

264-473

11/14/2000

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U.S. ENVIRONMENTAL PROTECTION AGENCY
Office of Pesticide Programs
Registration Division (H7505C)
401 "M" St., S.W.
Washington, D.C. 20460

EPA Reg. Number:
264-473

Date of Issuance:
NOV 14 2000

NOTICE OF PESTICIDE:
 Registration
 X Reregistration

Term of Issuance:
Conditional

Name of Pesticide Product:
Bromoxynil Phenol

(under FIFRA, as amended)

Name and Address of Registrant (include ZIP Code):

Aventis CropScience
P.O. Box 12014
Research Triangle Park, NC 27709

Note: Changes in labeling differing in substance from that accepted in connection with this registration must be submitted to and accepted by the Registration Division prior to use of the label in commerce. In any correspondence on this product always refer to the above EPA registration number.

On the basis of information furnished by the registrant, the above named pesticide is hereby registered/reregistered under the Federal Insecticide, Fungicide and Rodenticide Act.

Registration is in no way to be construed as an endorsement or recommendation of this product by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with the Act. The acceptance of any name in connection with the registration of a product under this Act is not to be construed as giving the registrant a right to exclusive use of the name or to its use if it has been covered by others.

Based on your response to the Reregistration Eligibility Document, EPA has reregistered the product listed above. Enclosed is a copy of your label stamped "Accepted with comments". This action is taken under the authority of section 4(g)(2)(C) of the Federal Insecticide, Fungicide and Rodenticide Act, as amended. Reregistration under this section does not eliminate the need for continual reassessment of pesticides. EPA may require submission of data at any time to maintain registration of your product.

As part of the reregistration review, the basic confidential statements of formula (CSFs) dated August 27, 1999, has been accepted for this product. This CSF supercedes all previously accepted CSFs, and is the only currently acceptable CSF.

In order to maintain registration/reregistration of this product, you must adhere to the following conditions:

1. Submit and/or cite all data required for registration/reregistration of your product under FIFRA sec. 3(c)(5), 3(g), or 4 when the Agency requires all registrants of similar products to submit such data.

Signature of Approving Official:

Date:

NOV 14 2000

2. Tolerances for grass forage and grass hay are required to support uses on conservation reserve program (CRP) areas and grasses grown for seed; however, there are no tolerances for grass forage and grass hay established for bromoxynil. Therefore, adequate progress towards establishing tolerances for bromoxynil on grass forage and grass hay is required as a condition of continued registration of bromoxynil. An annual report detailing the progress being made towards establishment of these tolerances must be submitted to EPA each May until these tolerances are established. Alternatively, you may submit revised labeling which removes CRP and grasses grown for seed uses from the list of uses for which bromoxynil technical may be formulated.

3. Make the following changes to your labeling:

a. In the DISCLAIMER AND INDEMNITY FOR FORMULATOR' USES section, in the CONDITIONS subsection, delete the sentence "All such risks shall be assumed by the user or buyer." Replace the sentence with "The manufacturer and seller disclaim liability for such risks."

b. In the DISCLAIMER AND INDEMNITY FOR FORMULATOR' USES section, in the LIMITATIONS OF LIABILITY subsection, add "To the extent allowable by law," to the beginning of the statement.

4. Submit two copies of the final printed label for the record.

If these conditions are not complied with, the registration/reregistration will be subject to cancellation in accordance with FIFRA sec. 6(e). Your release for shipment of the product constitutes acceptance of these conditions.

Jim Tompkins
Product Manager (25)
Herbicide Branch
Registration Division (7505C)

BROMOXYNIL PHENOL

Technical Grade

For Formulation of Herbicides Only.

Formulators who use this product are responsible for obtaining EPA supplemental distributor registration for their formulated products.

ACTIVE INGREDIENT:

Bromoxynil (3,5-dibromo-4-hydroxybenzotrile) 95.0%

INERT INGREDIENTS: 5.0%

EPA Reg. No. 264-473

EPA Est. No. 33521-EN-1

KEEP OUT OF REACH OF CHILDREN WARNING

For EMERGENCY Information ONLY Call 24 Hours A Day 1-800-334-7577

FIRST AID

IF SWALLOWED:	<ul style="list-style-type: none"> • Call a poison control center or doctor immediately for treatment advice. • Have person sip a glass of water if able to swallow. • Do not induce vomiting unless told to by a poison control center or doctor.
IF IN EYES:	<ul style="list-style-type: none"> • Hold eye open and rinse slowly and gently with water for 15-20 minutes. • Remove contact lenses, if present, after the first 5 minutes, then continue rinsing. • Call a poison control center or doctor for treatment advice.
IF ON SKIN:	<ul style="list-style-type: none"> • Take off contaminated clothing. • Rinse skin immediately with plenty of water for 15-20 minutes. • Call a poison control center or doctor for treatment advice.
IF INHALED:	<ul style="list-style-type: none"> • Move person to fresh air. • If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible. • Call a poison control center or doctor for further treatment advice.

For MEDICAL Emergencies Call 24 Hours A Day 1-800-334-7577.

Have the product container or label with you when calling a poison control center or doctor or going for treatment.

PRECAUTIONARY STATEMENTS

WARNING

HAZARD TO HUMANS AND DOMESTIC ANIMALS

May be fatal if swallowed or inhaled. Harmful if absorbed through skin. Do not breathe dust, vapor or spray mist. Wear a mask or pesticide respirator jointly approved by the Mine Safety and Health Administration and the National Institute for Occupational Safety and Health. Causes substantial but temporary eye injury. Do not get in eyes or on clothing. Wear protective eyewear (goggles, face shield, or safety glasses). Avoid contact with skin. Wash thoroughly with soap and water after handling and before eating, drinking or using tobacco. Remove contaminated clothing and wash clothing before reuse.

ENVIRONMENTAL HAZARDS

This product is toxic to fish and wildlife. Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or other waters unless in accordance with the requirements of a National Pollutant Discharge Elimination System (NPDES) permit and the permitting authority has been notified in writing prior to discharge. Do not discharge effluent containing this product into sewer systems without previously notifying the local sewage treatment plant authority. For guidance contact your State Water Board or Regional Office of the EPA.

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DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal.

PESTICIDE STORAGE: Do not store near fertilizers or seeds. Open dumping is prohibited.

PESTICIDE DISPOSAL: Pesticide wastes are toxic. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

CONTAINER DISPOSAL: Triple rinse (or equivalent). Then offer for recycling or reconditioning, or puncture and dispose of in a sanitary landfill or, by other procedures approved by state and local authorities.

Only For Formulation Into a Herbicide, for (1) The Following Uses: Corn (pop and field), non-residential turf, mint, garlic, onions, wheat, barley, oats, rye, triticale, seedling alfalfa, sorghum, flax, grasses grown for seed or sod production, and Conservation Reserve Program Areas.

(2) Uses for Which USEPA has Accepted the Required Data and/or Citations of Data that the Formulator has Submitted in Support of Registration; and (3) Uses for Experimental Purposes that are in Compliance with USEPA Requirements.

DISCLAIMER AND INDEMNITY FOR FORMULATORS' USES

THE MANUFACTURER EXPRESSLY DISCLAIMS ALL LIABILITY FOR CLAIMS AND ACTIONS (WHETHER BASED ON CONTRACT, TORT, STRICT LIABILITY OR BREACH OF WARRANTY) ARISING OUT OF, RESULTING FROM OR CONNECTED WITH A FORMULATION CONTAINING THIS PRODUCT WHEN USED FOR ANY PURPOSE OTHER THAN THOSE USES SET FORTH IN (1) ABOVE. THE MANUFACTURER HAS NOT DEVELOPED SCIENTIFIC DATA TO SUPPORT, NOR HAS IT EXPLICITLY OR IMPLICITLY APPROVED, ANY USES OTHER THAN THOSE IN (1) ABOVE.

ANY FORMULATOR OR BUYER WHO USES THIS PRODUCT IN FORMULATIONS FOR ANY USE OTHER THAN THOSE STATED IN (1) ABOVE ASSUMES ALL LIABILITY FOR CLAIMS AND ACTIONS ARISING OUT OF, CONNECTED WITH OR RESULTING FROM SUCH USE AND AGREES BY SO USING THIS PRODUCT TO INDEMNIFY AND HOLD HARMLESS THE MANUFACTURER FROM SUCH CLAIMS AND ACTIONS.

THIS DISCLAIMER AND INDEMNITY IS IN ADDITION TO, NOT IN LIEU OF, THE BELOW DISCLAIMER AND LIMITATIONS.

IMPORTANT: READ BEFORE USE

Read the entire Directions for Use, Conditions, Disclaimer of Warranties and Limitations of Liability before using this product. If terms are not acceptable, return the unopened product container at once.

By using this product, user or buyer accepts the following Conditions, Disclaimer of Warranties and Limitations of Liability.

CONDITIONS: The directions for use of this product are believed to be adequate and should be followed carefully. However, it is impossible to eliminate all risks associated with the use of this product. Crop injury, ineffectiveness or other unintended consequences may result because of such factors as weather conditions, presence of other materials, or the manner of use or application, all of which are beyond the control of Aventis CropScience. All such risks shall be assumed by the user or buyer.

DISCLAIMER OF WARRANTIES: AVENTIS CROPSCIENCE MAKES NO OTHER WARRANTIES, EXPRESS OR IMPLIED, OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE OR OTHERWISE, THAT EXTEND BEYOND THE STATEMENTS MADE ON THIS LABEL. No agent of Aventis CropScience is authorized to make any warranties beyond those contained herein or to modify the warranties contained herein. AVENTIS CROPSCIENCE DISCLAIMS ANY LIABILITY WHATSOEVER FOR SPECIAL, INCIDENTAL OR CONSEQUENTIAL DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT.

LIMITATIONS OF LIABILITY: THE EXCLUSIVE REMEDY OF THE USER OR BUYER FOR ANY AND ALL LOSSES, INJURIES OR DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, WHETHER IN CONTRACT, WARRANTY, TORT, NEGLIGENCE, STRICT LIABILITY OR OTHERWISE, SHALL NOT EXCEED THE PURCHASE PRICE PAID, OR AT AVENTIS CROPSCIENCE'S ELECTION, THE REPLACEMENT OF PRODUCT.

NET CONTENTS: 600 lbs.

**ACCEPTED
with COMMENTS
In EPA Letter Dated**

NOV 14 2000

**Under the Federal Insecticide,
Fungicide, and Rodenticide Act
as amended, for the pesticide
registered under EPA Reg. No.
264-473**

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Aventis CropScience USA LP

P.O. Box 12014, 2 T.W. Alexander Drive
Research Triangle Park, North Carolina 27709

Bromoxynil Phenol (PENDING) Submitted 8/28/00.