



6 September 2023

(23-5958)

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Committee on Technical Barriers to Trade

Original: English

NOTIFICATION

Revision

The following notification is being circulated in accordance with Article 10.6.

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| 1. Notifying Member: <u>UNITED STATES OF AMERICA</u> If applicable, name of local government involved (Articles 3.2 and 7.2): |
| 2. Agency responsible: Office of Energy Efficiency and Renewable Energy (OEERE), Department of Energy (DOE) 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: Please submit comments to: USA WTO TBT Enquiry Point, Email: usatbtep@nist.gov |
| 3. Notified under Article 2.9.2 [X], 2.10.1 [], 5.6.2 [], 5.7.1 [], 3.2 [], 7.2 [], other: |
| 4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): Walk-In Coolers and freezers; Refrigerators, household type: (HS code(s): 84182); Freezers of the upright type, of a capacity <= 900 l (HS code(s): 841840); Other refrigerating or freezing equipment; heat pumps: (HS code(s): 84186); - Parts: (HS code(s): 84189); Pollution, pollution control and conservation (ICS code(s): 13.020.40); Energy efficiency. Energy conservation in general (ICS code(s): 27.015); Miscellaneous domestic and commercial equipment (ICS code(s): 97.180) |
| 5. Title, number of pages and language(s) of the notified document: Energy Conservation Program: Energy Conservation Standards for Walk-In Coolers and Freezers; (120 page(s), in English) |
| 6. Description of content: Notice of proposed rulemaking and announcement of public meeting via webinar on Wednesday, 27 September 2023 from 1:00 p.m. to 4:00 p.m. Eastern Time - The Energy Policy and Conservation Act, as amended ("EPCA"), prescribes energy conservation standards for various consumer products and certain commercial and industrial equipment, including walk-in coolers and freezers ("walk-ins" or "WICFs"). EPCA also requires the U.S. Department of Energy ("DOE") to periodically determine whether more-stringent, standards would be technologically feasible and economically justified, and would result in significant energy savings. In this notice of proposed rulemaking ("NOPR"), DOE proposes amended energy conservation standards for walk-ins, and also announces a public meeting to receive comment on these proposed standards and associated analyses and results. See section VII, "Public Participation," for webinar registration information, participant instructions, and information about the capabilities available to webinar participants. |

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| 7. Objective and rationale, including the nature of urgent problems where applicable: | Consumer information, labelling; Protection of the environment |
| 8. Relevant documents: | <p>88 Federal Register (FR) 60746, 5 September 2023; Title 10 Code of Federal Regulations (CFR) Part 431:</p> <p>https://www.govinfo.gov/content/pkg/FR-2023-09-05/html/2023-17583.htm</p> <p>https://www.govinfo.gov/content/pkg/FR-2023-09-05/pdf/2023-17583.pdf</p> <p>The docket for this activity is identified by docket number EERE-2017-BT-STD-0009, and includes Federal Register notices, comments, and other supporting documents/materials. All documents are listed in the Regulations.gov index. However, not all documents listed in the index may be publicly available, such as information that is exempt from public disclosure. The docket also includes previous actions notified under the symbol G/TBT/N/USA/857, and the docket web page can be found at https://www.regulations.gov/docket/EERE-2017-BT-STD-0009/document, or by searching the docket number at https://www.regulations.gov. Instructions on how to access all documents, including public comments, are accessible in the docket. WTO Members and their stakeholders are asked to submit comments to the USA TBT Enquiry Point by or before 4pm Eastern Time on 6 November 2023. Comments received by the USA TBT Enquiry Point from WTO Members and their stakeholders will be shared with the regulator and will also be submitted to the Docket on Regulations.gov if received within the comment period. Comments from WTO Members regarding the likely competitive impact of the proposed standard should be sent on or before 5 October 2023. Such comments will be shared by the USA TBT Enquiry Point with the Department of Justice contact listed in the "ADDRESSES" section of the notice.</p> |
| 9. Proposed date of adoption: | To be determined |
| Proposed date of entry into force: | To be determined |
| 10. Final date for comments: | 6 November 2023; comments from WTO Members regarding the likely competitive impact of the proposed standard should be sent on or before 5 October 2023. Such comments will be shared by the USA TBT Enquiry Point with the the Department of Justice contact listed in the "ADDRESSES" section of the notice. |
| 11. Texts available from: National enquiry point [] or address, telephone or fax numbers and email and website addresses, if available, of other body: | <p>https://members.wto.org/crnattachments/2023/TBT/USA/23_12193_00_e.pdf</p> |