



8 November 2013

(13-6198)

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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.	<b>Notifying Member:</b> <u>UNITED STATES OF AMERICA</u> <b>If applicable, name of local government involved (Article 3.2 and 7.2):</b>
2.	<b>Agency responsible:</b> Office of Energy Efficiency and Renewable Energy (OEERE), Department of Energy (DOE) [881] <b>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:</b>
3.	<b>Notified under Article 2.9.2 [X], 2.10.1 [ ], 5.6.2 [ ], 5.7.1 [ ], other:</b>
4.	<b>Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):</b> Commercial refrigeration equipment; Air conditioning machines, comprising a motor-driven fan and elements for changing the temperature and humidity, including those machines in which the humidity cannot be separately regulated. (HS 8415), Refrigerators, freezers and other refrigerating or freezing equipment, electric or other; heat pumps other than air conditioning machines of heading 84.15. (HS 8418), Environmental protection (ICS 13.020), Shop fittings (ICS 97.130),
5.	<b>Title, number of pages and language(s) of the notified document:</b> Energy Conservation Program: Test Procedure for Commercial Refrigeration Equipment (31 pages, in English).
6.	<b>Description of content:</b> The U.S. Department of Energy (DOE) proposes to revise and reorganize its test procedure for commercial refrigeration equipment (CRE) in order to clarify certain terms, procedures, and compliance dates. Specifically, in this notice of proposed rulemaking, DOE addresses several inquiries it has received from interested parties regarding the applicability of DOE's test procedure and current Federal energy conservation standards, the definition of certain terms pertinent to commercial refrigeration equipment, the proper configuration and use of certain components and features of commercial refrigeration equipment when testing according to the DOE test procedure, the proper application of certain test procedure provisions, and the compliance date of certain provisions specified in the DOE test procedure final rule published on 21 February 2012 (hereafter referred to as 2012 test procedure final rule). DOE also proposes a number of test procedure clarifications which have arisen as a result of the negotiated rulemaking process for certification of commercial heating, ventilation, air conditioning, refrigeration, and water heating equipment. These provisions are addressed below in more detail. DOE will hold a public meeting to receive and discuss comments on this NOPR.
7.	<b>Objective and rationale, including the nature of urgent problems where applicable:</b> Protection of the environment.

8.	<b>Relevant documents:</b> 78 Federal Register (FR) 64295, 28 October 2013; Title 10 Code of Federal Regulations (CFR) Part 429 and 431. Will appear in the Federal Register when adopted.	
9.	<b>Proposed date of adoption:</b>	To be determined
	<b>Proposed date of entry into force:</b>	To be determined
10.	<b>Final date for comments:</b> 13 January 2014	
11.	<b>Text available from: National enquiry point [ ], or address, telephone and fax numbers, e-mail and web-site addresses, if available of the other body:</b> <a href="http://www.gpo.gov/fdsys/pkg/FR-2013-10-28/html/2013-24354.htm">http://www.gpo.gov/fdsys/pkg/FR-2013-10-28/html/2013-24354.htm</a> <a href="http://www.gpo.gov/fdsys/pkg/FR-2013-10-28/pdf/2013-24354.pdf">http://www.gpo.gov/fdsys/pkg/FR-2013-10-28/pdf/2013-24354.pdf</a>	