



NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

1. Notifying Member: <u>UNITED STATES OF AMERICA</u> If applicable, name of local government involved (Article 3.2 and 7.2):
2. Agency responsible: Centers for Disease Control and Prevention (CDC), Health and Human Services (HHS) [1433] 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 [], other:
4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): Closed-circuit escape respirators; - Ozone therapy, oxygen therapy, aerosol therapy, artificial respiration or other therapeutic respiration apparatus (HS 901920). Protective equipment (ICS 13.340).
5. Title, number of pages and language(s) of the notified document: Removal of Compliance Deadline for Closed-Circuit Escape Respirators (5 page(s), in English)
6. Description of content: With this deregulatory action, the Department of Health and Human Services (HHS) proposes to revise regulatory language which establishes a deadline by which respirator manufacturers must discontinue the manufacturing, labeling, and sale of certain self-contained self-rescuer models. The National Institute for Occupational Safety and Health (NIOSH) within the Centers for Disease Control and Prevention, HHS, has determined that discontinuing the manufacturing, labeling, and sale of certain self-contained self-rescuer models is likely to result in a shortage of person-wearable large capacity escape respirators for underground coal miners who rely on these devices.
7. Objective and rationale, including the nature of urgent problems where applicable: Protection of human health or safety
8. Relevant documents: <ul style="list-style-type: none">• 83 Federal Register (FR) 53835, 25 October 2018; Title 42 Code of Federal Regulations (CFR) Part 84. Will appear in the Federal Register when adopted.• G/TBT/N/USA/438 - Approval Tests and Standards for Closed-Circuit Escape Respirators and subsequent addenda• G/TBT/N/USA/718 - Open-Circuit Self-Contained Breathing Apparatus Remaining Service-Life Indicator Performance Requirements and subsequent addenda

<ul style="list-style-type: none">• G/TBT/N/USA/1354 - Clarification of Post-Approval Testing Standards for Closed-Circuit Escape Respirators; Technical Amendments
<p>9. Proposed date of adoption: To be determined Proposed date of entry into force: To be determined</p>
<p>10. Final date for comments: 26 November 2018</p>
<p>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/2018/TBT/USA/18_5700_00_e.pdf</p>