

underlying packaging or labeling. It must not be located on the bottom of the package or any other place that will not readily be noticed by users. If the product bears labeling on both outer packaging and immediate container, the sticker must be affixed to both. However, inner water soluble packages need not be modified under this approach.

- Obscuring existing language. The sticker must not obscure any information on the existing label.
- Highlighting specific products in brochures. EPA strongly encourages that the retailer highlight or clearly identify in the brochure the specific product(s) being sold or distributed to the end user. This will assist the end-user in quickly identifying the requirements for the specific product before pesticide application.

G. Relabeling Sites

WPS-related relabeling under this policy statement may occur at any site (such as wholesale or retail sites), by such persons without registration of the site as a pesticide-producing establishment. Relabeling of stocks of products with non-complying labels product under this policy statement may only be carried out by persons acting under the authority of the registrant as an "authorized agent" of the registrant.

H. Amending Product Labels of Special Products to comply with the WPS

1. *Orphaned or canceled products.* "Orphaned" products are those products where the registrants are no longer in business. Canceled products are those products canceled pursuant to FIFRA section 4 or 6 where EPA cancels the registration without transferring it to another person. You may have existing stock of these products that are within the scope of the WPS and do not bear WPS labeling.

EPA will allow sale or distribution of a pesticide product which is an orphaned or canceled product, after October 23, 1995, provided the product labeling is first modified to comply with the requirements below.

Labels of orphan or canceled products must be modified by using a "STOP sticker" and generic supplemental labeling that is provided when the product is being offered for sale to the end-user and meets certain requirements as specified below. WPS-related relabeling under this policy statement, including generic supplemental labeling may occur at any site (such as distribution or retail sites), by any retailer or wholesaler. An example of the supplemental labeling with the generic worker protection requirement is provided.

"Supplemental Labeling With Generic Worker Protection Requirements"

For compliance with the Worker Protection Standard (40 CFR Part 170):

Important: This supplemental labeling does not apply (1) to soil or space fumigant products, (2) to products containing ethyl parathion, or (3) if elsewhere on the product labeling an Agricultural Use Requirements box requires compliance with the Worker Protection Standard (40 CFR Part 170).

When this product is used on an agricultural establishment (farm, forest, nursery, or greenhouse) for the commercial or research production of agricultural plants, users must comply with the instructions in this supplemental labeling. Users who must comply with these instructions *include* owners/operators of the agricultural establishment and owners/operators of commercial businesses that are hired to apply pesticides on the agricultural establishment or to perform crop-advising tasks on such establishments. Failure to comply with the requirements on this supplemental labeling and with the Worker Protection Standard (40 CFR Part 170) is a violation of Federal law, since it is illegal to use a pesticide product in a manner inconsistent with its labeling.