

PMSD/LSB



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

APR 28 1989

OFFICE OF
PESTICIDES AND TOXIC SUBSTANCES

MEMORANDUM

SUBJECT: 10182-EAL. 1,2-Benzisothiazoline-3-one (Proxel^R DL).
Tolerance Statements on Labeling. No MRID #. DEB #
5214.

FROM: Leung Cheng, PhD, Chemist *L. Cheng*
Special Registration Section II
Dietary Exposure Branch
Health Effects Division (H7509C)

THRU: *for* Francis Suhre, Acting Section Head *L. Cheng*
Dietary Exposure Branch
Health Effects Division (H7509C)

TO: J. Lee, PM # 31
Disinfectants Branch
Registration Division (H7505C)

DEB has been requested to comment on whether tolerance statements are permitted on Proxel DL label. The active ingredient, 1,2-benzisothiazoline-3-one, is a microbiostat preservative.

The tolerance statements in question are as follows:

"Proxel DL is exempt from tolerance under 40 CFR 180.1001(d); materials exempted from the requirements of a tolerance when used in accordance with good agricultural practice as inert (or occasionally active) ingredients in pesticide formulations applied to growing crops only. Based on the current 40 CFR 180.1001(d) limit of 0.1% BIT in formulations, use levels up to 1.0% (10,000 ppm) Proxel DL are allowed."

Based on our interpretation of the information provided by RD (Federal Register notice of a proposed rule, Vol 49, No 188, September 26, 1984, FR 37975), we conclude that the above statements should not be permitted on the label.

CONCLUSIONS AND RECOMMENDATION

On the basis of our interpretation of the information provided by RD, we conclude that the tolerance statements in

question should not be allowed on the Proxel DL label. However, the decision of whether or not tolerance statements may appear on a label is an administrative one, and should be made by the Registration Division.

cc:Circ, RF, SF, Cheng, R. Schmitt (Acting Chief), PMSD/ISB
RDI:FSuhre:4/26/89:EZager:4/26/89
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