Microbial Pesticides

- 172.43 Definitions.
- 172.45 Requirement for a notification.
- 172.46 Submission of a notification.
- 172.48 Data requirements for a notification.
- 172.50 Response to a notification.
- 172.52 Notification exemption process.
- 172.57 Submission of information regarding potential unreasonable adverse effects.
- 172.59 Enforcement.

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Subpart A—Federal Issuance of Experimental Use Permits

§ 172.1 Definitions.

For the purposes of this part, the following terms shall be defined as listed below:

(a) The term *Act* means the Federal Insecticide, Fungicide, and Rodenticide Act, as amended (86 Stat. 973), and other legislation supplementary thereto and amendatory thereof.

(b) The term *applicant* means any person who applies for an experimental

use permit, pursuant to section 5 of the Act.

(c) The term *cooperator* means any person who grants permission to a permittee or a permittee's designated participant for the use of an experimental use pesticide at an application site owned or controlled by the cooperator.

(d) The term *experimental animals* means individual animals or groups of animals, regardless of species, intended for use and used solely for research purposes and does not include animals intended to be used for any food purposes.

(e) The term *participant* means any person acting as a representative of the permittee and responsible for making available for use, or supervising the use or evaluation of, an experimental use pesticide to be applied at a specific application site.

(f) The phrase *value for pesticide purposes* means that characteristic of a substance or mixture of substances which produces an efficacious action on a pest.

(g) The term *permittee* means any applicant to whom an experimental use permit has been granted.

Terms defined in the Act and not explicitly defined herein are used herein with the meaning given in the Act.

§ 172.2 General.

(a) Pursuant to section 5 of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended (86 Stat. 983), and except as herein provided by § 172.3, any person wishing to accumulate information necessary to register under section 3 of the Act and the regulations thereunder (1) a pesticide not registered with this Agency or (2) a registered pesticide for a use not previously approved in the registration of the pesticide may apply to the Administrator at any time for an experimental use permit.

(b) Pesticides under experimental use permits may not be sold or distributed other than through participants and, if sold or distributed through participants, may be used only at an application site of a cooperator and in accordance with the terms and conditions of the experimental use permit.