



24 March 2016

(16-1714)

Page: 1/2

Committee on Technical Barriers to Trade

Original: English

NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

| | |
|----|--|
| 1. | Notifying Member: <u>UNITED STATES OF AMERICA</u> If applicable, name of local government involved (Article 3.2 and 7.2): |
| 2. | Agency responsible: Nuclear Regulatory Commission (NRC) [1105] 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 [], other: |
| 4. | Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): Nuclear power plant components. Nuclear energy engineering (ICS: 27.120) |
| 5. | Title, number of pages and language(s) of the notified document: Approval of American Society of Mechanical Engineers' Code Cases (19 pages, in English) |
| 6. | Description of content: The U.S. Nuclear Regulatory Commission (NRC) is proposing to amend its regulations to incorporate by reference proposed revisions of three regulatory guides (RGs) which would approve new, revised, and reaffirmed Code Cases published by the American Society of Mechanical Engineers (ASME). This proposed action would allow nuclear power plant licensees, and applicants for construction permits, operating licenses, combined licenses, standard design certifications, standard design approvals and manufacturing licenses, to use the Code Cases listed in these draft RGs as alternatives to engineering standards for the construction, inservice inspection, and inservice testing of nuclear power plant components. These engineering standards are set forth in ASME Boiler and Pressure Vessel Codes and ASME Operations and Maintenance Codes, which are currently incorporated by reference into the NRC's regulations. The NRC is requesting comments on this proposed rule and on the draft versions of the three RGs proposed to be incorporated by reference. The NRC is also making available a related draft RG that lists Code Cases that the NRC has not approved for use. This draft RG will not be incorporated by reference into the NRC's regulations. |
| 7. | Objective and rationale, including the nature of urgent problems where applicable: Protection of the environment |
| 8. | Relevant documents: 81 Federal Register (FR) 10780, 2 March 2016; Title 10 Code of Federal Regulations (CFR) Part 50. Will appear in the Federal Register when adopted. |
| 9. | Proposed date of adoption: To be determined Proposed date of entry into force: To be determined |

| | |
|------------|--|
| 10. | Final date for comments: 16 May 2016 |
| 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/2016/TBT/USA/16_1213_00_e.pdf |