NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

|  |  |
| --- | --- |
| **1.** | **Notifying Member:** United States of America  **If applicable, name of local government involved (Article 3.2 and 7.2):** |
| **2.** | **Agency responsible:** Federal Railroad Administration (FRA) [1536]  **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):** Image and audio recording devices; Transport by rail (ICS 03.220.30), Accident and disaster control (ICS 13.200), Other protective equipment (ICS 13.340.99), Audio, video and audiovisual engineering (ICS 33.160) |
| **5.** | **Title, number of pages and language(s) of the notified document:** Locomotive Image and Audio Recording Devices for Passenger Trains (36 page(s), in English) |
| **6.** | **Description of content:** FRA is proposing to require the installation of inward- and outward-facing locomotive image recording devices on all lead locomotives in passenger trains, and that these devices record while a lead locomotive is in motion and retain the data in a crashworthy memory module. FRA also proposes to treat locomotive-mounted recording devices on passenger locomotives as "safety devices" under existing Federal railroad safety regulations to prohibit tampering with or disabling them. Further, this NPRM would govern the use of passenger locomotive recordings to conduct operational tests to determine passenger railroad operating employees' compliance with applicable railroad rules and Federal regulations. FRA requests comment on the need for and effects of potential, additional safety requirements. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** Protection of human health or safety |
| **8.** | **Relevant documents:**   * 84 Federal Register (FR) 35712, 24 July 2019; Title 49 Code of Federal Regulations (CFR) Parts 217, 218, 229, 240 and 242:[<https://www.govinfo.gov/content/pkg/FR-2019-07-24/html/2019-14407.htm>](https://www.govinfo.gov/content/pkg/FR-2019-07-24/html/2019-14407.htm) [<https://www.govinfo.gov/content/pkg/FR-2019-07-24/pdf/2019-14407.pdf>](https://www.govinfo.gov/content/pkg/FR-2019-07-24/pdf/2019-14407.pdf) |
| **9.** | **Proposed date of adoption:** To be determined  **Proposed date of entry into force:** To be determined |
| **10.** | **Final date for comments:** 23 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_4253_00_e.pdf> |