

genetically engineered plants and the foods derived from such plants. Under the MOU, USDA's office of Animal and Plant Health Inspection Service/ Biotechnology Regulatory Services (APHIS/BRS) and EPA agree to share with each other information about genetically engineered plants and the foods derived from such plants, including non-public information exempt from public disclosure usually referred to as "confidential business information" and/or "trade secrets."

FOR FURTHER INFORMATION CONTACT: Mario Steadman, Information Technology and Resources Management Division (7502P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave. NW., Washington, DC 20460-0001; telephone number: (703) 305-8338; email address: steadman,mario@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this action apply to me?

This action applies to the public in general. As such, the Agency has not attempted to describe all the specific entities that may be affected by this action. If you have any questions regarding the applicability of this action to a particular entity, consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

B. How can I get copies of this document and other related information?

EPA has established a docket for this action under docket identification (ID) number EPA-HQ-OPP-2011-0038. Publicly available docket materials are available either in the electronic docket at <http://www.regulations.gov>, or, if only available in hard copy, at the Office of Pesticide Programs (OPP) Regulatory Public Docket in Rm. S-4400, One Potomac Yard (South Bldg.), 2777 S. Crystal Dr., Arlington, VA. The hours of operation of this Docket Facility are from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The Docket Facility telephone number is (703) 305-5805. A copy of the MOU has been placed in the docket.

II. Brief Summary of the Memorandum of Understanding (MOU)

EPA regulates pesticides in particular plant-incorporated protectants (PIPs). PIPs are pesticidal substances (such as *Bacillus thuringiensis* protein) produced in plants and the genetic material necessary for their production in plants (such as *cry* genes). EPA grants experimental use permits for field testing and registrations that permit the sale and use of pesticides, including

PIPs, in commerce under FIFRA, 7 U.S.C. 136 *et seq.* EPA also issues tolerances or tolerance exemptions that permit pesticide chemical residues in food under section 408 of FFDCA.

The MOU will support and encourage cooperation and communication between USDA, FDA, and EPA in the regulatory oversight over genetically engineered plants and the foods derived from such plants. Under the MOU, USDA/APHIS/BRS, FDA, and EPA agree to share with each other information about genetically engineered plants and the foods derived from such plants, including non-public information exempt from public disclosure usually referred to as "confidential business information" and/or "trade secrets" (also referred to as "non-public information" in the MOU).

Subject to Units A, B, and C defined in the MOU, an agency shall not further disclose non-public information received under the MOU except with the written permission of the agency from which the non-public information originated.

Under the MOU, USDA/APHIS/BRS would share non-public information including CBI that it receives from private entities pursuant to its biotechnology regulations under 7 CFR part 340 only as described below.

Confidential information provided by USDA/APHIS/BRS may only be shared with FDA and EPA personnel who have been granted access to non-public information by the Director of USDA/APHIS/BRS' Regulatory Operations Division or his/her designate via the APHIS Access Authorization Agreement for Trade Secrets and Confidential Business Information form.

List of Subjects

Environmental protection, Business and industry, Genetically engineered plants, Government contracts, Government property, Memorandum of Understanding, Security measures.

Dated: January 19, 2012.

Michael Hardy,

Acting Director, Information Technology and Resources Management Division, Office of Pesticide Programs.

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FEDERAL MARITIME COMMISSION

Notice of Agreements Filed

The Commission hereby gives notice of the filing of the following agreements under the Shipping Act of 1984. Interested parties may submit comments on the agreements to the Secretary,

Federal Maritime Commission, Washington, DC 20573, within ten days of the date this notice appears in the **Federal Register**. Copies of the agreements are available through the Commission's Web site (www.fmc.gov) or by contacting the Office of Agreements at (202) 523-5793 or tradeanalysis@fmc.gov.

Agreement No.: 012153.

Title: NYK/HLAG Vessel Sharing Agreement.

Parties: Nippon Yusen Kaisha and Hapag-Lloyd AG.

Filing Party: Patricia M. O'Neill, Esq.; NYK Line (North America) Inc.; 300 Lighting Way, 5th Floor; Secaucus, NJ 07094.

Synopsis: The agreement authorizes the parties to share vessel space in the trade between U.S. West Coast ports and ports on the West Coast of Mexico and Central America. The parties requested expedited review.

Agreement No.: 012154.

Title: APL/Hamburg Sud Space Charter Agreement.

Parties: American President Lines, Ltd., APL Co. Pte Ltd., and Hamburg Sud KG.

Filing Party: Eric C. Jeffrey, Esq.; Goodwin Proctor LLP; 901 New York Ave. NW; Washington, DC 20001.

Synopsis: The agreement authorizes APL to charter space to Hamburg Sud in the trade from Asia to the U.S. Pacific Northwest.

By Order of the Federal Maritime Commission.

Dated: January 27, 2012.

Karen V. Gregory,

Secretary.

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FEDERAL MARITIME COMMISSION

Ocean Transportation Intermediary License Applicants

Notice is hereby given that the following applicants have filed with the Federal Maritime Commission an application for a license as a Non-Vessel-Operating Common Carrier (NVO) and/or Ocean Freight Forwarder (OFF)—Ocean Transportation Intermediary (OTI) pursuant to section 19 of the Shipping Act of 1984 as amended (46 U.S.C. Chapter 409 and 46 CFR 515). Notice is also hereby given of the filing of applications to amend an existing OTI license or the Qualifying Individual (QI) for a license.

Interested persons may contact the Office of Transportation Intermediaries, Federal Maritime Commission, Washington, DC 20573, by telephone at