

government of any State or of any political subdivision of any State.

**(17) Technical regulation**

The term “technical regulation” means a document which lays down product characteristics or their related processes and production methods, including the applicable administrative provisions, with which compliance is mandatory. Such term may also include or deal exclusively with terminology, symbols, packaging, marking, or labeling requirements as they apply to a product, process, or production method.

**(18) United States**

The term “United States”, when used in a geographical context, means all States.

(Pub. L. 96-39, title IV, §451, July 26, 1979, 93 Stat. 249; Pub. L. 103-182, title III, §351(b)(1), Dec. 8, 1993, 107 Stat. 2122; Pub. L. 103-465, title III, §351(e), Dec. 8, 1994, 108 Stat. 4956; Pub. L. 104-295, §20(c)(16), Oct. 11, 1996, 110 Stat. 3529.)

REFERENCES IN TEXT

Chapter 2 of part I of title 5, referred to in par. (3), probably means chapter 1 of part I of title 5, which is classified to section 101 et seq. of Title 5, Government Organization and Employees, and which relates to organization of agencies.

AMENDMENTS

1996—Par. (6)(A). Pub. L. 104-295 substituted “; and” for period at end.

1994—Par. (1). Pub. L. 103-465, §351(e)(1), amended par. (1) generally, substituting “referred to in section 3511(d)(5) of this title” for “approved under section 2503(a) of this title”.

Par. (2). Pub. L. 103-465, §351(e)(2), amended heading and text of par. (2) generally. Prior to amendment, text read as follows: “The term ‘certification system’ means a system—

“(A) for determining whether a product conforms with product standards applicable to that product; and

“(B) if a product so conforms, for attesting, by means of a document, mark, or other appropriate evidence of conformity, to that conformity.

Such term also includes any modification of, or change to, any such system.”

Par. (4). Pub. L. 103-465, §351(e)(3), substituted “conformity assessment procedure” for “certification system” in two places.

Par. (6)(A). Pub. L. 103-465, §351(e)(4), amended subpar. (A) generally. Prior to amendment, subpar. (A) read as follows: “the membership of which is open to representatives, whether public or private, of the United States and—

“(i) all Parties to the Agreement, or  
“(ii) some but not all Parties of the Agreement; and”.

Par. (7). Pub. L. 103-465, §351(e)(5), substituted “conformity assessment procedure” for “certification system”.

Par. (8). Pub. L. 103-465, §351(e)(6), amended heading and text of par. (8) generally. Prior to amendment, text read as follows: “The term ‘Party to the Agreement’ means any foreign country or instrumentality determined by the President to have assumed, and to be applying, the obligations of the Agreement with respect to the United States.”

Par. (13). Pub. L. 103-465, §351(e)(7), amended heading and text of par. (13) generally. Prior to amendment, text read as follows: “The term ‘standard’ means any of the following, and any amendment or change to any of the following:

“(A) The specification of the characteristics of a product, including, but not limited to, levels of quality, performance, safety, or dimensions.

“(B) Specifications relating to the terminology, symbols, testing and test methods, packaging, or marking or labeling requirements applicable to a product.

“(C) Administrative procedures related to the application of any specification referred to in paragraph (A) or (B).”

Par. (14). Pub. L. 103-465, §351(e)(8), substituted “; technical regulation, or conformity assessment procedure” for “or any certification system”.

Pars. (17), (18). Pub. L. 103-465, §351(e)(9), added par. (17) and redesignated former par. (17) as (18).

1993—Par. (12). Pub. L. 103-182 amended par. (12) generally. Prior to amendment, par. (12) read as follows:

“(12) SPECIAL REPRESENTATIVE.—The term ‘Special Representative’ means the Special Representative for Trade Negotiations.”

EFFECTIVE DATE OF 1994 AMENDMENT

Amendment by Pub. L. 103-465 effective on the date on which the WTO Agreement enters into force with respect to the United States [Jan. 1, 1995], see section 352 of Pub. L. 103-465, set out as a note under section 2531 of this title.

**§ 2572. Exemptions**

This subchapter does not apply to—

(1) any standards activity engaged in by any Federal agency or State agency for the use (including, but not limited to, use with respect to research and development, production, or consumption) of that agency or the use of another such agency; or

(2) any standards activity engaged in by any private person solely for use in the production or consumption of products by that person.

(Pub. L. 96-39, title IV, §452, July 26, 1979, 93 Stat. 250.)

**§ 2573. Reports to Congress on operation of agreement**

As soon as practicable after the close of the 3-year period beginning on the date on which this subchapter takes effect, and as soon as practicable after the close of each succeeding 3-year period through 2001, the Trade Representative shall prepare and submit to Congress a report containing an evaluation of the operation of the Agreement, both domestically and internationally, during the period.

(Pub. L. 96-39, title IV, §453, July 26, 1979, 93 Stat. 250; Pub. L. 103-182, title III, §351(b)(2)(A), Dec. 8, 1993, 107 Stat. 2122; Pub. L. 103-465, title III, §351(f), Dec. 8, 1994, 108 Stat. 4957; Pub. L. 104-295, §21(b)(1), Oct. 11, 1996, 110 Stat. 3529.)

AMENDMENTS

1996—Pub. L. 104-295 amended directory language of Pub. L. 103-182. See 1993 Amendment note below.

1994—Pub. L. 103-465 inserted “through 2001” after “succeeding 3-year period”.

1993—Pub. L. 103-182, as amended by Pub. L. 104-295, substituted “Trade Representative” for “Special Representative”.

EFFECTIVE DATE OF 1994 AMENDMENT

Amendment by Pub. L. 103-465 effective on the date on which the WTO Agreement enters into force with respect to the United States [Jan. 1, 1995], see section 352 of Pub. L. 103-465, set out as a note under section 2531 of this title.