



20 October 2023

(23-7075)

Page: 1/2

Committee on Technical Barriers to Trade

Original: English

### NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

<b>1. Notifying Member:</b> <u>UNITED STATES OF AMERICA</u> <b>If applicable, name of local government involved (Article 3.2 and 7.2):</b>
<b>2. Agency responsible:</b> Environmental Protection Agency (EPA) [2091] <b>Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above:</b> Please submit comments to: USA WTO TBT Enquiry Point, Email: <a href="mailto:usatbttep@nist.gov">usatbttep@nist.gov</a>
<b>3. Notified under Article 2.9.2 [X], 2.10.1 [ ], 5.6.2 [ ], 5.7.1 [ ], 3.2 [ ], 7.2 [ ], other:</b>
<b>4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):</b> Ozone-depleting substances as process agents; Environmental protection (ICS code(s): 13.020); Production in the chemical industry (ICS code(s): 71.020); Products of the chemical industry (ICS code(s): 71.100)
<b>5. Title, number of pages and language(s) of the notified document:</b> Protection of Stratospheric Ozone: Updates Related to the Use of Ozone-Depleting Substances as Process Agents; (12 page(s), in English)
<b>6. Description of content:</b> Proposed rule - This action proposes to establish recordkeeping and reporting requirements for uses of ozone-depleting substances as process agents and to update definitions to reflect current practice. Codified recordkeeping and reporting requirements would provide clear and consistent notice each year of information EPA collects, aggregates, and reports as a party to the <a href="#">Montreal Protocol on Substances that Deplete the Ozone Layer</a> ; effectively monitor these narrow uses in a more routine and consistent manner under the <a href="#">Clean Air Act</a> ; and enhance understanding of emissions of substances harmful to the ozone layer.
<b>7. Objective and rationale, including the nature of urgent problems where applicable:</b> Protection of the environment

**8. Relevant documents:**

88 Federal Register (FR) 72027, 19 October 2023; [Title 40](#) Code of Federal Regulations (CFR) Part [82](#):

<https://www.govinfo.gov/content/pkg/FR-2023-10-19/html/2023-22182.htm>

<https://www.govinfo.gov/content/pkg/FR-2023-10-19/pdf/2023-22182.pdf>

This proposed rule is identified by Docket Number EPA-HQ-OAR-2022-0707. The Docket Folder is available on Regulations.gov at <https://www.regulations.gov/docket/EPA-HQ-OAR-2022-0707/document> and provides access to primary and supporting documents as well as comments received. Documents are also accessible from [Regulations.gov](https://www.regulations.gov) by searching the Docket Number. WTO Members and their stakeholders are asked to submit comments to the [USA TBT Enquiry Point](#). Comments received by the USA TBT Enquiry Point from WTO Members and their stakeholders by [4pm Eastern Time](#) on 4 December 2023 will be shared with the regulator and will also be submitted to the [Docket](#) on Regulations.gov if received within the comment period.

**9. Proposed date of adoption:** To be determined

**Proposed date of entry into force:** To be determined

**10. Final date for comments:** 4 December 2023

**11. Texts available from: National enquiry point [ ] or address, telephone and fax numbers and email and website addresses, if available, of other body:**

[https://members.wto.org/crnattachments/2023/TBT/USA/23\\_13066\\_00\\_e.pdf](https://members.wto.org/crnattachments/2023/TBT/USA/23_13066_00_e.pdf)