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:** Environmental Protection Agency (EPA) [1907]**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):** Renewable fuel standard compliance; Environmental protection (ICS code(s): 13.020); Fuels (ICS code(s): 75.160) |
| **5.** | **Title, number of pages and language(s) of the notified document:** Renewable Fuel Standard (RFS) Program: Alternative RIN Retirement Schedule for Small Refineries; (8 page(s), in English) |
| **6.** | **Description of content:** Proposed rule - The Environmental Protection Agency (EPA) is proposing an alternative renewable identification number (RIN) retirement schedule for small refineries under the Renewable Fuel Standard (RFS) program for the 2020 compliance year. To provide small refineries with more time to comply with their 2020 RFS obligations (including any RIN deficits from 2019 carried forward into the 2020 compliance year), EPA is proposing a quarterly RIN retirement schedule by which a small refinery must comply with certain percentages of its 2020 RFS obligations. EPA is proposing this action because small refineries need more time to plan for compliance with their RFS obligations given EPA's delay in deciding small refinery exemption (SRE) petitions and setting the associated compliance deadlines. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** Protection of the environment |
| **8.** | **Relevant documents:** 87 Federal Register (FR) 35711, 13 June 2022; Title 40 Code of Federal Regulations (CFR) Part 80: <https://www.govinfo.gov/content/pkg/FR-2022-06-13/html/2022-12375.htm><https://www.govinfo.gov/content/pkg/FR-2022-06-13/pdf/2022-12375.pdf>This notice of proposed rulemaking and request for comment is identified by Docket Number EPA-HQ-OAR-2022-0434. The Docket Folder is available from Regulations.gov at <https://www.regulations.gov/docket/EPA-HQ-OAR-2022-0434/document> and provides access to primary and supporting 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 by or before [4pm](http://time-time.net/times/time-zones/usa-canada/current-eastern-time-est.php) [Eastern Time](https://24timezones.com/time-zone/et) on 28 July 2022. 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/EPA-HQ-OAR-2022-0434/document) on Regulations.gov if received within the comment period.[G/TBT/N/USA/1693 and G/TBT/N/USA/1693/Add.1](https://eping.wto.org/en/Search?domainIds=1&documentSymbol=usa%2F1693&distributionDateFrom=2021-01-01&distributionDateTo=2021-04-30) - Extension of 2019 and 2020 Renewable Fuel Standard Compliance and Attest Engagement Reporting Deadlines identified by Docket Number [EPA-HQ-OAR-2020-0725.](https://www.regulations.gov/docket/EPA-HQ-OAR-2020-0725/document)[G/TBT/N/USA/1693/Rev.1 and G/TBT/N/USA/1693/Rev.1/Add.1](https://eping.wto.org/en/Search?domainIds=1&documentSymbol=usa%2F1693&distributionDateFrom=2021-12-01) - Renewable Fuel Standard (RFS) Program: Extension of Compliance and Attest Engagement Reporting Deadlines identified by Docket Number [EPA-HQ-OAR-2021-0793](https://www.regulations.gov/docket/EPA-HQ-OAR-2021-0793/document). |
| **9.** | **Proposed date of adoption:** To be determined**Proposed date of entry into force:** To be determined |
| **10.** | **Final date for comments:** 28 July 2022 |
| **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/2022/TBT/USA/22_4100_00_e.pdf> |