

**Environmental Protection Agency**

**§ 82.7**

<i>Controlled substance</i>	<i>Person</i>	<i>Allowances (kg)</i>
CFC-212 .....	E.I. DuPont de Nemours & Co .....	11
CFC-213 .....	E.I. DuPont de Nemours & Co .....	11
CFC-214 .....	E.I. DuPont de Nemours & Co .....	11
CFC-215 .....	E.I. DuPont de Nemours & Co .....	511
	Halocarbon Products Corp .....	1,270
CFC-216 .....	E.I. DuPont de Nemours & Co .....	170,574
CFC-217 .....	E.I. DuPont de Nemours & Co .....	511
	(d) For Group IV controlled substances:	
CCl <sub>4</sub> .....	Crescent Chemical Co .....	56
	Degussa Corporation .....	12,466
	Dow Chemical Company, USA .....	8,170,561
	E.I. DuPont de Nemours & Co .....	26,537
	Elf Atochem, N.A. ....	41
	Hanlin Chemicals-WV, Inc .....	103,133
	Hoechst Celanese Corporation .....	3
	ICC Chemical Corp .....	1,173,723
	ICI Americas, Inc .....	855,466
	Occidental Chemical Corp .....	497,478
	Sumitomo Corporation of America .....	9
	(e) For Group V controlled substances:	
Methyl Chloroform .....	3V Chemical Corp .....	3,528
	Actex, Inc .....	50,171
	Atochem North America .....	74,355
	Dow Chemical Company, USA .....	125,200,200
	E.I. DuPont de Nemours & Co .....	2
	IBM .....	2,026
	ICI Americas, Inc .....	14,179,850
	Laidlaw .....	420,207
	PPG Industries .....	45,254,115
	Sumitomo .....	1,954
	TG (USA) Corporation .....	7,073
	Unitor Ships Service, Inc .....	14,746
	Vulcan Chemicals .....	70,765,072
	(f) For Group VI controlled substances:	
Methyl Bromide .....	Great Lakes Chemical Corporation .....	15,514,746
	Ethyl Corporation .....	6,379,906
	AmeriBrom, Inc .....	3,524,393
	TriCal, Inc .....	109,225
	(g) For Group VII controlled substances:	
HBFC 22B1-1 .....	Great Lakes Chemical Corporation .....	40,110

[60 FR 24986, May 10, 1995, as amended at 68 FR 2848, Jan. 21, 2003]

**§ 82.7 Grant and phase reduction of baseline production and consumption allowances for class I controlled substances.**

granted the specified percentage of the baseline production and consumption allowances apportioned to him under §§ 82.5 and 82.6 of this subpart.

For each control period specified in the following table, each person is

Control period	Class I substances in groups I and II, (In percent)	Class I substances in group II, (In percent)	Class I substances in group IV (In percent)	Class I substances in group V (In percent)	Class I substances in group VI (In percent)	Class I substances in group VII (In percent)
1994 .....	25	0	50	50	100	100
1995 .....	25	0	15	30	100	100
1996 .....	0	0	0	0	100	0
1997 .....	0	0	0	0	100	0
1998 .....	0	0	0	0	100	0

§ 82.8

40 CFR Ch. I (7-1-09 Edition)

Control period	Class I substances in groups I and III, (In percent)	Class I substances in group II, (In percent)	Class I substances in group IV (In percent)	Class I substances in group V (In percent)	Class I substances in group VI (In percent)	Class I substances in group VII (In percent)
1999 .....	0	0	0	0	75	0
2000 .....	0	0	0	0	75	0
2001 .....					50	
2002 .....					50	
2003 .....					30	
2004 .....					30	
2005 .....					0	

[65 FR 70803, Nov. 28, 2000]

§ 82.8 Grant of essential use allowances and critical use allowances.

(a) Effective January 1, 1996, persons in the following list are allocated essential-use allowances or exemptions

for quantities of a specific class I controlled substance for a specific essential-use (the Administrator reserves the right to revise the allocations based on future decisions of the Parties).

TABLE I—ESSENTIAL USE ALLOWANCES FOR CALENDAR YEAR 2009

Company	Chemical	2009 quantity (metric tons)
(i) Metered Dose Inhalers (for oral inhalation) for Treatment of Asthma and Chronic Obstructive Pulmonary Disease		
Armstrong .....	CFC-11 or CFC-12 or CFC-114 .....	63.0

(b) A global exemption for class I controlled substances for essential laboratory and analytical uses shall be in effect through December 31, 2011, subject to the restrictions in appendix G of this subpart, and subject to the record-keeping and reporting requirements at § 82.13(u) through (x). There is no amount specified for this exemption.

(c) Effective January 1, 2005, critical use allowances are apportioned as set forth in paragraph (c)(1) of this section for the exempted production and import of class I, Group VI controlled substances specifically for those approved critical uses listed in appendix L to this subpart for the applicable control period. Every kilogram of production and import in excess of the total number and type of unexpended critical use allowances held for a particular type of use constitutes a separate violation of this subpart. Effective January 1, 2005, critical stock allowances are issued as set forth in paragraph (c)(2) of this section for the sale of class I, Group VI controlled substances from inventory produced or imported before the January 1, 2005 phase-out date specifically for those approved

critical uses listed in appendix L to this subpart for the applicable control period.

(1) Allocated critical use allowances granted for specified control period.

Company	2009 critical use allowances for pre-plant uses* (kilograms)	2009 critical use allowances for post-harvest uses* (kilograms)
Great Lakes Chemical Corp. A Chemtura Company .....	1,249,703	133,249
Albemarle Corp .....	513,906	54,795
ICL-IP America .....	283,995	30,281
TriCal, Inc .....	8,843	943
Total** .....	2,056,448	219,267

\* For production or import of Class I, Group VI controlled substance exclusively for the Pre-Plant or Post-Harvest uses specified in appendix L to this subpart.

\*\* Due to rounding, numbers do not add exactly.

(2) Allocated critical stock allowances granted for specified control period. The following companies are allocated critical stock allowances for 2009 on a pro-rata basis in relation to the inventory held by each.

Company
Albemarle.