



12 January 2024

(24-0284)

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Committee on Technical Barriers to Trade

Original: English

NOTIFICATION

Addendum

The following communication, dated 12 January 2024, is being circulated at the request of the delegation of the United States of America.

Title: Per- and Poly-Fluoroalkyl Chemical Substances Designated as Inactive on the TSCA Inventory; Significant New Use Rule

Reason for Addendum:	
<input type="checkbox"/>	Comment period changed - date:
<input type="checkbox"/>	Notified measure adopted - date:
<input checked="" type="checkbox"/>	Notified measure published - date: 11 January 2024
<input checked="" type="checkbox"/>	Notified measure enters into force - date: 11 March 2024; For purposes of judicial review, this rule shall be promulgated at 1 p.m. (Eastern Standard Time) on 25 January 2024.
<input checked="" type="checkbox"/>	Text of final measure available from ¹ : 89 Federal Register (FR) 59481, Title 40 Code of Federal Regulations (CFR) Parts 9 and 721: https://www.govinfo.gov/content/pkg/FR-2024-01-11/html/2024-00412.htm https://www.govinfo.gov/content/pkg/FR-2024-01-11/pdf/2024-00412.pdf https://members.wto.org/crnattachments/2024/TBT/USA/final_measure/24_00444_00_e.pdf
<input type="checkbox"/>	Notified measure withdrawn or revoked - date: Relevant symbol if measure re-notified:
<input type="checkbox"/>	Content or scope of notified measure changed and text available from ¹ : New deadline for comments (if applicable):
<input type="checkbox"/>	Interpretive guidance issued and text available from ¹ :
<input type="checkbox"/>	Other:

Description: Under the Toxic Substances Control Act ([TSCA](#)), EPA is finalizing a significant new use rule (SNUR) for 329 [per- and poly-fluoroalkyl substances \(PFAS\)](#) that are designated as inactive on the [TSCA Chemical Substance Inventory](#). PFAS are a group of chemicals that have been used in industry and consumer products since the 1940s because of their useful properties, such as water and stain resistance. Many PFAS break down very slowly and can build up in people, animals, and the environment over time. Exposure at certain levels to specific PFAS can adversely impact human

¹ This information can be provided by including a website address, a pdf attachment, or other information on where the text of the final/modified measure and/or interpretive guidance can be obtained.

health and other living things. Persons subject to the final SNUR are required to notify EPA at least 90 days before commencing any manufacture (including import) or processing of the chemical substance for a significant new use. Once EPA receives a notification, EPA must review and make an affirmative determination on the notification, and take such action as is required by any such determination before the manufacture (including import) or processing for the significant new use can commence. Such a review will assess whether the new use may present unreasonable risk to health or the environment and ensure that EPA takes appropriate action as required to protect health or the environment.

[Title 40 Code of Federal Regulations \(CFR\) Parts 9 and 721](#)

This final rule and the proposed rule notified as [G/TBT/N/USA/1960](#) are identified by Docket Number EPA-HQ-OPPT-2022-0867. The Docket Folder is available from Regulations.gov at <https://www.regulations.gov/docket/EPA-HQ-OPPT-2022-0867/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.
