

State of California

AIR RESOURCES BOARD

EXECUTIVE ORDER W-19-014A

Relating to CARB Approval of Third-party Certifiers under
Section 93120.4, title 17, California Code of Regulations

SGS Hong Kong Limited

WHEREAS, the California Air Resources Board (CARB) has adopted the Airborne Toxic Control Measure to Reduce Formaldehyde Emissions from Composite Wood Products (the ATCM; title 17, California Code of Regulations, sections 93120-93120.12), which establishes formaldehyde emission standards for composite wood products;

WHEREAS, section 93120.3(b) of the ATCM requires that manufacturers of composite wood products must verify compliance with the formaldehyde emission standards by using a third-party certifier (TPC) approved by CARB;

WHEREAS, the ATCM requires TPCs to: 1) verify the accuracy of the emission test procedures and facilities used by composite wood product manufacturers to conduct formaldehyde emission tests; 2) monitor manufacturer quality assurance programs; and 3) provide independent audits and inspections;

WHEREAS, section 93120.4 of the ATCM sets forth the process for the CARB Executive Officer to approve TPCs;

WHEREAS, section 93120.4(b)(1) of the ATCM requires that applications to become CARB-approved TPCs must be submitted to the Executive Officer in writing and must contain: 1) evidence of actual field experience in the verification of laboratories and wood products, to demonstrate how applicants will be able to competently perform the requirements for TPCs of composite wood products listed in section 93120.12, Appendix 3, of the ATCM; 2) evidence of the ability to properly train and supervise inspectors; 3) evidence of a current "product certification agency" accreditation; and 4) a list of the composite wood products that the applicant is applying to verify and evidence that the applicant is qualified to verify these products;

WHEREAS, SGS Hong Kong Limited (SGS HK or the applicant) submitted an original application dated June 10, 2008, which was deemed complete on November 3, 2008;

WHEREAS, section 93120.4(b)(4) of the ATCM provides that the Executive Officer shall approve the application and issue an Executive Order if the evidence submitted by the applicant is sufficient to demonstrate that the applicant can competently perform the tasks specified in section 93120.12, Appendix 3, of the ATCM;

WHEREAS, SGS HK was issued Executive Order W-08-014, signed on November 12, 2008;

WHEREAS, section 93120.4(b)(4) of the ATCM allows CARB-approved TPCs to apply for re-approval to CARB by submitting an updated application;

WHEREAS, SGS HK submitted the original and updated applications for approval to CARB as follows:

Executive Order #	Received Date	Signed Date	Actions
W-08-014	6/10/2008	11/12/2008	Original approval
W-10-014	8/20/2010	12/3/2010	Renewal
W-12-014	11/12/2012	12/4/2012	Renewal
W-15-014	12/22/2014	1/12/2015	Renewal
W-17-014	1/4/2017	5/11/2017	Renewal
W-19-014	5/24/19	7/31/2019	Renewal

WHEREAS, SGS HK submitted a request and supplementary documentation to CARB on August 6, 2019, for approval to use the following subcontractors:

1. SGS-CSTC Standards Technical Services Guangzhou (SGS Guangzhou) as a subcontractor for accredited laboratory services;
2. SGS-CSTC Standards Technical Services Shanghai (SGS Shanghai) as a subcontractor for accredited laboratory services;
3. SGS Vietnam Ltd. (SGS Vietnam) as a subcontractor for accredited laboratory and inspection services;

WHEREAS, the request and supplementary documentation indicates that SGS Guangzhou, SGS Shanghai, and SGS Vietnam have the necessary qualifications to provide accredited laboratory services for SGS HK including initial (qualifying) and subsequent (verification) testing for manufacturers of composite wood products;

WHEREAS, it is appropriate to approve SGS HK's request to add SGS Guangzhou, SGS Shanghai, and SGS Vietnam as subcontract laboratories; and

WHEREAS, it is appropriate to approve SGS HK's request to add SGS Vietnam as a subcontractor for inspections, and it is appropriate that Executive Order W-19-014 be superseded by this Executive Order W-19-014A.

NOW, THEREFORE, IT IS ORDERED that SGS HK is hereby approved as a TPC and is issued the following number designating them as a CARB-approved TPC: **TPC-14**.

BE IT FURTHER ORDERED that SGS HK is a CARB-approved TPC for the following composite wood products: hardwood plywood, particleboard, and medium density fiberboard.

BE IT FURTHER ORDERED that this approval is subject to the following conditions:

1. SGS HK must provide their CARB-approved TPC number to each manufacturer it has subcontracted with for services, as specified in section 93120.12, Appendix 3, of the ATCM.
2. SGS HK and their subcontractors listed in Attachment A, must participate in an inter-laboratory study of their primary and/or secondary chamber facilities.
3. If SGS HK wishes to use a subcontractor other than those listed in Attachment A, SGS HK must submit a request to the Executive Officer in writing and must provide evidence to demonstrate that the subcontractor can competently perform the tasks for which it is employed. SGS HK shall not use the subcontractor unless the Executive Officer approves the request in writing.
4. SGS HK shall immediately notify the Executive Officer if any accreditation or certification provided in support of their initial application is renewed, allowed to expire, or revoked within the duration of this Executive Order.

BE IT FURTHER ORDERED that this Executive Order W-19-014A supersedes Executive Order W-19-014, which was issued on July 31, 2019.

BE IT FURTHER ORDERED that this Executive Order shall have a duration of two years from the date Executive Order W-19-014 was executed; within 120 days prior to the expiration of this Executive Order, SGS HK may apply for re-approval by submitting an updated application to the Executive Officer as provided in section 93120.4 of the ATCM.

BE IT FURTHER ORDERED that the Executive Officer may review and, for good cause, modify or revoke this Executive Order as provided in section 93120.4(d) of the ATCM. The Executive Officer shall not modify or revoke this Executive Order without affording SGS HK the opportunity for a hearing in accordance with the procedures specified in title 17, California Code of Regulations, section 60055.1 et seq.

BE IT FURTHER ORDERED that SGS HK must maintain records in electronic or hard copy form for two years, for review by CARB upon request, as specified in section 93120.12, Appendix 3, of the ATCM.

BE IT FURTHER ORDERED that on or before March 1 of each year, SGS HK must provide an annual report to CARB for the previous calendar year, as specified in section 93120.12, Appendix 3, of the ATCM.

BE IT FURTHER ORDERED that SGS HK must notify the Executive Officer in writing within 30 days of any change in their ability to carry out the responsibilities of this Executive Order.

Executed at Sacramento, California this 21st day of October, 2019.

Richard Boyd

Richard Boyd, Chief
Risk Reduction Branch
Transportation and Toxics Division

Attachment A

Table of Subcontractors for SGS Hong Kong Limited (TPC 14)
Under Executive Order W-19-014A

Company Name	Contact Information	Subcontractor Function
SGS-CSTC Standards Technical Services Co., Ltd. Guangzhou	No. 198 Kezhu Road, Sciencetech Park Guangzhou Economic & Technology Development District Guangzhou, Guangdong, China 510663 Contact person: George Lin george.lin@sgs.com	Accredited Laboratory Services
SGS-CSTC Standards Technical Services Co., Ltd. Shanghai	4/F, First Building No. 889 Yishan Road Xuhui District, Shanghai Shanghai Municipality, China 200233 Contact person: Nicole Wang Nicole-w.wang@sgs.com	Accredited Laboratory Services
SGS Vietnam Ltd.	Lot 3/F and 21, 19/5A Street Tan Binh Industrial Zone Tay Thanh Ward Tan Phu District Ho Chi Minh City, Vietnam Telephone: +84 28 3816 0999	Accredited Laboratory Services and Accredited Inspection Services

