

WTO TBT NOTIFICATIONS BULLETIN

A Weekly Publication of the Bureau of Philippine Standards (BPS) of the Department of Trade and Industry (DTI)

BUREAU OF PHILIPPINE STANDARDS

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foreign notifications of the WTO members under the TBT agreement on their proposed technical regulations and conformity assessment procedures.

This publication seeks to provide cohesive information in a weekly basis on the

Philippine exporters and relevant stakeholders are invited to review the proposed regulations. Comments that will be received by the BPS will be transmitted to the governments concerned for their consideration.

IN THIS WEEK'S ISSUE

Notifications on cosmetics/toiletries, chemical, electrical, food, meat products, petroleum and related technologies, toxic substances, etc. from the European Union, Mexico, The Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu, Turkey, the United States of America, Zambia and other countries are listed.

We would like to hear from you. For any questions, suggestions or requests for full text of notified regulations, please contact us at <u>bps@dti.gov.ph</u>

We are glad to be of service to you!

List of WTO TBT NOTIFICATIONS (12 November-18 November 2016)

Product Sector	Country	Date Notified	TBT Notification Symbol	Product Coverage / Title	Final Date for Comments				
	CHEMICAL TECHNOLOGY								
COSMETICS. TOILETRIES	CANADA	14/11/2016	<u>G/TBT/N/CAN/501</u>	Toiletries The proposed Regulations would prohibit the manufacture, import, sale or offer for sale of toiletries that contain plastic microbeads including non-prescription drugs and natural health products. The types of toiletries covered include products used for exfoliating or cleansing such as bath and body products, skin cleansers and toothpaste. The proposed Regulations would not apply to prescription drugs. For the purposes of the proposed Regulations, plastic microbeads include any plastic particle of 5 mm in size, which can vary in chemical composition, size, shape and density.	19 January 2017				

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				Toiletries are defined as any personal hair, skin, teeth or mouth care products for cleansing or hygiene, including exfoliants and any of those products that is also a natural health product as defined in the Natural Health Products Regulations or a non-prescription drug.	
				The prohibition of the manufacture and import of exfoliating or cleansing toiletries that contain plastic microbeads excluding natural health products or non-prescription drugs is targeted to come into effect on January 1, 2018 with the prohibition of sale or offer for sale of these products by July 1, 2018. Prohibitions would come into effect for the manufacture and import of exfoliating or cleansing non-prescription drugs and natural health products, such as toothpaste that contain plastic microbeads, on July 1, 2018, with a prohibition on sale or offer for sale of these products by July 1, 2019. Regulates are not required to submit reports or conduct product testing under the proposed	
				Regulations. The proposal contains a requirement that the presence of microbeads in products is determined using an accredited laboratory to ensure that laboratory testing is performed to acceptable quality standards. This also serves to inform the regulated community of the laboratory standards that will be used to determine the presence of plastic microbeads or to verify compliance with the regulatory provisions. The proposed Regulations would not apply to a toiletry that contains plastic microbeads and that is in transit through Canada, from a place outside Canada to another place outside Canada.	
PRODUCTS OF THE CHEMICAL INDUSTRY	UNITED STATES OF AMERICA	18/11/2016	<u>G/TBT/N/USA/1222</u>	Nonylphenol ethoxylates EPA is proposing to add a nonylphenol ethoxylates (NPEs) category to the list of toxic chemicals subject to reporting under section 313 of the Emergency Planning and Community Right-to-Know Act (EPCRA) and section 6607 of the Pollution Prevention Act (PPA) . EPA is proposing to add this chemical category to the EPCRA section 313 list because EPA believes NPEs meet the EPCRA section 313(d)(2)(C) toxicity criteria. Specifically, EPA believes that longer chain NPEs can break down in the environment to short-chain NPEs and nonylphenol, both of which are highly toxic to aquatic organisms. Based on a review of the available production and use information, members of the NPEs category are expected to be manufactured, processed, or otherwise used in quantities that would exceed EPCRA section 313 reporting thresholds.	17 January 2017

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			ELECTRICA	L ENGINEERING	
ELECTRICAL ENGINEERING	REPUBLIC OF KOREA	16/11/2016	<u>G/TBT/N/KOR/692</u>	 Electrical appliances and industrial products Prescribes how to issue the safety certification of the products which has KS certification. Modifies the term "fuse and fuse holder" to "fuse" and "circuit breakers for equipment" to "circuit breakers" in order to prevent the confusion. Separates the "control circuit switch" to "switches from appliances" in order to correspond with international standard. Considers the law risk of working voltage and fairness of safety control level, electrocutor us- ing battery will be transferred from the scope of Safety Confirmation to Self-Regulation Safety Confirmation. Describes the detail of Safety Control Industrial Products which is regulated in the amendment of enforcement rule and prescribes the criteria of the derivative model that is now provided in Safety Standard. Any other details of this draft are in the KATS Public Notice No. 2016-308 (11 November 2016). 	60 days from notification
FLUORESCENT LAMPS. DISCHARGE LAMPS	SEPARATE CUSTOMS TERRITORY OF TAIWAN, PENGHU, KINMEN AND MATSU	17/11/2016	<u>G/TBT/N/TPKM/255</u>	Self-ballasted fluorescent lamps Self-ballasted fluorescent lamps (hereinafter "the commodities") have been subject to mandatory inspection under the Commodity Inspection Act by the Bureau of Standards Metrology and Inspection (BSMI) since 1 March 2001. In order to encourage industries to reduce the use of chemical substances in electric products and, more importantly, to raise consumers' concerns on effective utilization of resources to reduce the environmental burden, the BSMI proposes that the manufactures or importers shall follow the requirements stipulated in Section 5 "Marking of presence" of CNS 15663 and clearly mark "the presence conditions of the restricted substance (s)" on the body, packages, stickers, or the instruction books of the commodities. Those who utilize website as a means to announce "the presence conditions of the restricted substance (s)" of the commodities shall also clearly mark the website address on the body, packages, stickers, or the instruction books of the commodities. In addition, the BSMI intends to revise the Description of Goods of the commodities and adopt the revised standards CNS 14125 and CNS 14115, which were promulgated on 10 June 2014 and 4 March 2009 respectively. The conformity assessment procedures remain the same, i.e. Registration of Product Certification (RPC) or Type Approval Batch Inspection (TABI).	60 days from notification

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LAMPS AND RELATED EQUIPMENT	UNITED STATES OF AMERICA	18/11/2016	G/TBT/N/USA/698/Rev.1	Light-emitting diode lamps - Revision On 1 July 2016, the U.S. Department of Energy (DOE) published a final rule adopting a test procedure for integrated light-emitting diode (LED) lamps (hereafter referred to as "LED lamps") to support the implementation of labeling provisions by the Federal Trade Commission, as well as the ongoing general service lamps rulemaking, which includes LED lamps. This notice of proposed rulemaking (NOPR) proposes to amend the LED lamps test procedure by allowing for time to failure measurements to be taken at elevated temperatures.	5 December 2016
			ENVIRONMENT.HEALTI	H PROTECTION.SAFETY	
ENVIRONMENTAL PROTECTION	CANADA	16/11/2016	<u>G/TBT/N/CAN/502</u>	Toxic substances The Prohibition of Certain Toxic Substances Regulations, 2012 (the Prohibition Regulations) is a multi-substance regulation that prohibits, with a limited number of exemptions, the manufacture, use, sale, offer for sale, and import of toxic substances and products containing some of these substances. The proposed Regulations Amending the Prohibition of Certain Toxic Substances Regulations, 2012 (the proposed Amendments) would amend the Prohibition Regulations to modify existing controls on Benzenamine, N -phenyl-, reaction products with styrene and 2,4,4-trimethylpentene (BNST). Overview of the proposed Amendments: BNST The proposed Amendments would add an exemption to Part 1 of Schedule 2 of the Prohibition Regulations allowing the manufacture, import, use, sale and offer for sale of BNST used as an additive in lubricants found in replacement parts. In addition, the proposed Amendments would extend the temporary exemption for BNST used as an additive in lubricants in Part 2 of Schedule 2 of the Prohibition Regulations, thereby allowing the manufacture, import, sale and offer for sale of BNST used as an additive in lubricants until 14 March 2025. The proposed Amendments would allow manufacturers and importers of BNST and products containing BNST to apply for a permit to continue their activities after the expiry of the temporary exemption for additives in lubricants. Permits are valid for one year and can potentially be renewed twice allowing manufacturers and importers to continue their activities for an additional three years ending on 14 March 2028.	19 January 2017

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WASTES	EUROPEAN UNION	17/11/2016	<u>G/TBT/N/EU/423</u>	Cadmium and lead in filter glasses and glasses This draft Commission Delegated Directive concerns an application specific and temporary exemption from the RoHS 2 (Directive 2011/65/EU) substance restrictions.	60 days from notification
WASTES	EUROPEAN UNION	17/11/201	<u>G/TBT/N/EU/424</u>	Lead in bearing shells and bushes This draft Commission Delegated Directive concerns an application specific and temporary exemption from the RoHS 2 (Directive 2011/65/EU) substance restrictions	60 days from notification
WASTES	EUROPEAN UNION	17/11/2016	<u>G/TBT/N/EU/425</u> FOOD TECHN	Lead in white glasses This draft Commission Delegated Directive concerns an application specific and temporary exemption from the RoHS 2 (Directive 2011/65/EU) substance restrictions	60 days from notification
FOOD PRODUCTS	BRAZIL	18/11/2016	G/TBT/N/BRA/699	Food additives	15 December 2016
IN GENERAL				Draft Technical Resolution N° 272, 8 November 2016, regarding the use of additives and technology supporting in food. This Draft Resolution authorizes the use of additives and technology supporting in different classes of food and includes them in some Anvisa's regulations.	
MEAT, MEAT PRODUCTS AND OTHER ANIMAL PRODUCE	COLOMBIA	15/11/2016	<u>G/TBT/N/COL/177/Add.2</u>	Meat and edible meat products of poultry - Addendum The Republic of Colombia announces that there is a draft amendment to Resolution No. 242 of January 31, 2013 of the Ministry of Health and Social Protection "Establishing the sanitary requirements for the operation of the plants for the benefit of poultry Processing, marketing, sale, transport, import or export of meat and edible meat products ", notified on 22 February 2013 by the World Trade Organization through the document identified as G / TBT / N / COL /177/Add.1. As a result of the proposed amendment, a deadline for comments is allowed until February 10, 2017	February 10, 2017

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FOOD PRODUCTS	ISRAEL	15/11/2016	<u>G/TBT/N/ISR/936</u>	Food	60 days from
IN GENERAL				New proposed regulations announced by Israel's Ministry of Health titled "Regulations for the protection of public health (Food) (Import of reg- ular food) 5776-2016". These regulations follow the new "Protection of public health law (Food) 5776- 2015" that entered into force on 30 September 2016. Chapter D of the law reforms Israel's regular food importation regime. It facilitates import proce- dures and aims to allow for a faster release of im- ported food to the market. These proposed regulations complete the import legislation procedure by replacing the current Ministry of Health Order # 05-007 titled "Import of conventional food - Pre-registration and release from quarantine and customs" and providing instead a set of online forms for importing regular food. The regulations include the following: • Chapter A: Definitions • Chapter B: General - Obligation to label food on delivery and documentations • Chapter C: Declaration for regular food import Submission, announcement of a change and payment of the relevant fee • Chapter D: Arrangement of the release of regular food from quarantine - submission of an importer's request, submission of a customs agent's request, payment of the relevant fee, delivery examination and submission of documentation • Chapter E: Bank guarantee • Chapter F: Keeping documentation • Chapter G: Different provisions - Entry into force, scope and transition period These regulations will enter into force on publication in Israel's Official Gazette, except for regulations 4	notification
				(e), 9(b) and 10(b), which will enter into force on 1 January 2017.	
FOOD PRODUCTS IN GENERAL	REPUBLIC OF KOREA	14/11/2016	<u>G/TBT/N/KOR/691</u>	 Health functional food products Amends the requirement of adding functional ingredients in "Standards and Specifications of Health Functional Foods": The functional ingredients recognized under the Regulation on Approval of Functional Ingredients for Health Functional Food can be added to the Code in case six years have passed from the date of recognition as functional ingredient, and 50 over the item manufacturing report Adds health claims of some functional ingredients:Red ginseng, Chlorella, Edible oil containing EPA & DHA, Edible oil containing gamma-linoleic acid, Probiotics Clarifies some part of the standards and spec- ifications for some functional ingredients: Edible oil containing EPA & DHA, Hyaluronic acid 	60 days from notification

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FOOD ADDITIVES	THE SEPARATE CUSTOMS TERRITORY OF TAIWAN, PENGHU, KINMEN AND MATSU	15/11/2016	<u>G/TBT/N/TPKM/226/Add.2</u>	Prepackaged food grade salt products - Addendum The Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu would like to notify that "The Regulations on lodine Labeling for Prepackaged Food Grade Salt Products", as per G/TBT/N/ TPKM/226 on 7 January 2016 and G/TBT/ N/TPKM/226/Add.1 on 12 July 2016, was promulgated on 1 November 2016 and will come into effect on 1 July 2017.	_
OTHER MILK PRODUCTS	THE SEPARATE CUSTOMS TERRITORY OF TAIWAN, PENGHU, KINMEN AND MATSU	17/11/2016	G/TBT/N/TPKM/240/Add.1	Labelling of prepackaged coffee creamer - Addendum The Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu would like to notify that the "Regulations Governing the Product Names and Labeling of Prepackaged Coffee Creamer (Nai-jing) Products", as per G/TBT/N/TPKM/240 on 12 July 2016, was promulgated on 10 November 2016 and will come to effect on 1 July 2017.	_
FOOD PRODUCTS IN GENERAL	TURKEY	18/11/2016	<u>G/TBT/N/TUR/84</u>	Foods and food ingredients The objective of this Regulation is to determine the procedures and principles related to the placing on the market, official controls, importation and exportation of foods and food ingredients treated with ionising radiation at the irradiation facilities.	14 January 2017
MILK AND MILK PRODUCTS	TURKEY	18/11/2016	<u>G/TBT/N/TUR/85</u>	Fermented milk products The objective of this Communiqué is to determine the product specifications in order to provide the production, preparation, processing, packaging, conservation, storage, transportation and marketing of fermented milk products in conformity with the relevant technique and hygienically	1 February 2017
COCOA	UKRAINE	18/11/2016	<u>G/TBT/N/UKR/110</u>	Cocoa and chocolate products The Order applies requirements on labelling of cocoa and chocolate products to ensure proper awareness of consumers (users) and aimed to prevent business practice, misleading consumers.	60 days from notification

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PETROLEUM AND RELATED TECHNOLOGIES								
FUELS	MEXICO	16/11/2016	G/TBT/N/MEX/316/Add.2	Petrochemicals - Addendum On July 27, 2016, the Energy Regulatory	_			
				Commission published in the Official Gazette of the Federation (http://www.dof.gob.mx), the Mexican Official Standard Project PROY-NOM-014-CRE-2016, Quality specifications of petrochemicals, for public consultation and on November 9, the AGREEMENT of the Energy Regulatory Commission that issued Mexican Official Standard NOM-014-CRE-2016, Petrochemicals Quality Official Journal of the Federation.				
EQUIPMENT FOR PETROLEUM AND	MEXICO	16/11/2016	G/TBT/N/MEX/332	Vapor recovery systems	_			
NATURAL GAS INDUSTRIES				This Official Mexican Official Emergency Norm applies to the Vapor Recovery Systems in the Service Stations for the public sale of gasoline, located in the delegations and municipalities included in the Program for Atmospheric Environmental Contingencies applicable to the Metropolitan Zone of the Valley of Mexico.				
FUELS	UNITED STATES OF AMERICA	18/11/2016	<u>G/TBT/N/USA/1223</u>	Renewable fuels In this action, the Environmental Protection Agency (EPA) is proposing to update both its renewable fuels and other fuels regulations to reflect changes in the marketplace and to promote the growing use of both ethanol fuels (conventional and advanced) and non- ethanol advanced and cellulosic biofuels. The EPA is proposing to make several changes to the Renewable Fuel Standard (RFS) program regulations that would align them with recent developments in the marketplace to increase production of cellulosic and other advanced biofuels. There are several companies that have developed renewable fuel production technologies that produce a "biointermediate" at one facility that is then processed into renewable fuel at another facility, and we are proposing regulatory changes to allow fuels produced through such methods to qualify under existing approved renewable fuel production pathways. This action also proposes to update our fuel regulations by defining fuel blends containing 16 to 83 volume percent ethanol as ethanol flex fuel (EFF) and to no longer treat fuel blends containing 16 to 50 volume percent ethanol as gasoline.	17 January 2017			

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				The EPA is proposing environmentally protective fuel quality specifications for EFF that are consistent with those already in place for gasoline. In this action we are also proposing new pathways for cellulosic biofuel produced from short-rotation trees and for renewable diesel and biodiesel produced from non-cellulosic portions of separated food waste. We are also proposing to add new registration, recordkeeping, and reporting requirements for facilities using carbon capture and storage if we were to approve the use of this technology in future assessments of proposed pathways for producing qualifying renewable fuel. We are also seeking comment on how best to implement and/or revise the RFS regulations pertaining to the generation of RINs for renewable electricity used as transportation fuel. Finally, we are proposing a number of other regulatory changes, clarifications, and technical corrections to the RFS program and other fuels regulations.	
LUBRICANTS, INDUSTRIAL OILS AND RELATED PRODUCTS	ZAMBIA	18/11/2016	<u>G/TBT/N/ZMB/70</u>	Greases Specifies requirements for the lubrication of rock drills, via an airline lubricator	60 days from notification
LUBRICANTS, INDUSTRIAL OILS AND RELATED PRODUCTS	ZAMBIA	18/11/2016	<u>G/TBT/N/ZMB/71</u>	Turbine oils Specifies requirements for turbine oils used under a variety of operating conditions.	60 days from notification
LUBRICANTS, INDUSTRIAL OILS AND RELATED PRODUCTS	ZAMBIA	18/11/2016	<u>G/TBT/N/ZMB/72</u>	Oils Specifies requirements for mineral insulat- ing oil suitable for use in transformers and switchgear.	60 days from notification
			OTHERS		
TRANSPORT	CHILE	15/11/2016	<u>G/TBT/N/CHL/377</u>	Light and medium vehicles, motorcycles The present protocol seeks to establish the measurement procedures accepted as valid for the development of the dynamic and stationary tests referred to in the Standard, as well as describe the measurement procedure for dynamic testing developed in the country.	60 days from the date of notification

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PESTICIDES AND OTH- ER AGROCHEMICALS	EUROPEAN UNION	14/11/2016	<u>G/TBT/N/EU/422</u>	Pesticides - Residues - Oxyfluorfen This draft Commission Implementing Regulation provides that the conditions of approval of the active substance oxyfluorfen are amended. Existing authorisations for plant protection products containing oxyfluorfen will be amended or withdrawn from the market. The amendment is based on evaluation of confirmatory information submitted following the approval of the substance for use as a pesticide active substance in the EU under Regulation (EC) No 1107/2009. This decision only concerns the placing on the market of this substance and does not affect the Maximum Residue Levels (MRLs) for residues of the concerned pesticide.	60 days from notification
ROAD CONSTRUCTION MATERIALS	JAMAICA	17/11/2016	<u>G/TBT/N/JAM/54</u>	Mineral aggregates, sands and fillers This document specifies a basic procedure for the petrographic examination of aggregates for the purposes of general classification.	60 days after circulation by WTO Secretariat
TELECOMMUNICATION TERMINAL EQUIPMENT	MEXICO	16/11/2016	<u>G/TBT/N/MEX/303</u>	Terminal equipment that connects or inter- connects through wireline access to a [] telecommunication - Addendum The notified draft Standard establishes the parameters for all terminal equipment that is connected or interconnected via wireline access to a public telecommunications network. All such equipment that is to be imported, marketed and/or distributed in the territory of the United Mexican States must comply with the mechanical and electrical specifications established in Technical Provision IFT-004-2016, or its most up-to-date equivalent, issued by the Federal Telecommunications Institute.	60 days after its notification to the WTO.
SCISSORS	MEXICO	16/11/2016	G/TBT/N/MEX/331	School Scissors In order to guarantee the safety and reliability aspects of scissors used by preschool and school children, to ensure that the commercial information marked on the product and on its packaging is clear and legible. In order to guide the consumer when making their purchasing decision, the following Draft Mexican Official Standard has been prepared, which contains the necessary requirements that the product must meet to meet the objective for which it was created.	60 calendar days after its publication in the Official Gazette of the Federation.

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OLIVE OIL AND ITS FRACTIONS	TURKEY	18/11/2016	<u>G/TBT/N/TUR/86</u>	Olive oil and olive pomace oil	15 February 2017
				The purpose of this amendment is to determine the criteria for olive oil and olive pomace oil in line with Codex Alimentarius Standards, EU legislation and International Olive Council Standards.	
BURNERS.	UNITED	18/11/2016	G/TBT/N/USA/1084/Add.1	Commercial packaged boilers - Addendum	-
BOILERS	STATES OF			On 17 March 2016, the U.S. Department of Energy (DOE) issued a notice of proposed rulemaking (NOPR) to amend the test procedure for commercial packaged boilers. That proposed rulemaking serves as the basis for the final rule. DOE incorporates by reference certain sections of the American National Standards Institute (ANSI)/Air- Conditioning, Heating, and Refrigeration Institute (AHRI) Standard 1500, "2015 Standard for Performance Rating of Commercial Space Heating Boilers." In addition, this final rule incorporates amendments that clarify the coverage for field-constructed commercial packaged boilers and the applicability of DOE's test procedure and standards for this category of commercial packaged boilers, provide an optional field test for commercial packaged boilers with fuel input rate greater than 5,000,000 Btu/h, provide a conversion method to calculate thermal efficiency based on combustion efficiency testing for steam commercial packaged boilers with fuel input rate greater than 5,000,000 Btu/h, modify the inlet water temperatures during tests of hot water commercial packaged boilers, establish limits on the ambient temperature during testing, modify setup and instrumentation requirements to remove ambiguity, and standardize terminology and provisions for "rated input" and "fuel input rate." The effective date of this rule is 12 December 2016. The final rule changes will be mandatory for representations related to energy efficiency or energy use starting 6 November 2017. The incorporation by reference of certain publications listed in this rule is approved by the Director of the Federal Register on 12 December 2016.	

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TEST CONDITIONS AND PROCEDURES IN GENERAL	UNITED STATES OF AMERICA	18/11/2016	<u>G/TBT/N/USA/1124/Add.1</u>	Commercial water heating equipment - Addendum	_
IN GENERAL	AMERICA			On 9 May 2016, the U.S. Department of Energy (DOE) published a notice of proposed rulemaking (NOPR) to amend its test procedures for commercial water heaters, unfired hot water storage tanks, and hot wa- ter supply boilers (henceforth, "commercial water heating (CWH) equipment"). That proposed rulemaking serves as the basis for this final rule. Specifically, this final rule incorporates by reference the most recent versions of relevant industry standards; modifies the existing test methods for certain classes of CWH equipment; establishes new test procedures for determining the efficiency of commercial heat pump water heaters and standby loss for instantaneous water heaters and hot water supply boilers; clarifies test set- up and settings for various classes of CWH equipment; revises the certification requirements for CWH equipment; and establishes associated definitions. The effective date of this rule is 12 December 2016. The final rule changes will be mandatory for representations related to energy efficiency or energy use starting 6 November 2017. The incorporation by reference of certain publications listed in this rule is	
				approved by the Director of the Federal Register on 12 December 2016.	
COMPRESSORS AND PNEUMATIC MACHINES	UNITED STATES OF AMERICA	18/11/2016	<u>G/TBT/N/USA/1132/Add.2</u>	Compressors - Addendum The U.S. Department of Energy (DOE) is classifying certain varieties of compressors as covered equipment under Part A-1 of Title III of the Energy Policy and Conservation Act (EPCA), as amended. Accordingly, this document establishes the definition of equipment that are considered compressors.	_
				This rule is effective 15 December 2016.	
TEXTILES • HOME TEXTILES. LINEN	ZAMBIA	18/11/2016	<u>G/TBT/N/ZMB/73</u>	Blankets Specifies requirements for woven wool and woven wool/polyamide blanket intended for use in the public sector.	60 days from notification
TEXTILES • HOME TEXTILES. LINEN	ZAMBIA	18/11/2016	<u>G/TBT/N/ZMB/74</u>	Blankets Specifies requirements for the materials, man- ufacture, make-up, dimensions, physical prop- erties and colour fastness of cotton leno cellu- lar blankets suitable for use in the public sec- tor. Requirements for both adults' and chil- dren's blankets are specified.	60 days from notification