



4 August 2025

(25-4982)

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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>UNITED STATES OF AMERICA</u> <b>If applicable, name of local government involved (Articles 3.2 and 7.2):</b>
<b>2. Agency responsible:</b> Environmental Protection Agency (EPA) [2261]
<b>3. Notified under Article 2.9.2 [X], 2.10.1 [ ], 5.6.2 [ ], 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> Motor vehicle greenhouse gas (GHG) emission standards; Road vehicle systems (ICS code(s): 43.040); Commercial vehicles (ICS code(s): 43.080); Passenger cars. Caravans and light trailers (ICS code(s): 43.100)
<b>5. Details of notified document(s) (title, number of pages and languages, means of access):</b> Reconsideration of 2009 Endangerment Finding and Greenhouse Gas Vehicle Standards; (78 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>  <a href="https://members.wto.org/crnattachments/2025/TBT/USA/25_05143_00_e.pdf">https://members.wto.org/crnattachments/2025/TBT/USA/25_05143_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 all greenhouse gas ( <a href="#">GHG</a> ) emission standards for light-duty, medium-duty, and heavy-duty vehicles and engines to effectuate the best reading of Clean Air Act ( <a href="#">CAA</a> ) section 202(a). We propose that CAA section 202(a) does not authorize the EPA to prescribe emission standards to address global climate change concerns and, on that basis, propose to rescind the Administrator's prior findings in 2009 that GHG emissions from new motor vehicles and engines contribute to air pollution which may endanger public health or welfare. We further propose, in the alternative, to rescind the Administrator's prior findings in 2009 because the EPA unreasonably analyzed the scientific record and because developments cast significant doubt on the reliability of the findings. Lastly, we propose to repeal all GHG emission standards on the alternative bases that no requisite technology for vehicle and engine emission control can address the global climate change concerns identified in the findings without risking greater harms to public health and welfare.  The EPA is announcing a virtual public hearing to be held 19 and 20 August 2025. More information regarding the public hearing for this proposal is published in a <a href="#">supplemental document in the Federal Register (90 FR 36125)</a> . The hearing notice, registration information, and any updates to the hearing schedule will also be available at <a href="https://www.epa.gov/regulations-emissions-vehicles-and-engines/proposed-rule-reconsideration-2009-endangerment-finding">https://www.epa.gov/regulations-emissions-vehicles-and-engines/proposed-rule-reconsideration-2009-endangerment-finding</a> . Please refer to this website for any updates regarding the hearings. The EPA does not intend to publish additional documents in the Federal Register announcing updates to the hearing schedule.

<p>Public hearing registration will be open through the last day of the hearing, however, we ask that you pre-register by 12 August 2025 if you intend to testify or are requesting special accommodations. To the extent possible, EPA will work to accommodate late requests. All attendees (including those who will not be presenting verbal testimony) must register. Please submit a separate registration form for each person attending the hearing. More information on how to join the hearing will be sent to the email address that you provide for registration. To register, please send an email to <a href="mailto:EPA-MobileSource-Hearings@epa.gov">EPA-MobileSource-Hearings@epa.gov</a>.</p>
<p><b>7. Objective and rationale, including the nature of urgent problems where applicable:</b> Cost saving and productivity enhancement</p>
<p><b>8. Relevant documents:</b></p> <p>90 Federal Register (FR) 36288, 1 August 2025; Title 40 Code of Federal Regulations (CFR) Parts <a href="#">85</a>, <a href="#">86</a>, <a href="#">600</a>, <a href="#">1036</a>, <a href="#">1037</a>, and <a href="#">1039</a>:</p> <p><a href="https://www.govinfo.gov/content/pkg/FR-2025-08-01/html/2025-14572.htm">https://www.govinfo.gov/content/pkg/FR-2025-08-01/html/2025-14572.htm</a></p> <p><a href="https://www.govinfo.gov/content/pkg/FR-2025-08-01/pdf/2025-14572.pdf">https://www.govinfo.gov/content/pkg/FR-2025-08-01/pdf/2025-14572.pdf</a></p> <p>Public Hearing for Reconsideration of 2009 Endangerment Finding and Greenhouse Gas Vehicle Standards, Notification of public hearing published 1 August 2025:</p> <p><a href="https://www.govinfo.gov/content/pkg/FR-2025-08-01/html/2025-14555.htm">https://www.govinfo.gov/content/pkg/FR-2025-08-01/html/2025-14555.htm</a></p> <p><a href="https://www.govinfo.gov/content/pkg/FR-2025-08-01/pdf/2025-14555.pdf">https://www.govinfo.gov/content/pkg/FR-2025-08-01/pdf/2025-14555.pdf</a></p> <p>This proposed rule is identified by Docket Number EPA-HQ-OAR-2025-0194. The Docket Folder is available from Regulations.gov at <a href="https://www.regulations.gov/docket/EPA-HQ-OAR-2025-0194/document">https://www.regulations.gov/docket/EPA-HQ-OAR-2025-0194/document</a> and provides access to primary and supporting documents as well as comments received. Documents are also accessible from <a href="https://www.regulations.gov">Regulations.gov</a> by searching the Docket Number.</p>
<p><b>9. Proposed date of adoption:</b> To be determined</p> <p><b>Proposed date of entry into force:</b> To be determined</p>
<p><b>10. Provision of comments</b></p> <p><b>Final date for comments:</b> 15 September 2025</p> <p><b>[ ] 60 days from notification</b></p> <p>WTO Members and their stakeholders are asked to submit comments to the <a href="#">USA TBT Enquiry Point</a> by or before <a href="#">4pm Eastern Time</a> on 15 September 2025. Comments received by the USA TBT Enquiry Point from WTO Members and their stakeholders will be shared with EPA and will also be submitted to the <a href="#">Docket</a> on Regulations.gov if received within the comment period.</p> <p><b>Contact details of agency or authority designated to handle comments regarding the notification:</b></p> <p>Please submit comments to: USA WTO TBT Enquiry Point, Email: <a href="mailto:usatbtep@nist.gov">usatbtep@nist.gov</a></p>