



NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

1. Notifying Member: <u>UNITED STATES OF AMERICA</u> If applicable, name of local government involved (Article 3.2 and 7.2):
2. Agency responsible: Federal Communications Commission (FCC) [1923] 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: Please submit comments to: USA WTO TBT Enquiry Point, Email: usatbtep@nist.gov
3. Notified under Article 2.9.2 [X], 2.10.1 [], 5.6.2 [], 5.7.1 [], 3.2 [], 7.2 [], other:
4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): Next generation broadcast television transition; Transmission apparatus for radio-broadcasting or television, whether or not incorporating reception apparatus or sound recording or reproducing apparatus; television cameras, digital cameras and video camera recorders. (HS code(s): 8525); Audio, video and audiovisual engineering (ICS code(s): 33.160); Television and radio broadcasting (ICS code(s): 33.170)
5. Title, number of pages and language(s) of the notified document: Authorizing Permissive Use of the "Next Generation" Broadcast Television Standard; (13 page(s), in English)
6. Description of content: Proposed rule - In this document, the Commission seeks comment on the state of the Next Generation Television ("Next Gen TV" or "ATSC 3.0") transition and on the scheduled sunsets of two rules adopted in the First Next Gen TV Report and Order. First, the Commission reviews and seeks comment on the progress of Next Gen TV broadcasters' voluntary, market-driven deployment of ATSC 3.0 service and the current state of the ATSC 3.0 marketplace, including whether holders of essential patents for the ATSC 3.0 standards are licensing such patents on reasonable and non-discriminatory (RAND) terms. Second, the Commission seeks comment on the scheduled 2023 sunset of the rule requiring that a Next Gen TV station's ATSC 1.0 simulcast primary video programming stream be "substantially similar" to its 3.0 primary programming stream. Third, the Commission seeks comment on the scheduled 2023 sunset of the requirement that a Next Gen TV station comply with the ATSC A/322 standard.
7. Objective and rationale, including the nature of urgent problems where applicable: Prevention of deceptive practices and consumer protection; Harmonization

8. Relevant documents:

87 Federal Register (FR) 40464, 7 July 2022; Title 47 Code of Federal Regulations (CFR) Parts 73 and 74:

<https://www.govinfo.gov/content/pkg/FR-2022-07-07/html/2022-14470.htm>

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This proposed rule is identified by Docket Number 16-142; FCC 22-47. The Docket Folder is available on the FCC's website at <https://www.fcc.gov/edocs/search-results?t=quick&fccdaNo=22-47&dockets=16-142> and provides access to associated documents as well as comments received (if any). Documents are also accessible from the FCC's [Electronic Document Management System \(EDOCS\)](#) by searching the IB Docket Number. Comments are due on or before 8 August 2022; reply comments are due on or before 6 September 2022. WTO Members and their stakeholders are asked to submit comments to the [USA TBT Enquiry Point](#) by or before [4pm Eastern Time](#) on 8 August 2022. 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 [FCC Electronic Comment Filing System \(ECFS\)](#) if received within the comment period.

9. Proposed date of adoption: To be determined

Proposed date of entry into force: To be determined

10. Final date for comments: 8 August 2022

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

https://members.wto.org/crnattachments/2022/TBT/USA/22_4601_00_e.pdf