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:** Office of Energy Efficiency and Renewable Energy (OEERE), Department of Energy (DOE) [1641]  **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 [****],** **2.10.1 [****],** **5.6.2 [****],** **5.7.1 [****],** **other** **[X]:** |
| **4.** | **Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):** Commercial and industrial fans; Air or vacuum pumps, air or other gas compressors and fans; ventilating or recycling hoods incorporating a fan, whether or not fitted with filters (HS 8414); Environmental protection (ICS 13.020), Electrical and electronic testing (ICS 19.080), Ventilators. Fans. Air-conditioners (ICS 23.120) |
| **5.** | **Title, number of pages and language(s) of the notified document:** Energy Efficiency Program for Industrial Equipment: Test Procedures for Fans, Notice of Petition for Rulemaking (8 page(s), in English) |
| **6.** | **Description of content:** Notice of petition for rulemaking; request for comments - This document announces receipt of a petition received by DOE on 10 January 2020, from the Air Movement and Control Association (AMCA), International, Air Conditioning Contractors of America, and Sheet Metal & Air Conditioning Contractors of America requesting that DOE establish a Federal test procedure for commercial and industrial fans. The petition, which appears at the end of this document, requests that DOE resume a previous DOE rulemaking effort to establish a Federal test procedure for commercial and industrial fans, and that such test procedure be based on an upcoming industry test method. This document summarizes the substantive aspects of this position and requests public comments on the merits of the petition. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** Protection of the environment; Harmonization |
| **8.** | **Relevant documents:**  85 Federal Register (FR) 22677, 23 April 2020; Title 10 Code of Federal Regulations (CFR) Part 431: [<https://www.govinfo.gov/content/pkg/FR-2020-04-23/html/2020-08316.htm> <https://www.govinfo.gov/content/pkg/FR-2020-04-23/pdf/2020-08316.pdf>](%20HYPERLINK%20)  The docket folder on Regulations.gov provides access to primary documents for this rulemaking, including the 2020-01-10 Joint petition requesting DOE to resume its rulemaking to develop a federal test procedure for commercial and industrial fans: [<https://www.regulations.gov/docket?D=EERE-2020-BT-PET-0003>](%20HYPERLINK%20)  [G/TBT/N/USA/636](%20HYPERLINK%20) Energy Conservation Program for Consumer Products and Certain Commercial and Industrial Equipment: Proposed Determination of Commercial and Industrial Fans, Blowers, and Fume Hoods as Covered Equipment  The docket folder on Regulations.gov [<https://www.regulations.gov/docket?D=EERE-2011-BT-DET-0045>](%20HYPERLINK%20) provides access to the primary and supporting documents for the rulemaking associated with USA/636, as well as the comments received.  A docket folder for Energy Conservation Standards for Commercial and Industrial Fans and Blowers is available on Regulations.gov, and provides access to additional relevant primary and supporting documents, as well as comments received: [<https://www.regulations.gov/docket?D=EERE-2013-BT-STD-0006>](%20HYPERLINK%20). |
| **9.** | **Proposed date of adoption:** To be determined  **Proposed date of entry into force:** To be determined |
| **10.** | **Final date for comments:** 26 May 2020 |
| **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/2020/TBT/USA/20_2934_00_e.pdf> |