

# Notices

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This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## DEPARTMENT OF AGRICULTURE

### Agricultural Marketing Service

[Doc. No. AMS-ST-21-0083]

#### Plant Variety Protection Office: Notice of Request for Extension and Revision of a Currently Approved Information Collection

**AGENCY:** Agricultural Marketing Service, USDA.

**ACTION:** Notice and request for comments.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35), this notice announces the Agricultural Marketing Service's (AMS) intention to request approval, from the Office of Management and Budget, for an extension of and revision to the currently approved information collection "Application for Plant Variety Protection Certification and Objective Description of Variety."

**DATES:** Comments on this notice must be received by January 24, 2022 to be assured of consideration.

**ADDRESSES:** Interested persons are invited to submit comments concerning this notice by using the electronic process available at [www.regulations.gov](http://www.regulations.gov). Written comments may also be submitted to the Plant Variety Protection Office (PVPO), Science and Technology, Agricultural Marketing Service, USDA, 1400 Independence Avenue SW, Room 2915-S, Stop 0274, Washington, DC 20250 or by email to [AMS.PVPOForms@usda.gov](mailto:AMS.PVPOForms@usda.gov). All comments should reference the docket number AMS-ST-21-0083, the date, and the page number of this issue of the **Federal Register**. All comments received will be posted without change, including any personal information provided, at [www.regulations.gov](http://www.regulations.gov) and will be included in the record and made available to the public.

#### FOR FURTHER INFORMATION CONTACT:

Mara Sanders, Plant Variety Protection Office, Science and Technology Program, AMS, USDA, 1400 Independence Avenue SW, STOP 0274, Washington, DC 20250-0274; Telephone: (202) 720-0859, or Email: [Mara.Sanders@usda.gov](mailto:Mara.Sanders@usda.gov) or [AMS.PVPOForms@usda.gov](mailto:AMS.PVPOForms@usda.gov).

#### SUPPLEMENTARY INFORMATION:

*Title:* "Application for Plant Variety Protection Certification and Objective Description of Variety".

*OMB Number:* 0581-0055.

*Expiration Date of Approval:* January 31, 2022.

*Type of Request:* Extension and revision of a currently approved information collection.

*Abstract:* The Plant Variety Protection Act (PVPA) (7 U.S.C. 2321 *et seq.*) was established "To encourage the development of novel varieties of sexually reproduced plants and make them available to the public, providing protection available to those who breed, develop, or discover them, and thereby promote progress in agriculture in the public interest."

The PVPA is a voluntary user funded program which grants intellectual property rights protection to breeders of new, distinct, uniform, and stable seed reproduced, asexually reproduced, and tuber propagated plant varieties. To obtain these rights, the applicant must provide information which shows that the variety is eligible for protection and that it is indeed new, distinct, uniform, and stable as the law requires.

Application forms, descriptive forms, and ownership forms are furnished to applicants to identify the information which is required to be furnished by the applicant in order to legally issue a certificate of protection (ownership). The certificate is based on claims of the breeder and cannot be issued based on reports in publications not submitted by the applicant. Regulations implementing the PVPA appear at 7 CFR part 92.

Currently approved forms ST-470, Application for Plant Variety Protection Certificate, ST-470 A, Origin and Breeding History, ST-470 B, Statement of Distinctness, Form ST-470 series, Objective Description of Variety (Exhibit C), Form ST-470-E, Basis of Applicant's Ownership, are the basis by which the determination, by experts at PVPO, is made as to whether a new, distinct,

uniform, and stable seed reproduced or tuber-propagated variety in fact exists and is entitled to protection. The ST 470 application form combines Exhibits A, B, and E into one form. The information received on applications, with certain exceptions, is required by law to remain confidential until the certificate is issued (7 U.S.C. 2426).

Section 10108 of the Agriculture Improvement Act of 2018 (Pub. L. 115-334) (2018 Farm Bill) amended the Plant Variety Protection Act of 1970, as amended (7 U.S.C. 2321-2582) (Act), by adding a definition for the term "asexually reproduced" as it pertains to plant propagation and adding authority to offer intellectual property protection to breeders of new varieties of plants developed through asexual reproduction.

OMB 0581-0322 "Application for Plant Variety Protection Certification and Objective Description of Variety-Asexually Reproduced Varieties" was approved by OMB February 4, 2021, and includes the collection of application forms, descriptive forms, and ownership forms for asexually reproduced varieties. The combination of collections 0581-0055 and 0581-0322 will simplify the data collection for the Plant Variety Protection Office.

In addition to the incorporation of the forms in OMB 0581-0322, there have been 48 new crops added, 22 reinstated from a previous approval, and 14 added via additional approvals of 0581-0055 since 2018.

The information collection requirements in this request are essential to carry out the intent of the PVPA, to provide applicants with certificates of protection, to provide the respondents the type of service they request, and to administer the program.

*Estimate of Burden:* Public reporting burden for this collection of information is estimated to average 1 hour per response.

*Respondents:* Businesses or other for profit, not-for-profit institutions, and Federal Government.

*Estimated Number of Respondents:* 95.

*Estimated Total Annual Responses:* 1,950.5.

*Estimated Number of Responses per Respondent:* 20.5.

*Estimated Total Annual Burden on Respondents:* 2,045.9.

Comments are invited on: (1) Whether the proposed collection of information

is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (2) the accuracy of the agency's estimate of the burden of the proposed collection of information including the validity of the methodology and assumptions used; (3) ways to enhance the quality, utility, and clarity of the information to be collected; and (4) ways to minimize the burden of the collection of information on those who are to respond, including the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology. Comments may be sent to the person listed under **FOR FURTHER INFORMATION CONTACT** by or before the deadline. All comments received will be available for public inspection during regular business hours at the same address.

All responses to this notice will be summarized and included in the request for OMB approval. All comments will become a matter of public record.

**Melissa Bailey,**

*Associate Administrator, Agricultural Marketing Service.*

[FR Doc. 2021-25470 Filed 11-22-21; 8:45 am]

**BILLING CODE P**

## DEPARTMENT OF AGRICULTURE

### Submission for OMB Review; Comment Request

The Department of Agriculture has submitted the following information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1995, Public Law 104-13. Comments are requested regarding; whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; the accuracy of the agency's estimate of burden including the validity of the methodology and assumptions used; ways to enhance the quality, utility and clarity of the information to be collected; and ways to minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology.

Comments regarding this information collection received by December 23, 2021 will be considered. Written comments and recommendations for the proposed information collection should be submitted within 30 days of the

publication of this notice on the following website [www.reginfo.gov/public/do/PRAMain](http://www.reginfo.gov/public/do/PRAMain). Find this particular information collection by selecting "Currently under 30-day Review—Open for Public Comments" or by using the search function.

An agency may not conduct or sponsor a collection of information unless the collection of information displays a currently valid OMB control number, and the agency informs potential persons who are to respond to the collection of information that such persons are not required to respond to the collection of information unless it displays a currently valid OMB control number.

Animal Plant and Health Inspection Service

*Title:* African Swine Fever; Importation of Live Dogs for Resale from Regions Where ASF Exists or Is Reasonably Believed to Exist

*OMB Control Number:* 0579-0478.  
*Summary of Collection:* The Animal Health Protection Act (AHPA) of 2002 is the primary Federal law governing the protection of animal health. The law gives the Secretary of Agriculture broad authority to detect, control, or eradicate pests or diseases of livestock or poultry. The Secretary may also prohibit or restrict import or export of any animal or related material if required to prevent the spread of any livestock or poultry pest or disease. The AHPA is contained in title X, subtitle E, sections 10401-18 of Public Law 107-171, May 13, 2002, the Farm Security and Rural Investment Act of 2002; 7 U.S.C. 8301, et. seq. The Animal and Plant Health Inspection Service (APHIS) Veterinary Services (VS) business unit is responsible for preventing foreign animal disease outbreaks in the United States, and monitoring, controlling, and eliminating a disease outbreak should one occur.

APHIS has determined that dogs imported from African swine fever (ASF)-affected countries for resale purposes, along with their bedding, represent a possible pathway for the introduction of disease. To block this pathway, APHIS has issued a Federal Order imposing several restrictions on the importation of dogs for resale from regions where ASF exists or is reasonably believed to exist. Importers will need to verify that they have met these restrictions by completing and submitting a Dog Import Record form, ASF VSDIR 1.

*Need and Use of the Information:* This form helps APHIS determine where dogs are coming from (to assess the risk of whether they could have been exposed to ASF), where they are going, and, most importantly, measures

taken to ensure neither the dogs nor anything that came with them can spread ASF. Both parts of the VS Dog Import Record must be completed and submitted for each shipment of imported dog or dogs intended for resale.

The form also contains space for a detailed list of bathing confirmation for the individual dog or dogs imported, including the dogs' microchip numbers; name; age; gender; breed, color and markings; and the date of bathing. Each person bathing the dog or dogs must sign the form, as well as the importer.

*Description of Respondents:*

Businesses or other for-profit.

*Number of Respondents:* 200.

*Frequency of Responses:* Reporting: On occasion.

*Total Burden Hours:* 900.

Dated: November 18, 2021.

**Ruth Brown,**

*Departmental Information Collection Clearance Officer.*

[FR Doc. 2021-25529 Filed 11-22-21; 8:45 am]

**BILLING CODE 3410-34-P**

## DEPARTMENT OF AGRICULTURE

### Animal and Plant Health Inspection Service

[Docket No. APHIS-2021-0005]

#### Addition of Malaysia to the List of Regions Considered Affected With African Horse Sickness

**AGENCY:** Animal and Plant Health Inspection Service, USDA.

**ACTION:** Notice.

**SUMMARY:** We are advising the public that we have added Malaysia to the list of regions that the Animal and Plant Health Inspection Service considers to be affected with African horse sickness (AHS). We have taken this action because of confirmation of AHS in Malaysia.

**DATES:** Malaysia was added to the Animal and Plant Health Inspection Service list of regions considered affected with African horse sickness on September 3, 2020.

**FOR FURTHER INFORMATION CONTACT:** Dr. Kari Coulson, Regionalization Evaluation Services, Veterinary Services, APHIS, 920 Main Campus Drive, Suite 200, Raleigh, NC 27606; (919) 480-9876; email: [AskRegionalization@usda.gov](mailto:AskRegionalization@usda.gov).

**SUPPLEMENTARY INFORMATION:** The regulations in 9 CFR part 93 govern the importation of live animals into the United States. Within part 93, § 93.308 (referred to below as the regulations)