



25 January 2021

(21-0705)

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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

<b>1. Notifying Member:</b> <u>JAPAN</u> <b>If applicable, name of local government involved (Article 3.2 and 7.2):</b>
<b>2. Agency responsible:</b> Ministry of the Environment Ministry of Economy, Trade and Industry Ministry of Health, Labour and Welfare <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>
<b>3. Notified under Article 2.9.2 [X], 2.10.1 [ ], 5.6.2 [ ], 5.7.1 [ ], other:</b>
<b>4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):</b> The following chemical substances <ol style="list-style-type: none"><li>2,2,2-Trichloro-1-(2-chlorophenyl)-1-(4-chlorophenyl)ethanol (also known as o,p'-Dicofol)</li><li>Perfluorooctanoic acid (PFOA) and/or its salts</li></ol> The following products in which perfluorooctanoic acid (PFOA) and/or its salts are used <ol style="list-style-type: none"><li>Water-resistant paper and oil-resistant paper</li><li>Water-repellent textiles and oil-repellent textiles</li><li>Cleaning agents</li><li>Anti-reflection agents used in the manufacture of semiconductors</li><li>Paints and varnish</li><li>Water repellent and oil repellent</li><li>Adhesives and sealing fillers</li><li>Fire extinguishers, fire-extinguishing agents, and fire-extinguishing foam</li><li>Toners</li><li>Water-resistant clothes and oil-resistant clothes</li><li>Water-repellent floor coverings and oil-repellent floor coverings</li><li>Floor waxes</li><li>Photographic paper</li></ol>
<b>5. Title, number of pages and language(s) of the notified document:</b> Revision of the "Order for Enforcement of the Act on the Evaluation of Chemical Substances and Regulation of Their Manufacture, etc." (2 page(s), in English)

**6. Description of content:** Based on Article 17 and 22 of Act on the Evaluation of Chemical Substances and Regulation of Their Manufacture, etc. (hereinafter referred to as "the Act"), the following will be designated as Class I Specified Chemical Substances which need authorization to manufacture or import.

1. 2,2,2-Trichloro-1-(2-chlorophenyl)-1-(4-chlorophenyl)ethanol (also known as o,p'-Dicofol)
2. Perfluorooctanoic acid (PFOA) and/or its salts

Based on Article 24 of the Act, the following will be designated as products prohibited from importation when Perfluorooctanoic acid (PFOA) and/or its salts are used in them.

1. Water-resistant paper and oil-resistant paper
2. Water-repellent textiles and oil-repellent textiles
3. Cleaning agents
4. Anti-reflection agents used in the manufacture of semiconductors
5. Paints and varnish
6. Water repellent and oil repellent
7. Adhesives and sealing fillers
8. Fire extinguishers, fire-extinguishing agents, and fire-extinguishing foam
9. Toners
10. Water-resistant clothes and oil-resistant clothes
11. Water-repellent floor coverings and oil-repellent floor coverings
12. Floor waxes
13. Photographic paper

Note: 2,2,2-trichloro-1,1-bis (4-chlorophenyl) ethanol, which is an isomer of p,p'-Dicofol, has been already designated as Class I Specified Chemical Substances under the Act in 2005.

**7. Objective and rationale, including the nature of urgent problems where applicable:** To prevent environmental pollution by "2,2,2-trichloro-1-(2-chlorophenyl)-1-(4-chlorophenyl)ethanol (also known as o,p'-Dicofol) "and "Perfluorooctanoic acid (PFOA) and/or its salts", which are potentially hazardous substances because of their non-biodegradability, high degree of bioaccumulation potential, and chronic toxicity, and therefore designated as Class I Specified Chemical Substances under the Act. This amendment is based on the decisions at the 9th meeting of the Stockholm Convention in 2019. Also, to prevent environmental pollution, some products, in which perfluorooctanoic acid (PFOA) and/or its salts are used will be prohibited from importation.; Protection of human health or safety; Protection of animal or plant life or health; Protection of the environment

**8. Relevant documents:**

- Act on the Evaluation of Chemical Substances and Regulation of Their Manufacture, etc. (Act No. 117 of 16 October 1973) (in English)  
<http://www.japaneselawtranslation.go.jp/law/detail/?id=3350&vm=02&re=01>
- Order for Enforcement of the Act on the Evaluation of Chemical Substances and Regulation of Their Manufacture, etc. (Cabinet Order No. 202 of 7 June 1974) (in English)  
<http://www.japaneselawtranslation.go.jp/law/detail/?id=3455&vm=02&re=01>

**9. Proposed date of adoption:** April 2021

**Proposed date of entry into force:** 6 months from adoption: October 2021;

**10. Final date for comments:** 60 days from notification

**11. Texts available from: National enquiry point [X] or address, telephone and fax numbers and email and website addresses, if available, of other body:**

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Economic Affairs Bureau  
Ministry of Foreign Affairs  
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