



25 June 2025

(25-4144)

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Committee on Technical Barriers to Trade

Original: English

## NOTIFICATION

### Revision

The following notification is being circulated in accordance with Article 10.6.

<b>1. Notifying Member:</b> UNITED STATES OF AMERICA <b>If applicable, name of local government involved (Articles 3.2 and 7.2):</b>
<b>2. Agency responsible:</b> Environmental Protection Agency (EPA)
<b>3. Notified under Article 2.9.2 [ ], 2.10.1 [ ], 5.6.2 [X], 5.7.1 [ ], 3.2 [ ], 7.2 [ ], Other:</b>
<b>4. Products covered (HS codes or national tariff lines. ICS numbers may be provided in addition, where applicable):</b> Coal- and oil-fired electric utility steam generating units; Steam or other vapour generating boilers (excl. central heating hot water boilers capable also of producing low pressure steam); superheated water boilers; parts thereof (HS code(s): 8402); Quality (ICS code(s): 03.120); Air quality (ICS code(s): 13.040); Burners. Boilers (ICS code(s): 27.060)
<b>5. Details of notified document(s) (title, number of pages, means of access):</b> National Emission Standards for Hazardous Air Pollutants: Coal- and Oil-Fired Electric Utility Steam Generating Units; (12 page(s), in English)  <b>Link to notified document(s) and/or contact details for agency or authority which can provide copies upon request:</b>  USA WTO TBT Enquiry Point, Email: <a href="mailto:usatbtep@nist.gov">usatbtep@nist.gov</a> <a href="https://members.wto.org/crnattachments/2025/TBT/USA/25_04170_00_e.pdf">https://members.wto.org/crnattachments/2025/TBT/USA/25_04170_00_e.pdf</a>
<b>6. Description of content:</b> Proposed rule - In this action, the U.S. Environmental Protection Agency (EPA) is proposing to repeal specific amendments to the <a href="#">National Emission Standards for Hazardous Air Pollutants (NESHAP) for Coal- and Oil-Fired Electric Utility Steam Generating Units (EGUs)</a> , commonly referred to as the Mercury and Air Toxics Standards ( <a href="#">MATS</a> ), that were promulgated on 7 May 2024 (notified as <a href="#">G/TBT/N/USA/1837/Rev.1/Add.1</a> ). The amendments that the EPA is proposing to repeal include the revised filterable particulate matter (fPM) emission standard, which serves as a surrogate for non-mercury hazardous air pollutant (HAP) metals for existing coal-fired EGUs; the revised fPM emission standard compliance demonstration requirements; and the revised mercury (Hg) emission standard for lignite-fired EGUs.
<b>7. Objective and rationale, including the nature of urgent problems where applicable:</b> Quality requirements; Cost saving and productivity enhancement

**8. Relevant documents:**

90 Federal Register (FR) 25535, 17 June 2025; [Title 40 Code of Federal Regulations \(CFR\) Part 63](#):

<https://www.govinfo.gov/content/pkg/FR-2025-06-17/html/2025-10992.htm>

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The EPA will hold a public hearing on 10 July 2025 that will convene at [11 a.m. Eastern Time \(ET\)](#) and conclude at 7 p.m. ET. The EPA may close a session 15 minutes after the last pre-registered speaker has testified if there are no additional speakers. Registration and further details are available at <https://www.epa.gov/stationary-sources-air-pollution/mercury-and-air-toxics-standards>.

This proposed rule and previous actions notified under the symbol [G/TBT/N/USA/1837](#) are identified by Docket Number EPA-HQ-OAR-2018-0794. The Docket Folder is available from Regulations.gov at <https://www.regulations.gov/docket/EPA-HQ-OAR-2018-0794/document> and provides access to primary and supporting documents as well as comments received. Documents are also accessible from [Regulations.gov](#) by searching the Docket Number. WTO Members and their stakeholders are asked to submit comments to the [USA TBT Enquiry Point](#) by or before [4pm Eastern Time](#) on 11 August 2025. 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](#) 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. Provision of comments:**

**Final date for comments:** 11 August 2025

**[ ] 60 days from notification**

**Contact details of agency or authority designated to handle comments regarding the notification:**

Please submit comments to: USA WTO TBT Enquiry Point, Email: [usatbtep@nist.gov](mailto:usatbtep@nist.gov)