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:**  Agricultural Marketing Service (AMS), Department of Agriculture (USDA) [1944]  **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 [****], 3.2 [****], 7.2 [****],** **other****[X]:** Seeking comments on alternatives to existing regulations that would align with the Organic Foods Production Act of 1990 (OFPA) and the U.S. Environmental Protection Agency's (EPA) regulatory framework for inert ingredients in pesticides. |
| **4.** | **Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):** Pesticides; Domestic safety (ICS code(s): 13.120); Pesticides and other agrochemicals (ICS code(s): 65.100); Processes in the food industry (ICS code(s): 67.020); Food products in general (ICS code(s): 67.040) |
| **5.** | **Title, number of pages and language(s) of the notified document:** Inert Ingredients in Pesticides for Organic Production; (6 page(s), in English) |
| **6.** | **Description of content:** Advance notice of proposed rulemaking - This advance notice of proposed rulemaking (ANPR) seeks input from stakeholders about how to update the United States Department of Agriculture (USDA) organic regulations on inert ingredients in pesticides used in organic production. The USDA Agricultural Marketing Service (AMS) seeks comments on alternatives to its existing regulations that would align with the Organic Foods Production Act of 1990 (OFPA) and the U.S. Environmental Protection Agency's (EPA) regulatory framework for inert ingredients. Information from public comments would inform AMS's approach to this topic, including any proposed revisions of the USDA organic regulations. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** Prevention of deceptive practices and consumer protection; Protection of human health or safety; Harmonization |
| **8.** | **Relevant documents:**  87 Federal Register (FR) 54173, 2 September 2022; Title 7 Code of Federal Regulations (CFR) Part 205:  <https://www.govinfo.gov/content/pkg/FR-2022-09-02/html/2022-18928.htm>  <https://www.govinfo.gov/content/pkg/FR-2022-09-02/pdf/2022-18928.pdf>  This advanced notice of proposed rulemaking is identified by Docket Number AMS-NOP-21-0008. The Docket Folder is available on Regulations.gov at <https://www.regulations.gov/docket/AMS-NOP-21-0008/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) 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 1 November 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/AMS-NOP-21-0008/document) on Regulations.gov if received within the comment period. |
| **9.** | **Proposed date of adoption:** To be determined  **Proposed date of entry into force:** To be determined |
| **10.** | **Final date for comments:** 1 November 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_6415_00_e.pdf> |