NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

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| **1.** | **Notifying Member:** United States of America  **If applicable, name of local government involved (Article 3.2 and 7.2):** |
| **2.** | **Agency responsible:** Environmental Protection Agency (EPA) [1539]  **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](mailto: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):** Persistent, bioaccumulative and toxic chemicals; Environmental protection (ICS 13.020), Occupational safety. Industrial hygiene (ICS 13.100), Domestic safety (ICS 13.120), Products of the chemical industry (ICS 71.100) |
| **5.** | **Title, number of pages and language(s) of the notified document:** Regulation of Persistent, Bioaccumulative, and Toxic Chemicals Under TSCA Section 6(h) (33 page(s), in English) |
| **6.** | **Description of content:** EPA is proposing a rule to address certain persistent, bioaccumulative, and toxic chemicals identified pursuant to section 6(h) of the Toxic Substances Control Act (TSCA). These five chemicals are: Decabromodiphenyl ether; phenol, isopropylated phosphate (3:1), also known as tris(4-isopropylphenyl) phosphate; 2,4,6-tris(tert- butyl)phenol; hexachlorobutadiene; and pentachlorothiophenol. This proposed rule would restrict or prohibit manufacture (including import), processing, and distribution in commerce for many uses of four of these five chemical substances. EPA has evaluated the uses of hexachlorobutadiene and is proposing no regulatory action. For the other four, this proposal includes recordkeeping requirements. Additional downstream notification requirements are proposed for phenol, isopropylated phosphate (3:1). |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** Protection of human health or safety; Protection of the environment |
| **8.** | **Relevant documents:**   * 84 Federal Register (FR) 36728, 29 July 2019; Title 40 Code of Federal Regulations (CFR) Part 751: [<https://www.govinfo.gov/content/pkg/FR-2019-07-29/html/2019-14022.htm>](https://www.govinfo.gov/content/pkg/FR-2019-07-29/html/2019-14022.htm) [<https://www.govinfo.gov/content/pkg/FR-2019-07-29/pdf/2019-14022.pdf>](https://www.govinfo.gov/content/pkg/FR-2019-07-29/pdf/2019-14022.pdf) |
| **9.** | **Proposed date of adoption:** To be determined  **Proposed date of entry into force:** To be determined |
| **10.** | **Final date for comments:** 27 September 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/2019/TBT/USA/19_4256_00_e.pdf> |