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:** Pipeline and Hazardous Materials Safety Administration (PHMSA), Department of Transportation (DOT) [1830]  **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):** Transport of liquefied natural gas by rail; Transport by rail (ICS 03.220.30), Environmental protection (ICS 13.020), Natural gas (ICS 75.060) |
| **5.** | **Title, number of pages and language(s) of the notified document:** Hazardous Materials: Suspension of HMR Amendments Authorizing Transportation of Liquefied Natural Gas by Rail (15 page(s), in English) |
| **6.** | **Description of content:** Notice of proposed rulemaking - PHMSA, in coordination with the Federal Railroad Administration (FRA), proposes to amend the Hazardous Materials Regulations to suspend authorization of liquefied natural gas (LNG) transportation in rail tank cars pursuant to a final rule published in July 2020, pending the earlier of either completion of a separate rulemaking under RIN 2137-AF54 evaluating potential modifications to requirements governing rail tank car transportation of LNG, or 30 June 2024. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** Protection of the environment |
| **8.** | **Relevant documents:**  86 Federal Register (FR) 61731, 8 November 2021; Title 49 Code of Federal Regulations (CFR) Part 172: <https://www.govinfo.gov/content/pkg/FR-2021-11-08/html/2021-23132.htm> <https://www.govinfo.gov/content/pkg/FR-2021-11-08/pdf/2021-23132.pdf>  This notice of proposed rulemaking is identified by Docket Number PHMSA-2021-0058. The Docket Folder is available on Regulations.gov at <https://www.regulations.gov/docket/PHMSA-2021-0058/document> and provides access to primary documents as well as comments received. Documents are also accessible from [Regulations.gov](http://www.regulations.gov/) by searching the Docket Number. WTO Members and their stakeholders are asked to submit comments to the [USA TBT Enquiry Point](mailto:usatbtep@nist.gov). Comments received by the USA TBT Enquiry Point from WTO Members and their stakeholders will be shared with the regulator and will also be submitted to the [Docket](https://www.regulations.gov/docket/PHMSA-2021-0058/document) on Regulations.gov if received within the comment period.  [G/TBT/N/USA/1544/Add.2](https://docs.wto.org/imrd/directdoc.asp?DDFDocuments/t/G/TBTN19/USA1544A2.DOCX) - Hazardous Materials: Liquefied Natural Gas by Rail, Final Rule; this and earlier notified actions are identified by Docket Number PHMSA-2018-0025. The Docket Folder is accessible from [Regulations.gov](http://www.regulations.gov/) at <https://www.regulations.gov/docket?D=PHMSA-2018-0025>, and provides access to primary and supporting documents as well as comments received. |
| **9.** | **Proposed date of adoption:** To be determined  **Proposed date of entry into force:** To be determined |
| **10.** | **Final date for comments:** 23 December 2021 |
| **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/2021/TBT/USA/21_7078_00_e.pdf> |