



9 August 2024

(24-5619)

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Committee on Technical Barriers to Trade

Original: English

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: Environmental Protection Agency (EPA) [2167] 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 [], 3.2 [], 7.2 [], other:
4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): 1-Bromopropane (1-BP); Environmental protection (ICS code(s): 13.020); Air quality (ICS code(s): 13.040); Occupational safety. Industrial hygiene (ICS code(s): 13.100); Domestic safety (ICS code(s): 13.120); Production in the chemical industry (ICS code(s): 71.020); Products of the chemical industry (ICS code(s): 71.100)
5. Title, number of pages and language(s) of the notified document: 1-Bromopropane (1-BP); Regulation Under the Toxic Substances Control Act (TSCA); (57 page(s), in English)
6. Description of content: Proposed rule - The Environmental Protection Agency (EPA or Agency) is proposing to address the unreasonable risk of injury to human health presented by 1-bromopropane (1-BP) (CASRN 106-94-5), also known as n-propyl bromide, under its conditions of use as documented in EPA's August 2020 Risk Evaluation for 1-BP and the December 2022 Revised Risk Determination for 1-BP prepared under the Toxic Substances Control Act (TSCA). 1-BP is a widely used solvent in a variety of occupational and consumer applications, including vapor degreasing, aerosol degreasing, adhesives and sealants, and in insulation. EPA determined that 1-BP presents an unreasonable risk of injury to health due to the significant adverse health effects associated with exposure to 1-BP, including neurotoxicity, developmental toxicity from acute and chronic inhalation exposures and dermal exposures, and cancer from chronic inhalation exposures. TSCA requires that EPA address by rule any unreasonable risk of injury to health or the environment identified in a TSCA risk evaluation and apply requirements to the extent necessary so the chemical no longer presents unreasonable risk. To address the identified unreasonable risk, EPA is proposing requirements to, among other things, prevent consumer access to the chemical, restrict the industrial and commercial use of the chemical while also allowing for a reasonable transition period where an industrial and commercial use of the chemical is being prohibited, and protect workers from the unreasonable risk of 1-BP while on the job.

7.	<p>Objective and rationale, including the nature of urgent problems where applicable: Prevention of deceptive practices and consumer protection; Protection of human health or safety</p>
8.	<p>Relevant documents:</p> <p>89 Federal Register (FR) 65066, 8 August 2024; Title 40 Code of Federal Regulations (CFR) Part 751: https://www.govinfo.gov/content/pkg/FR-2024-08-08/html/2024-17204.htm https://www.govinfo.gov/content/pkg/FR-2024-08-08/pdf/2024-17204.pdf</p> <p>This proposed rule is identified by Docket Number EPA-HQ-OPPT-2020-0471. The Docket Folder is available on Regulations.gov at https://www.regulations.gov/docket/EPA-HQ-OPPT-2020-0471/document and provides access to primary and supporting documents as well as comments received. Documents are also accessible from Regulations.gov by searching the Docket Number. WTO Members and their stakeholders are asked to submit comments to the USA TBT Enquiry Point. Comments received by the USA TBT Enquiry Point from WTO Members and their stakeholders by 4pm Eastern Time on 23 September 2024 will be shared with the EPA and will also be submitted to the Docket on Regulations.gov if received within the comment period.</p>
9.	<p>Proposed date of adoption: To be determined Proposed date of entry into force: To be determined</p>
10.	<p>Final date for comments: 23 September 2024</p>
11.	<p>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/2024/TBT/USA/24_05180_00_s.pdf</p>