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:**  Pipeline and Hazardous Materials Safety Administration (PHMSA), Department of Transportation (DOT) [1947]  **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 [****X],** **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):** Class 7 radioactive materials; Quality (ICS code(s): 03.120); Transport (ICS code(s): 03.220); Environmental protection (ICS code(s): 13.020); Radiation protection (ICS code(s): 13.280); Protection against dangerous goods (ICS code(s): 13.300); Test conditions and procedures in general (ICS code(s): 19.020) |
| **5.** | **Title, number of pages and language(s) of the notified document:** Hazardous Materials: Compatibility With the Regulations of the International Atomic Energy Agency; (26 page(s), in English) |
| **6.** | **Description of content:** Notice of proposed rulemaking - PHMSA, in coordination with the Nuclear Regulatory Commission, proposes to amend the Hazardous Materials Regulations to maintain alignment with international regulations and standards governing the transportation of Class 7 radioactive materials. Specifically, PHMSA proposes to adopt changes contained in the International Atomic Energy Agency standards. Additionally, PHMSA proposes regulatory amendments identified through internal regulatory review processes to update, clarify, correct, or streamline certain regulatory requirements applicable to the transportation of Class 7 (radioactive) materials. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** Protection of the environment; Quality requirements; Harmonization |
| **8.** | **Relevant documents:**  87 Federal Register (FR) 55743, 12 December 2022; Title 49 Code of Federal Regulations (CFR) Parts 171, 172, 173, 174, 175, 176, and 177:  <https://www.govinfo.gov/content/pkg/FR-2022-09-12/html/2022-18605.htm>  <https://www.govinfo.gov/content/pkg/FR-2022-09-12/pdf/2022-18605.pdf>  This notice of proposed rulemaking is identified by Docket Number PHMSA-2018-0081. The Docket Folder is available on Regulations.gov at <https://www.regulations.gov/docket/PHMSA-2018-0081/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](mailto:usatbtep@nist.gov) 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 12 December 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/PHMSA-2018-0081/document) on Regulations.gov if received within the comment period.  A proposed rule and guidance; request for comment, also published 12 September 2022 by the U.S. Nuclear Regulatory Commission (NRC), is called out in and is relevant to this PHMSA notice of proposed rulemaking:  87 Federal Register (FR) 55708; Title 10 Code of Federal Regulations (CFR) Part 71,  <https://www.govinfo.gov/content/pkg/FR-2022-09-12/html/2022-18520.htm>  <https://www.govinfo.gov/content/pkg/FR-2022-09-12/pdf/2022-18520.pdf>  The NRC action is identified by Docket Number NRC-2016-0179. The Docket Folder is available on Regulations.gov at <https://www.regulations.gov/docket/NRC-2016-0179/document> 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:** 12 December 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_6099_00_e.pdf> |