



10 December 2018

(18-7799)

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> UNITED STATES OF AMERICA <b>If applicable, name of local government involved (Article 3.2 and 7.2):</b>
<b>2. Agency responsible:</b> Environmental Protection Agency (EPA) [1457] <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:usatbtep@nist.gov">usatbtep@nist.gov</a>
<b>3. Notified under Article 2.9.2 [X], 2.10.1 [ ], 5.6.2 [ ], 5.7.1 [ ], 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> Residential wood heaters, hydronic heaters and forced-air furnaces; Air quality (ICS 13.040), Domestic, commercial and industrial heating appliances (ICS 97.100).
<b>5. Title, number of pages and language(s) of the notified document:</b> Standards of Performance for New Residential Wood Heaters, New Residential Hydronic Heaters and Forced-Air Furnaces (12 page(s), in English)
<b>6. Description of content:</b> In this action, the EPA proposes to amend the 2015 New Source Performance Standards (NSPS) for new residential hydronic heaters and new forced-air furnaces by adding a two-year "sell-through" period for all affected new hydronic heaters and forced-air furnaces that are manufactured or imported before the May 2020 compliance date to be sold at retail through May 2022. This will allow retailers additional time, after the May 2020 effective date of the "Step 2" standards, for the sale of "Step 1" compliant hydronic heaters and forced-air furnaces remaining in inventory. The EPA is also taking comment on whether a sell-through period for all affected new residential wood heaters is appropriate following the May 2020 compliance date and, if so, how long a sell-through period is needed and why. In addition, this action is taking comment on whether the current minimum pellet fuel requirements should be retained and, if so, whether they should be revised.
<b>7. Objective and rationale, including the nature of urgent problems where applicable:</b> Consumer information, labelling; Protection of the environment
<b>8. Relevant documents:</b> <ul style="list-style-type: none"><li>83 Federal Register (FR) 61574, 30 November 2018; Title 40 Code of Federal Regulations (CFR) Part 60. Will appear in the Federal Register when adopted.</li></ul>
<b>9. Proposed date of adoption:</b> To be determined <b>Proposed date of entry into force:</b> To be determined

**10. Final date for comments:** 14 January 2019

**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\\_6364\\_00\\_e.pdf](https://members.wto.org/crnattachments/2018/TBT/USA/18_6364_00_e.pdf)