

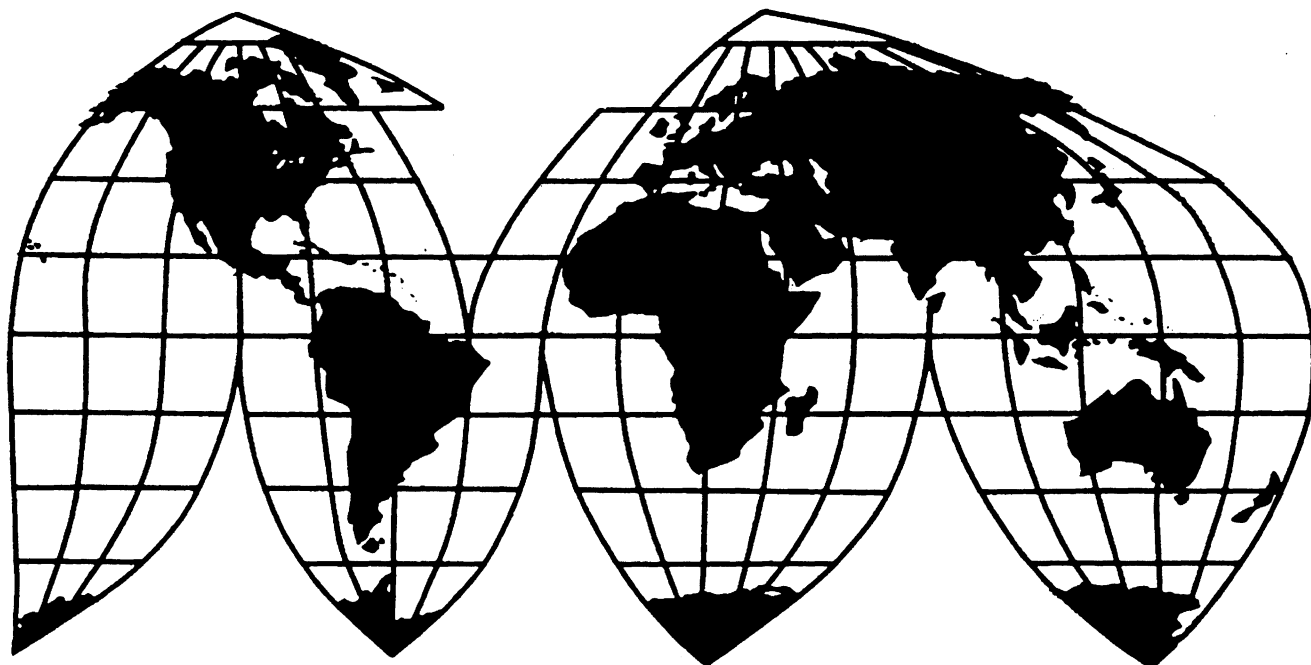
# Proposed Modifications to the Harmonized Tariff Schedule of the United States

Investigation No. 1205-5 (Final)

Publication 3430

June 2001

**U.S. International Trade Commission**



Washington, DC 20436

# U.S. International Trade Commission

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# OVERVIEW

On November 18, 1999, the U.S. International Trade Commission (the Commission) instituted investigation No. 1205-5, Proposed Modifications to the Harmonized Tariff Schedule of the United States, pursuant to section 1205 of the Omnibus Trade and Competitiveness Act of 1988. The Commission's most recent prior investigation of this issue was Investigation No. 1205-4, Proposed Modifications to the Harmonized Tariff Schedule of the United States Concerning the Tariff Treatment of Petroleum Jelly (Publication 2833, December 1994). Section 1205 requires the Commission to keep the Harmonized Tariff Schedule of the United States (HTS) under continuous review and to recommend to the President modifications to the HTS in order to reflect amendments to the Harmonized Commodity Description and Coding System (the Harmonized System or HS) that are periodically recommended by the World Customs Organization (WCO), formally named the Customs Cooperation Council (CCC), for adoption, and as other circumstances warrant. In addition to changes in the HS nomenclature, the Commission may take into account decisions issued by the WCO's Harmonized System Committee (HSC) affecting the classification of particular goods, where modifications to the HTS may be required in order to ensure that the subject imported goods continue to receive existing duty treatment. Also, the U.S. Customs Service (Customs) may bring to the Commission's attention those changes in the classification of particular goods that may likewise require the creation of separate tariff categories in order to continue existing duty treatment. The modifications proposed in this report would implement in U.S. law the amendments to the Harmonized System nomenclature that were recommended for adoption by the WCO in July 1999, to become effective as of January 1, 2002, and certain HSC decisions that are necessary and appropriate to ensure uniform application of the nomenclature.

In accordance with section 1205, the Commission solicited, and gave consideration to, the views of interested Federal agencies and the public before proposing recommended modifications to the HTS. The Commission's report to the President presents its recommendations, summarizes the information on which its recommendations are based, presents a concordance of present and proposed tariff categories, and provides a statement of the probable economic effects of recommended changes on any industry in the United States. Copies of written comments received from Federal agencies and interested parties of the

private sector are also included. Issues raised in these comments are summarized in this report.

Notice of this investigation was published in the *Federal Register* on November 29, 1999 (64 FR 66644); the notice made reference to a draft of proposed modifications, which was made available for the purpose of soliciting public comment by placing a copy on the Commission's Internet website and in the public docket for the investigation. Subsequent notices were published in the *Federal Register* to solicit public comment on further proposed amendments arising from consultations with Customs and from within the Commission in keeping with preserving conformity between the international Harmonized System and the HTS. These latter notices were published on the following dates:

December 29, 2000 (65 F.R. 83032); February 16, 2001 (66 F.R. 10743); March 8, 2001 (66 F.R. 13963); and April 30, 2001 (66 F.R. 21413). Copies of these *Federal Register* notices are included in appendix A.

The information contained in this report was obtained from or based upon (a) documents of the WCO, (b) research by the Commission's staff, (c) the Commission's files, (d) consultations with and communications from Government agencies, (e) written submissions from interested parties in the private sector, and (f) other sources. The report includes background information on the international HS and on the procedures involved in its modification, a discussion of proposed modifications requested by Customs, an appendix presenting all of the proposed HTS modifications (appendix B), cross-reference tables (appendixes C and D), and appendixes concerning written submissions (appendixes E through K). A general list of definitions of tariff and trade agreement terms is provided in appendix L.

The Commission's preliminary report was submitted to the Office of the U.S. Trade Representative (USTR) in March 2000, at which time it was also placed on the Commission's Internet website ([www.usitc.gov](http://www.usitc.gov)). It was anticipated that further information may be developed, particularly during the course of discussions at the World Trade Organization (WTO) in connection with the modification of schedules of concessions, in which case it would be necessary to reconsider the derivation of certain tariff rates and possibly to address other issues under negotiation. Accordingly, the Commission's investigation remained open as necessary to address any such matters in order to complete the record. In fact, as of mid-May 2001, no modifications had been returned to the USITC from USTR as the result of

WTO talks, but several amendments to the report arose from further scrutiny by the Commission and by Customs. All of the proposed amendments to date are

set out in appendix B to this report. Substantive changes from the preliminary to the final report are summarized below.

# RECOMMENDATIONS

## Background

### *The Harmonized System Convention*

Subtitle B of title I of the Omnibus Trade and Competitiveness Act of 1988 (the 1988 Act) approved the United States' accession to the International Convention on the Harmonized Commodity Description and Coding System, which was completed in Brussels on June 14, 1983, under the auspices of the CCC. The Convention establishes a standardized tariff nomenclature,<sup>1</sup> the purpose of which was, and is, to facilitate international trade through the use of a single nomenclature structure for the description, classification, and coding of imports and exports of the contracting parties. This nomenclature, under the requirements of the Convention, assists in the collection, comparison, and analysis of international trade statistics. Article 3 of the HS Convention requires each contracting party to apply the HS nomenclature as the basis of its customs tariff nomenclature and publication of foreign trade statistics.

The HS Convention created the Harmonized System Committee, comprising representatives of all the contracting parties to the Convention. Among the HSC's functions is the preparation of recommendations for achieving uniform interpretation of the HS nomenclature by the members and for keeping the HS product categories current, taking into account technological developments and changing patterns in international trade. These recommendations are issued as amendments to the Convention, especially to the HS annex, and may be reflected in one or more related publications of the WCO, notably the Explanatory Notes to the HS and the Compendium of Classification Opinions, on which the contracting parties rely for guidance in the understanding of the nomenclature. While the Explanatory Notes and Compendium are helpful and authoritative sources of such information, they are not legally binding on the contracting parties.

The recommended amendments to the HS generally arise in two contexts: (1) the HSC's actions

<sup>1</sup> The annex to the HS Convention contains the HS nomenclature and legal rules and notes. The 1988 Act implemented the HTS, which contains the annex's HS provisions.

on classification questions or disputes initiated by members, and (2) the work of a Review Subcommittee (RSC), as its recommendations are subsequently approved by the HSC and ultimately by the WCO. The RSC was established in 1990 by the HSC to review the HS nomenclature on a regular basis and to consider possible changes needed to keep it current with recent changes in technology and trade patterns. Most of the amendments set forth in the WCO's Article 16<sup>2</sup> recommendation and under consideration in this investigation comprise RSC proposals that resulted from its most recent review cycle.

Pursuant to Article 16, amendments to the HS that have been recommended to members by the WCO are deemed to be accepted 6 months after the date of notification of the recommendation, except with respect to contracting parties that notify the WCO of an objection. By agreement of the members, any amendments to the Explanatory Notes or to the Compendium of Classification Opinions are deemed to be accepted when no objection is notified within 3 months of HSC approval.

### *Executive Authority*

Under sections 1205 and 1206 of the 1988 Act, an administrative mechanism allows the President to proclaim certain types of modifications to the HTS, including changes needed to bring the HTS into conformity with proposed amendments of the HS nomenclature. The Commission is directed by section 1205(a) to keep the HTS under continuous review and to recommend appropriate modifications to the President whenever amendments to the HS nomenclature are adopted by the WCO and as warranted by particular circumstances:

"[The Commission] shall recommend to the President such modifications in the Harmonized Tariff Schedule as [it] considers necessary or appropriate—

- (1) to conform the [HTS] with amendments made to the Convention;<sup>3</sup>

<sup>2</sup> Article 16 of the HS Convention sets out the procedures for amending the Convention and its HS annex, including provisions for contracting parties to notify the WCO Secretary General of objections to any recommended amendment. See WCO Document 99NL664-Wi/G of July 1, 1999.

<sup>3</sup> Under the terms of article 2 of the HS Convention, the nomenclature annex is a part of the Convention, and a reference to the Convention is deemed to include a reference to the annex.

- (2) to promote the uniform application of the Convention and particularly the Annex thereto;
- (3) to ensure that the HTS is kept up-to-date in light of changes in technology or changes in patterns of international trade;
- (4) to alleviate unnecessary administrative burdens; and
- (5) to make technical rectifications.<sup>4</sup>

Section 1205(d) provides that the Commission cannot recommend a modification to the HTS unless the change (1) is “consistent with the Harmonized System Convention or any amendment thereto recommended for adoption;” (2) is “consistent with sound nomenclature principles;” and (3) “ensures substantial rate neutrality.” Any modification that would change a rate of duty must be consequent to, or necessitated by, recommended nomenclature changes. Finally, the recommended modifications “must not alter existing conditions of competition for the affected U.S. industry, labor, or trade.”

Section 1206 of the 1988 Act authorizes the President to proclaim modifications to the HTS, on the basis of recommendations by the Commission under section 1205, if he determines that the proposed changes are in conformity with U.S. obligations under the HS Convention and do not run counter to the national economic interest of the United States. The modifications can be proclaimed only after the expiration of a 60-day period<sup>5</sup> that begins on the date the President submits a report to the Committee on Ways and Means of the House of Representatives and to the Committee on Finance of the Senate; the report must enumerate the proposed modifications and the reasons for making them. Such proclaimed modifications cannot become effective before the 15th day after the text of the implementing proclamation is published in the *Federal Register*.

## PROPOSED MODIFICATIONS

A preliminary draft of the Commission’s proposed modifications was made available to the public in a

<sup>4</sup> Section 1202(6) of the 1988 Act limits the scope of “technical rectifications” to include clerical or typographical errors that do not affect the substance or meaning of the text, such as errors in spelling, numbering, punctuation, or indentation and also to inadvertent errors (including inadvertent omissions) in cross-references between headings, subheadings, or notes, as well as to similar errors.

<sup>5</sup> This period is computed based on “legislative days” and therefore excludes Saturdays and Sundays (unless Congress is in session) and any other day on which either the House or the Senate is not in session.

document placed on the Commission’s Internet site as announced in the notice of institution of the investigation. The proposed modifications presented in appendix B to this report and summarized below incorporate revisions made as a result of written comments submitted to the Commission and of any corrections or technical changes deemed necessary (including changes resulting from documents issued by the WCO). As already mentioned above, this report also includes further revisions proposed by the USITC and published in the *Federal Register* for public comment between December 2000 and April 2001.

The bulk of the recommendations in appendix B are based upon decisions taken by the HSC during its 12th through 23rd sessions (October 1993 through May 1999), following various actions of the RSC, which submitted its proposals as they were finalized. As noted above, the WCO’s Article 16 recommendation was issued on July 1, 1999, and contains approximately 200 changes that are intended to update the nomenclature or clarify the classification of particular goods. For example, existing heading 6002 (which covers most knitted or crocheted fabrics) will be replaced by 5 headings covering these goods in greater detail; in another case, a number of changes will be made in the headings covering paper and paper products. Certain changes in the Article 16 recommendation require no corresponding changes in the HTS, because the proposals either relate to the French text only or do not require the establishment of additional tariff rate lines to continue existing U.S. duty treatment. In addition, as discussed in the paragraphs set forth below, a few changes contained in appendix B result from requests from Customs.

The duty rates set forth in appendix B are those which are scheduled to be in effect as of January 1, 2002. Any staged duty-rate reductions that have already been established by Presidential Proclamation (e.g., as a result of the Uruguay Round of multilateral trade negotiations) will continue to be applied beyond the January 1, 2002, implementation date, as appropriate. In a few cases, where a proposed new HTS subheading represents the combination of two or more present HTS subheadings with differing Column 1-General duty rates, the proposed rate is based on that for the existing subheading which accounts for a preponderance of the trade in the proposed new subheading. Further, the proposed duty rates shown may be subject to change as a result of legislation or proclamations that may take effect between the time that the Commission submits its final report to USTR and the projected implementation date of January 1, 2002. Finally, though the USITC report deals only with legal amendments to the HTS, i.e., at the 8-digit level, the 2002 version of the HTS will reflect appropriate statistical subdivisions, textile quota categories,

footnotes, etc. (which are delineated at the 10-digit level), as well.

## ***Modifications to bring the HTS into conformity with amendments to the HS Nomenclature***

### **Bitter limes**

The Commission's preliminary report indicated that Customs' practice was to classify Persian, Tahiti, and Berris limes in present subheading 0805.30, because it did not consider *Citrus latifolia* (which covered these limes) to be a species distinct from *Citrus aurantifolia*. With that understanding, the preliminary report did not show any change in duty rates arising from the insertion of a reference to *Citrus latifolia* in the article description for proposed new subheading 0805.50. However, in a letter dated

April 17, 2001,<sup>6</sup> Customs informed the Commission that the Court of International Trade (CIT) had recently ruled (*Black & White Vegetable Co. v. United States*, Slip Op. 00-162) that "Persian limes (*Citrus latifolia*) were properly classified as 'other' citrus fruit, subheading 0805.90.00, HTS". In the same letter, Customs also stated that it had "taken action to follow the decision of the court with respect to the classification of these limes." For this reason, item 08-01 in appendix B has been revised for this final report to reflect the appropriate 2002 duty rates for these products. In this connection, conforming changes have also been made in subheading 2008.30, though it is believed that there are no trade consequences resulting from these conforming changes.

In a letter dated May 11, 2001, the law firm of O'Connor & Hannan, on behalf of the Florida Fruit and Vegetable Association and Brooks Tropicals, Inc., expressed opposition to the ITC action in revising its report in response to Customs' letter of April 17, 2001. However, since Customs has clearly indicated its current practice regarding the classification of the limes in question, in accordance with the CIT decision (which has not been appealed), the ITC feels constrained by the provisions of section 1205 to "ensure substantial rate neutrality" in its proposed amendments based upon current Customs tariff treatment. A copy of the letter from O'Connor & Hannan is set forth in appendix F.

<sup>6</sup> See Customs' letter in appendix E.

### **Insulated food or beverage bags**

At its 16<sup>th</sup> Session (November 1995) the HSC decided that insulated picnic cooler bags covered with sheeting of plastics were classified in heading 4202, rather than in heading 3924. The Committee subsequently approved changes to the text of heading 4202 to clarify its scope. For Customs, which was instructed by a decision of the Court of Appeals for the Federal Circuit (122 F.3d 1468) ("*SGP*") to classify similar articles in subheading 3924.10.50, this modification to the Nomenclature would result in a change of classification practice. The proposed modifications to the HTS would transfer the subject products from chapter 39 to chapter 42. Because Customs has extended the principle under *SGI* to the classification of other kinds of food or beverage containers, it is also necessary to provide in heading 4202 for similar articles when covered with textile materials (currently classified by Customs in subheading 6307.90.99). Although certain articles in the source subheading (6307.90.99) for proposed new subheading 4202.92.05 are eligible for duty-free treatment under the Automotive Products Trade Act (as indicated by "B" in the Column 1-Special rate column (see General Note 5 to the HTS), the Commission has no evidence to indicate that any such products would be transferred to proposed new subheading 4202.92.05; for this reason the "B" indicator has not been carried over to the proposed new subheading.

In anticipation of the institution of this investigation, the law firm of Grunfeld, Desidero, Liebowitz & Silverman, on behalf of Outer Circle Products, Ltd. (Chicago), sent a letter dated December 16, 1998, to the Commission, concerning the issue of insulated food and beverage bags. In the letter, concern was expressed over present U.S. customs classification of these products, and new language was suggested for the amendments proposed by the USITC under section 1205. In fact, the final proposals set forth in appendix B in this regard more or less mirror the language suggested by Grunfeld *et al.*

Similarly, in a letter, dated December 17, 1999, from Economic Consulting Services, Inc., on behalf of the Luggage and Leather Goods Manufacturers of America, support was expressed for the proposal set out in the Commission's preliminary report.

Finally, in a letter dated March 12, 2001, the Travel Goods Association expressed its support for the Commission's proposals concerning "cooler bags" in Chapter 42.

Copies of all three of these letters are set forth in appendix G.

## **Certain orthopedic footwear**

In a letter dated April 17, 2001,<sup>7</sup> Customs informed the Commission that the WCO Recommendation concerning new note 6 to Chapter 90 (defining “orthopedic appliances”) would not apply to all the post-operative orthopedic footwear that Customs currently classifies in heading 9021. Although the new note was intended to result in the classification of all such footwear in heading 9021, the wording of the note was found by the HSC at its 26<sup>th</sup> Session (November 2000) to fall short of that goal. Therefore, when new note 6 goes into effect on January 1, 2002, certain orthopedic footwear will become classifiable instead in Chapter 64. Given the various possible constructions for post-operative footwear, it is not clear which subheadings in Chapter 64 would cover the orthopedic footwear in question and which subheadings would not. For this reason, the Commission has proposed a new heading 9817.64.01 to provide for continued Column 1-General duty-free treatment for such footwear, wherever it is classifiable in Chapter 64.

## **Recorded media**

In its recommendation, the WCO adopted a new text for note 6 to chapter 85, concerning the classification of recorded media, such as vinyl records, magnetic tapes, compact discs, CD-ROMs, and the like. The amendment includes a proviso to the effect that note 6 does not apply to recorded media “when they are entered with articles other than the apparatus for which they are intended.” In this connection, the Commission received four letters, each expressing concerns about this note, especially the meaning of the expression “apparatus for which they are intended.” These letters, which are reproduced in appendix H, were from the following sources: (a) Mattel, Inc. (dated December 15, 1999); (b) Stein, Shostak, Shostak & O’Hara (dated December 17); (c) the American Electronics Association (dated December 20, 1999); and (d) Epson America, Inc. (dated May 3, 2001). All four letters suggested variations of the same general idea, i.e., that the new text of note 6 to chapter 85 should clearly indicate that “apparatus for which they are intended” are machines that are specially designed to record or play the media in question. Thus, recorded media imported with a consumer product as instructional material (e.g., an instructional video tape with a washing machine), would be classifiable together with that consumer product, not separately as recorded media. The final proposal shown in appendix B for note 6 to chapter 85 includes additional language to clarify the scope of the expression “apparatus for which they are intended.”

<sup>7</sup> See Customs’ letter in appendix E.

## **Digital cameras**

In connection with the amendment proposed for the text of heading 8525 (concerning “digital cameras”), the Commission received two letters from the law firm of Aitken, Irvin, Lewin, Berlin, Vrooman & Cohn, one (dated December 17, 1999) on behalf of the Casio, Inc., and the other (dated December 27, 1999), on behalf of The Pro Trade Group, Inc. These letters, which are reproduced in appendix I, each present a history of U.S. customs classification of digital cameras and express the view that such cameras should receive duty-free treatment under the WTO’s Information Technology Agreement. While the ITA is not within the scope of this investigation, the Commission would point out that the current Column 1-General duty rate for HTS subheading 8525.40.40 is “free” and that there is no proposal to change that rate for the future.

## ***Modifications to bring U.S. Customs practice into conformity with HSC decisions not affecting the international HS Nomenclature***

### **Water chestnuts**

In a letter dated November 24, 1998,<sup>8</sup> Customs requested changes to the HTS to reflect a decision by the HSC at its 12<sup>th</sup> Session to classify fresh Chinese water chestnuts in HS heading 0714 (tuber and root plants with high starch content). Customs notified the Commission that it was currently classifying such products in heading 0709 (other vegetables) and provided classification information for Chinese water chestnuts imported in forms or conditions other than fresh (e.g., frozen or otherwise preserved). Although the HSC has taken no action to amend the HS Convention in this regard, Customs is of the opinion that circumstances warrant modifications to the HTS to promote the uniform application of the HS Convention. The recommended amendments in this regard are set out in appendix B.

### **Polarimetric test for sugar duty**

In a letter dated October 27, 1995,<sup>9</sup> Customs requested that the Commission recommend a modification to additional U.S. note 1 to chapter 17 of the HTS, to change the laboratory method by which polarimetric readings of sugar are accomplished. Under

<sup>8</sup> See Customs’ letter in appendix E.

<sup>9</sup> See Customs’ submission in appendix E.

the current provisions of that note, the duty and quota levels for certain raw or refined sugars are based on the polarimetric reading of the product. The above-mentioned note specifies that the procedure recognized by the International Commission for Uniform Methods of Sugar Analysis (ICUMSA) is to be used in determining polarimetric readings. However, the only method officially recognized by the ICUMSA is reportedly outdated and involves the use of basic lead acetate, which exposes Customs officials to hazardous chemicals that must be disposed of after use. According to Customs, the trade has abandoned the use of that method in favor of alternate methods that do not involve the use of hazardous materials. ICUMSA has discussed a possible new standard for several years but has not agreed to date on a single standard. Customs requested that the HTS be modified by eliminating any reference to a particular method. The Commission has included this proposal in appendix B, because elimination of the ICUMSA standard from the current additional U.S. note would bring Customs' practice into conformity with the analytical method prevalent in international transactions for sugar. Customs has informed the Commission informally that several studies undertaken by Customs laboratories have indicated that any differences between polarimetric tests using lead and those not using lead are attributable to the influence of non-sugars in the raw sugar samples. Customs further advises that the resulting differences are too small to affect revenue collection or quota restrictions.

### **Sugarless cough drops**

In a letter dated February 26, 1999 (copy in appendix J), the law firm of Rode & Qualey, on behalf of the Warner-Lambert Company, requested that the Commission recommend that sugarless cough drops be provided for in heading 2106 (edible preparations not elsewhere specified or included), at the duty rate corresponding to the current rate for cough drops already falling in heading 2106 (edible preparations not elsewhere specified or included). In Investigation No. 1205-3 (USITC Pub. 2673), the Commission had proposed amendments to chapter 17 to reflect a decision taken by the HSC to classify several samples of sugar-sweetened cough drops containing menthol in heading 1704; this proposal was implemented in the HTS effective January 1, 1996. Warner-Lambert has now requested that the Commission propose modifying HTS heading 2106 to provide for sugarless cough drops at the same rate of duty (as that for sugar-sweetened cough drops) that had been transferred from heading 3004 to subheading 1704.90.25 in 1996. Although the HSC did not rule on the classification of sugarless cough drops, it seems reasonable to provide a classification for such products that would parallel the HSC's classification for sugar-sweetened cough drops; artificially sweetened versions of confectionery of chapter 17 are generally

classified in heading 2106, so proposed new subheading 2106.90.39 would provide separately for sugarless cough drops in heading 2106, with the duty-free treatment previously accorded under heading 3004.

### **Asulam pesticide**

In a letter dated November 17, 2000, Customs requested that the Commission recommend to the President "such modifications as are necessary or appropriate to correctly classify asulam under the HTSUS". Since the inception of the HTS in 1989, asulam, a pesticide chemical, had been erroneously listed *eo nomine* in the article description for subheading 2924.29.41. Asulam contains both an amide function (heading 2924) and a sulfonamide function (heading 2935); according to Note 3 to Chapter 29, "goods which could be included in two or more of the headings of this chapter are to be classified in that one of those headings which occurs last in numerical order." Customs concluded, therefore, that asulam should be deleted from the article description for subheading 2924.29.41 and inserted in the article description for subheading 2935.00.05. Given the resulting change in scope to these two subheadings, the subheading codes would be changed to 2924.29.43 and 2935.00.06, respectively; no changes in duty would result.

### **Bicycle derailleur cable casings**

In a letter dated September 21, 1995,<sup>10</sup> and in subsequent informal communications, Customs notified the Commission that present HTS subheading 3917.32.20 reflects an incorrect classification for tubular, plastics casings for bicycle derailleur cables. The reasoning given was that note 8 to chapter 39 limits the scope of heading 3917 to tubes, pipes and hoses "of a kind generally used for conveying, conducting or distributing gases or liquids." Because derailleur cable casings are not goods of a kind used for these purposes, Customs indicated that these casings are more properly classified in heading 3926. It was therefore proposed that the legal provisions and rates of duty for these cable casings be transferred from heading 3917 to heading 3926 (see appendix B).

### **Surgical and medical gloves, of rubber**

In a letter dated January 25, 2001, Customs requested that subheading 4015.11.00 ("surgical and medical" gloves, of rubber) be aligned on the text used in the international HS (which reads simply "surgical" gloves of rubber). Since the inception of the

<sup>10</sup> See Customs' letter in appendix E.



HTS in 1989, subheading 4015.11.00 has read “surgical and medical”, which description had been carried over verbatim during the conversion of the former Tariff Schedules of the United States (TSUS) to the format of the Harmonized System. However, in the international HS, which serves as the basis for the HTS, the text of subheading 4015.11 has always read simply “surgical”. Given that, in the international HS, the scope of subheading 4015.11 appears to be restricted by a subheading Explanatory Note, Customs and the Commission agreed that it would be more appropriate to distinguish between “surgical” gloves, on the one hand, and other “medical” gloves, on the other hand. Thus, surgical gloves, which are described in the Explanatory Note to heading 4015 as “thin, highly tear resistant articles manufactured by immersion, of a kind worn by surgeons ... generally presented in sterile packs” fall in HTS subheading 4015.11.00, whereas other medical examination gloves (which are not necessarily presented in sterile packs) are more appropriately classifiable in subheading 4015.19. The Commission therefore proposed amendments in this regard, which are set out in appendix B. No changes in duty result.

## **End-worked flooring strips**

At its 17th and 18th Sessions (April and November 1996), the HSC decided that flooring strips worked at the ends to have a tongue-and-groove configuration are classified in heading 4409. The Committee subsequently approved changes to the text of heading 4409 to clarify its scope. Customs currently classifies such products in heading 4418 (builders’ joinery and carpentry) and 4421 (“Other articles of wood”). The proposed modifications to the HTS would thus transfer the subject products into heading 4409. Because the Column 1-General duty rates in 2002 for the two source subheadings (4418.90.40 and 4421.90.80) are so close (3.2% to 3.3%, respectively), and because subheading 4418.90.40 accounts for virtually all the imports of end-worked lumber, the Commission proposes a rate for new subheadings 4409.10.05 and 4409.20.05 of 3.2%, derived from the rate for present subheading 4418.90.40. In the judgment of the USITC and Customs, the only products of subheading 4421.90.80 that would be transferred would be end-worked lumber that Customs does not consider to be “builders’ joinery or carpentry”; such goods might comprise lumber similar to builders’ joinery or carpentry but specially designed for non-construction applications, such as railcar or trailer decking or flooring. The Commission is not aware of significant trade in such products, whose duty rate would be reduced from 3.3% to 3.2%.

In connection with these amendments, the Commission received a letter (date June 7, 2000) from the law firm of Dewey Ballantine, on behalf of the

Coalition for Fair Lumber Imports. In the letter, the Coalition expresses its support of the proposed amendments to the HTS with regard to flooring strips and suggests its interpretation of the general principles of classification under headings 4404 and 4409. A copy of the Coalition’s letter is set forth in appendix K.

## **PVD apparatus**

In a letter dated August 11, 1998,<sup>11</sup> Customs requested that the Commission recommend that the HTS be modified to reflect the decision by the HSC to classify physical vapor deposition (PVD) apparatus in heading 8543 of the Harmonized System. Customs’ request indicates that “physical deposition apparatus for semiconductor production” had been covered under the Ministerial Declaration on Trade in Information Technology Products (known informally as the Information Technology Agreement or ITA) (December 13, 1996). At that time, the U.S. administration notified participants in the ITA that it classified physical deposition apparatus in subheading 8479.89. Consequently, the decision of the HSC to classify PVD apparatus in heading 8543 necessitated a change of classification on the part of the United States. Although the HSC made no recommendation to amend the Convention in this regard, Customs was of the opinion that circumstances warranted modifications to the HTS to promote the uniform application of the HS Convention. The proposed amendments in this regard are set out in appendix B.

## **Paging alert devices**

In a letter dated August 12, 1998,<sup>12</sup> Customs requested that the Commission recommend modifications to the HTS to reflect the HSC decision to classify various types of radio pagers in heading 8527. The HTS currently provides for “paging alert devices” in subheading 8531.80.40, a provision created by the United States to implement a rule of origin pursuant to Annex 401 of the North American Free Trade Agreement (NAFTA). This tariff category is interpreted by Customs as covering one type or class of radio pagers, specifically simple pagers that signal the user of some event (e.g., a telephone call). Consequently, the decision of the HSC to classify radio pagers in heading 8527 necessitates a change of classification for the United States. Customs has examined the legal basis for the HSC’s decision on radio pagers and believes that the decision to classify “paging alert devices” in heading 8527 cannot be implemented administratively. Customs has indicated its belief that the principal function of these pagers is

<sup>11</sup> See Customs’ letter in appendix E.

<sup>12</sup> See Customs’ letter in appendix E.

to signal the user, so that application of note 3 to section XVI of the HS directs classification of these pagers in heading 8531. Therefore, Customs believes that, to promote the uniform application of the HS Convention, circumstances warrant modifications to the HTS to reflect the transfer of “paging alert devices” from heading 8531 to heading 8527.

## **Probable Economic Effects of Proposed Modifications**

The Commission considers the proposed modifications to be appropriate to provide for the

goods concerned under the proper HS headings or subheadings without altering existing Customs tariff treatment. Furthermore, the modifications would not alter existing conditions of competition for the affected U.S. industries, labor, or trade. Consequently, the information collected by the Commission indicates that these modifications, if proclaimed, would ensure substantial rate neutrality and would have no significant economic effect on U.S. industry or labor.

# **APPENDIX A**

## **FEDERAL REGISTER NOTICES CONCERNING THIS INVESTIGATION**



NW, Suite 1313, Albuquerque, NM  
87102, Telephone 505-248-5357.

Dated: October 29, 1999.

Charles A. Calhoun,  
Regional Director.

[FR Doc. 99-30916 Filed 11-26-99; 8:45 am]

BILLING CODE 4310-94-M

## INTERNATIONAL TRADE COMMISSION

[Investigations Nos. 701-TA-302 and 731-  
TA-45A (Review)]

### Fresh and Chilled Atlantic Salmon From Norway

**AGENCY:** United States International  
Trade Commission.

**ACTION:** Revised schedule for the subject  
five-year reviews.

**EFFECTIVE DATE:** November 18, 1999.

#### FOR FURTHER INFORMATION CONTACT:

Debra Baker (202-205-3180), Office of  
Investigations, U.S. International Trade  
Commission, 500 E Street SW,  
Washington, DC 20436. Hearing-  
impaired persons can obtain  
information on this matter by contacting  
the Commission's TDD terminal on 202-  
205-1810. Persons with mobility  
impairments who will need special  
assistance in gaining access to the  
Commission should contact the Office  
of the Secretary at 202-205-2000.  
General information concerning the  
Commission may also be obtained by  
accessing its internet server ([http://  
www.usitc.gov](http://www.usitc.gov)).

**SUPPLEMENTARY INFORMATION:** On  
October 1, 1999, the Commission  
established a schedule for the conduct  
of these expedited five-year reviews (64  
FR 55957, October 15, 1999) and  
identified the parties to the reviews that  
have provided individually adequate  
responses to the notice of institution.  
Subsequently, the Department of  
Commerce extended the date for its final  
results in the expedited reviews from  
October 29, 1999 to January 27, 2000. In  
order to have the benefit of the  
Department of Commerce's findings, the  
Commission, therefore, is revising its  
schedule to conform with Commerce's  
new schedule.

The Commission's new schedule for  
the five-year reviews is as follows: the  
staff report will be placed in the  
nonpublic record on January 26, 2000;  
the deadline for interested party  
comments (which may not contain new  
factual information) is January 31, 2000;  
and the deadline for brief written  
statements (which shall not contain new  
factual information) pertinent to the  
reviews by any person that is neither a

party to the five-year reviews nor an  
interested party is January 31, 2000.

For further information concerning  
these five-year reviews, see the  
Commission's notice cited above and  
the Commission's rules of practice and  
procedure, part 201, subparts A through  
E (19 CFR part 201), and part 207,  
subparts A and F (19 CFR part 207).

**Authority:** These five-year reviews are  
being conducted under authority of title VII  
of the Tariff Act of 1930; the Commission is  
using its authority under 19 U.S.C.  
1675(c)(5)(B) to extend the deadline for these  
reviews. Further, this notice is published  
pursuant to § 207.62 of the Commission's  
rules.

By order of the Commission.

Issued: November 22, 1999.

Donna R. Koehnke,  
Secretary.

[FR Doc. 99-30935 Filed 11-26-99; 8:45 am]

BILLING CODE 7020-02-P

## INTERNATIONAL TRADE COMMISSION

[Investigation 1205-5]

### Proposed Modifications to the Harmonized Tariff Schedule of the United States

**AGENCY:** United States International  
Trade Commission.

**ACTION:** Institution of investigation.

**EFFECTIVE DATE:** November 18, 1999.

**SUMMARY:** On November 18, 1999, the  
Commission instituted investigation No.  
1205-5, Proposed Modifications to the  
Harmonized Tariff Schedule of the  
United States, pursuant to section 1205  
of the Omnibus Trade and  
Competitiveness Act of 1988. Section  
1205 directs the Commission to keep the  
Harmonized Tariff Schedule of the  
United States (HTS) under continuous  
review and to recommend modifications  
to the HTS (1) when amendments to the  
International Convention on the  
Harmonized Commodity Description  
and Coding System (Harmonized  
System), and the Protocol thereto, are  
recommended by the World Customs  
Organization (WCO) (formerly known as  
the Customs Cooperation Council) for  
adoption, and (2) as other circumstances  
warrant. The Commission's report will  
set forth the proposed changes and  
indicate the necessary changes in the  
HTS that would be needed to conform  
the HTS to the international  
nomenclature structure; the report will  
also include other appropriate  
explanatory information on the  
proposed changes.

**FOR FURTHER INFORMATION CONTACT:**  
Eugene A. Rosengarden, Director (202-

205-2592), Office of Tariff Affairs and  
Trade Agreements, U.S. International  
Trade Commission, Washington, DC,  
20436. Hearing impaired individuals are  
advised that information on this  
investigation can be obtained by  
contacting the TDD terminal on (202)  
205-1810.

### Background

The majority of the proposed changes  
included in this investigation are the  
result of the work of the WCO and its  
Harmonized System Committee (HSC)  
to update and clarify the Harmonized  
System nomenclature, as part of the  
WCO's long-term program to review the  
nomenclature structure on a formal  
basis. The WCO has recommended the  
adoption of certain modifications to the  
nomenclature of the international  
Harmonized System, in accordance with  
Article 16 of the Harmonized System  
Convention, to become effective in  
January, 2002. The changes proposed to  
conform the HTS with the WCO's  
recommendations, and to reflect in the  
HTS certain other decisions taken by the  
HSC, will be made available in the  
Office of the Secretary, Room 112,  
United States International Trade  
Commission, 500 E Street SW,  
Washington, DC 20436 (telephone 202-  
205-2000), and will also be posted on  
the Commission's web site at the  
address indicated below. These changes  
encompass all decisions taken by the  
HSC since the implementation of the  
last set of WCO modifications to the  
Harmonized System on January 1, 1996,  
as well as proposed actions subject to  
further consideration by the HSC during  
its sessions in 2000. Future notices will  
be issued in this investigation indicating  
the final resolution of all matters and  
decisions taken by the HSC during the  
course of Commission consideration.

Other proposed changes included in  
this investigation are requested by the  
U.S. Customs Service, in order to clarify  
the proper tariff classification and duty  
treatment of particular goods (due to  
decisions of the Court of International  
Trade, the HSC, or the Customs  
Service). These changes will be treated  
separately by the Commission both  
during the investigation and in the  
Commission's report.

The Commission will prepare a non-  
authoritative cross-reference table to  
provide guidance to potentially affected  
parties and to show the likely existing  
and future tariff classifications of the  
goods concerned. The Customs Service  
has domestic legal authority for tariff  
classification and may provide  
information, both during the course of  
the investigation and after the  
Commission's report is submitted, that

indicates different or additional tariff classifications of some goods. Moreover, the WCO will eventually issue a cross-reference table under Article 16 of the Harmonized System Convention indicating the agreed international classifications (existing and future) of the goods affected by the proposed changes. The latter table may be released later in the Commission's investigation, and differences between the international and domestic classification of a few goods may be suggested (in some cases due to reservations filed by member countries or to theoretical or asserted classifications for some goods). Thus, the classifications shown in the Commission's cross-reference table are subject to change during the study.

#### Written Submissions

Interested parties are invited to submit written statements concerning the matters being addressed by the Commission in its report on this investigation. Commercial or financial information that a submitter desires to treat as confidential must be submitted on separate sheets of paper, each clearly marked "Confidential Business Information" at the top. All submissions requesting confidential treatment must conform with the requirements of § 201.6 of the Commission's rules of practice and procedure (19 CFR 201.6). All written submissions, except for confidential business information, will be made available in the Office of the Secretary of the Commission for inspection by interested parties. To be assured of consideration by the Commission, written statements relating to the Commission's report should be submitted to the Commission at the earliest practical date and should be received no later than the close of business on December 17, 1999. All submissions should be addressed to the Secretary, United States International Trade Commission, 500 E Street SW, Washington, DC 20436. The Commission's rules do not authorize filing submissions with the Secretary by facsimile or by electronic means.

Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-205-2000. General information concerning the Commission may also be obtained by accessing its Internet server (<http://www.usitc.gov>).

#### List of Subjects

Tariffs/HTS, Harmonized System, WCO, and imports.

Issued: November 22, 1999.

By order of the Commission.

**Donna R. Koehnke,**  
Secretary.

[FR Doc. 99-30934 Filed 11-26-99; 8:45 am]

BILLING CODE 7020-02-P

### INTERNATIONAL TRADE COMMISSION

[Investigations Nos. 731-TA-465, 466, and 468 (Review)]

#### Sodium Thiosulfate From China, Germany, and United Kingdom

**AGENCY:** United States International Trade Commission.

**ACTION:** Revised schedule for the subject five-year reviews.

**EFFECTIVE DATE:** November 18, 1999.

#### FOR FURTHER INFORMATION CONTACT:

Debra Baker (202-205-3180), Office of Investigations, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436. Hearing-impaired persons can obtain information on this matter by contacting the Commission's TDD terminal on 202-205-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-205-2000. General information concerning the Commission may also be obtained by accessing its internet server (<http://www.usitc.gov>).

**SUPPLEMENTARY INFORMATION:** On October 1, 1999, the Commission established a schedule for the conduct of these expedited five-year reviews (64 FR 55959, October 15, 1999) and identified the parties to the reviews that have provided individually adequate responses to the notice of institution. Subsequently, the Department of Commerce extended the date for its final results in the expedited reviews from October 29, 1999 to January 27, 2000. In order to have the benefit of the Department of Commerce's findings, the Commission, therefore, is revising its schedule to conform with Commerce's new schedule.

The Commission's new schedule for the five-year reviews is as follows: the staff report will be placed in the nonpublic record on January 20, 2000; the deadline for interested party comments (which may not contain new factual information) on the staff report is January 25, 2000; the deadline for interested party comments (which may not contain new factual information) on Commerce's final results is January 31, 2000; and the deadline for brief written statements (which shall not contain new factual information) pertinent to the

reviews by any person that is neither a party to the five-year reviews nor an interested party is January 31, 2000.

For further information concerning these five-year reviews, see the Commission's notice cited above and the Commission's Rules of Practice and Procedure, part 201, subparts A through E (19 CFR part 201), and part 207, subparts A and F (19 CFR part 207).

**Authority:** These five-year reviews are being conducted under authority of title VII of the Tariff Act of 1930; the Commission is using its authority under 19 U.S.C. 1675(c)(5)(B) to extend the deadline for these reviews. Further, this notice is published pursuant to § 207.62 of the Commission's rules.

Issued: November 22, 1999.

By order of the Commission.

**Donna R. Koehnke,**  
Secretary.

[FR Doc. 99-30936 Filed 11-26-99; 8:45 am]

BILLING CODE 7020-02-P

### INTERNATIONAL TRADE COMMISSION

[Investigations Nos. 731-TA-376, 563, and 564 (Review)]

#### Stainless Steel Butt-Weld Pipe Fittings From Japan, Korea, and Taiwan

**AGENCY:** United States International Trade Commission.

**ACTION:** Revised schedule for the subject five-year reviews.

**EFFECTIVE DATE:** November 18, 1999.

#### FOR FURTHER INFORMATION CONTACT:

Debra Baker (202-205-3180), Office of Investigations, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436. Hearing-impaired persons can obtain information on this matter by contacting the Commission's TDD terminal on 202-205-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-205-2000. General information concerning the Commission may also be obtained by accessing its internet server (<http://www.usitc.gov>).

#### SUPPLEMENTARY INFORMATION:

On October 1, 1999, the Commission established a schedule for the conduct of these expedited five-year reviews (64 FR 55960, October 15, 1999) and identified the parties to the reviews that have provided individually adequate responses to the notice of institution. Subsequently, the Department of Commerce extended the date for its final results in the expedited reviews from

identified as Native American. The Klamath Indian Tribe of Oregon and the Modoc Tribe of Oklahoma have a shared ancestry. Following the conclusion of the Modoc wars, the Modoc people were relocated to Oklahoma. In 1888, the Modoc reservation was established. In 1909, permission was granted to the Modoc to return to Oregon. Those who returned became part of the Klamath Indian Tribe of Oregon. To date, consultation with the Klamath Indian Tribe of Oregon and the Modoc Tribe of Oklahoma has not identified a lineal descendent.

In 1874, human remains representing four individuals were collected by an unknown individual from an unknown area. The circumstances surrounding the recovery of the remains are unknown. In 1874, the remains were donated to the National Museum of Health and Medicine (formerly the Army Medical Museum) by E. T. Parker. The museum is in possession of only two individuals. No known individuals were identified. No associated funerary objects are present.

Accession records from the National Museum of Health and Medicine indicate that the remains are from Modoc Indians who were hung. The Klamath Indian Tribe of Oregon and the Modoc Tribe of Oklahoma have a shared ancestry. Following the conclusion of the Modoc wars, the Modoc people were relocated to Oklahoma. In 1888, the Modoc reservation was established. In 1909, permission was granted to the Modoc to return to Oregon. Those who returned became part of the Klamath Indian Tribe of Oregon.

Based on the above-mentioned information, officials of the National Museum of Health and Medicine of the Armed Forces Institute of Pathology have determined that, pursuant to 43 CFR 10.2 (d)(1), the human remains listed above represent the physical remains of three individuals of Native American ancestry. Officials of the National Museum of Health and Medicine of the Armed Forces Institute of Pathology have determined that, pursuant to 43 CFR 10.2 (e), there is a relationship of shared group identity that can be reasonably traced between these Native American human remains and the Klamath Indian Tribe of Oregon and the Modoc Tribe of Oklahoma.

This notice has been sent to officials of the Klamath Indian Tribe of Oregon and the Modoc Tribe of Oklahoma. Representatives of any other Indian tribe that believes itself to be culturally affiliated with these human remains should contact Lenore Barbian, Assistant Curator, National Museum of Health and Medicine, Armed Forces

Institute of Pathology, Walter Reed Army Medical Center, Building 54, Washington, DC 20306, telephone (202) 782-2203, before January 29, 2001. Repatriation of the human remains and associated funerary objects to the Klamath Indian Tribe of Oregon may begin after that date if no additional claimants come forward.

Dated: December 21, 2000

John Robbins,

*Assistant Director, Cultural Resources Stewardship and Partnerships*

[FR Doc. 00-33274 Filed 12-28-00; 8:45 am]

BILLING CODE 4310-70-F

## DEPARTMENT OF THE INTERIOR

### National Park Service

#### Notice of Inventory Completion for Native American Human Remains and Associated Funerary Objects in the Possession of the Seneca Falls Historical Society, Seneca Falls, NY

AGENCY: National Park Service

ACTION: Notice

Notice is hereby given in accordance with provisions of the Native American Graves Protection and Repatriation Act (NAGPRA), 43 CFR 10.9, of the completion of an inventory of human remains and associated funerary objects in the possession of the Seneca Falls Historical Society, Seneca Falls, NY.

This notice is published as part of the National Park Service's administrative responsibilities under NAGPRA, 43 CFR 10.2 (c). The determinations within this notice are the sole responsibility of the museum, institution, or Federal agency that has control of these Native American human remains and associated funerary objects. The National Park Service is not responsible for the determinations within this notice.

A detailed assessment of the human remains was made by Seneca Falls Historical Society professional staff in consultation with representatives of the Cayuga Nation of New York and the Seneca Nation of New York.

In 1932, human remains representing one individual were donated to the Seneca Falls Historical Society, Seneca Falls, NY, by Charles Zacharie. A newspaper article published at the time of donation reported that Dr. Zacharie had collected the remains at an unknown location in the region of Seneca and Cayuga Lakes, NY. No known individual was identified. No associated funerary objects are present.

Based on the reported manner of interment, these remains are determined

to be Native American. The degree of preservation of the remains indicates that they date to within the last 500 years. The geographical location of the burial is consistent with the traditional territory of the Cayuga Nation of New York.

Based on the above mentioned information, officials of the Seneca Falls Historical Society have determined that, pursuant to 43 CFR 10.2 (d)(1), the human remains listed above represent the physical remains of one individual of Native American ancestry. Officials of the Seneca Falls Historical Society also have determined that, pursuant to 43 CFR 10.2 (e), there is a relationship of shared group identity that can be reasonably traced between these Native American human remains and the Cayuga Nation of New York.

This notice has been sent to officials of the Cayuga Nation of New York, the Seneca Nation of New York, and the Seneca-Cayuga Tribe of Oklahoma. Representatives of any other Indian tribe that believes itself to be culturally affiliated with these human remains should contact Lisa Compton, Director, Seneca Falls Historical Society, 55 Cayuga Street, Seneca Falls, NY 13148, telephone (315) 568-8412, before January 29, 2001. Repatriation of the human remains occurred on August 13, 1999.

Dated: December 14, 2000.

John Robbins,

*Assistant Director, Cultural Resources, Stewardship, and Partnerships.*

[FR Doc. 00-33273 Filed 12-28-00; 8:45 am]

BILLING CODE 4310-70-F

## INTERNATIONAL TRADE COMMISSION

[Investigation No. 1205-5]

### Proposed Modifications to the Harmonized Tariff Schedule of the United States

AGENCY: United States International Trade Commission.

ACTION: Additional Proposed Amendments.

EFFECTIVE DATE: December 21, 2000.  
SUMMARY: On November 18, 1999, the Commission instituted investigation No. 1205-5, Proposed Modifications to the Harmonized Tariff Schedule of the United States, pursuant to section 1205 of the Omnibus Trade and Competitiveness Act of 1988. Section 1205 directs the Commission to keep Harmonized Tariff Schedule of the United States (HTS) under continuous review and to recommend modifications

to the HTS (1) when amendments to the International Convention on the Harmonized Commodity Description and Coding System (Harmonized System), and the Protocol thereto, are recommended by the World Customs Organization (WCO) (formerly known as the Customs Cooperation Council) for adoption, and (2) as other circumstances warrant. The Commission's final report will set forth the proposed changes and indicate the necessary changes in the HTS that would be needed to conform the HTS to the international nomenclature structure; the report will also include other appropriate explanatory information on the proposed changes. A preliminary report was submitted to the Office of the United States Trade Representative in March 2000. Since that time, the Commission has been informed of additional proposed amendments to the HTS that should be included in the final report.

**FOR FURTHER INFORMATION CONTACT:**

Eugene A. Rosengarden, Director (202-205-2592), Office of Tariff Affairs and Trade Agreements, U.S. International Trade Commission, Washington, DC 20436. Hearing impaired individuals are advised that information on this investigation can be obtained by contacting the TDD terminal on (202) 205-1810.

**Background**

The majority of the changes proposed in the Commission's preliminary report are the result of the work of the WCO and its Harmonized System Committee (HSC) to update and clarify the Harmonized System nomenclature, as part of the WCO's long-term program to review the nomenclature structure on a formal basis. These proposed changes, which are to become effective in January 2002, are available in the Office of the Secretary, Room 112, United States International Trade Commission, 500 E Street SW., Washington, DC 20436 (telephone 202-205-2000) and are posted on the Commission's website (<http://www.usitc.gov>). These changes encompass all decisions taken by the HSC since the implementation of the last set of WCO modifications to the Harmonized System, which were effective as of January 1, 1996. Future notices will be issued in this investigation indicating the final resolution of all matters and decisions taken by the HSC during the course of Commission consideration. Other proposed changes included in this investigation are requested by the U.S. Customs Service, in order to clarify the proper tariff classification and duty

treatment of particular goods due to decisions of the Court of International Trade, the HSC, or the US Customs Service. These changes, including those which are the subject of this notice, will be treated separately in the Commission's final report. The Commission has prepared non-authoritative cross-reference tables in its preliminary report to provide guidance to potentially affected parties and to show the likely existing and future tariff classifications of the goods concerned. The Customs Service has domestic legal authority for tariff classification and may provide information, both during the course of the investigation and after the Commission's report is submitted, that indicates different or additional tariff classifications of some goods. Moreover, the WCO will eventually issue a cross-reference table under Article 16 of the Harmonized System Convention, indicating the agreed international classifications (existing and future) of the goods affected by the proposed changes. The latter table may be release later in the Commission's investigation, and differences between international and domestic classification of a few goods may be suggested (in some cases due to reservations filed by WCO member countries or to theoretical or asserted classifications for some goods). Thus, the classifications shown in the Commission's cross-reference tables may be subject to change in the final report.

**Additional Proposed Amendments to the HTS**

In addition to the changes to the HTS proposed in the Commission's preliminary report, the following changes are also proposed, in order to correct an error made during the conversion of the former Tariff Schedules of the United States (TSUS) to the format of the Harmonized System. These new proposed changes are set out below.

(1) Subheading 2924.29.41: Delete the reference to "Methyl-4-aminobenzenesulfonylcarbamate (Asulam)" from the Article Description, so that the description would read as follows:

"3-Ethoxycarbonylaminophenyl-N-phenylcarbamate (Desmedipahm); and Isopropyl-N-(3-chlorophenyl)carbamate (CIPC)"

Renumber the subheading as 2924.29.43 to reflect a change in its scope.

(2) Subheading 2935.00.05: Insert a reference to "Methyl-4-aminobenzenesulfonylcarbamate

(Asulam)" in the Article Description, so that the description would read as follows:

"4-Amino-6-chloro-m-benzenedisulfonamide; and Methyl-4-aminobenzenesulfonylcarbamate (Asulam)"

Renumber the subheading as 2935.00.06 to reflect a change in its scope.

**Written Submissions**

Interested parties are invited to submit written statements concerning two proposed changes outlined above. Commercial or financial information that a submitter desires to treat as confidential must be submitted on separate sheets of paper, each clearly marked "Confidential Business Information" at the top. All submissions requesting confidential treatment must conform with the requirements of § 201.6 of the Commission's rules of practice and procedure (19 CFR 201.6). All written submissions, except for confidential business information, will be made available in the Office of the Secretary of the Commission for inspection by interested parties. To be assured of consideration by the Commission, written statements relating to the proposed changes above should be submitted to the Commission at the earliest practical date and should be received no later than the close of business on January 19, 2001. All submissions should be addressed to the Secretary, United States International Trade Commission, 500 E Street SW, Washington, DC 20436. The Commission's rules do not authorize filing submissions with the Secretary by facsimile or by electronic means.

Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-205-2000. General information concerning the Commission may also be obtained by accessing its Internet server (<http://www.usitc.gov>).

**List of Subjects**

Tariffs/HTS, Harmonized System, WCO, and imports.

Issued: December 21, 2000.

By order of the Commission.

**Donna R. Koehnke,**

*Secretary.*

[FR Doc. 00-33257 Filed 12-28-00; 8:45 am]

BILLING CODE 7020-02-P



*Bureau Form Number:* None.  
*Frequency of Collection:* On occasion, quarterly and annually.  
*Description of Respondents:* Underground coal mining operators.  
*Total Annual Responses:* 20,745.  
*Total Annual Burden Hours:* 95,443.

Dated: February 9, 2001.  
**Richard G. Bryson,**  
 Chief, Division of Regulatory Support.  
 [FR Doc. 01-3945 Filed 2-15-01; 8:45 am]  
 BILLING CODE 4310-05-M

**INTERNATIONAL TRADE COMMISSION**

[Investigation No. 1205-5]

**Proposed Modifications to the Harmonized Tariff Schedule of the United States**

**AGENCY:** United States International Trade Commission.  
**ACTION:** Additional proposed amendments.

**SUMMARY:** On November 18, 1999, the Commission instituted investigation No. 1205-5, Proposed Modifications to the Harmonized Tariff Schedule of the United States, pursuant to section 1205 of the Omnibus Trade and Competitiveness Act of 1988. Section 1205 directs the Commission to keep the Harmonized Tariff Schedule of the United States (HTS) under continuous review and to recommend modifications to the HTS (1) when amendments to the International Convention on the Harmonized Commodity Description and Coding System (Harmonized System), and the Protocol thereto, are recommended by the World Customs Organization (WCO) (formerly known as the Customs Cooperation Council) for adoption, and (2) as other circumstances warrant. The Commission's final report will set forth the proposed changes and indicate the necessary changes in the HTS that would be needed to conform the HTS to the international nomenclature structure; the report will also include other appropriate explanatory information on the proposed changes. A preliminary report

was submitted to the Office of the United States Trade Representative in March 2000. Since that time, the Commission has been informed of additional proposed amendments to the HTS that should be included in the final report.

**EFFECTIVE DATE:** February 9, 2001.

**FOR FURTHER INFORMATION CONTACT:** Eugene A. Rosengarden, Director (202-205-2592), Office of Tariff Affairs and Trade Agreements, U.S. International Trade Commission, Washington, DC 20436. Hearing impaired individuals are advised that information on this investigation can be obtained by contacting the TDD terminal on (202) 205-1810.

**Background**

The majority of the changes proposed in the Commission's preliminary report are the result of the work of the WCO and its Harmonized System Committee (HSC) to update and clarify the Harmonized System nomenclature, as part of the WCO's long-term program to review the nomenclature structure on a formal basis. These proposed changes, which are to become effective in January 2002, are available in the Office of the Secretary, Room 112, United States International Trade Commission, 500 E Street SW, Washington, DC 20436 (telephone 202-205-2000) and are posted on the Commission's website (<http://www.usitc.gov>). These changes encompass all decisions taken by the HSC since the implementation of the last set of WCO modifications to the Harmonized System, which were effective as of January 1, 1996. Future notices will be issued in this investigation indicating the final resolution of all matters and decisions taken by the HSC during the course of Commission consideration.

Other proposed changes included in this investigation are requested by the U.S. Customs Service, in order to clarify the proper tariff classification and duty treatment of particular goods due to decisions of the Court of International Trade, the HSC, or the US Customs Service. These changes, including those which are the subject of this notice, will

be treated separately in the Commission's final report.

The Commission has prepared non-authoritative cross-reference tables in its preliminary report to provide guidance to potentially affected parties and to show the likely existing and future tariff classifications of the goods concerned. The Customs Service has domestic legal authority for tariff classification and may provide information, both during the course of the investigation and after the Commission's report is submitted, that indicates different or additional tariff classifications of some goods. Moreover, the WCO will eventually issue a cross-reference table under Article 16 of the Harmonized System Convention, indicating the agreed international classifications (existing and future) of the goods affected by the proposed changes. The latter table may be released later in the Commission's investigation, and differences between international and domestic classification of a few goods may be suggested (in some cases due to reservations filed by WCO member countries or to theoretical or asserted classifications for some goods). Thus, the classifications shown in the Commission's cross-reference tables may be subject to change in the final report.

**Additional Proposed Amendments to the HTS**

In addition to the changes to the HTS already proposed in the Commission's preliminary report and in the **Federal Register** of December 29, 2001 (65 FR 83032), the following changes are also proposed, in order to correct an error made during the conversion of the former Tariff Schedules of the United States (TSUS) to the format of the Harmonized System. These new proposed changes are set out below.

(1) Subheading 4015.11.00: Delete the expression "and medical" from the Article Description. Renumber the subheading as 4015.11.01 to reflect a change in its scope.

(2) Subheadings 4015.19.10 and 4015.19.50: Delete and substitute the following:

[Articles of apparel and clothing. . .]  
 [Gloves]:

	[Other]:			
"4015.19.05	Medical .....	Free		25%
	Other:			
4015.19.10	Seamless .....	3%	Free (A,CA,E,IL,J,MX)	25%
4015.19.50	Other .....	14%	Free (A+,CA,D,E,IL,J,MX)"	75%

**Written Submissions**

Interested parties are invited to submit written statements concerning the proposed changes outlined above. Commercial or financial information that a submitter desires to treat as confidential must be submitted on separate sheets of paper, each clearly marked "Confidential Business Information" at the top. All submissions requesting confidential treatment must conform with the requirements of § 201.6 of the Commission's rules of practice and procedure (19 CFR 201.6). All written submissions, except for confidential business information, will be made available in the Office of the Secretary of the Commission for inspection by interested parties. To be assured of consideration by the Commission, written statements relating to the proposed changes above should be submitted to the Commission at the earliest practical date and should be received no later than the close of business on March 2, 2001. All submissions should be addressed to the Secretary, United States International Trade Commission, 500 E Street SW, Washington, DC 20436. The Commission's rules do not authorize filing submissions with the Secretary by facsimile or by electronic means.

Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-205-2000. General information concerning the Commission may also be obtained by accessing its Internet site (<http://www.usitc.gov>).

**List of Subjects**

Tariffs/HTS, Harmonized system, WCO, and Imports.

Issued: February 13, 2001.

By order of the Commission.

**Donna R. Koehnke,**

Secretary.

[FR Doc. 01-4015 Filed 2-15-01; 8:45 am]

BILLING CODE 7020-02-P

**INTERNATIONAL TRADE COMMISSION**

[Inv. No. 337-TA-434]

**In the matter of Certain Magnetic Resonance Injection Systems and Components Thereof; Notice of a Decision Not To Review an Initial Determination Granting a Motion for Summary Determination of Invalidity; Termination of the Investigation With a Finding of No Violation; Denial as Moot of Complainant's Motion To Suspend Investigation and Related Motions Filed by Respondents**

**AGENCY:** U.S. International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission has determined not to review an initial determination (ID) (Order No. 16) issued by the presiding administrative law judge (ALJ) in the above-captioned investigation finding the only patent at issue in the investigation to be invalid. The determination not to review the summary determination ID results in termination of the investigation with a finding of no violation of section 337. Complainant's motion to suspend the investigation and related motions by respondents are denied as moot.

**FOR FURTHER INFORMATION CONTACT:** Jean Jackson, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436, telephone (202) 205-3104. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810. General information concerning the Commission may also be obtained by accessing its Internet server (<http://www.usitc.gov>).

**SUPPLEMENTARY INFORMATION:** The Commission instituted this investigation on May 26, 2000, based on a complaint filed by Medrad, Inc. of Indianola, Pennsylvania. The complaint alleged a violation of section 337 of the Tariff Act of 1930, 337 U.S.C. 1337, based on infringement of U.S. Letters Patent Re. 36,648, (the '648 patent) owned by complainant. The respondents named in the investigation are Nemoto Kyorindo Co., Ltd. of Tokyo, Japan; Ligbel-Flarshem Co. of Cincinnati, Ohio; and Mallinckrodt Inc. (New York Corp) and Mallinckrodt Inc. (Delaware Corp) both of Hazelwood, Missouri. 65 FR 34231.

On September 26, 2000, the ALJ issued an ID finding the '648 patent invalid due to certain omissions that

occurred during patent reissue proceedings at the U.S. Patent and Trademark Office. The ALJ suspended the investigation during the pendency of the ID before the Commission. Petitions for review of the ID were filed on October 6, 2000, by complainant and by the Commission investigative attorney. Responses were filed on October 19, 2000. On October 16, 2000, the Commission determined to extend the date for determining whether to review the ID until December 6, 2000. 65 FR 63096 (October 20, 2000). On November 17, 2000, complainant Medrad filed a motion to suspend the investigation pending the outcome of a petition for reissue of the '648 patent that it had filed on November 16, 2000, with the U.S. Patent and Trademark Office. Respondents opposed the motion and the IA supported it. Respondents filed a motion to file a reply to the IA's response on December 4, 2000.

On November 27, 2000, the Commission extended the date for determining whether to review the summary determination ID until 30 days after it decides the motion to suspend the investigation. 65 FR 75303 (December 1, 2000). On January 16, 2001, respondent Nemoto filed a motion to compel the Commission to remand complainant's motion for suspension of the investigation to the presiding ALJ for determination. On January 18, 2001, the remaining respondents joined Nemoto's motion.

This action is taken under the authority of section 337 of the Tariff Act of 1930, 19 U.S.C. 1337, and section 210.42(h)(3) of the Commission of Practice and Procedure, 19 CFR 210.42(h)(3).

Copies of the nonconfidential version of the ID and all other nonconfidential documents filed in connection with this investigation are or will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street SW., Washington, DC 20436, telephone 202-205-2000. Copies of these documents may also be downloaded from the Commission's Internet server at <http://www.usitc.gov>. Hearing impaired persons are advised that information on this matter can be obtained by contacting the Commission TDD terminal on 202-205-1810.

By order of the Commission.

Issued: February 12, 2001.

**Donna R. Koehnke,**

Secretary.

[FR Doc. 01-4892 Filed 2-15-01; 8:45 am]

BILLING CODE 7020-02-P

A-8

injury, or the establishment of an industry in the United States is materially retarded, by reason of imports from China of automotive replacement glass windshields, provided for in subheading 7007.21.10 of the Harmonized Tariff Schedule of the United States, that are alleged to be sold in the United States at less than fair value. Unless the Department of Commerce extends the time for initiation pursuant to section 732(c)(1)(B) of the Act (19 U.S.C. 1673a(c)(1)(B)), the Commission must reach a preliminary determination in antidumping investigations in 45 days, or in this case by April 16. The Commission's views are due at the Department of Commerce within five business days thereafter, or by April 23.

For further information concerning the conduct of this investigation and rules of general application, consult the Commission's Rules of Practice and Procedure, part 201, subparts A through E (19 CFR part 201), and part 207, subparts A and B (19 CFR part 207).

**EFFECTIVE DATE:** February 28, 2001.

**FOR FURTHER INFORMATION CONTACT:** Fred Ruggles (202-205-3187), Office of Investigations, U.S. International Trade Commission, 500 E Street SW., Washington, DC 20436. Hearing-impaired persons can obtain information on this matter by contacting the Commission's TDD terminal on 202-205-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-205-2000. General information concerning the Commission may also be obtained by accessing its internet server (<http://www.usitc.gov>). The public record for this investigation may be viewed on the Commission's electronic docket (EDIS-ON-LINE) at <http://dockets.usitc.gov/eol/public>.

**SUPPLEMENTARY INFORMATION:**

**Background**

This investigation is being instituted in response to a petition filed on February 28, 2001, by PPG Industries, Pittsburgh, PA; Safelite Glass Corporation, Columbus, OH; and Apogee Enterprises, Inc., Minneapolis, MN.

**Participation in the Investigation and Public Service List**

Persons (other than petitioners) wishing to participate in the investigation as parties must file an entry of appearance with the Secretary to the Commission, as provided in sections 201.11 and 207.10 of the

Commission's rules, not later than seven days after publication of this notice in the **Federal Register**. Industrial users and (if the merchandise under investigation is sold at the retail level) representative consumer organizations have the right to appear as parties in Commission antidumping investigations. The Secretary will prepare a public service list containing the names and addresses of all persons, or their representatives, who are parties to this investigation upon the expiration of the period for filing entries of appearance.

**Limited Disclosure of Business Proprietary Information (BPI) Under an Administrative Protective Order (APO) and BPI Service List**

Pursuant to section 207.7(a) of the Commission's rules, the Secretary will make BPI gathered in this investigation available to authorized applicants representing interested parties (as defined in 19 U.S.C. 1677(9)) who are parties to the investigation under the APO issued in the investigation, provided that the application is made not later than seven days after the publication of this notice in the **Federal Register**. A separate service list will be maintained by the Secretary for those parties authorized to receive BPI under the APO.

**Conference**

The Commission's Director of Operations has scheduled a conference in connection with this investigation for 9:30 a.m. on March 21, 2001, at the U.S. International Trade Commission Building (Courtroom B), 500 E Street SW., Washington, DC. Parties wishing to participate in the conference should contact Fred Ruggles (202-205-3187) not later than March 19 to arrange for their appearance. Parties in support of the imposition of antidumping duties in this investigation and parties in opposition to the imposition of such duties will each be collectively allocated one hour within which to make an oral presentation at the conference. A nonparty who has testimony that may aid the Commission's deliberations may request permission to present a short statement at the conference.

**Written Submissions**

As provided in sections 201.8 and 207.15 of the Commission's rules, any person may submit to the Commission on or before March 26, a written brief containing information and arguments pertinent to the subject matter of the investigation. Parties may file written testimony in connection with their

presentation at the conference no later than three days before the conference. If briefs or written testimony contain BPI, they must conform with the requirements of sections 201.6, 207.3, and 207.7 of the Commission's rules. The Commission's rules do not authorize filing of submissions with the Secretary by facsimile or electronic means.

In accordance with sections 201.16(c) and 207.3 of the rules, each document filed by a party to the investigation must be served on all other parties to the investigation (as identified by either the public or BPI service list), and a certificate of service must be timely filed. The Secretary will not accept a document for filing without a certificate of service.

**Authority:** This investigation is being conducted under authority of title VII of the Tariff Act of 1930; this notice is published pursuant to section 207.12 of the Commission's rules.

Dated: March 2, 2001.

By order of the Commission.

Donna R. Koehnke,  
Secretary.

[FR Doc. 01-5745 Filed 3-7-01; 8:45 am]

BILLING CODE 7020-02-P

**INTERNATIONAL TRADE COMMISSION**

[Investigation No. 1205-5]

**Proposed Modifications to the Harmonized Tariff Schedule of the United States**

**AGENCY:** United States International Trade Commission.

**ACTION:** Additional proposed amendments.

**EFFECTIVE DATE:** February 28, 2001.

**SUMMARY:** On November 18, 1999, the Commission instituted investigation No. 1205-5, Proposed Modifications to the Harmonized Tariff Schedule of the United States, pursuant to section 1205 of the Omnibus Trade and Competitiveness Act of 1988. Section 1205 directs the Commission to keep the Harmonized Tariff Schedule of the United States (HTS) under continuous review and to recommend modifications to the HTS (1) when amendments to the International Convention on the Harmonized Commodity Description and Coding System (Harmonized System), and the Protocol thereto, are recommended by the World Customs Organization (WCO) (formerly known as the Customs Cooperation Council) for adoption, and (2) as other circumstances warrant. The Commission's final report

will set forth the proposed changes and indicate the necessary changes in the HTS that would be needed to conform the HTS to the international nomenclature structure; the report will also include other appropriate explanatory information on the proposed changes. A preliminary report was submitted to the Office of the United States Trade Representative in March 2000. Since that time, the Commission has been informed of additional proposed amendments to the HTS that should be included in the final report.

**FOR FURTHER INFORMATION CONTACT:**

Eugene A. Rosengarden, Director (202-205-2592), Office of Tariff Affairs and Trade Agreements, U.S. International Trade Commission, Washington, DC 20436. Hearing impaired individuals are advised that information on this investigation can be obtained by contacting the TDD terminal on (202) 205-1810.

**Background**

The majority of the changes proposed in the Commission's preliminary report are the result of the work of the WCO and its Harmonized System Committee (HSC) to update and clarify the Harmonized System nomenclature, as part of the WCO's long-term program to review the nomenclature structure on a formal basis. These proposed changes, which are to become effective on January 1, 2002, are available in the

Office of the Secretary, Room 112, United States International Trade Commission, 500 E Street SW., Washington, DC 20436 (telephone 202-205-2000) and are posted on the Commission's website (<http://www.usitc.gov>). These changes encompass all decisions taken by the HSC since the implementation of the last set of WCO modifications to the Harmonized System, which were effective as of January 1, 1996. Future notices will be issued in this investigation indicating the final resolution of all matters and decisions taken by the HSC during the course of Commission consideration.

Other proposed changes included in this investigation are requested by the U.S. Customs Service, in order to clarify the proper tariff classification and duty treatment of particular goods due to decisions of the Court of International Trade, the HSC, or the U.S. Customs Service. These changes, including those which are the subject of this notice, will be treated separately in the Commission's final report.

The Commission has prepared non-authoritative cross-reference tables in its preliminary report to provide guidance to potentially affected parties and to show the likely existing and future tariff classifications of the goods concerned. The Customs Service has domestic legal authority for tariff classification and may provide information, both during the course of the investigation and after

the Commission's report is submitted, that indicates different or additional tariff classifications of some goods. Moreover, the WCO will eventually issue a cross-reference table under Article 16 of the Harmonized System Convention, indicating the agreed international classifications (existing and future) of the goods affected by the proposed changes. The latter table may be released later in the Commission's investigation, and differences between international and domestic classification of a few goods may be suggested (in some cases due to reservations filed by WCO member countries or to theoretical or asserted classifications for some goods). Thus, the classifications shown in the Commission's cross-reference tables may be subject to change in the final report.

**Additional Proposed Amendments to the HTS**

In addition to the changes to the HTS already proposed in the Commission's preliminary report and in the **Federal Register** notices of December 29, 2000 (65 FR 83032) and of February 16, 2001 (66 FR 10743), the following changes are proposed:

(1) The following new subheadings 4202.92.05 and 4202.92.10 are inserted in numerical sequence, along with their superior heading and with the level of indentation as indicated below:

	[Trunks, suitcases, vanity cases, attaché cases, . . .]			
	[Other:]			
	[With outer surface of sheeting of . . .]			
	“Insulated food or beverage bags:			
4202.92.05	With outer surface of textile materials.	7%	Free (A,CA,E,IL,J,MX)	40%
4202.92.10	Other	3.4%	Free (A,CA,E,IL,J,MX)”	80%
	[Travel, sports and similar bags:]			

(2) Subheadings 4410.10.10 through 4409.10.90 are superseded by the following:

	[Wood (including strips and friezes . . .)]			
	[Coniferous:]			
4409.10.05	Wood continuously shaped along any of its ends, whether or not also continuously shaped along any of its edges or faces, all the foregoing whether or not planed, sanded or edge-jointed.	3.2%	Free (A,CA,E,IL,J,MX)	33 1/3%
	Other:			
4409.10.10	Wood siding	Free		2.2¢/m <sup>2</sup>
4409.10.20	Wood flooring	Free		33 1/3%
	Wood moldings:			
	Standard wood molding:			
4409.10.40	Pine (Pinus spp.)	Free		5%
4409.10.45	Other	Free		5%
4409.10.50	Other	Free		40%
	Wood dowel rods:			
4409.10.60	Plain	Free		5%
4409.10.65	Sanded, grooved or otherwise advanced in condition.	4.9%	Free (A+,CA,D,E,IL,J,MX)	33 1/3%
4409.10.90	Other	Free		\$1.70/m <sup>3</sup>

(3) Subheadings 4409.20.10 through 4409.20.90 are superseded by the following:

	[Wood (including strips and friezes . . .)]				
	[Nonconiferous:]				
"4409.20.05 .....	Wood continuously shaped along any of its ends, whether or not also continuously shaped along any of its edges or faces, all the foregoing whether or not planed, sanded or edge-jointed.	3.2%	Free (A,CA,E,IL,J,MX)	.....	33 1/3%
	Other:				
4409.20.10 .....	Wood siding .....	Free			4.3¢/m <sup>2</sup>
4409.20.25 .....	Wood flooring .....	Free			8%
	Wood moldings:				
4409.20.40 .....	Standard wood molding .....	Free			5%
4409.20.50 .....	Other .....	Free			40%
	Wood dowel rods:				
4409.20.60 .....	Plain .....	Free			5%
4409.20.65 .....	Sanded, grooved, or otherwise advanced in condition.	4.9%	Free (A+,CA,D,E,IL,J,MX)	.....	33 1/3%
4409.20.90 .....	Other .....	Free			\$1.70/m <sup>3</sup> "

(4) The article description for subheading 9504.90.40 is superseded by the following:

"Game machines, other than those operated by coins, banknotes (paper currency), discs or other similar articles; parts and accessories thereof"

**Written Submissions**

Interested parties are invited to submit written statements concerning the proposed changes outlined above. Commercial or financial information that a submitter desires to treat as confidential must be submitted on separate sheets of paper, each clearly marked "Confidential Business Information" at the top. All submissions requesting confidential treatment must conform with the requirements of § 201.6 of the Commission's rules of practice and procedure (19 CFR 201.6). All written submissions, except for confidential business information, will be made available in the Office of the Secretary of the Commission for inspection by interested parties. To be assured of consideration by the Commission, written statements relating to the proposed changes above should be submitted to the Commission at the earliest practical date and should be received no later than the close of business on March 23, 2001. All submissions should be addressed to the Secretary, United States International Trade Commission, 500 E Street SW., Washington, DC 20436. The Commission's rules do not authorize filing submissions with the Secretary by facsimile or by electronic means.

Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-205-2000. General information concerning the Commission may also be obtained by accessing its

Internet site (<http://www.usitc.gov>). The public record for this investigation may be viewed on the Commission's electronic docket (EDIS-ON-LINE) at <http://dockets.usitc.gov/eol/public>.

**List of Subjects**

Tariffs/HTS, Harmonized System, WCO, and imports.

Issued: March 5, 2001.  
By order of the Commission.

**Donna R. Koehnke**,  
*Secretary*.  
[FR Doc. 01-5747 Filed 3-7-01; 8:45 am]  
BILLING CODE 7020-02-P

**INTERNATIONAL TRADE COMMISSION**

[Investigation No. 731-TA-870 (Final)]

**Steel Wire Rope From Malaysia**

**AGENCY:** United States International Trade Commission.

**ACTION:** Termination of investigation.

**SUMMARY:** On February 28, 2001, the Department of Commerce published notice in the *Federal Register* of a negative final determination of sales at less than fair value in connection with the subject investigation (66 FR 12759). Accordingly, pursuant to section 207.40(a) of the Commission's Rules of Practice and Procedure (19 CFR § 207.40(a)), the antidumping investigation concerning steel wire rope from Malaysia (investigation No. 731-TA-870 (Final)) is terminated.

**EFFECTIVE DATE:** February 28, 2001.

**FOR FURTHER INFORMATION CONTACT:** Jeff Clark (202-205-3195), Office of Investigations, U.S. International Trade Commission, 500 E Street SW., Washington, DC 20436. Hearing-impaired individuals are advised that information on this matter can be

obtained by contacting the Commission's TDD terminal on 202-205-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-205-2000. General information concerning the Commission may also be obtained by accessing its internet server (<http://www.usitc.gov>). The public record for this investigation may be viewed on the Commission's electronic docket (EDIS-ON-LINE) at <http://dockets.usitc.gov/eol/public>.

**Authority:** This investigation is being terminated under authority of title VII of the Tariff Act of 1930; this notice is published pursuant to section 201.10 of the Commission's rules (19 CFR 201.10).

Dated: March 5, 2001.  
By order of the Commission.

**Donna R. Koehnke**,  
*Secretary*.  
[FR Doc. 01-5746 Filed 3-7-01; 8:45 am]  
BILLING CODE 7020-02-P

**DEPARTMENT OF JUSTICE**

**Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act**

In accordance with Departmental policy, 28 CFR 50.7, notice is hereby given that a proposed Consent Decree in *United States v. City of Arkansas City, Kansas, et al.* Civil Action No. 01-1056-JTM was lodged on February 22, 2001, with the United States District Court for the District of Kansas. With regard to the Defendants, City of Arkansas City, Kansas, City of Winfield, Kansas, General Electric Company, Greif Bros. Corporation, Gordon-Piaty Energy Group, Inc., Struther Field Commission

developed as a result of the plan and FLPMA.

7. Lands purchased with LWCF money will be managed consistent with the BLM policies guiding such acquisitions, which includes limiting development. The construction of capital improvements (such as visitor centers, pavilions, and electricity, water or phone lines) are not anticipated at this time.

8. Decisions in the plan will be consistent, to the maximum extent possible, with the policies, plans and programs of local Governments, State agencies and other Federal agencies, and the goals of the Chesapeake Bay Program.

In addition, the Maryland State legislature has required certain information and analyses in any plans prepared for potential State acquisitions in the region. Given the fact that this will be a CMP, it will include the following items: Purchase Plan, Management Oversight Plan, Operating Plan, Public Access Plan, Forestry Management Plan, Wildlife Management Plan, and Water Management Plan.

Complete records of all phases of the planning process will be available at the Milwaukee Field Office and are available upon request.

Dated: April 9, 2001.

Chris Hanson,

Acting Milwaukee Field Manager.

[FR Doc. 01-10611 Filed 4-27-01; 8:45 am]

BILLING CODE 4310-PN-P

**INTERNATIONAL TRADE COMMISSION**

[Investigation No. 1205-5]

**Proposed Modifications to the Harmonized Tariff Schedule of the United States**

**AGENCY:** International Trade Commission.

**ACTION:** Additional proposed amendments.

**EFFECTIVE DATE:** April 23, 2001.

**SUMMARY:** On November 18, 1999, the Commission instituted investigation No. 1205-5, Proposed Modifications to the Harmonized Tariff Schedule for the United States, pursuant to section 1205 of the Omnibus Trade and

Competitiveness Act of 1988. Section 1205 directs the Commission to keep the Harmonized Tariff Schedule of the United States (HTS) under continuous review and to recommend modifications to the HTS (1) when amendments to the International Convention on the Harmonized Commodity Description and Coding System (Harmonized System), and the Protocol thereto, are recommended by the World Customs Organization (Harmonized System), and the Protocol thereto, are recommended by the World Customs Organization (WCO) (formerly known as the Customs Cooperation Council) for adoption, and (2) as other circumstances warrant. The Commission's final report will set forth the proposed changes and indicate the necessary changes in the HTS that would be needed to conform the HTS to the international nomenclature structure; the report will also include other appropriate explanatory information on the proposed changes. A preliminary report was submitted to the Office of the United States Trade Representative in March 2000. Since that time, the Commission has been informed of additional proposed amendments to the HTS that should be included in the final report.

**FOR FURTHER INFORMATION CONTACT:** Eugene A. Rosengarden, Director (202-205-2592), Office of Tariff Affairs and Trade Agreements, U.S. International Trade Commission, Washington, DC 20436. Hearing impaired individuals are advised that information on this investigation can be obtained by contacting the TDD terminal on (202) 205-1810.

**Background**

The majority of the changes proposed in the Commission's preliminary report are the result of the work of the WCO and its Harmonized System Committee (HSC) to update and clarify the Harmonized System nomenclature, as part of the WCO's long-term program to review the nomenclature structure on a formal basis. These proposed changes, which are to become effective in January 2002, are available in the Office of the Secretary, Room 112, United States International Trade Commission, 500 E Street SW., Washington, DC 20436 (telephone 202-205-2000) and are posted on the Commission's website (<http://www.usitc.gov>). These changes encompass all decisions taken by the

HSC since the implementation of the last set of WCO modifications to the Harmonized System, which were effective as of January 1, 1996.

Other proposed changes included in this investigation have been requested by the U.S. Customs Service, in order to clarify the proper tariff classification and duty treatment of particular goods due to decisions of the Court of International Trade, the HSC, or the U.S. Customs Service. These changes, including those which are the subject of this notice, will be treated separately in the Commission's final report.

The Commission prepared non-authoritative cross-reference tables in its preliminary report to provide guidance to potentially affected parties and to show the likely existing and future tariff classifications of the goods concerned. The Customs Service has domestic legal authority for tariff classification and may provide information, both during the course of the investigation and after the Commission's report is submitted, that indicates different or additional tariff classifications of some goods. Moreover, the WCO has recently issued a cross-reference table under Article 16 of the Harmonized System Convention, indicating the international classifications (existing and future) of the goods affected by the proposed changes. Thus, the classifications shown in the Commission's preliminary cross-reference tables may be subject to change in the final report in light of WCO's cross-reference table.

**Additional Proposed Amendments to the HTS**

In addition to the changes to the HTS already proposed in the Commission's preliminary report and in the **Federal Register** of December 29, 2000 (65 F.R. 83032), February 16, 2001 (66 FR 10743) and March 8, 2001 (66 FR 13963), the following changes are proposed to clarify proposals already set forth in the Commission's preliminary report to the U.S. Trade Representative, Proposed Modifications to the Harmonized Tariff Schedule of the United States, Investigation No. 1205-5 (Preliminary) (USITC Publication 3295). These new proposed changes are set out below.

*Chapter 8*

Subheadings 0805.30, 0805.30.20 and 0805.30.40 are superseded by the following:

[Citrus fruit, fresh or dried:]

"0805.50	Lemons ( <i>Citrus limon</i> , <i>Citrus limonum</i> ) and limes ( <i>Citrus aurantifolia</i> , <i>Citrus latifolia</i> ):			
0805.50.20	Lemons .....	2.2¢/kg	Free (A+,CA,E,IL,J)	0.2¢/kg (MX)
	Limes..			5.5¢/kg

0805.50.30	Tahitian limes, Persian limes and other limes of the <i>Citrus latifolia</i> variety.	0.8%	Free (A*,CA,E,IL,J,MX)	35%
0805.50.40	Other .....	1.8¢/kg	Free (A,CA,E,IL,J) 0.2¢/kg (MX)''	4.4¢/kg

[This proposed amendment replaces item 08-1 in Appendix B of USITC Pub. 3295.]

**Chapter 85**

Note 6 to chapter 85 is superseded by the following:

“6. Records, tapes and other media of heading 8523 or 8524 remain classified in those headings, when entered with

the apparatus for which they are intended.

This note does not apply to such media when they are entered with articles other than the apparatus for which they are intended.

For the purposes of this note, the term “apparatus for which they are intended” refers to apparatus which reads or plays

the media or which records or writes on the media.”

[This proposed amendment replaces item 85-3 in Appendix B of USITC Pub. 3295.]

**Chapter 98**

The following new heading 9817.64.01 is inserted in numerical sequence:

“9817.64.01 Footwear, other than goods of heading 9021, of a kind for supporting or holding the foot following an illness, operation or injury, provided that such footwear is (1) made to measure and (2) presented singly and not in pairs and designed to fit either foot equally.

Free The rate applicable in the absence of this heading.”

**Written Submissions**

Interested parties are invited to submit written statements concerning the proposed changes outlined above. Commercial or financial information that a submitter desires to treat as confidential must be submitted on separate sheets of paper, each clearly marked “Confidential Business Information” at the top. All submissions requesting confidential treatment must conform with the requirements of § 201.6 of the Commission’s rules of practice and procedure (19 CFR 201.6). All written submissions, except for confidential business information, will be made available in the Office of the Secretary of the Commission for inspection by interested parties. To be assured of consideration by the Commission, written statements relating to the proposed changes above should be submitted to the Commission at the earliest practical date and should be received no later than the close of business on May 11, 2001. All submissions should be addressed to the Secretary, United States International Trade Commission, 500 E Street SW., Washington, DC 20436. The Commission’s rules do not authorize filing submissions with the Secretary by facsimile or by electronic means.

Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-205-2000. General information concerning the Commission may also be obtained by accessing its Internet server (<http://www.usitc.gov>). The public record for these investigations may be viewed on the Commission’s electronic docket (EDIS-ON-LINE) at <http://dockets.usitc.gov/eol/public>.

**List of Subjects**

Tariffs/HTS, Harmonized System, WCO, and imports.

By order of the Commission.

Issued: April 24, 2001.

**Donna R. Koehnke,**

*Secretary.*

[FR Doc. 01-10697 Filed 4-27-01; 8:45 am]

BILLING CODE 7020-02-M

**DEPARTMENT OF LABOR**

**Occupational Safety and Health Administration**

[Docket No. ICR-1218-0132(2001)]

**Standard on Specifications for Accident Prevention Signs and Tags; Extension of the Office of Management and Budget’s (OMB) Approval of Information-Collection (Paperwork) Requirements**

**AGENCY:** Occupational Safety and Health Administration (OSHA), Labor.

**ACTION:** Notice of an opportunity for public comment.

**SUMMARY:** OSHA solicits comments concerning its proposal to decrease the existing burden-hour estimates, and to extend OMB approval of the collection-of-information requirements, of the standard on Specifications for Accident Prevention Signs and Tags; this standard regulates the design, working and application of signs and tags that inform employees of workplace safety and health hazards.

**DATES:** Submit written comments on or before June 29, 2001.

**ADDRESSES:** Submit written comments to the Docket Office, Docket No. ICR-1218-0132(2001), OSHA, U.S.

Department of Labor, Room N-2625, 200 Constitution Avenue, NW., Washington, DC 20210; telephone: (202) 693-2350. Commenters may transmit written comments of 10 pages or less by facsimile to (202) 693-1648.

**FOR FURTHER INFORMATION CONTACT:**

Theda Kenney, Directorate of Safety Standards Programs, OSHA, U.S. Department of Labor, Room N-3609, 200 Constitution Avenue, NW., Washington, DC 20210; telephone: (202) 693-2222. A copy of the Agency’s Information-Collection Request (ICR) supporting the need for the information collections contained in the standard on Specifications for Accident Prevention Signs and Tags (29 CFR 1910.145) is available for inspection and copying in the Docket Office or by requesting a copy from Theda Kenney at (202) 693-2222. For electronic copies of the ICR contact OSHA on the Internet at <http://www.osha.gov/comp-links.html> and select “Information Collection Requests.”

**SUPPLEMENTARY INFORMATION:**

**I. Background**

The Department of Labor, as part of its continuing effort to reduce paperwork and respondent (i.e., employer) burden, conducts a preclearance consultation program to provide the public with an opportunity to comment on proposed and continuing information-collection requirements in accordance with the Paperwork Reduction Act of 1995 (PRA-95) (44 U.S.C. 3506(c)(2)(A)). This program ensures that information is in the desired format, reporting burden (time and cost) is minimal, collection instruments are clearly understood, and OSHA’s estimate of the information-collection burden is correct.





## **APPENDIX B**

# **PROPOSED MODIFICATIONS TO THE HTS**



Appendix B

**PROPOSED AMENDMENTS TO THE HARMONIZED TARIFF SCHEDULE  
OF THE UNITED STATES (HTS)  
PURSUANT TO SECTION 1205 OF THE OMNIBUS TRADE AND TARIFF ACT OF 1988**

**[TO BECOME EFFECTIVE 1 JANUARY 2002]**

## Appendix B

### CHAPTER 1

01-1. Subheadings 0101.11.00 to 0101.20.40 are superseded by the following:

	[Live horses, asses, mules and hinnies:]			
“0101.10.00	Purebred breeding animals . . . . .	Free		Free
0101.90	Other:			
0101.90.10	Horses . . . . .	Free		20%
0101.90.20	Asses . . . . .	6.8%	Free (A+,CA,D,E, IL,J,MX)	15%
	Mules and hinnies:			
0101.90.30	Imported for immediate slaughter . . .	Free		Free
0101.90.40	Other . . . . .	4.5%	Free (A+,CA,D,E, IL,J,MX)”	20%

01-2. Heading 0106 and its subheadings are superseded by the following:

“0106	Other live animals:			
	Mammals:			
0106.11.00	Primates . . . . .	Free		15%
0106.12.00	Whales, dolphins and porpoises (mammals of the order Cetacea); manatees and dugongs (mammals of the order Sirenia) . .	Free		15%
	Other:			
0106.19.30	Foxes . . . . .	4.8%	Free (A+,CA,D,E, IL,J,MX)	15%
0106.19.90	Other . . . . .	Free		15%
0106.20.00	Reptiles (including snakes and turtles) . . . . .	Free		15%
	Birds:			
0106.31.00	Birds of prey . . . . .	1.8%	Free (A,CA,E,IL, J,MX)	20%
0106.32.00	Psittaciformes (including parrots, parakeets, macaws and cockatoos) . . . . .	1.8%	Free (A,CA,E,IL, J,MX)	20%
0106.39.00	Other . . . . .	1.8%	Free (A,CA,E,IL, J,MX)	20%
0106.90.00	Other . . . . .	Free		15%”

### CHAPTER 2

02-1. Subheadings 0208.90 through 0208.90.40 are superseded by the following:

	[Other meat and edible meat offal, fresh, ...]			
“0208.30.00	Of primates . . . . .	6.4%	Free (A+,CA,D,E, IL,J,MX)	20%
0208.40.00	Of whales, dolphins and porpoises (mammals of the order Cetacea); of manatees and dugongs (mammals of the order Sirenia) . . . . .	6.4%	Free (A+,CA,D,E, IL,J,MX)	20%
0208.50.00	Of reptiles (including snakes and turtles) . . . . .	6.4%	Free (A+,CA,D,E, IL,J,MX)	20%

## Appendix B

0208.90	Other:			
0208.90.20	Deer . . . . .	Free		13.2¢/kg
0208.90.30	Quail, eviscerated, not in pieces . . . . .	7¢/kg	Free (A+,CA,E,IL, J,MX)	22¢/kg
0208.90.90	Other . . . . .	6.4%	Free (A+,CA,D,E, IL,J,MX)"	20%

02-2. Subheadings 0210.90, 0210.90.20 and 0210.90.40 are superseded by the following:

	[Meat and edible meat offal, salted, in brine, ...]			
	“Other, including edible flours and meals of meat and meat offal:			
0210.91.00	Of primates . . . . .	2.3%	Free (A,CA,E,IL, J,MX)	20%
0210.92.00	Of whales, dolphins and porpoises (mammals of the order Cetacea); of manatees and dugongs (mammals of the order Sirenia) . . . . .	2.3%	Free (A,CA,E,IL, J,MX)	20%
0210.93.00	Of reptiles (including snakes and turtles) . . . . .	2.3%	Free (A,CA,E,IL, J,MX)	20%
0210.99	Other:			
0210.99.20	Meat of poultry of heading 0105 . . . . .	2.3%	Free (A,CA,E,IL, J,MX)	20%
0210.99.90	Other . . . . .	2.3%	Free (A,CA,E,IL, J,MX)"	20%

### CHAPTER 3

03-1. (a) Note 1(a) to chapter 3 is superseded by the following:

[1. This chapter does not cover:]

- “(a) Mammals of heading 0106;
- (b) Meat of mammals of heading 0106 (heading 0208 or 0210);”

(b) Present notes 1(b) and 1(c) to chapter 3 are redesignated as Notes 1(c) and 1(d), respectively.

03-2. (a) The following new subheadings 0302.34.00, 0302.35.00 and 0302.36.00 are inserted in numerical sequence after subheading 0302.33.00:

	[Fish, fresh or chilled, excluding fish fillets ...]			
	[Tunas (of the genus <u>Thunnus</u> ...)]			
“0302.34.00	Bigeye tunas ( <u>Thunnus obesus</u> ) . . . . .	Free		Free
0302.35.00	Bluefin tunas ( <u>Thunnus thynnus</u> ) . . . . .	Free		Free
0302.36.00	Southern bluefin tunas ( <u>Thunnus maccovii</u> ) . . . . .	Free		Free”

(b) Subheading 0302.39.00 is renumbered as 0302.39.01.

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03-3. Subheading 0303.10.00 is superseded by the following:

	[Fish, frozen, excluding fish fillets and other...]		
	“Pacific salmon ( <u>Oncorhynchus nerka</u> , <u>Oncorhynchus gorbuscha</u> , <u>Oncorhynchus</u> <u>keta</u> , <u>Oncorhynchus tshawytscha</u> , <u>Oncorhynchus kisutch</u> , <u>Oncorhynchus</u> <u>masou</u> and <u>Oncorhynchus rhodurus</u> ), excluding livers and roes:		
0303.11.00	Sockeye salmon (red salmon) ( <u>Oncorhynchus nerka</u> ) .....	Free	4.4¢/kg
0303.19.00	Other .....	Free	4.4¢/kg”

03-4. (a) The following new subheadings 0303.44.00, 0303.45.00 and 0303.46.00 are inserted in numerical sequence after subheading 0303.43.00:

	[Fish, frozen, excluding fish fillets and other...]		
	[Tunas (of the genus <u>Thunnus</u> ...)]		
“0303.44.00	Bigeye tunas ( <u>Thunnus obesus</u> ) .....	Free	Free
0303.45.00	Bluefin tunas ( <u>Thunnus thynnus</u> ) .....	Free	Free
0303.46.00	Southern bluefin tunas ( <u>Thunnus</u> <u>maccovii</u> ) .....	Free	Free”

(b) Subheading 0303.49.00 is renumbered as 0303.49.01.

03-5. Subheading 0305.20 is superseded by the following:

	[Fish, dried, salted or in brine; smoked fish, ...]
“0305.20	Livers and roes of fish, dried, salted or in brine:”

**CHAPTER 5**

05-1. Note 3 to chapter 5 is superseded by the following:

“1. Throughout the tariff schedule, elephant, hippopotamus, walrus, narwhal and wild boar tusks, rhinoceros horns and the teeth of all animals are to be regarded as “ivory”.”

**CHAPTER 7**

07-1. Subheadings 0709.51.00 and 0709.52.00 and the subheading immediately superior thereto are superseded by the following:

	[Other vegetables, fresh or chilled:]		
	“Mushrooms and truffles:		
0709.51.00	Mushrooms of the genus <u>Agaricus</u> .....	8.8¢/kg + 20%	Free (A+,CA,D,E,IL,J) 22¢/kg + 0.8¢/kg + 1.8% (MX) 45%
0709.52.00	Truffles .....	Free	Free
0709.59.00	Other .....	8.8¢/kg + 20%	Free (A+,CA,D,E,IL,J) 22¢/kg + 0.8¢/kg + 1.8% (MX) 45%”

07-2. Subheading 0709.90.90 is renumbered as 0709.90.91.

## Appendix B

07-3 Subheading 0710.80.10 is renumbered as 0710.80.15, and the article description is modified to read as follows:

“Bamboo shoots and water chestnuts, other than Chinese water chestnuts”

07-4. Subheading 0710.90.10 is renumbered as 0710.90.11 and its article description is superseded by the following:

“Mixtures of pea pods and water chestnuts, other than Chinese water chestnuts”

07-5. Subheading 0710.90.90 is renumbered as 0710.90.91.

07-6. Subheading 0711.10 is deleted.

07-7. The following new subheadings 0711.51.00, 0711.59, 0711.59.10 and 0711.59.90 and subheading immediately superior thereto are inserted in numerical sequence after subheading 0711.40.00:

[Vegetables provisionally preserved (for...)]			
“Mushrooms and truffles:			
0711.51.00	Mushrooms of the genus <u>Agaricus</u> . . . . .	5.7¢/kg on drained weight + 8%	Free (A+,CA,D,E,IL,J,MX) 22¢/kg on drained weight + 45%
Other:			
0711.59	Mushrooms . . . . .	5.7¢/kg on drained weight + 8%	22¢/kg on drained weight + 45%
0711.59.10	Mushrooms . . . . .	5.7¢/kg on drained weight + 8%	22¢/kg on drained weight + 45%
0711.59.90	Other . . . . .	7.7%	Free (A,CA,E,IL,J,MX)” 35%

07-8. Subheading 0711.90.40 is deleted.

07-9. (a) The following new subheading 0711.90.50 is inserted in numerical order:

[Vegetables provisionally preserved (for...)]			
[Other vegetables; mixtures of vegetables:]			
“0711.90.50	Onions . . . . .	5.1%	Free (A,CA,E,IL,J,MX)” 35%

(b) Subheading 0711.90.60 is renumbered as 0711.90.65.

## Appendix B

07-10. Subheadings 0712.30 through 0712.30.40 are superseded by the following:

	[Dried vegetables, whole, cut, sliced broken or...]			
	"Mushrooms, wood ears ( <u>Auricularia</u> spp.), jelly fungi ( <u>Tremella</u> spp.) and truffles:			
0712.31	Mushrooms of the genus <u>Agaricus</u> :			
0712.31.10	Air dried or sun dried .....	1.3¢/kg + 1.8%	Free (A,CA,E,IL, J,MX)	22¢/kg + 45%
0712.31.20	Other .....	1.9¢/kg + 2.6%	Free (A+,CA,D,E, IL,J,MX)	22¢/kg + 45%
0712.32.00	Wood ears ( <u>Auricularia</u> spp.) .....	8.3%	Free (A,CA,E,IL, J,MX)	35%
0712.33.00	Jelly fungi ( <u>Tremella</u> spp.) .....	8.3%	Free (A,CA,E,IL, J,MX)	35%
0712.39	Other:			
	Mushrooms:			
0712.39.10	Air dried or sun dried .....	1.3¢/kg + 1.8%	Free (A,CA,E,IL, J,MX)	22¢/kg + 45%
0712.39.20	Other .....	1.9¢/kg + 2.6%	Free (A+,CA,D,E,IL, J,MX)	22¢/kg + 45%
0712.39.40	Truffles .....	Free		Free"

07-11. Subheading 0712.90.80 is renumbered as 0712.90.85.

07-12. Subheadings 0714.90 through 0714.90.45 are superseded by the following:

	[Cassava (manioc), arrowroot, salep, Jerusalem...]			
"0714.90	Other:			
	Fresh or chilled:			
0714.90.05	Chinese water chestnuts .....	20%	Free (A+,CA,D,E, IL,J) 1.8% (MX)	50%
0714.90.10	Dasheens .....	2.3%	Free (A,CA,E,IL, J,MX)	50%
0714.90.20	Yams .....	6.4%	Free (A,CA,E,IL, J,MX)	50%
0714.90.40	Other .....	16%	Free (A+,CA,D,E,IL,J) 2.5% (MX)	50%
	Frozen:			
0714.90.41	Mixtures of pea pods and Chinese water chestnuts .....	7.9%	Free (A,CA,E,IL, J,MX)	35%
0714.90.42	Other mixtures of Chinese water chestnuts .....	14%	Free (A+,CA,D,E, IL,J,MX)	35%
0714.90.44	Chinese water chestnuts, not mixed .	Free		35%
0714.90.45	Other .....	6%	Free (A*,CA,E,IL, J,MX)	35%
	Other:			
0714.90.48	Chinese water chestnuts .....	8.3%	Free (A,CA,E,IL, J,MX)	35%
	Other:			
0714.90.50	In the form of pellets .....	Free		Free
0714.90.60	Other .....	8.3%	Free (A,CA,E,IL, J,MX)"	35%



## Appendix B

### CHAPTER 8

08-1. Subheadings 0805.30, 0805.30.20 and 0805.30.40 are superseded by the following:

	[Citrus fruit, fresh or dried:]			
"0805.50	Lemons ( <u>Citrus limon</u> , <u>Citrus limonum</u> ) and limes ( <u>Citrus aurantifolia</u> , <u>Citrus latifolia</u> ):			
0805.50.20	Lemons .....	2.2¢/kg	Free (A+,CA,D,E,IL,J) 0.2¢/kg (MX)	5.5¢/kg
	Limes:			
0805.50.30	Tahitian limes, Persian limes and other limes of the <u>Citrus latifolia</u> variety .....	0.8%	Free (A*,CA,E,IL,J, MX)	35%
0805.50.40	Other .....	1.8¢/kg	Free (A,CA,E,IL,J) 0.2¢/kg (MX)"	4.4¢/kg

08-2. Subheading 0805.90.00 is renumbered as 0805.90.91.

08-3. The following new subheading 0810.60.00 is inserted in numerical sequence after subheading 0810.50.00:

	[Other fruit, fresh:]			
"0810.60.00	Durians .....	2.2%	Free (A,CA,E,IL, J,MX)"	35%

08-4. Subheading 0810.90.40 is redesignated as 0810.90.45.

08-5. Subheading 0812.20.00 is deleted.

08-6. The following new subheading 0812.90.50 is inserted in numerical sequence after subheading 0812.90.40:

	[Fruit and nuts, provisionally preserved (for...)]			
	[Other:]			
	[Other:]			
"0812.90.50	Strawberries .....	0.8¢/kg	Free (A+,CA,D,E, IL,J,MX)"	2.8¢/kg

### CHAPTER 11

11-1. Note 1 (b) to chapter 11 is superseded by the following<sup>1</sup>:

“(b) Prepared flours, groats, meals or starches of heading 1901.”

11-2. Subheadings 1103.12.00 and 1103.14.00 are deleted.

<sup>1</sup> Clarification of current classification; no change in tariff treatment.

## Appendix B

11-3. Subheading 1103.19.00 is superseded by the following:

	[Cereal groats, meal and pellets:]				
	[Groats and meal:]				
“1103.19	Of other cereals:				
1103.19.12	Of oats .....	0.8¢/kg	Free (A,CA,E,IL, J,MX)	1.8¢/kg	
1103.19.14	Of rice .....	0.09¢/kg	Free (A,CA,E,IL, J,MX)	1.4¢/kg	
1103.19.90	Of other cereals .....	9%	Free (A+,CA,D,E, IL,J,MX)”	20%	

11-4. Subheadings 1103.21.00, 1103.29.00 and the subheading immediately preceding and superior to the foregoing are superseded by the following:

	[Cereal groats, meal and pellets:]			
“1103.20.00	Pellets .....	Free		10%”

11-5. Subheading 1104.11.00 is deleted.

11-6. Subheading 1104.19.00 is superseded by the following:

	[Cereal grains otherwise worked ...:]			
	[Rolled or flaked grains:]			
“1104.19	Of other cereals:			
1104.19.10	Of barley .....	2¢/kg	Free(A+,CA,D,E, IL,J,MX)	4.4¢/kg
1104.19.90	Other .....	0.45¢/kg	Free(A+,CA,D,E, IL,J,MX)”	1¢/kg

11-7. Subheading 1104.21 is deleted.

11-8. Subheading 1104.29.00 is superseded by the following:

	[Cereal grains otherwise worked ...:]			
	[Other worked grains...:]			
“1104.29	Of other cereals:			
1104.29.10	Of barley .....	1.2%	Free(A+,CA,D,E, IL,J,MX)	17%
1104.29.90	Other .....	2.7%	Free(A,CA,E,IL, J,MX)”	20%

11-9. Subheading 1106.20.00 is superseded by the following:

	[Flour, meal and powder of the dried...]			
“1106.20	Of sago or of roots or tubers of heading 0714:			
1106.20.10	Of Chinese water chestnuts .....	8.3%	Free (A,CA,E,IL, J,MX)	35%
1106.20.90	Other .....	Free		Free”

Appendix B

CHAPTER 12

12-1. The following subheading note 1 to chapter 12 is inserted immediately before the additional U.S. note:

“Subheading Note

1. For the purposes of subheading 1205.10, the expression “low erucic acid rape or colza seeds” means rape or colza seeds yielding a fixed oil which has an erucic acid content of less than 2 percent by weight and yielding a solid component which contains less than 30 micromoles of glucosinolates per gram.”

12-2. Heading 1205 is superseded by the following:

“1205	Rape or colza seeds, whether or not broken:			
1205.10.00	Low erucic acid rape or colza seeds . . . . .	0.58¢/kg	Free (A+,CA,D,E, IL,J,MX)	4.4¢/kg
1205.90.00	Other . . . . .	0.58¢/kg	Free (A+,CA,D,E, IL,J,MX)”	4.4¢/kg

12-3. (a) Subheading 1207.92.00 is deleted.

(b) Subheading 1207.99.00 is renumbered as 1207.99.01.

12-4. Subheadings 1209.11.00 and 1209.19.00, and the superior subheading immediately preceding the foregoing are superseded by the following:

	[Seeds, fruits and spores, of a kind used...]		
“1209.10.00	Sugar beet seed . . . . .	Free	Free
	Seeds of forage plants:”		

12-5. Subheading 1209.29.00 is superseded by the following:

	[Seeds, fruits and spores, of a kind used...]		
	[Seeds of forage plants:]		
“1209.29	Other:		
1209.29.10	Beet . . . . .	Free	9¢/kg
1209.29.90	Other . . . . .	Free	8%”

12-6. (a) The following subheadings are inserted in numerical sequence:

	[Plants and parts of plants (including seeds and...)]		
“1211.30.00	Coca leaf . . . . .	Free	Free
1211.40.00	Poppy straw . . . . .	Free	Free”

(b) Subheading 1211.90.80 is renumbered as 1211.90.90.

## Appendix B

12-7. Subheading 1212.30 is superseded by the following:

	[Locust beans, seaweeds and other algae, sugar...]			
“1212.30	Apricot, peach (including nectarine) or plum stones and kernels:			
1212.30.10	Nectarine .....	Free		4.4¢/kg
1212.30.90	Other .....	1.5¢/kg	Free (A+,CA,D,E,IL,J,MX)”	6.6¢/kg

12-8. Subheading 1212.92.00 is deleted.

12-9. Subheading 1212.99.00 is superseded by the following:

	[Locust beans, seaweeds and other algae, sugar...]			
	[Other:]			
“1212.99	Other:			
1212.99.10	Sugar cane .....	\$1.24/t	Free (A,CA,E,IL,J,MX)	\$2.76/t
1212.99.90	Other .....	Free		4.4¢/kg”

### CHAPTER 13

13-1. The following new note 1(f) to chapter 13 is inserted immediately after note 1(e):

“(f) Concentrates of poppy straw containing not less than 50 percent by weight of alkaloids (heading 2939).”

Present notes 1(f) to 1(ij) are renumbered as notes 1(g) to 1(k), respectively.

### CHAPTER 14

14-1. Heading 1402 and its subheadings are superseded by the following:

“1402.00	Vegetable materials of a kind used primarily as stuffing or as padding (for example, kapok, vegetable hair and eel-grass), whether or not put up as a layer with or without supporting material:			
1402.00.91	Vegetable hair .....	0.5¢/kg	Free (A+,CA,D,E,IL,J,MX)	2.2¢/kg
1402.00.99	Other .....	Free		20%”

## Appendix B

14-2. Heading 1403 and its subheadings are superseded by the following:

“1403.00	Vegetable materials of a kind used primarily in brooms or in brushes (for example, broomcorn, piassava, couch grass and istle), whether or not in hanks or bundles.			
1403.00.10	Broomcorn ( <u>Sorghum vulgare</u> var. <u>technicum</u> ) .....	\$4.95/t	Free (A+,CA,D,E, IL,J,MX)	\$22/t
1403.00.92	Istle .....	Free		Free
1403.00.94	Other .....	2.3%	Free (A*,CA,E,IL, J,MX)”	20%

### CHAPTER 15

15-1. The following new subheading note 1 to chapter 15 is inserted immediately before the additional U.S. note:

“Subheading Note

1. For the purposes of subheadings 1514.11 and 1514.19, the expression “low erucic acid rape or colza oil” means the fixed oil which has an erucic acid content of less than 2 percent by weight.”

15-2. Heading 1505 and its subheadings are superseded by the following:

“1505.00	Wool grease and fatty substances derived therefrom (including lanolin):			
1505.00.10	Wool grease, crude .....	1.3¢/kg	Free (A,CA,E,IL, J,MX)	9.5¢/kg
1505.00.90	Other .....	2.4%	Free (A,CA,E,IL, J,MX)”	27%

15-3. Subheadings 1514.10 through 1514.90.90 are superseded by the following:

	[Rapeseed, colza or mustard oil, and fractions...]			
	“Low erucic acid rape or colza oil and its fractions:			
1514.11.00	Crude oil .....	6.4%	Free (A+,CA,D,E, IL,J,MX)	22.5%
1514.19.00	Other .....	6.4%	Free (A+,CA,D,E, IL,J,MX)	22.5%
	Other:			
1514.91	Crude oil:			
1514.91.10	Imported to be used in the manufacture of rubber substitutes or lubricating oil .....	Free		1.8¢/kg
1514.91.90	Other .....	6.4%	Free (A+,CA,D,E, IL,J,MX)	22.5%

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1514.99	Other:			
1514.99.10	Imported to be used in the manufacture of rubber substitutes or lubricating oil . . . . .	Free		1.8¢/kg
	Other:			
1514.99.50	Denatured . . . . .	1.3¢/kg	Free (A+,CA,D,E, IL,J,MX)	9.22¢/kg
1514.99.90	Other . . . . .	6.4%	Free (A+,CA,D,E, IL,J,MX)"	22.5%

15-4. Subheading 1515.60.00 is deleted.

15-5. Subheading 1515.90.40 is superseded by the following:

	[Other fixed vegetable fats and oils (including...)]			
	[Other:]			
"1515.90.60	Jobba oil and its fractions . . . . .	2.3%	Free (A,CA,E,IL, J,MX)	20%
1515.90.80	Other . . . . .	3.2%	Free (A,CA,E,IL, J,MX)"	20%

### CHAPTER 17

17-1. Additional U.S. note 1 to chapter 17 is superseded by the following:

"1. The term "degree" as used in the "Rates of Duty" columns of this chapter means sugar degree as determined by a polarimetric test."

17-2. Subheading 1702.40 is superseded by the following:

"1702.40 [Other sugars, including chemically pure lactose,...]  
Glucose and glucose syrup, containing  
in the dry state at least 20 percent but less  
than 50 percent by weight of fructose,  
excluding invert sugar:"

17-3. Subheading 1702.60 is superseded by the following:

"1702.60 [Other sugars, including chemically pure lactose,...]  
Other fructose and fructose syrup,  
containing in the dry state more than  
50 percent by weight of fructose,  
excluding invert sugar:"

17-4. Subheading 1702.90 is superseded by the following:

"1702.90 [Other sugars, including chemically pure lactose,...]  
Other, including invert sugar and other  
sugar and sugar syrup blends containing  
in the dry state 50 percent by weight of  
fructose:"

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**CHAPTER 19**

19-1. Note 2 to chapter 19 is superseded by the following:

“2. For the purposes of heading 1901:

- (a) The term “groats” means cereal groats of chapter 11;
- (b) The terms “flour” and “meal” mean :
  - (1) Cereal flour and meal of chapter 11, and
  - (2) Flour, meal and powder of vegetable origin of any chapter, other than flour, meal or powder of dried vegetables (heading 07.12), of potatoes (heading 11.05) or of dried leguminous vegetables (heading 11.06).”

19-2. The article description for heading 1901 is superseded by the following:

“Malt extract; food preparations of flour, groats, meal, starch or malt extract, not containing cocoa or containing less than 40 percent by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included; food preparations of goods of headings 04.01 to 04.04, not containing cocoa or containing less than 5 percent by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included.”

19-3. The article description for heading 1904 is superseded by the following:

“Prepared foods obtained by the swelling or roasting of cereals or cereal products (for example, cornflakes); cereals (other than corn (maize)) in grain form or in the form of flakes or other worked grains (except flour, groats and meal), pre-cooked or otherwise prepared, not elsewhere specified or included.”

19-4. (a) The following new subheading is inserted in numerical sequence:

	[Prepared foods obtained by the swelling or...]			
“1904.30.00	Bulgur wheat .....	14%	Free (A,CA,E,IL, J,MX)”	35%

(b) Subheading 1904.90.00 is renumbered as 1904.90.01.

19-5. Subheading 1905.30.00 is superseded by the following:

	[Bread, pastry, cakes, biscuits and other bakers' ...]			
	“Sweet biscuits; waffles and wafers:			
1905.31.00	Sweet biscuits .....	Free		30%
1905.32.00	Waffles and wafers .....	Free		30%”

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CHAPTER 20

20-1. (a) The following new note 5 to chapter 20 is inserted in numerical sequence:

“(5) For the purposes of heading 2007, the expression “obtained by cooking” means obtained by heat treatment at atmospheric pressure or under reduced pressure to increase the viscosity of a product through reduction of water content or other means.”

(b) Present note 5 to chapter 20 is renumbered as note 6.

20-2. The following new subheading note 3 is inserted in numerical sequence:

“(3) For the purposes of subheadings 2009.12, 2009.21, 2009.31, 2009.41, 2009.61 and 2009.71, the expression “Brix value” means the direct reading of degrees Brix obtained from a Brix hydrometer or of refractive index expressed in terms of percentage sucrose content obtained from a refractometer, at a temperature of 20 °C or corrected for 20 °C if the reading is made at a different temperature.”

20-3. Subheading 2001.20.00 is deleted.

20-4. The following new subheading 2001.90.34 is inserted in numerical sequence:

	[Vegetables, fruit, nuts and other edible parts...]			
	[Other:]			
	[Other:]			
	[Vegetables:]			
“2001.90.34	Onions .....	3.6%	Free (A,CA,E,IL, J,MX)”	35%

20-5. Subheading 2001.90.39 is renumbered as 2001.90.38.

20-6. The article description for subheading 2001.90.42<sup>2</sup> is modified to read as follows:

“Chestnuts, other than Chinese water chestnuts”

20-7. The following new subheading 2001.90.48 is inserted in numerical sequence:

	[Vegetables, fruit, nuts and other edible parts...]			
	[Other:]			
	[Other:]			
“2001.90.48	Chinese water chestnuts .....	9.6%	Free (A,CA,E,IL, J,MX)”	35%

<sup>2</sup> Clarifying change; no change of scope for subheading 2001.90.42.



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20-8. Subheadings 2003.10.00 and 2003.20.00 are superseded by the following:

	[Mushrooms and truffles, prepared or...]			
“2003.10.01	Mushrooms of the genus <u>Agaricus</u> . . . . .	6¢/kg on drained weight + 8.5%	Free (A+,CA,D,E,IL,J) 0.7¢/kg on drained weight + 1% (MX)	22¢/kg on drained weight + 45%
2003.20.00	Truffles . . . . .	Free		Free
2003.90.00	Other . . . . .	6¢/kg on drained weight + 8.5%	Free (A+,CA,D,E,IL,J) 0.7¢/kg on drained weight + 1% (MX)	22¢/kg on drained weight + 45%”

20-9. Subheadings 2004.90.90 is renumbered as 2004.90.85.

20-10. Subheading 2005.90.40 is renumbered as 2005.90.41 and modified by replacing the article description with “Water chestnuts, other than Chinese water chestnuts”.

20-11. Heading 2007 is modified by replacing the expression “, being cooked preparations,” with the expression “, obtained by cooking.”.

20-12. (a) The superior text preceding subheading 2008.30.60 is replaced by the following:

“Lemons (Citrus limon, Citrus limonum) and limes (Citrus aurantifolia, Citrus latifolia):”

(b) Subheadings 2008.30.65 and 2008.30.95 are renumbered as 2008.30.66 and 2008.30.96, respectively.

20-13. (a) Subheading 2008.70.00 is superseded by the following:

	[Fruit, nuts and other edible parts of plants,...]		
“2008.70	Peaches, including nectarines:		
2008.70.10	Nectarines . . . . .	16%	Free (A+,CA,D,E,IL,J) 2% (MX) 35%
2008.70.20	Other peaches . . . . .	17%	Free (A+,CA,E,IL,J) 1.5% (MX) 35%

(b) Subheading 2008.99.42 is deleted.

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20-14. The following new subheadings 2008.99.70 and 2008.99.71 are inserted in numerical sequence:

	[Fruit, nuts and other edible parts of plants,...]			
	[Other, including mixtures other than those of subheading 2008.19:]			
	[Other:]			
	"Chinese water chestnuts:			
2008.99.70	Frozen .....	11.2%	Free (A+,CA,D,E,IL,J) 1.7% (MX)	35%
2008.99.71	Other .....	Free		35%"

20-15. Subheadings 2009.19, 2009.19.25 and 2009.19.45 are superseded by the following:

	[Fruit juices (including grape must) and...]			
	[Orange juice:]			
"2009.12	Not frozen, of a Brix value not exceeding 20:			
2009.12.25	Not concentrated and not made from a juice having a degree of concentration of 1.5 or more (as determined before correction to the nearest 0.5 degree) .....	4.5¢/liter	Free (CA,D,E,IL,J) 2.12¢/liter (MX)	18¢/liter
2009.12.45	Other .....	7.85¢/liter	Free (CA,D,E,IL,J) 3.7¢/liter (MX)	18¢/liter
2009.19.00	Other .....	7.85¢/liter	Free (CA,D,E,IL,J) 3.7¢/liter (MX)"	18¢/liter

20-16. Subheadings 2009.20, 2009.20.20 and 2009.20.40 are superseded by the following:

	[Fruit juices (including grape must) and...]			
	[Grapefruit juice:]			
"2009.21	Of a Brix value not exceeding 20:			
2009.21.20	Not concentrated and not made from a juice having a degree of concentration of 1.5 or more (as determined before correction to the nearest 0.5 degree) .....	4.5¢/ liter	Free (CA,D,E,IL,J) 0.5¢/liter (MX)	18¢/liter
2009.21.40	Other .....	7.9¢/liter	Free (CA,D,E,IL,J) 0.9¢/liter (MX)	18¢/liter
2009.29.00	Other .....	7.9¢/liter	Free (CA,D,E,IL,J) 0.9¢/liter (MX)"	18¢/liter

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20-17. Subheadings 2009.30 through 2009.30.60 are superseded by the following:

	[Fruit juices (including grape must) and...]			
	"Juice of any other single citrus fruit:			
2009.31	Of a Brix value not exceeding 20:			
	Lime:			
2009.31.10	Unfit for beverage purposes .....	1.8¢/kg	Free (A*,CA,E,IL, J,MX)	11¢/kg
2009.31.20	Other .....	1.7¢/liter	Free (A,CA,E,IL, J,MX)	18¢/liter
	Other:			
2009.31.40	Not concentrated .....	3.4¢/liter	Free (CA,D,E,IL,J) 0.5¢/liter (MX)	18¢/liter
2009.31.60	Concentrated .....	7.9¢/liter	Free (CA,D,E,IL,J) 0.9¢/liter (MX)	18¢/liter
2009.39	Other:			
	Lime:			
2009.39.10	Unfit for beverage purposes .....	1.8¢/kg	Free (A*,CA,E,IL, J,MX)	11¢/kg
2009.39.20	Other .....	1.7¢/liter	Free (A,CA,E,IL, J,MX)	18¢/liter
2009.39.60	Other .....	7.9¢/liter	Free (CA,D,E,IL,J) 0.9¢/liter (MX)"	18¢/liter

20-18. Subheadings 2009.40 through 2009.40.40 are superseded by the following<sup>3</sup>:

	[Fruit juices (including grape must) and...]			
	"Pineapple juice:			
2009.41	Of a Brix value not exceeding 20:			
2009.41.20	Not concentrated, or having a degree of concentration of not more than 3.5 (as determined before correction to the nearest 0.5 degree) .....	4.2¢/liter	Free (A+,CA,D,E,IL,J) 0.5¢/liter (MX)	18¢/liter
2009.41.40	Other .....	1¢/liter	Free (A+,CA,D,E,IL, J,MX)	18¢/liter
2009.49	Other:			
2009.49.20	Not concentrated, or having a degree of concentration of not more than 3.5 (as determined before correction to the nearest 0.5 degree) .....	4.2¢/liter	Free (A+,CA,D,E,IL,J) 0.5¢/liter (MX)	18¢/liter
2009.49.40	Other .....	1¢/liter	Free (A+,CA,D,E,IL, J,MX)"	18¢/liter

<sup>3</sup> Also corrects error in article description for current HTS 2009.40.20 by replacing "3.5 degrees" with "3.5".

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20-19. Subheadings 2009.60.00 and 2009.70 are superseded by the following:

	[Fruit juices (including grape must) and...]			
	"Grape juice (including grape must):			
2009.61.00	Of a Brix value not exceeding 30 . . . . .	4.4¢/liter	Free (A+,CA,D,E,IL,J) 0.6¢/liter (MX)	26¢/liter
2009.69.00	Other . . . . .	4.4¢/liter	Free (A+,CA,D,E,IL,J) 0.6¢/liter (MX)	26¢/liter
	Apple juice:			
2009.71.00	Of a Brix value not exceeding 20 . . . . .	Free		1.3¢/liter
2009.79.00	Other . . . . .	Free		1.3¢/liter"

### CHAPTER 21

21-1. (a) The following new subheading 2106.90.39 is inserted in numerical sequence:

	[Food preparations not elsewhere specified or...]			
	[Other:]			
"2106.90.39	Artificially sweetened cough drops . . . . .	Free		30%"

(b) Subheading 3004.90.90 is renumbered as 3004.90.91.

### CHAPTER 23

23-1. The following new subheading note to chapter 23 is added:

"Subheading Note

- (1) For the purposes of subheading 2306.41, the expression "low erucic acid rape or colza seeds" means seeds as defined in subheading note 1 to chapter 12."

23-2. Subheading 2306.40.00 is superseded by the following:

	[Oilcake and other solid residues, whether or not...]			
	"Of rape or colza seeds:			
2306.41.00	Of low erucic acid rape or colza seeds . . .	0.17¢/kg	Free (A,CA,E,IL, J,MX)	0.7¢/kg
2306.49.00	Other . . . . .	0.17¢/kg	Free (A,CA,E,IL, J,MX)"	0.7¢/kg

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23-3. Heading 2308 and its subheadings are superseded by the following:

“2308.00	Vegetable materials and vegetable waste, vegetable residues and byproducts, whether or not in the form of pellets, of a kind used in animal feeding, not elsewhere specified or included:			
2308.00.10	Acorns and horse-chestnuts . . . . .	1.4%	Free (A+,CA,D,E,IL, J,MX)	20%
2308.00.93	Screenings, scalplings, chaff or scourings, ground, or not ground, of flaxseed (linseed) . . .	Free		10%
2308.00.95	Dehydrated marigolds . . . . .	1.9%	Free (A,CA,E,IL, J,MX)	20%
2308.00.98	Other . . . . .	1.4%	Free (A+,CA,D,E,IL J,MX)”	20%

### CHAPTER 25

25-1. Note 4 to chapter 25 is amended by replacing “broken pottery”, at the end of the note, with “broken pieces of pottery, brick or concrete”.

25-2. Heading 2518 is superseded by the following:

“2518	Dolomite whether or not calcined or sintered, including dolomite roughly trimmed or merely cut, by sawing or otherwise, into blocks or slabs of a rectangular (including square) shape; dolomite ramming mix:			
2518.10.00	Dolomite, not calcined or sintered . . . . .	Free		Free
2518.20.00	Calcined or sintered dolomite . . . . .	3%	Free (A,CA,E,IL,J, MX)	30%
2518.30.00	Dolomite ramming mix . . . . .	Free		30%”

- 25-3. (a) Heading 2527 is deleted.  
 (b) Subheading 2530.40 is deleted.  
 (c) Subheading 2530.90.00 is superseded by the following:

	[Mineral substances not elsewhere specified or...]			
“2530.90	Other:			
2530.90.10	Natural cryolite; natural chiolite . . . . .	Free		Free
2530.90.20	Natural micaceous iron oxides . . . . .	2.9%	Free (A,CA,E,IL,J, MX)	20%
2530.90.80	Other . . . . .	Free		0.3¢/kg”

### CHAPTER 26

26-1. (a) The following new note 1(c) is inserted:

“(c) Sludges from the storage tanks of petroleum oils, consisting mainly of such oils (heading 2710);”

(b) Present notes 1(c) to 1(f) to chapter 26 are redesignated as 1(d) to 1(g), respectively.

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26-2. Note 3 to chapter 26 is superseded by the following:

“3. Heading 2620 applies only to:

- Ash and residues of a kind used in industry either for the extraction of metals or as a basis for the manufacture of chemical compounds of metals, excluding ash and residues from the incineration of municipal waste (heading 2621); and
- Ash and residues containing arsenic, whether or not containing metals, of a kind used either for the extraction of arsenic or metals or for the manufacture of their chemical compounds.”

26-3. The following new subheading notes are inserted after note 3 to chapter 26:

“Subheading Notes

1. For the purposes of subheading 2620.21, “leaded gasoline sludges and leaded anti-knock compound sludges” mean sludges obtained from storage tanks of leaded gasoline and leaded anti-knock compounds (for example, tetraethyl lead), and consisting essentially of lead, lead compounds and iron oxide.
2. Ash and residues containing arsenic, mercury, thallium or their mixtures, of a kind used for the extraction of arsenic or those metals or for the manufacture of their chemical compounds, are to be classified in subheading 2620.60.”

26-4. (a) The article description for heading 2620 is superseded by the following:

“Ash and residues (other than from the manufacture of iron or steel), containing arsenic, metals or their compounds.”

(b) Subheading 2620.20 is superseded by the following:

	[Ash and residues (other than from the...)]		
	“Containing mainly lead:		
2620.21.00	Leaded gasoline sludges and leaded anti-knock compound sludges . . . . .	Free	8.8¢/kg on copper content + 3.3¢/kg on lead content + 3.7¢/kg on zinc content
2620.29.00	Other . . . . .	Free	8.8¢/kg on copper content + 3.3¢/kg on lead content + 3.7¢/kg on zinc content”

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26-5. Subheading 2620.50 is deleted.

26-6. The following new subheading 2620.60 is inserted in numerical sequence:

"2620.60	[Ash and residues (other than from the...] Containing arsenic, mercury, thallium or their mixtures, of a kind used for the extraction of arsenic or those metals or for the manufacture of their chemical compounds:			
2620.60.10	Of a kind used only for the extraction of arsenic or the manufacture of its chemical compounds .	5%	Free(A+,CA,D,E,IL,J,K,MX)	25%
2620.60.90	Other . . . . .	Free		30%"

26-7. Subheading 2620.90<sup>4</sup> is superseded by the following:

	[Ash and residues (other than from the...] "Other:			
2620.91.00	Containing antimony, beryllium, cadmium, chromium or their mixtures . . . . .	Free		30%
2620.99	Other:			
2620.99.10	Containing mainly vanadium . . . . .	Free		Free
2620.99.20	Containing mainly tungsten . . . . .	17.6¢/kg on tungsten content + 3.8%	Free (A,CA,E,IL,J, MX)	\$1.32/kg on tungsten content + 40%
2620.99.30	Materials not provided for elsewhere in this heading containing by weight over 10 percent nickel . . . . .	Free		Free
2620.99.50	Slag containing by weight over 40 percent titanium, and which if containing over 2 percent by weight of copper, lead, or zinc is not to be treated for the recovery thereof . . . . .	Free		Free
2620.99.75	Other materials which are residues not advanced in value or condition by any means, and which if containing over 2 percent by weight of copper, lead or zinc are not to be treated for the recovery thereof . . . . .	Free		Free
2620.99.85	Other . . . . .	Free		30%"

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<sup>4</sup> Changes in heading 7112 have made clear that ashes and similar nonmetallic wastes containing high levels of precious metals are to be classified in heading 7112. Some such wastes which may have been classified in subheading 2620.90, and in particular in subheading 2620.90.60, will be properly classified in heading 7112<sub>B-21</sub>

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26-8. Heading 2621.00.00 is superseded by the following:

“2621	Other slag and ash, including seaweed ash (kelp); ash and residues from the incineration of municipal waste:		
2621.10.00	Ash and residues from the incineration of municipal waste . . . . .	Free	Free
2621.90.00	Other . . . . .	Free	Free”

**CHAPTER 27**

27-1. The following new note 3 to chapter 27 is inserted:

- “3. For the purposes of heading 2710, “waste oils” means waste containing mainly petroleum oils and oils obtained from bituminous minerals (as described in note 2 to this chapter), whether or not mixed with water. These include:
- (a) Such oils no longer fit for use as primary products (for example, used lubricating oils, used hydraulic oils and used transformer oils);
  - (b) Sludge oils from the storage tanks of petroleum oils, mainly containing such oils and a high concentration of additives (for example, chemicals) used in the manufacture of the primary products; and
  - (c) Such oils in the form of emulsions in water or mixtures with water, such as those resulting from oil spills, storage tank washings, or from the use of cutting oils for machining operations.”

27-2. Subheading note 3 to chapter 27 is superseded by the following:

- “3. For the purposes of subheadings 2707.10, 2707.20, 2707.30, 2707.40 and 2707.60, the terms “benzene,” “toluene,” “xylenes,” “naphthalene” and “phenols” apply to products which contain more than 50 percent by weight of benzene, toluene, xylenes, naphthalene or phenols, respectively.”

27-3. The following new subheading note 4 to chapter 27 is inserted in numerical sequence:

- “4. For the purposes of subheading 2710.11, “light oils and preparations” are those of which 90 percent or more by volume (including losses) distill at 210°C (ASTM D 86 method).”



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27-4. Heading 2710 and subheadings 2710.00.05 through 2710.00.60 are superseded by the following:

“2710	Petroleum oils and oils obtained from bituminous minerals, other than crude; preparations not elsewhere specified or included, containing by weight 70 percent or more of petroleum oils or of oils obtained from bituminous minerals, these oils being the basic constituents of the preparations; waste oils:			
	Petroleum oils and oils obtained from bituminous minerals (other than crude) and preparations not elsewhere specified or included, containing by weight 70 percent or more of petroleum oils or of oils obtained from bituminous minerals, these oils being the basic constituents of the preparations, other than waste oils:			
2710.11	Light oils and preparations:			
2710.11.15	Motor fuel . . . . .	52.5¢/bbl	Free (A+,CA,D,IL) 5.2¢/bbl (MX,R)	\$1.05/bbl
2710.11.18	Motor fuel blending stock . . . . .	52.5¢/bbl	Free (A+,CA,D,IL) 5.2¢/bbl (MX,R)	\$1.05/bbl
2710.11.25	Naphthas (except motor fuel or motor fuel blending stock) . . . . .	10.5¢/bbl	Free (A+,CA,D,IL) 1¢/bbl (MX,R)	21¢/bbl
	Other:			
2710.11.45	Mixtures of hydrocarbons not elsewhere specified or included, which contain by weight not over 50 percent of any single hydrocarbon compound . . . . .	10.5¢/bbl	Free (A+,CA,D,IL) 1¢/bbl (MX,R)	21¢/bbl
2710.11.90	Other . . . . .	7%	Free (A+,CA,D,E,IL,J) 0.7% (MX)	25%
2710.19	Other:			
	Distillate and residual fuel oils (including blended fuel oils):			
2710.19.05	Testing under 25 degrees A.P.I. . . . .	5.25¢/bbl	Free (A+,CA,D,IL) 0.5¢/bbl (MX,R)	21¢/bbl
2710.19.10	Testing 25 degrees A.P.I. or more . . . . .	10.5¢/bbl	Free (A+,CA,D,IL) 1¢/bbl (MX,R)	21¢/bbl
2710.19.15 <sup>5</sup>	Kerosene-type jet fuel . . . . .	52.5¢/bbl	Free (A+,CA,D,IL) 5.2¢/bbl (MX,R)	\$1.05/bbl
	Kerosene (except kerosene-type jet fuel):			
2710.19.21	Motor fuel . . . . .	52.5¢/bbl	Free (A+,CA,D,IL) 5.2¢/bbl (MX,R)	\$1.05/bbl
2710.19.22	Motor fuel blending stock . . . . .	52.5¢/bbl	Free (A+,CA,D,IL) 5.2¢/bbl (MX,R)	\$1.05/bbl
2710.19.23	Kerosene (except motor fuel or motor fuel blending stock) . . . . .	10.5¢/bbl	Free (A+,CA,D,IL) 1¢/bbl (MX,R)	21¢/bbl

<sup>5</sup> According to Japan's Ministry of Finance, Customs Training Institute, certain cold-weather, kerosene-type jet fuels exist, of which 90% or more by volume distills at 210 °C.

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Lubricating oils and greases, with or without additives:				
2710.19.30	Oils . . . . .	84¢/bbl	Free (A+,CA,D,IL) 8.4¢/bbl (MX,R)	\$1.68/bbl
Greases:				
2710.19.35	Containing not over 10 percent by weight of salts of fatty acids of animal (including marine animal) or vegetable origin . . . . .	5.8%	Free (A,CA,IL,MX,R)	20%
2710.19.40	Other . . . . .	1.3¢/kg + 5.7%	Free (A,CA,IL,MX,R)	4.4¢/kg + 20%
Other:				
2710.19.45	Mixtures of hydrocarbons not elsewhere specified or included, which contain by weight not over 50 percent of any single hydrocarbon compound . . . . .	10.5¢/bbl	Free (A+,CA,D,IL) 1¢/bbl (MX,R)	21¢/bbl
2710.19.90	Other . . . . .	7%	Free (A+,CA,D,E,IL,J) 0.7% (MX)	25%
Waste oils:				
2710.91.00	Containing polychlorinated biphenyls (PCBs), polychlorinated terphenyls (PCTs) or polybrominated biphenyls (PBBs) . . . . .	10.5¢/bbl	Free (A+,CA,D,IL) 1¢/bbl (MX,R)	21¢/bbl
Other:				
Wastes of distillate and residual fuel oils (whether or not blended):				
2710.99.05	Testing under 25 degrees A.P.I. . . . .	5.25¢/bbl	Free (A+,CA,D,IL) 0.5¢/bbl (MX,R)	21¢/bbl
2710.99.10	Testing 25 degrees A.P.I. or more . . . . .	10.5¢/bbl	Free (A+,CA,D,IL) 1¢/bbl (MX,R)	21¢/bbl
2710.99.16	Wastes of motor fuel or of motor fuel blending stock . . . . .	52.5¢/bbl	Free (A+,CA,D,IL) 5.2¢/bbl (MX,R)	\$1.05/bbl
2710.99.21	Wastes of kerosene or naphthas . . . .	10.5¢/bbl	Free (A+,CA,D,IL) 1¢/bbl (MX,R)	21¢/bbl
Wastes of lubricating oils and greases (whether or not containing additives):				
2710.99.31	Of oils . . . . .	84¢/bbl	Free (A+,CA,D,IL) 8.4¢/bbl (MX,R)	\$1.68/bbl
Of greases:				
2710.99.32	Containing not over 10 percent by weight of salts of fatty acids of animal (including marine animal) or vegetable origin . . . . .	5.8%	Free (A,CA,IL,MX,R)	20%
2710.99.39	Other . . . . .	1.3¢/kg + 5.7%	Free (A,CA,IL,MX,R)	4.4¢/kg + 20%

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	Other:				
2710.99.45	Wastes of mixtures of hydrocarbons not elsewhere specified or included, which contain not over 50 percent of any single hydrocarbon compound .....	10.5¢/bbl	Free (A+,CA,D,IL) 1¢/bbl (MX,R)	21¢/bbl	
2710.99.90	Other .....	7%	Free (A+,CA,D,IL,J) 0.7% (MX)"	25%	

### CHAPTER 28

28-1. Note 3(d) to chapter 28 is superseded by the following:

“(d) Inorganic products of a kind used as luminophores, of heading 3206; glass frit and other glass in the form of powder, granules or flakes, of heading 3207;”

28-2. Subheadings 2805.1 through 2805.22.20 are superseded by the following :

	[Alkali or alkaline-earth metals; rare-earth...]				
	“Alkali or alkaline-earth metals:				
2805.11.00	Sodium .....	5.3%	Free (A+,CA,D,E,IL, J,MX)	25%	
2805.12.00	Calcium .....	3%	Free (A+,CA,D,E,IL, J,MX)	25%	
2805.19	Other:				
2805.19.10	Strontium .....	3.7%	Free (A*,CA,E,IL, J,MX)	25%	
2805.19.20	Barium .....	Free		25%	
2805.19.90	Other .....	5.5%	Free (A+,CA,D,E,IL, J,MX)"	25%	

28-3. The article description of heading 2809 is superseded by the following :

“Diphosphorus pentoxide; phosphoric acid; polyphosphoric acids, whether or not chemically defined;”

28-4. Subheadings 2816.20.00 and 2816.30.00 are superseded by the following:

	[Hydroxide and peroxide of magnesium;...]				
“2816.40	Oxides, hydroxides and peroxides, of strontium or barium:				
2816.40.10	Of strontium .....	4.2%	Free (A*,CA,E,IL, J,MX)	25%	
2816.40.20	Of barium .....	2%	Free (A*,CA,E,IL, J,MX)"	10.5%	

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- 28-5. (a) Subheading 2827.38 is deleted.  
 (b) The following new subheading 2827.39.45 is inserted in numerical sequence:

	[Chlorides, chloride oxides and chloride...] [Other chlorides:] [Other:]			
“2827.39.45	Of barium .....	4.2%	Free (A*,CA,E,IL, J,MX)”	28.5%

- 28-6. The article description of heading 2830 is superseded by the following:

“Sulfides; polysulfides, whether or not chemically defined.”

- 28-7. (a) Subheading 2834.22.00 is deleted.  
 (b) The following new subheading 2834.29.05 is inserted in numerical sequence:

	[Nitrites, nitrates:] [Nitrates:] [Other:]			
“2834.29.05	Of bismuth .....	5.5%	Free (A*,CA,E,IL, J,MX)”	35%

- 28-8. The article description text of heading 2835 is superseded by the following :

“Phosphinates (hypophosphites), phosphonates (phosphites) and phosphates; polyphosphates, whether or not chemically defined.”

- 28-9. The article description of subheading 2836.70.00 is superseded by the following:

“Lead carbonates”

- 28-10. (a) Subheading 2841.40.00 is deleted.  
 (b) Subheading 2841.50.00 is superseded by the following:

	[Salts of oxometallic or peroxometallic acids:] Other chromates and dichromates; peroxochromates:			
“2841.50	Potassium dichromate .....	1.5%	Free (A*,CA,E,IL, J,MX)	3.5%
2841.50.90	Other .....	3.1%	Free (A*,CA,E,IL, J,MX)”	25%

- 28-11. (a) The article description of heading 2842 is superseded by the following :

“Other salts of inorganic acids or peroxyacids (including aluminosilicates whether or not chemically defined), other than azides.”

- (b) The article description of subheading 2842.10.00 is superseded by the following:

“Double or complex silicates, including aluminosilicates whether or not chemically defined”

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### CHAPTER 29

29-1. Note 1(c) to Chapter 29 is superseded by the following:

- “(c) The products of headings 2936 to 2939 or the sugar ethers, sugar acetals and sugar esters, and their salts, of heading 2940, or the products of heading 2941, whether or not chemically defined;”

29-2. The following new note 8 to Chapter 29 is inserted:

- “(8) For the purposes of heading 2937:
- (a) the term “hormones” includes hormone-releasing or hormone-stimulating factors, hormone inhibitors and hormone antagonists (antihormones);
- (b) the expression “used primarily as hormones” applies not only to hormone derivatives and structural analogues used primarily for their hormonal effect, but also to those derivatives and structural analogues used primarily as intermediates in the synthesis of products of this heading.”

29-3. (a) Subheading 2903.16.00 is deleted.  
 (b) The following new subheading 2903.19.05 is inserted in numerical sequence:

	[Halogenated derivatives of hydrocarbons:]		
	[Saturated chlorinated derivatives of...]		
	[Other:]		
“2903.19.05	1,2-Dichloropropane (Propylene dichloride) and dichlorobutanes . . . . .	5.1%	Free (A*,CA,E,IL, J,MX)” 25%

29-4. Subheadings 2905.50.10 through 2905.50.60 are superseded by the following:

	[Acyclic alcohols and their halogenated...:]		
	[Halogenated, sulfonated, nitrated or nitrosated...:]		
“2905.51.00	Ethchlorvynol (INN) . . . . .	Free	39%
2905.59	Other:		
2905.59.10	Derivatives of monohydric alcohols . . . . .	5.5%	Free (A*,CA,E,IL, J,K,MX) 39%
2905.59.30	Dibromylpentylglycol . . . . .	2.5%	Free (A*,CA,E,IL, J,MX) 54.5%
2905.59.90	Other . . . . .	6.9%	Free (A*,CA,E,IL, J,K,MX)” 54.5%

29-5. (a) The article description for subheading 2907.2 is superseded by the following:

“Polyphenols; phenol-alcohols;”

- (b) Subheading 2907.30.00 is deleted.  
 (c) The following new subheading 2907.29.05 is inserted in numerical sequence:

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	[Phenols; phenol-alcohols:]			
	[Polyphenols; phenol-alcohols:]			
	[Other:]			
“2907.29.05	Phenol-alcohols .....	5.5%	Free (A+,CA,D,E,IL, J,L) 0.7% (MX)”	15.4¢/kg + 44%

29-6. The article description for subheading 2915.60 is superseded by the following :

“Butanoic acids, pentanoic acids, their salts and esters:”

29-7. (a) Subheadings 2918.17, 2918.17.10, and 2918.17.50 are deleted.

(b) The following new subheadings 2918.19.12 and 2918.19.15 are inserted in numerical sequence:

	[Carboxylic acids with additional oxygen...:]			
	[Carboxylic acids with alcohol...:]			
	[Other:]			
	[Aromatic:]			
	“Phenylglycolic acid (Mandelic acid), its salts and esters:			
2918.19.12	Mandelic acid .....	Free		15.4¢/kg + 67.5%
2918.19.15	Other .....	6.5%	Free (A+,CA,D,E,IL, J,K,MX)	15.4¢/kg + 67.5%”

29-8. The title of subchapter VIII of chapter 29 is superseded by the following:

“VIII. ESTERS OF INORGANIC ACIDS OF NONMETALS AND THEIR SALTS, AND THEIR HALOGENATED, SULFONATED, NITRATED OR NITROSATED DERIVATIVES”

29-9. The article description for heading 2920 is superseded by the following:

“Esters of other inorganic acids of nonmetals (excluding esters of hydrogen halides) and their salts; their halogenated, sulfonated, nitrated or nitrosated derivatives.”

29-10. (a) The following new subheading 2921.46.00 is inserted in numerical sequence:

	[Amine-function compounds:]			
	[Aromatic monoamines and their...]			
“2921.46.00	Amfetamine (INN), benzfetamine (INN), dexametamine (INN), etilametamine (INN), fencamfamin (INN), lefetamine (INN), levametamine (INN), mafenorex (INN) and phentermine (INN); salts thereof .....	Free		15.4¢/kg + 149.5%”

(b) Subheading 2921.49.37 is renumbered as 2921.49.38.

29-11. The article description for subheading 2922.1 is superseded by the following:

“Amino-alcohols, other than those containing more than one kind of oxygen function, their ethers and esters; salts thereof.”

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29-12. (a) The following new subheading 2922.14.00 is inserted in numerical sequence:

	[Oxygen-function amino-compounds:]		
	[Amino-alcohols, other than those containing...]		
“2922.14.00	Dextropropoxyphene (INN) and its salts . . . . .	Free	15.4¢/kg + 119.5%”

29-13. Subheadings 2922.19.12 and 2922.19.18 are superseded by the following:

	[Oxygen-function amino-compounds:]		
	[Amino-alcohols, other than those containing...]		
	[Other:]		
	[Aromatic:]		
“2922.19.09	Drugs . . . . .	6.5%      Free (A+,CA,D,E,IL, J,K,MX)	15.4¢/kg + 50%”

29-14. The article description for subheading 2922.2 is superseded by the following:

“Amino-naphthols and other amino-phenols, other than those containing more than one kind of oxygen function, their ethers and esters; salts thereof.”

29-15. Subheadings 2922.3 through 2922.30.50 are superseded by the following:

	[Oxygen-function amino-compounds:]		
	“Amino-aldehydes, amino-ketones and amino-quinones, other than those containing more than one kind of oxygen function; salts thereof:		
2922.31.00	Amfepramone (INN), methadone (INN) and normethadone (INN); salts thereof . . . . .	Free	15.4¢/kg + 50%
2922.39	Other:		
	Aromatic:		
2922.39.05	1-Amino-2,4-dibromo- anthraquinone; and 2-Amino-5-chlorobenzo- phenone . . . . .	Free	15.4¢/kg + 50%
2922.39.10	2'-Aminoacetophenone; 3'-Aminoacetophenone; 1-Amino-4-bromo-2-methyl- anthraquinone; 1,4-Bis[1-anthraquinonyl- amino]anthraquinone; 1,4-Dimesidinoanthraquinone; 4-Dimethylaminobenz- aldehyde; and Iminodianthraquinone . . . . .	5.8%	Free (A+,CA,D,E,IL, J,MX) 39%
2922.39.14	2-Aminoanthraquinone . . . . .	7.9%	Free (A*,CA,E,IL, J,MX) 50%
2922.39.17	1-Aminoanthraquinone . . . . .	Free	15.4¢/kg + 50%

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	Other:			
2922.39.25	Products described in additional U.S. note 3 to section VI .....	7.9%	Free (A+,CA,D,E,IL, J,K,MX)	15.4¢/kg + 50%
2922.39.45	Other .....	0.7¢/kg + 8.3%	Free (A+,CA,D,E,IL, J,K,L)	15.4¢/kg + 50%
			0.3¢/kg + 1.5% (MX) <sup>6</sup>	
2922.39.50	Other .....	6.5%	Free (A*,CA,E,IL, J,K,MX) <sup>6</sup>	30.5%

29-16. The article description for subheading 2922.4 is superseded by the following:

“Amino-acids, other than those containing more than one kind of oxygen function, and their esters; salts thereof.”

29-17. (a) The following new subheading 2922.44.00 is inserted in numerical sequence:

	[Oxygen-function amino-compounds:] [Amino-acids, other than those containing...]			
“2922.44.00	Tilidine (INN) and its salts .....	Free		15.4¢/kg + 45%”

(b) Subheading 2922.49.27 is renumbered as 2922.49.26.

29-18. The article description for heading 2923 is superseded by the following:

“Quaternary ammonium salts and hydroxides; lecithins and other phosphoaminolipids, whether or not chemically defined.”

29-19. Subheadings 2924.10 through 2924.10.80 are superseded by the following:

	[Carboxamide-function compounds;...] “Acyclic amides (including acyclic carbamates) and their derivatives; salts thereof:			
2924.11.00	Meprobamate (INN) .....	Free		25%
2924.19	Other:			
2924.19.10	Amides .....	3.7%	Free (A*,CA,E,IL, J,K,MX)	25%
	Other:			
2924.19.40	2,2-Dibromonitripropionamide .....	Free		30.5%
2924.19.80	Other .....	6.5%	Free (A+,CA,D,E,IL, J,K,MX) <sup>6</sup>	30.5%

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<sup>6</sup> See subheading 9906.29.12



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29-20. Subheading 2924.22.00 is superseded by the following:

	[Carboxamide-function compounds;...] [Cyclic amides (including cyclic...)]			
“2924.23	2-Acetamidobenzoic acid ( <i>N</i> -acetyl-anthranilic acid) and its salts:			
2924.23.10	2-Acetamidobenzoic acid . . . . .	0.7¢/kg + 8.8%	Free (A+,CA,D,E,IL, J) 0.3¢/kg + 1.8% (MX)	15.4¢/kg + 58%
	Other:			
2924.23.70	Products described in additional US note 3 to section VI . . . . .	7.9%	Free (A+,CA,D,E,IL, J,K,L,MX)	15.4¢/kg + 58%
2924.23.75	Other . . . . .	0.7¢/kg + 8.8%	Free (A+,CA,D,E,IL, J,K,L,MX)	15.4¢/kg + 58%”

29-21. (a) The following new subheading 2924.24.00 is inserted in numerical sequence:

	[Carboxamide-function compounds;...] [Cyclic amides (including cyclic...)]			
“2924.24.00	Ethinamate (INN) . . . . .	Free		30.5%”

(b) Subheading 2924.29.90 is renumbered as 2924.29.95.

29-22. (a) Subheading 2924.29.41 is deleted and the following inserted in lieu thereof:

	[Carboxamide-function...] [Cyclic amides...] [Other:] [Aromatic:] [Other:] [Pesticides:]			
“2924.29.43	3-Ethoxycarbonyl-aminophenyl- <i>N</i> -phenylcarbamate (Desmedipham); and Isopropyl- <i>N</i> -(3-chlorophenyl)-carbamate (CIPC) . . .	6.5%	Free (A*,CA,E,IL, J,MX)	15.4¢/kg + 40.5%”

(b) Subheadings 2924.29.70 and 2924.29.75 are renumbered as 2924.29.71 and 2924.29.76, respectively.

29-23. (a) The following new subheading 2925.12.00 is inserted in numerical sequence:

	[Carboximide-function compounds (including...)] [Imides and their derivatives; salts thereof:]			
“2925.12.00	Glutethimide (INN) . . . . .	Free		15.4¢/kg + 61%”

(b) Subheading 2925.19.40 is renumbered as 2925.19.42.

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29-24. (a) The following new subheadings 2926.30.10 and 2926.30.20 are inserted in numerical sequence:

	[Nitrile-function compounds:]			
“2926.30	Fenproporex (INN) and its salts; methadone (INN) intermediate (4-cyano-2-dimethylamino- 4,4-diphenylbutane):			
2926.30.10	Fenproporex (INN) and its salts . . . . .	Free		15.4¢/kg + 65.5%
2926.30.20	4-Cyano-2-dimethylamino-4,4- diphenylbutane . . . . .	7.9%	Free (A+,CA,D,E,IL, J,MX)	15.4¢/kg + 65.5%”

(b) Subheadings 2926.90.44 and 2926.90.47 are renumbered as 2926.90.43 and 2926.90.48, respectively.

29-25. (a) The following new subheading 2932.95.00 is inserted in numerical sequence:

	[Heterocyclic compounds with oxygen hetero-...]			
	[Other:]			
“2932.95.00	Tetrahydrocannabinols (all isomers) . . . . .	Free		15.4¢/kg + 52%”

(b) Subheading 2932.99.60 is renumbered as 2932.99.61.

29-26. (a) The following new subheading 2933.33.00 is inserted in numerical sequence:

	[Heterocyclic compounds with nitrogen hetero- atom(s) only:]			
	[Compounds containing an unfused pyridine ring (whether or not hydrogenated) in the structure:]			
“2933.33.00	Alfentanil (INN), anileridine (INN), bezitramide (INN), bromazepam (INN), difenoxyin (INN), diphenoxylate (INN), dipipanone (INN), fentanyl (INN), ketobemidone (INN), methylphenidate (INN), pentazocine (INN), pethidine (INN), pethidine (INN) intermediate A, phencyclidine (INN) (PCP), phenoperidine (INN), pipradol (INN), piritramide (INN), propiram (INN) and trimeperidine (INN); salts thereof . . . . .	Free		15.4¢/kg + 149.5%”

(b) Subheading 2933.39.30 is renumbered as 2933.39.31.

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29-27. (a) Subheadings 2933.40 through 2933.51.90 are superseded by the following :

[Heterocyclic compounds with nitrogen hetero-...]			
"Compounds containing in the structure a quinoline or isoquinoline ring-system (whether or not hydrogenated), not further fused:			
2933.41.00	Levorphanol (INN) and its salts . . . . .	Free	15.4¢/kg + 67.5%
2933.49	Other:		
2933.49.08	4,7-Dichloroquinoline . . . . .	0.7% + 8.4%	Free (A*,CA,E,IL, J,MX) 15.4¢/kg + 52%
2933.49.10	Ethoxyquin (1,2-Dihydro-6-ethoxy-2,2,4-trimethylquinoline . . . . .	6.5%	Free (A*,CA,E,IL, J,MX) 15.4¢/kg + 55%
2933.49.15	8-Methylquinoline and Isoquinoline . . . . .	5.8%	Free (A+,CA,D,E,IL, J,MX) 15.4¢/kg + 39.5%
2933.49.17	Ethyl ethyl-6,7,8-trifluoro-1,4-dihydro-4-oxo-3-quinoline-carboxylate . . . . .	Free	15.4¢/kg + 52%
	Other:		
	Drugs:		
2933.49.20	5-Chloro-7-iodo-8-quinolinol (Iodochlorhydroxyquin); Decoquinat; Diiodohydroxyquin; and Oxyquinoline sulfate . . . . .	6.5%	Free (A+,CA,D,E,IL, J,K,MX) 15.4¢/kg + 46%
2933.49.26	Other . . . . .	6.5%	Free (A+,CA,D,E,IL, J,K,MX) 15.4¢/kg + 67.5%
2933.49.30	Pesticides . . . . .	7.4%	Free (A*,CA,E,IL, J,MX) 15.4¢/kg + 40%
	Other:		
2933.49.60	Products described in additional U.S. note 3 to section VI . . . . .	7.9%	Free (A+,CA,D,E,IL, J,K,L,MX) 15.4¢/kg + 52%
2933.49.70	Other . . . . .	0.7% + 8.4%	Free (A+,CA,D,E,IL, J,K,L,MX) 15.4¢/kg + 52%
Compounds containing a pyrimidine ring (whether or not hydrogenated) or piperazine ring in the structure:			
2933.52	Malonylurea (barbituric acid) and its salts:		
2933.52.10	Malonylurea (barbituric acid) . . . . .	Free	25%
2933.52.90	Salts of barbituric acid . . . . .	Free	50%
2933.53.00	Allobarbitol (INN), amobarbitol (INN), barbitol (INN), butalbitol (INN), butobarbitol, cyclobarbitol (INN), methylphenobarbitol (INN), pentobarbitol (INN), phenobarbitol (INN), secbutabarbitol (INN), secobarbitol (INN) and vinylbitol (INN); salts thereof . . . . .	Free	50%

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2933.54.00	Other derivatives of malonylurea (barbituric acid); salts thereof . . . . .	3.7%	Free (A+,CA,D,E,IL, J,K,L,MX)	50%
2933.55.00	Loprazolam (INN), mecloqualone (INN), methaqualone (INN) and zipeprol (INN); salts thereof . . . . .	Free		15.4¢/kg + 149.5%”

(b) Subheading 2933.59.45 is renumbered as 2933.59.46.

29-28. (a) The following new subheading 2933.72.00 is inserted in numerical sequence:

	[Heterocyclic compounds with nitrogen hetero-...]			
	[Lactams:]			
“2933.72.00	Clobazam (INN) and methyprylon (INN) . . . . .	Free		15.4¢/kg + 52%”

(b) Subheadings 2933.79.09 and 2933.79.80 are renumbered as 2933.79.08 and 2933.79.85, respectively.

29-29. Subheadings 2933.90 through 2933.90.97 are superseded by the following:

	[Heterocyclic compounds with nitrogen hetero-...]			
	“Other:			
2933.91.00	Alprazolam (INN), camazepam (INN), chlordiazepoxide (INN), clonazepam (INN), clorazepate, delorazepam (INN), diazepam (INN), estazolam (INN), ethyl loflazepate (INN), fludiazepam (INN), flunitrazepam (INN), flurazepam (INN), halazepam (INN), lorazepam (INN), lormetazepam (INN), mazindol (INN), medazepam (INN), midazolam (INN), nimetazepam (INN), nitrazepam (INN), nordazepam (INN), oxazepam (INN), pinazepam (INN), prazepam (INN), pyrovalerone (INN), temazepam (INN), tetrazepam (INN) and triazolam (INN); salts thereof . . . . .	Free		15.4¢/kg + 149.5%
2933.99	Other:			
	Aromatic or modified aromatic:			
2933.99.01	Butyl (R)-2-[4-(5-trifluoromethyl-2-pyridinyloxy)-phenoxy]propanoate . . . . .	Free		15.4¢/kg + 50%
2933.99.02	2-[4-[(6-Chloro-2-quinoxalinyloxy)phenoxy]propionic acid, ethyl ester; and O,O-Dimethyl-S-[(4-oxo-1,2,3-benzotriazin-3-(4H)-yl)-methyl]phosphorodithioate . . . . .	Free		15.4¢/kg + 64.5%
2933.99.05	Acridine and indole . . . . .	Free		Free

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2933.99.06	$\alpha$ -Butyl- $\alpha$ -(4-chlorophenyl)-1 <i>H</i> -1,2,4-triazole-1-propanenitrile (Myclobutanil); and $\alpha$ -[2-(4-Chlorophenyl)ethyl]- $\alpha$ -phenyl-1 <i>H</i> -1,2,4-triazole-1-propanenitrile (Fenbuconazole) . . . . .	7.5%	Free (A*,CA,E,IL, J,MX)	15.4¢/kg + 64.5%
2933.99.08	Acetoacetyl-5-aminobenzimidazolone; 3-(2 <i>H</i> -Benzotriazol-2-yl)-5-( <i>tert</i> -butyl)-4-hydroxybenzenepropanoic acid, C <sub>7</sub> -C, branched or linear alkyl esters; 2-(2 <i>H</i> -Benzotriazol-2-yl)-6-dodecyl-4-methylphenol, in liquid form, branched and linear; and 1,3,3-Trimethyl-2-methyleneindoline . . . . .	Free		15.4¢/kg + 52%
2933.99.11	Carbazole . . . . .	Free		15.4¢/kg + 39.5%

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2933.99.13	6-Bromo-5-methyl-1 <i>H</i> -imidazo- [4,5- <i>b</i> ]pyridine; 2- <i>sec</i> -Butyl-4- <i>tert</i> -butyl-6- (benzotriazol-2-yl)phenol; 2- <i>tert</i> -Butyl-4-methyl-6-(5- chlorobenzotriazol-2-yl)- phenol; 2,4-Di- <i>tert</i> -butyl-6-(benzo- triazol-2-yl)phenol; 2,4-Di- <i>tert</i> -butyl-6-(5-chloro- benzotriazol-2-yl)phenol; 2,3-Dichloro-6-quinoxaline- carbonyl chloride; 1-Hydroxy-2-carbazolecarb- oxylic acid; 2-Hydroxy-3-carbazolecarb- oxylic acid; 2-Hydroxy-3-carbazolecarb- oxylic acid, sodium salt; Iminodibenzyl(10,11-dihydro- 5 <i>H</i> -dibenz[ <i>b,f</i> ]azepine); Indoline; 3-Methylbenzo[ <i>f</i> ]quinoline; 2-Methylindoline; 2-Methylmercaptobenzimid- azole; 1-Methyl-2-phenylindole; 1-Methylpyrazine; 2,4-Methylpyrazolic acid; 2-Phenylbenzimidazole; 2-Phenylindole; 3-Quinuclidinol; Tetramethylpyrazine; 2,3,5-Triphenyltetrazolium chloride; <i>dl</i> -Tryptophan; and Vinylcarbazole, monomer . . . . .	5.8%	Free (A+,CA,D,E,IL, J,K,MX)	15.4¢/kg + 39.5%
	Other:			
	Pesticides:			
2933.99.14	5-Amino-4-chloro- <i>α</i> - phenyl-3-pyridazin- one . . . . .	6.5%	Free (A*,CA,E,IL, J,MX)	15.4¢/kg + 40.5%
2933.99.16	<i>o</i> -Diquat dibromide (1,1'-Ethylene-2,2'- dipyridylum dibromide) . . . . .	Free		15.4¢/kg + 40.5%
	Other:			
2933.99.17	Insecticides . . . . .	7.7%	Free (A*,CA,E,IL, J,MX)	15.4¢/kg + 64.5%
2933.99.22	Other . . . . .	7.9%	Free (A*,CA,E,IL, J,L,MX)	15.4¢/kg + 64.5%
2933.99.24	Photographic chemicals . . .	6.5%	Free (A*,CA,E,IL, J,MX)	15.4¢/kg + 50%

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Drugs:				
2933.99.26	Antihistamines . . . . .	6.5%	Free (A+,CA,E,IL, J,K,MX)	15.4¢/kg + 45%
Anti-infective agents:				
2933.99.42	Acriflavine; Acriflavine hydro- chloride; Carbadox; and Pyrazinamide . . .	Free		15.4¢/kg + 46%
2933.99.46	Other . . . . .	6.5%	Free (A+,CA,D,E,IL, J,K,MX)	15.4¢/kg + 67.5%
Cardiovascular drugs:				
2933.99.51	Hydralazine hydrochloride . . .	Free		15.4¢/kg + 47.5%
2933.99.53	Other . . . . .	6.5%	Free (A+,CA,D,E,IL, J,K,MX)	15.4¢/kg + 65%
Drugs primarily affect- affecting the central nervous system:				
2933.99.55	Analgesics, antipyretics and nonhormonal anti-inflamma- tory agents . . . . .	6.5%	Free (A*,CA,E,IL, J,K,MX)	15.4¢/kg + 47.5%
Antidepressants, tranquilizers and other psycho- therapeutic agents:				
2933.99.58	Droperidol; and Imipramine hydro- chloride . . .	Free		15.4¢/kg + 45.5%
2933.99.61	Other . . . . .	8.5%	Free (A+,CA,D,E,IL, J,K,MX)	15.4¢/kg + 149.5%
2933.99.65	Anticonvulsants, hypnotics and sedatives . . . . .	6.5%	Free (A+,CA,D,E,IL, J,K,MX)	15.4¢/kg + 48.5%
2933.99.70	Other . . . . .	6.5%	Free (A+,CA,D,E,IL, J,K,MX)	15.4¢/kg + 58.5%
2933.99.75	Other . . . . .	6.5%	Free (A+,CA,D,E,IL, J,K,MX)	15.4¢/kg + 45%
Other:				
2933.99.79	Products described in additional U.S. note 3 to section VI . . . . .	7.9%	Free (A+,CA,D,E,IL, J,K,L,MX)	15.4¢/kg + 52%
2933.99.82	Other . . . . .	0.7¢/kg + 8.4%	Free (A+,CA,D,E,IL, J,K,L,MX)	15.4¢/kg + 52%

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	Other:			
2933.99.85	3-Amino-1,2,4-triazole . . . . .	3.7%	Free (A*,CA,E,IL, J,MX)	25%
2933.99.87	Hexamethylenetetramine . . . . .	6.3%	Free (A*,CA,E,IL, J,MX)	58%
2933.99.89	Hexamethyleimine . . . . .	Free		30.5%
	Other:			
2933.99.90	Drugs . . . . .	3.7%	Free (A*,CA,E,IL, J,K,MX)	25%
2933.99.97	Other . . . . .	6.5%	Free (A*,CA,E,IL, J,K,L,MX)"	30.5%

29-30. The text of heading 2934 is superseded by the following :

“Nucleic acids and their salts, whether or not chemically defined; other heterocyclic compounds:”

29-31. The text of subheading 2934.20 is superseded by the following:

“Compounds containing in the structure a benzothiazole ring-system (whether or not hydrogenated), not further fused:”

29-32. The text of subheading 2934.30 is superseded by the following:

“Compounds containing in the structure a phenothiazine ring-system (whether or not hydrogenated), not further fused:”

29-33. Subheadings 2934.90 through 2934.90.90 are superseded by the following :

	[Nucleic acids and their salts, whether or...]			
	“Other:			
2934.91.00	Aminorex (INN), brotizolam (INN), clotiazepam (INN), cloxazolam (INN), dextromoramide (INN), haloxazolam (INN), ketazolam (INN), mesocarb (INN), oxazolam (INN), pemoline (INN), phendimetrazine (INN), phenmetrazine (INN) and sufentanil (INN); salts thereof . . . . .	Free		15.4¢/kg + 45%
2934.99	Other:			
	Aromatic or modified aromatic:			
2934.99.01	Mycophenolate mofetil . . . . .	Free		15.4¢/kg + 45%
2934.99.03	2-Acetylbenzo(b)thiophene; 3-Methylene-7-(2-phenoxy- acetamido)cephan-4-carb- oxylic acid, p-nitrobenzyl ester, 1-oxide; and Naphth[1,2-d ]-[1,2,3]-oxa- diazole-5-sulfonic acid and its sodium salt . . . . .	Free		15.4¢/kg + 52%



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2934.99.05	5-Amino-3-phenyl-1,2,4-thiadiazole (3-Phenyl-5-amino-1,2,4-thiadiazole); 2-Hydroxybenzoxazole (Benzoxazolone); 4-Phenylmorpholine; 1,9-Thianthrenedicarboxylic acid; and Thioxanthene-9-one (Thioxanthone) . . . . .	5.8%	Free (A+,CA,D,E,IL, J,MX)	15.4¢/kg + 39.5%
2934.99.06	7-Nitronaphth[1,2]oxadiazole-5-sulfonic acid and its salts . . . . .	6.5%	Free (A+,CA,D,E,IL, J,L,MX)	15.4¢/kg + 66.5%
2934.99.07	Ethyl 2-[4-[(6-chloro-2-benzoxazolyl)oxy]phenoxy]propanoate (Fenoxaprop-ethyl) . . . . .	Free		15.4¢/kg + 48.5%
2934.99.08	2,5-Diphenyloxazole . . . . .	0.7¢/kg + 8.4%	Free (A*,CA,E,IL, J,MX)	15.4¢/kg + 52%
2934.99.09	1,2-Benzisothiazolin-3-one . . . . .	Free		15.4¢/kg + 40.5%
	Other:			
	Pesticides:			
2934.99.11	2- <i>tert</i> -Butyl-4-(2,4-dichloro-5-isopropoxyphenyl)-2 <sup>H</sup> -1,3,4-oxadiazolin-5-one; 3-Isopropyl-1 <i>H</i> -2,1,3-benzothiadiazin-4-(3 <i>H</i> )-one-2,2-dioxide (Bentazon); and <i>O,O</i> -Diethyl-S-[(6-chloro-2-oxobenzoxazolin-3-yl)methyl]-phosphorodithioate (Phosalone) . . . . .	6.5%	Free (A*,CA,E,IL, J,MX)	15.4¢/kg + 40.5%
	Other:			
2934.99.12	Fungicides . . . . .	7.4%	Free (A*,CA,E,IL, J,MX)	15.4¢/kg + 40%
2934.99.15	Herbicides . . . . .	7.9%	Free (A*,CA,E,IL, J,MX)	15.4¢/kg + 48.5%
2934.99.16	Insecticides . . . . .	7.7%	Free (A*,CA,E,IL, J,MX)	15.4¢/kg + 64.5%
2934.99.18	Other . . . . .	7.3%	Free (A*,CA,E,IL, J,MX)	15.4¢/kg + 40%
2934.99.20	Photographic chemicals . . . . .	6.5%	Free (A*,CA,E,IL, J,MX)	15.4¢/kg + 50%
2934.99.30	Drugs . . . . .	6.5%	Free (A*,CA,E,IL, J,K,MX)	15.4¢/kg + 45%

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	Other:			
2934.99.39	Products described in additional U.S. note 3 to section VI . . . . .	7.9%	Free (A+,CA,D,E,IL, J,K,L,MX)	15.4¢/kg + 52%
2934.99.44	Other . . . . .	0.7¢/kg + 8.4%	Free (A+,CA,D,E,IL, J,K,MX)	15.4¢/kg + 52%
	Other:			
2934.99.47	Drugs . . . . .	3.7%	Free (A*,CA,E,IL, J,K,MX)	25%
	Other:			
2934.99.70	Morpholinoethyl chloride hydrochloride; 2-Methyl-2,5-dioxo-1-oxa- 2-phospholan; and (6 <i>R-trans</i> )-7-Amino-3- methyl-8-oxo-5-thia- 1-azabicyclo[4.2.0]-oct- 2-ene-2-carboxylic acid . . . . .	Free		30.5%
2934.99.90	Other . . . . .	6.5%	Free (A*,CA,E,IL, J,K,MX)"	30.5%

29-34. Subheading 2935.00.05 is deleted and the following inserted in lieu thereof:

	[Sulfonamides:]			
"2935.00.06	4-Amino-6-chloro- <i>m</i> -benzenedisulfonamide; and Methyl-4-aminobenzenesulfonylcarbamate (Asulam) . . . . .	6.5%	Free (A*,CA,E,IL, J,K,MX)	15.4¢/kg + 41%"

29-35. (a) Heading 2937 and subheadings 2937.10.00 through 2937.99.95 are superseded by the following:

"2937	Hormones, prostaglandins, thromboxanes and leukotrienes, natural or reproduced by synthesis; derivatives and structural analogues thereof, including chain modified poly- peptides, used primarily as hormones: Polypeptide hormones, protein hormones and glycoprotein hormones, their derivatives and structural analogues:			
2937.11.00	Somatotropin, its derivatives and structural analogues . . . . .	Free		10%
2937.12.00	Insulin and its salts . . . . .	Free		10%
2937.19.00	Other . . . . .	Free		25%
	Steroidal hormones, their derivatives and structural analogues:			
2937.21.00	Cortisone, hydrocortisone, prednisone (dehydrocortisone) and prednisolone (dehydrohydrocortisone) . . . . .	Free		25%
2937.22.00	Halogenated derivatives of cortico- steroidal hormones . . . . .	Free		25%

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2937.23	Estrogens and progestins:		
2937.23.10	Obtained directly or indirectly from animal or vegetable materials . . . . .	Free	25%
	Other:		
2937.23.25	Estradiol benzoate; and Estradiol cyclopentylpropionate (Estradiol cypionate) . . . . .	Free	15.4¢/kg + 49%
2937.23.50	Other . . . . .	Free	15.4¢/kg + 78.5%
2937.29	Other:		
2937.29.10	Desonide; and Nandrolone phenpropionate . . . . .	Free	15.4¢/kg + 49%
2937.29.90	Other . . . . .	Free	25%
	Catecholamine hormones, their derivatives and structural analogues:		
2937.31.00	Epinephrine . . . . .	Free	15.4¢/kg + 49%
2937.39	Other:		
2937.39.10	Epinephrine hydrochloride . . . . .	Free	15.4¢/kg + 49%
2937.39.90	Other . . . . .	Free	25%
2937.40	Amino-acid derivatives:		
2937.40.10	<i>l</i> -Thyroxine (Levothyroxine), sodium . . . . .	Free	15.4¢/kg + 49%
2937.40.90	Other . . . . .	Free	25%
2937.50.00	Prostaglandins, thromboxanes and leukotrienes, their derivatives and structural analogues . . . . .	Free	25%
2937.90.00	Other . . . . .	Free	25%”

(b) Subheadings 3002.10.00 and 3002.90.50 are renumbered as 3002.10.01 and 3002.90.51, respectively.

29-36. (a) Subheadings 2939.10 through 2939.10.50 are superseded by the following:

	[Vegetable alkaloids, natural or reproduced...]		
	“Alkaloids of opium and their derivatives; salts thereof:		
2939.11.00	Concentrates of poppy straw; buprenorphine (INN), codeine, dihydrocodeine (INN), ethylmorphine, etorphine (INN), heroin, hydrocodone (INN), hydromorphone (INN), morphine, nicomorphine (INN), oxycodone (INN), oxymorphone (INN), pholcodine (INN), thebacon (INN) and thebaine; salts thereof . . . . .	Free	15.4¢/kg + 50%
2939.19	Other:		
2939.19.10	Papaverine . . . . .	Free	15.4¢/kg + 104%

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	Other:			
2939.19.20		Synthetic . . . . .	Free	15.4¢/kg + 50%
2939.19.50		Other . . . . .	Free	10.6¢/kg”

(b) Subheading 1302.19.20 is renumbered as 1302.19.21.

29-37. (a) The following new subheading 2939.43.00 is inserted in numerical sequence:

	[Vegetable alkaloids, natural or reproduced...]			
	[Ephedrine and its salts:]			
“2939.43.00		Cathine (INN) and its salts . . . . .	Free	15.4¢/kg + 59%”

(b) Subheading 2939.49.00 is renumbered as 2939.49.01.

29-38. Subheading 2939.50.00 is superseded by the following:

	[Vegetable alkaloids, natural or reproduced...]			
	“Theophylline and aminophylline (theophylline-ethylenediamine) and their derivatives; salts thereof:			
2939.51.00		Fenetylline (INN) and its salts . . . . .	Free	25%
2939.59.00		Other . . . . .	Free	25%”

29-39. Subheading 2939.70.00 is deleted.

29-40. Subheadings 2939.90 through 2939.90.50 are superseded by the following:

	[Vegetable alkaloids, natural or reproduced...]			
	“Other:			
2939.91.00		Cocaine, ecgonine, levometamfetamine, metamfetamine (INN), metamfetamine racemate; salts, esters and other derivatives thereof . . . . .	Free	25%
2939.99.00		Other . . . . .	Free	25%”

29-41. The text of heading 2940.00 is superseded by the following:

“Sugars, chemically pure, other than sucrose, lactose, maltose, glucose and fructose; sugar ethers, sugar acetals and sugar esters, and their salts, other than products of heading 2937, 2938 or 2939.”

### CHAPTER 30

30-1. Note 1(a) to chapter 30 is superseded by the following:

“(a) Foods or beverages (such as dietetic, diabetic or fortified foods, food supplements, tonic beverages and mineral waters), other than nutritional preparations for intravenous administration (section IV);”

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- 30-2. (a) Note 4(g) to chapter 30 is amended by deleting the word “and” after the semicolon.  
 (b) Note 4(h) to chapter 30 is superseded by the following:

“(h) Chemical contraceptive preparations based on hormones, on other products of heading 2937 or on spermicides;”

- (c) The following new notes 4(ij) and 4(k) are inserted in alphabetical sequence:

“(ij) Gel preparations designed to be used in human or veterinary medicine as a lubricant for parts of the body for surgical operations or physical examinations or as a coupling agent between the body and medical instruments; and

(k) Waste pharmaceuticals, that is, pharmaceutical products which are unfit for their original intended purpose due to, for example, expiry of shelf life.”

- 30-3. The article description for heading 3004 is superseded by the following:

“Medicaments (excluding goods of heading 3002, 3005 or 3006) consisting of mixed or unmixed products for therapeutic or prophylactic uses, put up in measured doses (including those in the form of transdermal administration systems) or in forms or packings for retail sale.”

- 30-4. The article description for subheading 3004.32.00 is superseded by the following:

“Containing corticosteroid hormones, their derivatives and structural analogues”

- 30-5. Subheading 3004.90.90 is renumbered as 3004.90.91.<sup>7</sup>

- 30-6. The article description for subheading 3006.60.00 is superseded by the following:

“Chemical contraceptive preparations based on hormones, on other products of heading 2937 or on spermicides”

- 30-7. (a) The following new subheadings 3006.70.00 and 3006.80.00 are inserted in numerical sequence:

	[Pharmaceutical goods specified in note 4...]			
“3006.70.00	Gel preparations designed to be used in human or veterinary medicine as a lubricant for parts of the body for surgical operations or physical examinations or as a coupling agent between the body and medical instruments . . . . .	5%	Free (A+,CA,D,E,IL, J,K,MX)	25%
3006.80.00	Waste pharmaceuticals . . . . .	Free		45%”

- (b) Subheading 3824.90.90 is renumbered as 3824.90.91.

<sup>7</sup> Change in scope by transfer of certain cough drops to Chapter 21 (see item 21-1, above).

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### CHAPTER 32

32-1. The article description for subheading 3206.11.00 is superseded by the following:

“Containing 80 percent or more by weight of titanium dioxide calculated on the dry matter”

### CHAPTER 34

34-1. The article description for heading 3401 is superseded by the following:

“Soap; organic surface-active products and preparations for use as soap, in the form of bars, cakes, moulded pieces or shapes, whether or not containing soap; organic surface-active products and preparations for washing the skin, in the form of liquid or cream and put up for retail sale, whether or not containing soap; paper, wadding, felt and nonwovens, impregnated, coated or covered with soap or detergent.”

34-2. (a) The following new subheading 3401.30.00 is inserted in numerical sequence:

	[Soap; organic surface-active products and...]			
“3401.30	Organic surface-active products and preparations for washing the skin, in the form of liquid or cream and put up for retail sale, whether or not containing soap:			
3401.30.10	Containing any aromatic or modified aromatic surface-active agent . . . . .	4%	Free (A*,CA,E,IL, J,K,MX)	15.4¢/kg + 53.5%
3401.30.50	Other . . . . .	Free		25%”

(b) Subheadings 3402.20.10 and 3402.20.50 are renumbered as 3402.20.11 and 3402.20.51, respectively.

34-3. The article description for subheading 3404.20.00 is superseded by the following:

“Of poly(oxyethylene) (polyethylene glycol)”

### CHAPTER 35

35-1. The article description for subheading 3506.91.00 is superseded by the following:

“Adhesives based on polymers of headings 3901 to 3913 or on rubber”

### CHAPTER 37

37-1. Subheadings 3702.91.00 and 3702.92.00 are superseded by the following:

	[Photographic film in rolls, sensitized,...]			
“3702.91.01	[Other:] Of a width not exceeding 16 mm . . . . .	3.7%	Free (A*,CA,E,IL, J,MX)”	25%

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### CHAPTER 38

38-1. (a) Note 1(a)(4) to chapter 38 is superseded by the following:

“(4) Certified reference materials specified in note 2 below;

(5) Products specified in note 3(a) or 3(c) below;”

(b) Note 1(b) to chapter 38 is amended by replacing the period at the end by a semicolon.

(c) The following new note 1(c) to chapter 38 is inserted in sequence:

“(c) Ash and residues (including sludges, other than sewage sludge), containing metals, arsenic or their mixtures and meeting the requirements of note 3(a) or 3(b) to chapter 26 (heading 2620);”

(d) Present notes 1(c) and 1(d) to chapter 38 are redesignated as 1(d) and 1(e), respectively.

(e) Present note 1(c) to chapter 38 (redesignated as note 1(d)) is amended by replacing the period at the end by the expression “; or”.

38-2. (a) The following new note 2 to chapter 38 is inserted in numerical sequence:

“2. (a) For the purposes of heading 3822, the expression “certified reference materials” means reference materials which are accompanied by a certificate which indicates the values of the certified properties, the methods used to determine these values and the degree of certainty associated with each value and which are suitable for analytical, calibrating or referencing purposes.

(b) With the exception of the products of chapter 28 or 29, for the classification of certified reference materials, heading 3822 shall take precedence over any other heading in the tariff schedule.”

(b) Present note 2 to chapter 38 is renumbered as note 3.

38-3. The following new notes 4, 5 and 6 to chapter 38 are inserted in numerical sequence:

“4. Throughout the tariff schedule, “municipal waste” means waste of a kind collected from households, hotels, restaurants, hospitals, shops, offices, etc., road and pavement sweepings, as well as construction and demolition waste. Municipal waste generally contains a large variety of materials such as plastics, rubber, wood, paper, textiles, glass, metals, food materials, broken furniture and other damaged or discarded articles. The term “municipal waste,” however, does not cover:

(a) Individual materials or articles segregated from the waste, such as wastes of plastics, rubber, wood, paper, textiles, glass or metals and spent batteries, which fall in their appropriate headings of the Nomenclature;

(b) Industrial waste;

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- (c) Waste pharmaceuticals, as defined in note 4(k) to chapter 30; or
  - (d) Clinical waste, as defined in note 6(a) below.
5. For the purposes of heading 3825, “sewage sludge” means sludge arising from urban effluent treatment plants and includes pre-treatment waste, scourings and unstabilized sludge. Stabilized sludge, when suitable for use as fertilizer, is excluded (chapter 31).
6. For the purposes of heading 3825, the expression “other wastes” applies to:
- (a) Clinical waste, that is, contaminated waste arising from medical research, diagnosis, treatment or other medical, surgical, dental or veterinary procedures, which often contain pathogens and pharmaceutical substances and require special disposal procedures (for example, soiled dressings, used gloves and used syringes);
  - (b) Waste organic solvents;
  - (c) Wastes of metal pickling liquors, hydraulic fluids, brake fluids and anti-freezing fluids; and
  - (d) Other wastes from chemical or allied industries.

The expression “other wastes” does not, however, cover wastes which contain mainly petroleum oils or oils obtained from bituminous minerals (heading 2710).”

38-4. The following new subheading note 1 to chapter 38 is inserted:

“Subheading Note

1. For the purposes of subheadings 3825.41 and 3825.49, “waste organic solvents” are wastes containing mainly organic solvents, not fit for further use as presented as primary products, whether or not intended for recovery of the solvents.”

38-5. Subheadings 3817.10 through 3817.20.00 are superseded by the following:

“3817.00	Mixed alkylbenzenes and mixed alkylnaphthalenes, other than those of heading 2707 or 2902:			
	Mixed alkylbenzenes:			
3817.00.10	Mixed linear alkylbenzenes . . . . .	0.2¢/kg + 8.7%	Free (A+,CA,D,E,IL,J) 0.1¢/kg + 1.7% (MX)	15.4¢/kg + 55%
3817.00.15	Other . . . . .	0.2¢/kg + 8.7%	Free (A*,CA,E,IL, J,MX)	15.4¢/kg + 55%
3817.00.20	Mixed alkylnaphthalenes . . . . .	0.7¢/kg + 7.9%	Free (A+,CA,D,E,IL, J,MX)	3.7¢/kg + 60%”



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38-6. Heading 3822.00 and subheadings 3822.00.10 and 3822.00.50 are superseded by the following:

“3822.00	Diagnostic or laboratory reagents on a backing, prepared diagnostic or laboratory reagents whether or not on a backing, other than those of heading 3002 or 3006; certified reference materials:		
	Diagnostic or laboratory reagents on a backing, prepared diagnostic or laboratory reagents whether or not on a backing, other than those of heading 3002 or 3006:		
3822.00.10	Containing antigens or antisera . . . . .	Free	Free
3822.00.50	Other . . . . .	Free	25%
3822.00.60	Certified reference materials . . . . .	Free	25%”

38-7. The article description for heading 3824 is superseded by the following:

“Prepared binders for foundry molds or cores; chemical products and preparations of the chemical or allied industries (including those consisting of mixtures of natural products), not elsewhere specified or included.”

38-8. The following new heading 3825 and subheadings 3825.10.00 through 3825.90.00 are inserted in numerical sequence:

“3825	Residual products of the chemical or allied industries, not elsewhere specified or included; municipal waste; sewage sludge; other wastes specified in note 6 to this chapter:		
3825.10.00	Municipal waste . . . . .	Free	Free
3825.20.00	Sewage sludge . . . . .	Free	Free
3825.30.00	Clinical waste . . . . .	Free	Free
	Waste organic solvents:		
3825.41.00	Halogenated . . . . .	Free	Free
3825.49.00	Other . . . . .	Free	Free
3825.50.00	Wastes of metal-pickling liquors, hydraulic fluids, brake fluids and anti-freeze fluids . . . . .	Free	Free
	Other wastes from the chemical or allied industries:		
3825.61.00	Mainly containing organic constituents . . . . .	Free	Free
3825.69.00	Other . . . . .	Free	Free
3825.90.00	Other . . . . .	Free	Free”

### CHAPTER 39

- 39-1. (a) The title “Subheading Note” following the chapter notes is replaced by “Subheading Notes”.  
 (b) The following new subheading note 2 is inserted:

“2. For the purposes of subheading 3920.43, the term “plasticizers” includes secondary plasticizers.”

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39-2. The article description for subheading 3904.10.00 is superseded by the following:

“Poly(vinyl chloride), not mixed with any other substances”

39-3. The article description for subheading 3904.2 is superseded by the following:

“Other poly(vinyl chloride):”

39-4. The article description for subheading 3905.1 is superseded by the following:

“Poly(vinyl acetate):”

39-5. The article description for subheading 3905.30.00 is superseded by the following:

“Poly(vinyl alcohol), whether or not containing unhydrolyzed acetate groups”

39-6. The article description for subheading 3906.10.00 is superseded by the following:

“Poly(methyl methacrylate)”

39-7. The article description for subheading 3907.60.00 is superseded by the following:

“Poly(ethylene terephthalate)”

39-8. Subheadings 3917.32, 3917.32.20 and 3917.32.60 are superseded by the following:

	[Tubes, pipes and hoses and fittings therefor...]			
	[Other tubes, pipes and hoses:]			
“3917.32.00 <sup>8</sup>	Other, not reinforced or otherwise combined with other materials, without fittings .....	3.1%	Free (A,B,CA,E,IL, J,MX)”	25%

39-9. Subheadings 3920.41.00 through 3920.42.50 are superseded by the following:

	[Other plates, sheets, film, foil and strip,...]			
	[Of polymers of vinyl chloride:]			
“3920.43	Containing by weight not less than 6 percent of plasticizers:			
3920.43.10	Made in imitation of patent leather ..	3.1%	Free (A,CA,E,IL, J,MX)	25%
3920.43.50	Other .....	4.2%	Free (A,CA,E,IL, J,MX)	25%
3920.49.00	Other .....	5.8%	Free (A,CA,E,IL, J,MX)”	35%

39-10. The article description for subheading 3920.51 is superseded by the following:

“Of poly(methyl methacrylate):”

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<sup>8</sup> Casings for bicycle derailleur and brake cables transferred to subheading 3926.90.98 (q.v.).

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- 39-11. The article description for subheading 3920.62.00 is superseded by the following:  
“Of poly(ethylene terephthalate)”
- 39-12. The article description for subheading 3920.91.00 is superseded by the following:  
“Of poly(vinyl butyral)”
- 39-13. The article description for heading 3922 is superseded by the following:  
“Baths, shower baths, sinks, washbasins, bidets, lavatory pans, seats and covers, flushing cisterns and similar sanitary ware, of plastics:”
- 39-14. The article description for subheading 3922.10.00 is superseded by the following:  
“Baths, shower baths, sinks and washbasins”
- 39-15. Subheading 3924.10.50 is renumbered as 3924.10.40.
- 39-16. (a) The article description for subheading 3926.20 is superseded by the following:  
“Articles of apparel and clothing accessories (including gloves, mittens and mitts):”  
(b) The superior text preceding subheading 3926.20.10 is modified to read “Gloves, mittens and mitts:”
- 39-17. The following new subheading 3926.90.96 is inserted in numerical sequence:
- |                          |  |      |      |
|--------------------------|--|------|------|
|                          | [Other articles of plastics and articles of other...]  |      |      |
|                          | [Other:]   |      |      |
| “3926.90.96 <sup>9</sup> | Casings for bicycle derailleur cables;<br>and<br>Casings for cable or inner wire for<br>for caliper and cantilever brakes,<br>whether or not cut to length . . . . . | Free | 25%” |

**CHAPTER 40**

- 40-1. Note 2(f) to chapter 40 is superseded by the following:  
“(f) Articles of chapter 95 (other than sports gloves, mittens and mitts and articles of headings 4011 to 4013).”

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<sup>9</sup> Transfer of these products from heading 3917 to heading 3926 to conform with US Customs practice. B-49

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40-2. Subheadings 4009.10.00 through 4009.50.00 are superseded by the following:

	[Tubes, pipes and hoses, of vulcanized rubber...]			
	“Not reinforced or otherwise combined with other materials:			
4009.11.00	Without fittings . . . . .	2.5%	Free (A,B,CA,E, IL,J,MX)	25%
4009.12.00	With fittings . . . . .	2.5%	Free (A,B,C,CA,E, IL,J,MX)	25%
	Reinforced or otherwise combined only with metal:			
4009.21.00	Without fittings . . . . .	2.5%	Free (A,B,CA,E, IL,J,MX)	25%
4009.22.00	With fittings . . . . .	2.5%	Free (A,B,C,CA,E, IL,J,MX)	25%
	Reinforced or otherwise combined only with textile materials:			
4009.31.00	Without fittings . . . . .	2.5%	Free (A,B,CA,E, IL,J,MX)	25%
4009.32.00	With fittings . . . . .	2.5%	Free (A,B,C,CA,E, IL,J,MX)	25%
	Reinforced or otherwise combined with other materials:			
4009.41.00	Without fittings . . . . .	2.5%	Free (A,B,CA,E, IL,J,MX)	25%
4009.42.00	With fittings . . . . .	2.5%	Free (A,B,C,CA,E, IL,J,MX)”	25%

40-3. Subheadings 4010.21 through 4010.29.90 are superseded by the following:

	[Conveyor or transmission belts or belting,...]			
	[Transmission belts or belting:]			
“4010.31	Endless transmission belts of trapezoidal cross-section (V-belts), V-ribbed, of an outside circumference exceeding 60 cm but not exceeding 180 cm:			
4010.31.30	Combined with textile materials . . . .	3.4%	Free (A+,B,CA,D,E, IL,J,MX)	30%
4010.31.60	Other . . . . .	2.8%	Free (A,CA,E,IL, J,MX)	25%
4010.32	Endless transmission belts of trapezoidal cross-section (V-belts), other than V-ribbed, of an outside circumference exceeding 60 cm but not exceeding 180 cm:			
4010.32.30	Combined with textile materials . . . .	3.4%	Free (A+,B,CA,D,E, IL,J,MX)	30%
4010.32.60	Other . . . . .	2.8%	Free (A,CA,E,IL, J,MX)	25%

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4010.33	Endless transmission belts of trapezoidal cross-section (V-belts), V-ribbed, of an outside circumference exceeding 180 cm but not exceeding 240 cm:			
4010.33.30	Combined with textile materials . . . .	3.4%	Free (A+,B,CA,D,E, IL,J,MX)	30%
4010.33.60	Other . . . . .	2.8%	Free (A,CA,E,IL, J,MX)	25%
4010.34	Endless transmission belts of trapezoidal cross-section (V-belts), other than V-ribbed, of an outside circumference exceeding 180 cm but not exceeding 240 cm:			
4010.34.30	Combined with textile materials . . . .	3.4%	Free (A+,B,CA,D,E, IL,J,MX)	30%
4010.34.60	Other . . . . .	2.8%	Free (A,CA,E,IL, J,MX)	25%
4010.35	Endless synchronous belts, of an outside circumference exceeding 60 cm but not exceeding 150 cm:			
	Combined with textile materials:			
4010.35.30	With textile components in which vegetable fibers predominate by weight over any other single textile fiber . . .	4.1%	Free (A,CA,E,IL, J,MX)	30%
	With textile components in which man-made fibers predominate by weight over any other single textile fiber:			
4010.35.41	Of a width exceeding 20 cm . . . . .	8%	Free (A,CA,E,IL, J,MX)	74%
4010.35.45	Other . . . . .	6.4%	Free (A,CA,E,IL, J,MX)	74%
4010.35.50	Other . . . . .	1.9%	Free (A+,CA,D,E, IL,J) 0.2% (MX)	25%
4010.35.90	Other . . . . .	3.3%	Free (A,CA,E,IL, J,MX)	25%
4010.36	Endless synchronous belts, of an outside circumference exceeding 150 cm but not exceeding 198 cm:			
	Combined with textile materials:			
4010.36.30	With textile components in which vegetable fibers predominate by weight over any other single textile fiber . . .	4.1%	Free (A,CA,E,IL, J,MX)	30%

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	With textile components in which man-made fibers predominate by weight over any other single textile fiber:			
4010.36.41	Of a width exceeding 20 cm .....	8%	Free (A,CA,E,IL, J,MX)	74%
4010.36.45	Other .....	6.4%	Free (A,CA,E,IL, J,MX)	74%
4010.36.50	Other .....	1.9%	Free (A+,CA,D,E,IL,J) 0.2% (MX)	25%
4010.36.90	Other .....	3.3%	Free (A,CA,E,IL, J,MX)	25%
4010.39	Other:			
	Of trapezoidal cross section (V-belts and belting):			
4010.39.10	Combined with textile materials .....	3.4%	Free (A+,B,CA,D,E, IL,J,MX)	30%
4010.39.20	Other .....	2.8%	Free (A,CA,E,IL, J,MX)	25%
	Other:			
	Combined with textile materials:			
4010.39.30	With textile components in which vegetable fibers predominate by weight over any other single textile fiber .....	4.1%	Free (A,CA,E,IL, J,MX)	30%
	With textile components in which man-made fibers predominate by weight over any other single textile fiber:			
4010.39.41	Of a width exceeding 20 cm .....	8%	Free (A,CA,E,IL, J,MX)	74%
4010.39.45	Other .....	6.4%	Free (A,CA,E,IL, J,MX)	74%
4010.39.50	Other .....	1.9%	Free (A+,CA,D,E,IL,J) 0.2% (MX)	25%
4010.39.90	Other .....	3.3%	Free (A,CA,E,IL, J,MX)"	25%

40-4. Subheadings 4011.9 through 4011.99.80 are superseded by the following:

	[New pneumatic tires, of rubber:] "Other, having a "herring-bone" or similar tread:			
4011.61.00	Of a kind used on agricultural or forestry vehicles and machines .....	Free		Free
4011.62.00	Of a kind used on construction or industrial handling vehicles and machines and having a rim size not exceeding 61 cm .....	Free		10%

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4011.63.00	Of a kind used on construction or industrial handling vehicles and machines and having a rim size exceeding 61 cm .....	Free		10%
4011.69.00	Other .....	Free		10%
	Other:			
4011.92.00	Of a kind used on agricultural or forestry vehicles and machines .....	Free		Free
4011.93	Of a kind used on construction or industrial handling vehicles and machines and having a rim size not exceeding 61 cm:			
4011.93.40	Radial .....	4%	Free (A,CA,E,IL, J,MX)	10%
4011.93.80	Other .....	3.4%	Free (A,CA,E,IL, J,MX)	10%
4011.94	Of a kind used on construction or industrial handling vehicles and machines and having a rim size exceeding 61 cm:			
4011.94.40	Radial .....	4%	Free (A,CA,E,IL, J,MX)	10%
4011.94.80	Other .....	3.4%	Free (A,CA,E,IL, J,MX)	10%
4011.99	Other:			
4011.99.45	Radial .....	4%	Free (A,CA,E,IL, J,MX)	10%
4011.99.85	Other .....	3.4%	Free (A,CA,E,IL, J,MX)"	10%

40-5. Heading 4012 and subheadings 4012.10 through 4012.10.80 are superseded by the following:

“4012	Retreaded or used pneumatic tires, of rubber, solid or cushion tires, tire treads and tire flaps, of rubber:			
	Retreaded tires:			
4012.11	Of a kind used on motor cars (including station wagons and racing cars):			
4012.11.40	Radial .....	4%	Free (A,CA,E,IL, J,MX)	10%
4012.11.80	Other .....	3.4%	Free (A,CA,E,IL, J,MX)	10%
4012.12	Of a kind used on buses or trucks:			
4012.12.40	Radial .....	4%	Free (A,CA,E,IL, J,MX)	10%
4012.12.80	Other .....	3.4%	Free (A,CA,E,IL, J,MX)	10%
4012.13.00	Of a kind used on aircraft .....	Free		30%
4012.19	Other:			
4012.19.20	Designed for tractors provided for in subheading 8701.90.10 or for agricultural or horticultural machinery or implements provided for in chapter 84 or in subheading 8716.80.10 .....	Free		Free

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	Other:			
4012.19.40	Radial	.....	4%	Free (A,CA,E,IL, J,MX)
				10%
4012.19.80	Other	.....	3.4%	Free (A,CA,E,IL, J,MX)"
				10%

40-6. The article description for heading 4015 is superseded by the following:

“Articles of apparel and clothing accessories (including gloves, mittens and mitts), for all purposes, of vulcanized rubber other than hard rubber.”

40-7. The article description for subheading 4015.1 is superseded by the following:

“Gloves, mittens and mitts.”

40-8. The article description for subheading 4015.11.00 is amended by deleting the expression “and medical”. The subheading is also renumbered to 4015.11.01.

40-9. Subheadings 4015.19.10 and 4015.19.50 are superseded by the following:

	[Articles of apparel and clothing...] [Gloves, mittens and mitts:] [Other:]			
“4015.19.05	Medical	.....	Free	25%
	Other:			
4015.19.10	Seamless	.....	3%	Free (A,CA,E,IL, J,MX)
				25%
4015.19.50	Other	.....	14%	Free (A+,CA,D,E, IL,J,MX)"
				75%

### CHAPTER 41

41-1. (a) The following new note 2 to chapter 41 is added:

“2. (a) Headings 4104 to 4106 do not cover hides and skins which have undergone a tanning (including pre-tanning) process which is reversible (headings 4101 to 4103, as the case may be).

(b) For the purposes of headings 4104 to 4106, the term “crust” includes hides and skins that have been retanned, colored or fat-liquored (stuffed) prior to drying.”

(b) Present note 2 to chapter 41 is redesignated as note 3, and the expression “heading 4111” is superseded by “heading 4115” therein.

41-2. In additional U.S. note 1, the expression “heading 4109” is replaced by “subheading 4114.20”.

41-3. Heading 4101 is modified by inserting “(including buffalo)” immediately after “Raw hides and skins of bovine”.



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41-4. Subheadings 4101.10.00 through 4101.40.00 are superseded by the following:

“4101.20	[Raw hides and skins of bovine (including...] Whole hides and skins, of a weight per skin not exceeding 8 kg when simply dried, 10 kg when dry-salted, or 16 kg when fresh, wet-salted or otherwise preserved:		
4101.20.10	Not pretanned .....	Free	10%
	Other:		
	Of bovine animals (including buffalo):		
	Of a unit surface area not exceeding 28 square feet (2.6 m <sup>2</sup> ):		
4101.20.20	Upper and lining .....	Free	15%
4101.20.30	Other .....	2.4%	Free (A+,CA,D,E,IL,J) 15% 0.3% (MX)
	Other:		
4104.20.35	Of buffalo .....	2.4%	Free (A*,CA,E,IL, J,MX) 25%
	Other:		
4101.20.40	Vegetable pretanned ..	5%	Free (A*,CA,E,IL, J,MX) 25%
4101.20.50	Other .....	3.3%	Free (A*,CA,E,IL, J,MX) 25%
4101.20.70	Other .....	3.3%	Free (A*,CA,E,IL, J,MX) 25%
4101.50	Whole hides and skins, of a weight exceeding 16 kg:		
4101.50.10	Not pretanned .....	Free	10%
	Other:		
	Of bovine animals (including buffalo):		
	Of a unit surface area not exceeding 28 square feet (2.6 m <sup>2</sup> ):		
4101.50.20	Upper and lining .....	Free	15%
4101.50.30	Other .....	2.4%	Free (A+,CA,D,E,IL,J) 15% 0.3% (MX)
	Other:		
4101.50.35	Of buffalo .....	2.4%	Free (A*,CA,E,IL, J,MX) 25%
	Other:		
4101.50.40	Vegetable pretanned ..	5%	Free (A*,CA,E,IL, J,MX) 25%
4101.50.50	Other .....	3.3%	Free (A*,CA,E,IL, J,MX) 25%
4101.50.70	Other .....	3.3%	Free (A*,CA,E,IL, J,MX) 25%

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4101.90	Other, including butts, bends and bellies:			
4101.90.10	Not pretanned .....	Free		10%
	Other:			
	Of bovine animals (including buffalo):			
4101.90.35	Of buffalo .....	2.4%	Free (A*,CA,E,IL, J,MX)	25%
	Other:			
4101.90.40	Vegetable pretanned .....	5%	Free (A*,CA,E,IL, J,MX)	25%
4101.90.50	Other .....	3.3%	Free (A*,CA,E,IL, J,MX)	25%
4101.90.70	Other .....	3.3%	Free (A*,CA,E,IL, J,MX)"	25%

41-5. Subheading 4102.10.00 is superseded by the following:

	[Raw skins of sheep or lambs (fresh, or...)]			
"4102.10	With wool on:			
4102.10.10	Not pretanned .....	Free		Free
	Other:			
4102.10.20	Vegetable pretanned .....	Free		10%
4102.10.30	Other .....	2%	Free (A+,CA,D,E,IL, J,MX)"	25%

41-6. Subheading 4102.29.00 is superseded by the following:

	[Raw skins of sheep or lambs (fresh, or...)]			
	[Without wool on:]			
"4102.29	Other:			
4102.29.10	Not pretanned .....	Free		Free
	Other:			
4102.29.20	Vegetable pretanned .....	Free		10%
4102.29.30	Other .....	2%	Free (A+,CA,D,E,IL, J,MX)"	25%

41-7. Subheadings 4103.10.00 through 4103.90.00 are superseded by the following:

	[Other raw hides and skins (fresh, or salted,...)]			
"4103.10	Of goats or kids:			
4103.10.10	Not pretanned .....	Free		Free
	Other:			
4103.10.20	Vegetable pretanned .....	Free		10%
4103.10.30	Other .....	3.7%	Free (A*,CA,E,IL, J,MX)	25%
4103.20	Of reptiles:			
4103.20.10	Not pretanned .....	Free		Free
	Other:			
4103.20.20	Vegetable pretanned .....	5%	Free (A*,CA,E,IL, J,MX)	25%
4103.20.30	Other .....	Free		25%
4103.30	Of swine:			
4103.30.10	Not pretanned .....	Free		Free
4103.30.20	Other .....	4.2%	Free (A+,CA,D,E,IL, J,MX)	25%

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4103.90	Other:			
4103.90.10	Not pretanned	Free		Free
4103.90.20	Other	3.3%	Free (A+,CA,D,E,IL, J,MX)"	25%

41-8. Headings 4104 through 4111 and their subheadings are superseded by the following:

“4104	Tanned or crust hides and skins of bovine (including buffalo) or equine animals, without hair on, whether or not split, but not further prepared:			
	In the wet state (including wet-blue):			
4104.11	Full grains, unsplit; grain splits:			
	Whole bovine leather, of a unit surface area not exceeding 28 square feet (2.6 m <sup>2</sup> ):			
4104.11.10	Upper leather; lining leather . . .	Free		15%
4104.11.20	Other . . . . .	2.4%	Free (A+,CA,D,E,IL,J) 0.3% (MX)	15%
	Other:			
4104.11.30	Buffalo . . . . .	2.4%	Free (A*,CA,E,IL, J,MX)	25%
	Other:			
4104.11.40	Upper leather; sole leather . . .	5%	Free (A*,CA,E,IL, J,MX)	25%
4104.11.50	Other . . . . .	3.3%	Free (A*,CA,E,IL, J,MX)	25%
4104.19	Other:			
	Whole bovine leather, of a unit surface area not exceeding 28 square feet (2.6 m <sup>2</sup> ):			
4104.19.10	Upper leather; lining leather . . .	Free		15%
4104.19.20	Other . . . . .	2.4%	Free (A+,CA,D,E,IL,J) 0.3% (MX)	15%
	Other:			
4104.19.30	Buffalo . . . . .	2.4%	Free (A*,CA,E,IL, J,MX)	25%
	Other:			
4104.19.40	Upper leather; sole leather . . .	5%	Free (A*,CA,E,IL, J,MX)	25%
4104.19.50	Other . . . . .	3.3%	Free (A*,CA,E,IL, J,MX)	25%
	In the dry state (crust):			
4104.41	Full grains, unsplit; grain splits:			
	Whole bovine leather, of a unit surface area not exceeding 28 square feet (2.6 m <sup>2</sup> ):			
4104.41.10	Upper leather; lining leather . . .	Free		15%
4104.41.20	Other . . . . .	2.4%	Free (A+,CA,D,E,IL,J) 0.3% (MX)	15%
	Other:			
4104.41.30	Buffalo . . . . .	2.4%	Free (A*,CA,E,IL, J,MX)	25%
	Other:			
4104.41.40	Upper leather; sole leather . . .	5%	Free (A*,CA,E,IL, J,MX)	25%
4104.41.50	Other . . . . .	3.3%	Free (A*,CA,E,IL, J,MX)	25%

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4104.49	Other: Whole bovine leather, of a unit surface area not exceeding 28 square feet (2.6 m <sup>2</sup> ):			
4104.49.10	Upper leather; lining leather . . .	Free		15%
4104.49.20	Other . . . . .	2.4%	Free (A+,CA,D,E,IL,J) 0.3% (MX)	15%
	Other:			
4104.49.30	Buffalo . . . . .	2.4%	Free (A*,CA,E,IL, J,MX)	25%
	Other:			
4104.49.40	Upper leather; sole leather .	5%	Free (A*,CA,E,IL, J,MX)	25%
4104.49.50	Other . . . . .	3.3%	Free (A*,CA,E,IL, J,MX)	25%
4105	Tanned or crust skins of sheep or lambs, without wool on, whether or not split, but not further prepared:			
4105.10.00	In the wet state (including wet-blue) . . . . .	2%	Free (A+,CA,D,E,IL, J,MX)	25%
4105.30.00	In the dry state (crust) . . . . .	2%	Free (A+,CA,D,E,IL, J,MX)	25%
4106	Tanned or crust hides and skins of other animals, without wool or hair on, whether or not split, but not further prepared:			
	Of goats or kids:			
4106.21.00	In the wet state (including wet-blue) . . . . .	2.4%	Free (A*,CA,E,IL, J,MX)	25%
4106.22.00	In the dry state (crust) . . . . .	2.4%	Free (A*,CA,E,IL, J,MX)	25%
	Of swine:			
4106.31.00	In the wet state (including wet-blue) . . . . .	4.2%	Free (A+,CA,D,E,IL, J,MX)	25%
4106.32.00	In the dry state (crust) . . . . .	4.2%	Free (A+,CA,D,E,IL, J,MX)	25%
4106.40.00	Of reptiles . . . . .	Free		25%
	Other:			
4106.91.00	In the wet state (including wet-blue) . . . . .	3.3%	Free (A+,CA,D,E,IL, J,MX)	25%
4106.92.00	In the dry state (crust) . . . . .	3.3%	Free (A+,CA,D,E,IL, J,MX)	25%

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4107	Leather further prepared after tanning or crusting, including parchment-dressed leather, of bovine (including buffalo) or equine animals, without hair on, whether or not split, other than leather of heading 4114:		
	Whole hides and skins:		
4107.11	Full grains, unsplit:		
	Of bovines, and of a unit surface area not exceeding 28 square feet (2.6 m <sup>2</sup> ):		
4107.11.10	Upper leather, lining leather . . .	Free	15%
	Other:		
4107.11.20	Not fancy . . . . .	2.4%	Free (A+,CA,D,E,IL,J) 15% 0.3% (MX)
4107.11.30	Fancy . . . . .	3.6%	Free (A+,CA,D,E,IL,J) 30% 0.5% (MX)
	Other:		
4107.11.40	Buffalo . . . . .	2.5%	Free (A,CA,E,IL, J,MX) 25%
	Other:		
4107.11.50	Upholstery leather . . . . .	2.8%	Free (A*,CA,E,IL, J,MX) 20%
4107.11.60	Upper leather, sole leather .	3.3%	Free (A*,CA,E,IL, J,MX) 25%
	Other:		
4107.11.70	Not fancy . . . . .	5%	Free (A*,CA,E,IL, J,MX) 25%
4107.11.80	Fancy . . . . .	2.4%	Free (A*,CA,E,IL, J,MX) 30%
4107.12	Grain splits:		
	Of bovines, and of a unit surface area not exceeding 28 square feet (2.6 m <sup>2</sup> ):		
4107.12.10	Upper leather, lining leather . . .	Free	15%
	Other:		
4107.12.20	Not fancy . . . . .	2.4%	Free (A+,CA,D,E,IL,J) 15% 0.3% (MX)
4107.12.30	Fancy . . . . .	3.6%	Free (A+,CA,D,E,IL,J) 30% 0.5% (MX)
	Other:		
4107.12.40	Buffalo . . . . .	2.5%	Free (A,CA,E,IL, J,MX) 25%
	Other:		
4107.12.50	Upholstery leather . . . . .	2.8%	Free (A*,CA,E,IL, J,MX) 20%
4107.12.60	Upper leather, sole leather .	3.3%	Free (A*,CA,E,IL, J,MX) 25%
	Other:		
4107.12.70	Not fancy . . . . .	5%	Free (A*,CA,E,IL, J,MX) 25%
4107.12.80	Fancy . . . . .	2.4%	Free (A*,CA,E,IL, J,MX) 30%

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4107.19	Other:			
		Of bovines, and of a unit surface area not exceeding 28 square feet (2.6 m <sup>2</sup> ):		
4107.19.10	Upper leather, lining leather . . .	Free		15%
	Other:			
4107.19.20	Not fancy . . . . .	2.4%	Free (A+,CA,D,E,IL,J) 0.3% (MX)	15%
4107.19.30	Fancy . . . . .	3.6%	Free (A+,CA,D,E,IL,J) 0.5% (MX)	30%
	Other:			
4107.19.40	Buffalo . . . . .	2.5%	Free (A,CA,E,IL, J,MX)	25%
	Other:			
4107.19.50	Upholstery leather . . . . .	2.8%	Free (A*CA,E,IL, J,MX)	20%
4107.19.60	Upper leather; sole leather .	5%	Free (A*CA,E,IL, J,MX)	25%
	Other:			
4107.19.70	Not fancy . . . . .	5%	Free (A*CA,E,IL, J,MX)	25%
4107.19.80	Fancy . . . . .	2.4%	Free (A*CA,E,IL, J,MX)	30%
	Other, including sides:			
	Full grains, unsplit:			
4107.91				
4107.91.40	Buffalo . . . . .	2.5%	Free (A,CA,E,IL, J,MX)	25%
	Other:			
4107.91.50	Upholstery leather . . . . .	2.8%	Free (A*,CA,E,IL, J,MX)	20%
4107.91.60	Upper leather; sole leather . . . .	3.3%	Free (A*,CA,E,IL, J,MX)	25%
	Other:			
4107.91.70	Not fancy . . . . .	5%	Free (A*,CA,E,IL, J,MX)	25%
4107.91.80	Fancy . . . . .	2.4%	Free (A*,CA,E,IL, J,MX)	30%
	Grain splits:			
4107.92				
4107.92.40	Buffalo . . . . .	2.5%	Free (A,CA,E,IL, J,MX)	25%
	Other:			
4107.92.50	Upholstery leather . . . . .	2.8%	Free (A*,CA,E,IL, J,MX)	20%
4107.92.60	Upper leather; sole leather . . . .	3.3%	Free (A*,CA,E,IL, J,MX)	25%
	Other:			
4107.92.70	Not fancy . . . . .	5%	Free (A*,CA,E,IL, J,MX)	25%
4107.92.80	Fancy . . . . .	2.4%	Free (A*,CA,E,IL, J,MX)	30%

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4107.99	Other:			
4107.99.40	Buffalo .....	2.5%	Free (A,CA,E,IL, J,MX)	25%
	Other:			
4107.99.50	Upholstery leather .....	2.8%	Free (A*CA,E,IL, J,MX)	20%
4107.99.60	Upper leather; sole leather .....	5%	Free (A*CA,E,IL, J,MX)	25%
	Other:			
4107.99.70	Not fancy fancy .....	5%	Free (A*CA,E,IL, J,MX)	25%
4107.99.80	Fancy .....	2.4%	Free (A*CA,E,IL, J,MX)	30%
4112.00	Leather further prepared after tanning or crusting, including parchment-dressed leather, of sheep or lamb, without wool on, whether or not split, other than leather of heading 4114:			
4112.00.30	Not fancy .....	2%	Free (A+,CA,D,E,IL, J,MX)	25%
4112.00.60	Fancy .....	2%	Free (A*,CA,E,IL, J,MX)	30%
4113	Leather further prepared after tanning or crusting, including parchment-dressed leather, of other animals, without wool or hair on, whether or not split, other than leather of heading 4114:			
4113.10	Of goats or kids:			
4113.10.30	Not fancy .....	2.4%	Free (A*,CA,E,IL, J,MX)	25%
4113.10.60	Fancy .....	2.8%	Free (A*,CA,E,IL, J,MX)	30%
4113.20.00	Of swine .....	4.2%	Free (A+,CA,D,E,IL, J,MX)	25%
4113.30	Of reptiles:			
4113.30.30	Not fancy .....	Free		25%
4113.30.60	Fancy .....	Free		30%
4113.90	Other:			
4113.90.30	Not fancy .....	3.3%	Free (A+,CA,D,E,IL, J,MX)	25%
4113.90.60	Fancy .....	1.6%	Free (A*,CA,E,IL, J,MX)	30%
4114	Chamois (including combination chamois) leather; patent leather and patent laminated leather; metallized leather:			
4114.10.00	Chamois (including combination chamois) leather .....	3.2%	Free (A,CA,E,IL, J,MX)	25%
4114.20	Patent leather and patent laminated leather; metallized leather:			
4114.20.30	Patent leather .....	2.3%	Free (A+,CA,D,E,IL,J) 0.3% (MX)	15%

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	Patent laminated leather; metalized leather:			
4114.20.40	Calf and kip .....	3.6%	Free (A+,CA,D,E,IL,J) 0.5% (MX)	30%
4114.20.70	Other .....	1.6%	Free (A*,CA,E,IL, J,MX)	30%
4115	Composition leather with a basis of leather or leather fiber, in slabs, sheets or strip, whether or not in rolls; parings and other waste of leather or of composition leather, not suitable for the manufacture of leather articles; leather dust, powder and flour:			
4115.10.00	Composition leather with a basis of leather or leather fiber, in slabs, sheets or strip, whether or not in rolls .....	Free		10%
4115.20.00	Parings and other waste of leather or of composition leather, not suitable for the manufacture of leather articles; leather dust, powder and flour .....	Free		10%”

### CHAPTER 42

- 42-1. In note 1(b) to chapter 42, the word “gloves” is replaced by the expression “gloves, mittens and mitts”.
- 42-2. In note 3 to chapter 42, the expression “gloves (including sports gloves)” is replaced by “gloves, mittens and mitts (including those for sport or for protection)”.
- 42-3. The text of heading 4202 is modified by replacing the expression, “traveling bags,” with the expression, “traveling bags, insulated food or beverage bags.”
- 42-4. The following new subheadings 4202.92.05 and 4202.92.10 are inserted in numerical sequence, along with their superior heading and with the level of indentation as indicated below:

	[Trunks, suitcases, vanity cases, attaché cases,...]			
	[Other:]			
	[With outer surface of sheeting of...]			
	“Insulated food or beverage bags:			
4202.92.05	With outer surface of textile materials .....	7%	Free (A,CA,E,IL, J,MX)	40%
4202.92.10	Other .....	3.4%	Free (A,CA,E,IL, J,MX)”	80%
	[Travel, sports and similar bags:]			

### CHAPTER 43

- 43-1. In note 2(c) to Chapter 43, the word, “Gloves” is replaced by the expression , “Gloves, mittens and mitts”



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43-2. (a) Subheadings 4301.20.00, 4301.40.00 and 4301.50.00 are deleted.

(b) Subheading 4301.80.00 is renumbered as 4301.80.01.

43-3. Subheading 4302.12.00 is deleted.

43-4. New subheading 4302.19.55 is inserted in numerical sequence:

	[Tanned or dressed furskins...:]				
	[Whole skins, with or without...:]				
	[Other:]				
"4302.19.55	Of rabbit or hare	.....	2.7%	Free (A,CA,E,IL,J, MX)"	25%

CHAPTER 44

44-1. Subheading note 1 to chapter 44 is superseded by the following:

"1. For the purposes of subheadings 4403.41 to 4403.49, 4407.24 to 4407.29, 4408.31 to 4408.39 and 4412.13 to 4412.99, the expression "tropical wood" means one of the following types of wood:

Abura, Acajou d'Afrique, Afrormosia, Ako, Alan, Andiroba, Aningré, Avodiré, Azobé, Balau, Balsa, Bossé clair, Bossé foncé, Cativo, Cedro, Dabema, Dark Red Meranti, Dibétou, Doussié, Framiré, Freijo, Fromager, Fuma, Geronggang, Ilomba, Imbuia, Ipé, Iroko, Jaboty, Jelutong, Jequitiba, Jongkong, Kapur, Kempas, Keruing, Kosipo, Kotibé, Koto, Light Red Meranti, Limba, Louro, Maçaranduba, Mahogany, Makoré, Mandioqueira, Mansonia, Mengkulang, Meranti Bakau, Merawan, Merbau, Merpauh, Mersawa, Moabi, Niangon, Nyatoh, Obeche, Okoumé, Onzabili, Orey, Ovengkol, Ozigo, Padauk, Paldao, Palissandre de Guatemala, Palissandre de Para, Palissandre de Rio, Palissandre de Rose, Pau Amarelo, Pau Marfim, Pulai, Punah, Quaruba, Ramin, Sapelli, Saqui-Saqui, Sepetir, Sipo, Sucupira, Suren, Tauari, Teak, Tiama, Tola, Virola, White Lauan, White Meranti, White Seraya, Yellow Meranti."

44-2. In the article description for heading 4407, the term "finger-jointed" is replaced by the term "end-jointed".

44-3. The article description for heading 4408 is superseded by the following:

"Sheets for veneering (including those obtained by slicing laminated wood), for plywood or for other similar laminated wood and other wood, sawn lengthwise, sliced or peeled, whether or not planed, sanded, spliced or end-jointed, of a thickness not exceeding 6 mm:"

44-4. In the article description for heading 4409, the expression, "edges or faces, whether or not planed, sanded or finger-jointed" is superseded by the expression, "edges, ends or faces, whether or not planed, sanded or edge-jointed".

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44-5. Subheadings 4409.10.10 through 4409.10.90 are superseded by the following:

	[Wood (including strips and friezes...)]			
	[Coniferous:]			
“4409.10.05	Wood continuously shaped along any of its ends, whether or not also continuously shaped along any of its edges or faces, all the foregoing whether or not planed, sanded or end-jointed . . . . .	3.2%	Free (A,CA,E,IL,J, MX)	33 1/3%
	Other:			
4409.10.10	Wood siding . . . . .	Free		2.2¢/m <sup>2</sup>
4409.10.20	Wood flooring . . . . .	Free		33 1/3%
	Wood moldings:			
	Standard wood molding:			
4409.10.40	Pine (Pinus spp.) . . . . .	Free		5%
4409.10.45	Other . . . . .	Free		5%
4409.10.50	Other . . . . .	Free		40%
	Wood dowel rods:			
4409.10.60	Plain . . . . .	Free		5%
4409.10.65	Sanded, grooved or otherwise advanced in condition . . . . .	4.9%	Free (A+,CA,D,E, IL,J,MX)	33 1/3%
4409.10.90	Other . . . . .	Free		\$1.70/m <sup>3</sup> ”

44-6. Subheadings 4409.20.10 through 4409.20.90 are superseded by the following:

	[Wood (including strips and friezes...)]			
	[Nonconiferous:]			
“4409.20.05	Wood continuously shaped along any of its ends, whether or not also continuously shaped along any of its edges or faces, all the foregoing whether or not planed, sanded or end-jointed . . . . .	3.2%	Free (A,CA,E,ILJ, MX)	33 1/3%
	Other:			
4409.20.10	Wood siding: . . . . .	Free		4.3¢/m <sup>2</sup>
4409.20.25	Wood flooring: . . . . .	Free		8%
	Wood moldings:			
4409.20.40	Standard wood molding . . . . .	Free		5%
4409.20.50	Other . . . . .	Free		40%
	Wood dowel rods:			
4409.20.60	Plain . . . . .	Free		5%
4409.20.65	Sanded, grooved, or otherwise advanced in condition . . . . .	4.9%	Free (A+,CA,D,E, IL,J,MX)	33 1/3%
4409.20.90	Other . . . . .	Free		\$1.70/m <sup>3</sup> ”

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44-7. Heading 4410 and its subheadings are superseded by the following:

“4410	Particle board and similar board (for example, oriented strand board and waferboard) of wood or other ligneous materials, whether or not agglomerated with resins or other organic binding substances:		
	Oriented strand board and waferboard, of wood:		
4410.21.00	Unworked or not further worked than sanded .....	Free	40%
4410.29.00	Other .....	Free	40%
	Other, of wood:		
4410.31.00	Unworked or not further worked than sanded .....	Free	40%
4410.32.00	Surface-covered with melamine-impregnated paper .....	Free	40%
4410.33.00	Surface-covered with decorative laminates of plastic .....	Free	40%
4410.39.00	Other .....	Free	40%
4410.90.00	Other .....	Free	20%”

44-8. The subheadings designated in the first column of the following table are redesignated as the respective subheading in the second column of the table:

4412.13.50	4412.13.51
4412.13.90	4412.13.91
4412.14.30	4412.14.31
4412.14.55	4412.14.56
4412.22.05	4412.22.06
4412.22.30	4412.22.31
4412.22.40	4412.22.41
4412.22.50	4412.22.51
4412.29.35	4412.29.36
4412.29.45	4412.29.46
4412.29.55	4412.29.56
4412.92.05	4412.92.06
4412.92.40	4412.92.41
4412.92.50	4412.92.51
4412.92.90	4412.92.91
4412.99.45	4412.99.46
4412.99.55	4412.99.56
4412.99.95	4412.99.96
4418.90.40	4418.90.45

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44-9. Subheading 4421.90.94 is superseded by the following:

	[Other articles of wood:]			
	[Other:]			
	[Other:]			
"4421.90.93	Theatrical, ballet, and operatic scenery and properties, including sets .....	Free		33 1/3%"

44-10. Subheading 4421.90.98 is renumbered as 4421.90.97.

**CHAPTER 46**

46-1. Subheading 4601.10.00 is deleted.

46-2. Subheadings 4601.91.20 and 4601.91.40 are superseded by the following:

	[Plaits and similar products of plaiting...]			
	[Other:]			
	[Of vegetable materials:]			
"4601.91.05	Plaits and similar products of plaiting materials, whether or not assembled into strips .....	2.7%	Free (A,CA,E,IL, J,MX)	80%
	Other:			
4601.91.20	Of one or more of the materials bamboo, rattan, willow or wood .....	6.6%	Free (A,CA,E,IL, J,MX)	45%
4601.91.40	Other .....	Free		25%"

46-3. Subheading 4601.99.00 is superseded by the following:

	[Plaits and similar products of plaiting...]			
	[Other:]			
"4601.99	Other:			
4601.99.05	Plaits and similar products of plaiting materials, whether or not assembled into strips .....	2.7%	Free (A,CA,E,IL, J,MX)	80%
4601.99.90	Other .....	3.3%	Free (A+,CA,D,E,IL, J,MX)"	25%

**CHAPTER 47**

47-1. The article description for heading 4705 is superseded by the following:

"Wood pulp obtained by a combination of mechanical and chemical pulping processes".

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### CHAPTER 48

48-1. (a) The following new note 1 to chapter 48 is inserted:

“1. For the purposes of this Chapter, except where the context otherwise requires, a reference to “paper” includes references to paperboard (irrespective of thickness or weight per m<sup>2</sup>).”

(b) Present notes 1 through 11 are renumbered as notes 2 through 12, respectively.

48-2. In present note 2 (new note 3) to chapter 48, the expression “Subject to the provisions of note 6,” is replaced by “Subject to the provisions of note 7,”.

48-3 Present note 4 (new note 5) to chapter 48 is superseded by the following:

“5. For the purposes of heading 4802, the expressions “paper and paperboard, of a kind used for writing, printing or other graphic purposes” and “nonperforated punch-cards and punch tape paper” mean paper and paperboard made mainly from bleached pulp or from pulp obtained by a mechanical or chemi-mechanical process and satisfying any of the following criteria:

For paper or paperboard weighing not more than 150 g/m<sup>2</sup>:

(a) Containing 10 percent or more of fibers obtained by a mechanical or chemi-mechanical process, and

1. weighing not more than 80 g/m<sup>2</sup>, or

2. colored throughout the mass; or

(b) Containing more than 8 percent ash, and

1. weighing not more than 80 g/m<sup>2</sup>, or

2. colored throughout the mass; or

(c) Containing more than 3 percent ash and having a brightness of 60 percent or more; or

(d) Containing more than 3 percent but not more than 8 percent ash, having a brightness less than 60 percent and a burst index equal to or less than 2.5 kPa·m<sup>2</sup>/g; or

(e) Containing 3 percent ash or less, having a brightness of 60 percent or more and a burst index equal to or less than 2.5 kPa·m<sup>2</sup>/g.

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For paper or paperboard weighing more than 150 g/m<sup>2</sup> :

- (a) Colored throughout the mass; or
- (b) Having a brightness of 60 percent or more, and
  - 1. a caliper of 225 micrometers (microns) or less, or
  - 2. a caliper of more than 225 micrometers but not more than 508 micrometers (microns) and an ash content of more than 3 percent; or
- (c) Having a brightness of less than 60 percent, a caliper of 254 micrometers (microns) or less and an ash content of more than 8 percent.

Heading 4802 does not, however, cover filter paper or paperboard (including teabag paper) or felt paper or paperboard.”

48-4. Present note 7 (new note 8) to chapter 48 is superseded by the following:

“8. Headings 4801, and 4803 to 4808 apply only to paper, paperboard, cellulose wadding and webs of cellulose fibers:

- (a) In strips or rolls of a width exceeding 36 cm; or
- (b) In rectangular (including square) sheets with one side exceeding 36 cm and the other side exceeding 15 cm in the unfolded state.”

48-5. Subheading note 3 to chapter 48 is superseded by the following:

“3. For the purposes of subheading 4805.11, “semi-chemical fluting paper” means paper, in rolls, of which not less than 65 percent by weight of the total fibre content consists of unbleached hardwood fibers obtained by a semichemical pulping process, and having a CMT 30 (Corrugated Medium Test with 30 minutes of conditioning) crush resistance exceeding 1.8 newtons/g/m<sup>2</sup> at 50 percent relative humidity, at 23 °C.”

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48-6. (a) The following new subheading notes 4 and 5 to chapter 48 are inserted:

- “4. Subheading 4805.12 covers paper, in rolls, made mainly of straw pulp obtained by a semichemical process, weighing  $130 \text{ g/m}^2$  or more, and having a CMT 30 (Corrugated Medium Test with 30 minutes of conditioning) crush resistance exceeding  $1.4 \text{ newtons/gm}^2$  at 50 percent relative humidity, at  $23 \text{ }^\circ\text{C}$ .
5. Subheadings 4805.24 and 4805.25 cover paper and paperboard made wholly or mainly of pulp of recovered (waste and scrap) paper or paperboard. Testliner may also have a surface layer of dyed paper or of paper made of bleached or unbleached non-recovered pulp. These products have a Mullen burst index of not less than  $2 \text{ kPa}\cdot\text{m}^2/\text{g}$ .”

(b) Present subheading notes 4 and 5 are renumbered as subheading notes 6 and 7, respectively.

48-7. In present subheading note 5 (new subheading note 7) to chapter 48, the expression “4810.21” is replaced by “4810.22”.

48-8. The article description for heading 4802 is superseded by the following:

“Uncoated paper and paperboard, of a kind used for writing, printing or other graphic purposes, and nonperforated punch-cards and punch tape paper, in rolls or rectangular (including square) sheets, of any size, other than paper of heading 4801 or 4803; hand-made paper and paperboard.”

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48-9. Subheadings 4802.20.00 through 4802.30.40 are superseded by the following:

	[Uncoated paper and paperboard, of a kind...]			
“4802.20	Paper and paperboard of a kind used as a base for photo-sensitive, heat-sensitive or electro-sensitive paper or paperboard:			
4802.20.10	In strips or rolls of a width exceeding 15 cm or in rectangular (including square) sheets with one side exceeding 36 cm and the other side exceeding 15 cm in the unfolded state . . . . .	Free		20%
	Other:			
4802.20.20	Basic paper to be sensitized for use in photography . . . . .	0.2%	Free (A,CA,E,IL, J,MX)	5%
4802.20.40	Other . . . . .	0.6%	Free (A,CA,E,IL, J,MX)	30%
4802.30	Carbonizing base paper:			
	In strips or rolls of a width exceeding 15 cm or in rectangular (including square) sheets with one side exceeding 36 cm and the other side exceeding 15 cm in the unfolded state:			
4802.30.50	Weighing not over 15 g/m <sup>2</sup> . . . . .	0.5%	Free (A,CA,E,IL, J,MX)	38%
4802.30.60	Weighing over 15 g/m <sup>2</sup> . . . . .	0.4%	Free (A,CA,E,IL, J,MX)	30.5%
4802.30.70	Other . . . . .	0.6%	Free (A,CA,E,IL, J,MX)”	30%

48-10. Subheadings 4802.5 through 4802.60.90 are superseded by the following:

	[Uncoated paper and paperboard, of a kind...]			
	“Other paper and paperboard, not containing fibers obtained by a mechanical or chemi-mechanical process or of which not more than 10 percent by weight of the total fiber content consists of such fibers:			
4802.54	Weighing less than 40 g/m <sup>2</sup> : In strips or rolls of a width exceeding 15 cm or in rectangular (including square) sheets with one side exceeding 36 cm and the other side exceeding 15 cm in the unfolded state:			
4802.54.10	Writing paper . . . . .	0.5%	Free (A,CA,E,IL, J,MX)	28%
4802.54.20	India and bible paper . . . . .	0.4%	Free (A,CA,E,IL, J,MX)	18%
4802.54.30	Other . . . . .	Free		11.5%



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	Other:			
4802.54.40	Printed, embossed or perforated	0.6%	Free (A,CA,E,IL, J,MX)	30%
	Other:			
4802.54.50	Basic paper to be sensitized for use in photography . . . .	0.2%	Free (A,CA,E,IL, J,MX)	5%
4802.54.60	Other . . . . .	0.6%	Free (A,CA,E,IL, J,MX)	30%
4802.55	Weighing 40 g/m <sup>2</sup> or more but not more than 150 g/m <sup>2</sup> , in rolls:			
	Of a width exceeding 15 cm:			
4802.55.10	Writing and cover paper . . . . .	0.5%	Free (A*,CA,E,IL, J,MX)	28%
4802.55.20	Drawing paper . . . . .	0.3%	Free (A,CA,E,IL, J,MX)	15.5%
4802.55.30	India and bible paper . . . . .	0.4%	Free (A,CA,E,IL, J,MX)	18%
4802.55.40	Other . . . . .	Free		11.5%
	Other:			
4802.55.50	Printed, embossed or perforated	0.6%	Free (A,CA,E,IL, J,MX)	30%
	Other:			
4802.55.60	Basic paper to be sensitized for use in photography . . . .	0.2%	Free (A,CA,E,IL, J,MX)	5%
4802.55.70	Other . . . . .	0.6%	Free (A,CA,E,IL, J,MX)	30%
4802.56	Weighing 40 g/m <sup>2</sup> or more but not more than 150 g/m <sup>2</sup> , in sheets with one side not exceeding 435 mm and the other side not exceeding 297 mm in the unfolded state:			
	With one side exceeding 360 mm and the other side exceeding 150 mm in the unfolded state:			
4802.56.10	Writing and cover paper . . . . .	0.5%	Free (A*,CA,E,IL, J,MX)	28%
4802.56.20	Drawing paper . . . . .	0.3%	Free (A,CA,E,IL, J,MX)	15.5%
4802.56.30	India and bible paper . . . . .	0.4%	Free (A,CA,E,IL, J,MX)	18%
4802.56.40	Other . . . . .	Free		11.5%
	Other:			
4802.56.50	Printed, embossed or perforated	0.6%	Free (A,CA,E,IL, J,MX)	30%
	Other:			
4802.56.60	Basic paper to be sensitized for use in photography . . . .	0.2%	Free (A,CA,E,IL, J,MX)	5%
4802.56.70	Other . . . . .	0.6%	Free (A,CA,E,IL, J,MX)	30%

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4802.57	Other, weighing 40 g/m <sup>2</sup> or more but not more than 150 g/m <sup>2</sup> :			
4802.57.10	Writing and cover paper . . . . .	0.5%	Free (A*,CA,E,IL, J,MX)	28%
4802.57.20	Drawing paper . . . . .	0.3%	Free (A,CA,E,IL, J,MX)	15.5%
4802.57.30	India and bible paper . . . . .	0.4%	Free (A,CA,E,IL, J,MX)	18%
4802.57.40	Other . . . . .	Free		11.5%
4802.58	Weighing more than 150 g/m <sup>2</sup> :			
	In strips or rolls of a width exceeding 15 cm or in rectangular (including square) sheets with one side exceeding 36 cm and the other side exceeding 15 cm in the unfolded state:			
4802.58.10	Writing and cover paper . . . . .	0.5%	Free (A,CA,E,IL, J,MX)	30%
4802.58.20	Other . . . . .	0.3%	Free (A,CA,E,IL, J,MX)	24.5%
	Other:			
4802.58.40	Printed, embossed or perforated	0.6%	Free (A,CA,E,IL, J,MX)	30%
	Other:			
4802.58.50	Basic paper to be sensitized for use in photography . . . . .	0.2%	Free (A,CA,E,IL, J,MX)	5%
4802.58.60	Other . . . . .	0.6%	Free (A,CA,E,IL, J,MX)	30%
	Other paper and paperboard, of which more than 10 percent by weight of the total fiber content consists of fibers obtained by a mechanical or chemi-mechanical process:			
4802.61	In rolls:			
	Of a width exceeding 15 cm:			
4802.61.10	Writing and cover paper . . . . .	0.5%	Free (A,CA,E,IL, J,MX)	28%
4802.61.20	Drawing paper . . . . .	0.3%	Free (A,CA,E,IL, J,MX)	15.5%
4802.61.30	Other . . . . .	Free		11.5%
	Other:			
4802.61.40	Printed, embossed or perforated	0.6%	Free (A,CA,E,IL, J,MX)	30%
	Other:			
4802.61.50	Basic paper to be sensitized for use in photography . . . . .	0.2%	Free (A,CA,E,IL, J,MX)	5%
4802.61.60	Other . . . . .	0.6%	Free (A,CA,E,IL, J,MX)	30%
4802.62	In sheets with one side not exceeding 435 mm and the other side not exceeding 297 mm in the unfolded state:			
	With one side exceeding 360 mm and the other side exceeding 150 mm in the unfolded state:			
4802.62.10	Writing and cover paper . . . . .	0.5%	Free (A,CA,E,IL, J,MX)	28%

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4802.62.20	Drawing paper .....	0.3%	Free (A,CA,E,IL, J,MX)	15.5%
4802.62.30	Other .....	Free		11.5%
Other:				
4802.62.40	Printed, embossed or perforated	0.6%	Free (A,CA,E,IL, J,MX)	30%
Other:				
4802.62.50	Basic paper to be sensitized for use in photography ....	0.2%	Free (A,CA,E,IL, J,MX)	5%
4802.62.60	Other .....	0.6%	Free (A,CA,E,IL, J,MX)	30%
Other:				
4802.69	Writing and cover paper .....	0.5%	Free (A*,CA,E,IL, J,MX)	28%
4802.69.10	Writing and cover paper .....	0.5%	Free (A*,CA,E,IL, J,MX)	28%
4802.69.20	Drawing paper .....	0.3%	Free (A,CA,E,IL, J,MX)	15.5%
4802.69.30	Other .....	Free		11.5%*

48-11. Heading 4805 and its subheadings are superseded by the following:

“4805	Other uncoated paper and paperboard, in rolls or sheets, not further worked or processed than as specified in note 3 to this chapter:			
Fluting paper:				
4805.11.00	Semichemical fluting paper .....	0.8%	Free (A,CA,E,IL, J,MX)	30%
Straw fluting paper:				
4805.12	Straw fluting paper:			
4805.12.10	Weighing 150 g/m <sup>2</sup> or less .....	0.8%	Free (A,CA,E,IL, J,MX)	30%
4805.12.20	Weighing over 150 g/m <sup>2</sup> .....	Free		30%
Other:				
4805.19	Other:			
4805.19.10	Weighing 150 g/m <sup>2</sup> or less .....	0.8%	Free (A,CA,E,IL, J,MX)	30%
4805.19.20	Weighing over 150 g/m <sup>2</sup> .....	Free		30%
Testliner (recycled liner board):				
4805.24	Testliner (recycled liner board):			
4805.24.50	Weighing 150 g/m <sup>2</sup> or less: Weighing not over 15 g/m <sup>2</sup> .....	0.3%	Free (A,CA,E,IL, J,MX)	30%
4805.24.70	Weighing over 15 g/m <sup>2</sup> but not over 30 g/m <sup>2</sup> .....	Free		11¢/kg + 15%
4805.24.90	Weighing over 30 g/m <sup>2</sup> .....	0.8%	Free (A,CA,E,IL, J,MX)	30%
4805.25.00	Weighing more than 150 g/m <sup>2</sup> .....	Free		30%
4805.30.00	Sulfite wrapping paper .....	0.5%	Free (A,CA,E,IL, J,MX)	30%
4805.40.00	Filter paper and paperboard .....	0.8%	Free (A,CA,E,IL, J,MX)	11¢/kg + 15%
4805.50.00	Felt paper and paperboard .....	Free		10%
Other:				
4805.91	Other:			
4805.91.10	Weighing 150 g/m <sup>2</sup> or less: Multi-ply paper and paperboard; bibulous and wrapping paper .....	Free		30%
4805.91.20	Condenser paper .....	0.9%	Free (A,CA,E,IL, J,MX)	25%

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	Other:				
4805.91.50	Weighing not over 15 g/m <sup>2</sup> . . . .	0.3%	Free (A,CA,E,IL, J,MX)	30%	
4805.91.70	Weighing over 15 g/m <sup>2</sup> but not over 30 g/m <sup>2</sup> . . . . .	Free		11¢/kg + 15%	
4805.91.90	Weighing over 30 g/m <sup>2</sup> . . . . .	0.8%	Free (A,CA,E,IL, J,MX)	30%	
4805.92	Weighing more than 150 g/m <sup>2</sup> but less than 225 g/m <sup>2</sup> :				
4805.92.20	Pressboard . . . . .	1%	Free (A,CA,E,IL, J,MX)	30%	
4805.92.40	Other . . . . .	Free		30%	
4805.93	Weighing 225 g/m <sup>2</sup> or more:				
4805.93.20	Pressboard . . . . .	1%	Free (A,CA,E,IL, J,MX)	30%	
4805.93.40	Other . . . . .	Free		30%”	

48-12. Heading 4807 and its subheadings are superseded by the following:

“4807.00	Composite paper and paperboard (made by sticking flat layers of paper or paperboard together with an adhesive), not surface-coated or impregnated, whether or not internally reinforced, in rolls or sheets:				
4807.00.10	Paper and paperboard, laminated internally with bitumen, tar or asphalt . . . . .	Free		30%	
	Other:				
4807.00.91	Straw paper and paperboard, whether or not covered with paper other than straw paper . . . . .	0.5%	Free (A,CA,E,IL, J,MX)	30%	
	Other:				
4807.00.92	Cloth-lined or reinforced paper . . . . .	0.8%	Free (A,CA,E,IL, J,MX)	22.5%	
4807.00.94	Other . . . . .	Free		30%”	

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48-13. Heading 4810 and its subheadings are superseded by the following:

“4810	Paper and paperboard, coated on one or both sides with kaolin (China clay) or other inorganic substances, with or without a binder, and with no other coating, whether or not surface-colored, surface-decorated or printed, in rolls or rectangular (including square) sheets, of any size:			
	Paper and paperboard of a kind used for writing, printing or other graphic purposes, not containing fibers obtained by a mechanical or chemi-mechanical process or of which not more than 10 percent by weight of the total fiber content consists of such fibers:			
4810.13	In rolls:			
	Of a width exceeding 15 cm:			
	Weighing not more than 150 g/m <sup>2</sup> :			
4810.13.11	Basic paper to be sensitized for use in photography . . . .	0.2%	Free (A,CA,E,IL, J,MX)	5%
4810.13.13	India or bible paper . . . . .	0.3%	Free (A,CA,E,IL, J,MX)	24%
4810.13.19	Other . . . . .	0.5%	Free (A,CA,E,IL, J,MX)	37%
4810.13.20	Weighing more than 150 g/m <sup>2</sup> . .	0.5%	Free (A,CA,E,IL, J,MX)	42%
	Other:			
4810.13.50	Printed, embossed or perforated	0.6%	Free (A,CA,E,IL, J,MX)	30%
	Other:			
4810.13.60	Basic paper to be sensitized for use in photography . . . .	0.2%	Free (A,CA,E,IL, J,MX)	5%
4810.13.70	Other . . . . .	0.6%	Free (A,CA,E,IL, J,MX)	30%
4810.14	In sheets with one side not exceeding 435 mm and the other side not exceeding 297 mm in the unfolded state:			
	With one side exceeding 360 mm and the other side exceeding 150 mm in the unfolded state:			
	Weighing not more than 150 g/m <sup>2</sup> :			
4810.14.11	Basic paper to be sensitized for use in photography . . . .	0.2%	Free (A,CA,E,IL, J,MX)	5%
4810.14.13	India or bible paper . . . . .	0.3%	Free (A,CA,E,IL, J,MX)	24%
4810.14.19	Other . . . . .	0.5%	Free (A,CA,E,IL, J,MX)	37%
4810.14.20	Weighing more than 150 g/m <sup>2</sup> . .	0.5%	Free (A,CA,E,IL, J,MX)	42%

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	Other:				
4810.14.50	Printed, embossed or perforated	0.6%	Free (A,CA,E,IL, J,MX)	30%	
	Other:				
4810.14.60	Basic paper to be sensitized for use in photography . . . .	0.2%	Free (A,CA,E,IL, J,MX)	5%	
4810.14.70	Other . . . . .	0.6%	Free (A,CA,E,IL, J,MX)	30%	
4810.19	Other:				
	Weighing not more than 150 g/m <sup>2</sup> :				
4810.19.11	Basic paper to be sensitized for use in photography . . . . .	0.2%	Free (A,CA,E,IL, J,MX)	5%	
4810.19.13	India or bible paper . . . . .	0.3%	Free (A,CA,E,IL, J,MX)	24%	
4810.19.19	Other . . . . .	0.5%	Free (A,CA,E,IL, J,MX)	37%	
4810.19.20	Weighing more than 150 g/m <sup>2</sup> . . . . .	0.5%	Free (A,CA,E,IL, J,MX)	42%	
	Paper and paperboard of a kind used for writing, printing or other graphic purposes, of which more than 10 percent by weight of the total fiber content consists of fibers obtained by a mechanical or chemi-mechanical process:				
4810.22	Light-weight coated paper:				
4810.22.10	In strips or rolls of a width exceeding 15 cm or in rectangular (including square) sheets with one side exceeding 36 cm and the other side exceeding 15 cm in the unfolded state . . . . .	0.5%	Free (A,CA,E,IL, J,MX)	37%	
	Other:				
4810.22.50	Printed, embossed or perforated	0.6%	Free (A,CA,E,IL, J,MX)	30%	
	Other:				
4810.22.60	Basic paper to be sensitized for use in photography . . . .	0.2%	Free (A,CA,E,IL, J,MX)	5%	
4810.22.70	Other . . . . .	0.6%	Free (A,CA,E,IL, J,MX)	30%	
4810.29	Other:				
4810.29.10	In strips or rolls of a width exceeding 15 cm or in rectangular (including square) sheets with one side exceeding 36 cm and the other side exceeding 15 cm in the unfolded state . . . . .	0.5%	Free (A,CA,E,IL, J,MX)	37%	
	Other:				
4810.29.50	Printed, embossed or perforated	0.6%	Free (A,CA,E,IL, J,MX)	30%	
	Other:				
4810.29.60	Basic paper to be sensitized for use in photography . . . .	0.2%	Free (A,CA,E,IL, J,MX)	5%	
4810.29.70	Other . . . . .	0.6%	Free (A,CA,E,IL, J,MX)	30%	

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Kraft paper and paperboard, other than that of a kind used for writing, printing or other graphic purposes:

4810.31	Bleached uniformly throughout the mass and of which more than 95 percent by weight of the total fiber content consists of wood fibers obtained by a chemical process and weighing 150 g/m <sup>2</sup> or less:			
4810.31.10	In strips or rolls of a width exceeding 15 cm or in rectangular (including square) sheets with one side exceeding 36 cm and the other side exceeding 15 cm in the unfolded state . . . . .	Free		25%
	Other:			
4810.31.30	Cards, not punched, for punchcard machines, whether or not in strips . . . . .	0.8%	Free (A,CA,E,IL, J,MX)	30%
4810.31.65	Other . . . . .	1.1%	Free (A,CA,E,IL, J,MX)	26.5%
4810.32	Bleached uniformly throughout the mass and of which more than 95 percent by weight of the total fiber content consists of wood fibers obtained by a chemical process and weighing more than 150 g/m <sup>2</sup> :			
4810.32.10	In strips or rolls of a width exceeding 15 cm or in rectangular (including square) sheets with one side exceeding 36 cm and the other side exceeding 15 cm in the unfolded state . . . . .	Free		25%
	Other:			
4810.32.30	Cards, not punched, for punchcard machines, whether or not in strips . . . . .	0.8%	Free (A,CA,E,IL, J,MX)	30%
4810.32.65	Other . . . . .	1.1%	Free (A,CA,E,IL, J,MX)	26.5%
4810.39	Other:			
	In strips or rolls of a width exceeding 15 cm or in rectangular (including square) sheets with one side exceeding 36 cm and the other side exceeding 15 cm in the unfolded state:			
4810.39.12	Whether or not impregnated, but not otherwise treated . . . . .	Free		25%
4810.39.14	Other . . . . .	0.4%	Free (A,CA,E,IL, J,MX)	20%

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	Other:				
4810.39.30	Cards, not punched, for punchcard machines, whether or not in strips .....	0.8%	Free (A,CA,E,IL, J,MX)	30%	
4810.39.65	Other .....	1.1%	Free (A,CA,E,IL, J,MX)	26.5%	
	Other paper and paperboard:				
4810.92	Multi-ply:				
	In strips or rolls of a width exceeding 15 cm or in rectangular (including square) sheets with one side exceeding 36 cm and the other side exceeding 15 cm in the unfolded state:				
4810.92.12	Weighing more than 150 g/m <sup>2</sup> ..	Free		30%	
4810.92.14	Other .....	0.4%	Free (A,CA,E,IL, J,MX)	20%	
	Other:				
4810.92.30	Cards, not punched, for punchcard machines, whether or not in strips .....	0.8%	Free (A,CA,E,IL, J,MX)	30%	
4810.92.65	Other .....	1.1%	Free (A,CA,E,IL, J,MX)	26.5%	
4810.99	Other:				
4810.99.10	In strips or rolls of a width exceeding 15 cm or in rectangular (including square) sheets with one side exceeding 36 cm and the other side exceeding 15 cm in the unfolded state .....	0.4%	Free (A,CA,E,IL, J,MX)	20%	
	Other:				
4810.99.30	Cards, not punched, for punchcard machines, whether or not in strips .....	0.8%	Free (A,CA,E,IL, J,MX)	30%	
4810.99.65	Other .....	1.1%	Free (A,CA,E,IL, J,MX)"	26.5%	



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48-14. Heading 4811 and its subheadings are superseded by the following:

“4811	Paper, paperboard, cellulose wadding and webs of cellulose fibers, coated, impregnated, covered, surface-colored, surface-decorated or printed, in rolls or rectangular (including square) sheets, of any size, other than goods of the kind described in heading 4803, 4809 or 4810:			
4811.10	Tarred, bituminized or asphalted paper and paperboard:			
4811.10.10	In strips or rolls of a width exceeding 15 cm or in rectangular (including square) sheets with one side exceeding 36 cm and the other side exceeding 15 cm in the unfolded state . . . . .	Free		10%
4811.10.20	Other . . . . .	1.1%	Free (A,CA,E,IL, J,MX)	26.5%
	Gummed or adhesive paper and paperboard:			
4811.41	Self-adhesive:			
4811.41.10	In strips or rolls of a width exceeding 15 cm or in rectangular (including square) sheets with one side exceeding 36 cm and the other side exceeding 15 cm in the unfolded state . . . . .	1.2%	Free (A,CA,E,IL, J,MX)	40%
	Other:			
4811.41.20	In strips or rolls . . . . .	1.2%	Free (A,CA,E,IL, J,MX)	40%
4811.41.30	Other . . . . .	1.1%	Free (A,CA,E,IL, J,MX)	35%
4811.49	Other:			
4811.49.10	In strips or rolls of a width exceeding 15 cm or in rectangular (including square) sheets with one side exceeding 36 cm and the other side exceeding 15 cm in the unfolded state . . . . .	Free		14%
	Other:			
4811.49.20	In strips or rolls . . . . .	0.6%	Free (A,CA,E,IL, J,MX)	30%
4811.49.30	Other . . . . .	1.1%	Free (A,CA,E,IL, J,MX)	35%
	Paper and paperboard, coated, impregnated or covered with plastics (excluding adhesives):			
4811.51	Bleached, weighing more than 150 g/m <sup>2</sup> :			
	In strips or rolls of a width exceeding 15 cm or in rectangular (including square) sheets with one side exceeding 36 cm and the other side exceeding 15 cm in the unfolded state:			

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4811.51.20	0.3 mm or more in thickness . . .	Free		30%
4811.51.40	Other . . . . .	0.5%	Free (A,CA,E,IL, J,MX)	42%
4811.51.60	Other . . . . .	1.1%	Free (A,CA,E,IL, J,MX)	35%
4811.59	Other:			
	In strips or rolls of a width exceeding 15 cm or in rectangular (including square) sheets with one side exceeding 36 cm and the other side exceeding 15 cm in the unfolded state:			
4811.59.20	Printing paper . . . . .	0.5%	Free (A,CA,E,IL, J,MX)	37%
4811.59.40	Other . . . . .	Free		25%
4811.59.60	Other . . . . .	1.1%	Free (A,CA,E,IL, J,MX)	35%
4811.60	Paper and paperboard, coated, impregnated or covered with wax, paraffin, stearin, oil or glycerol:			
4811.60.40	In strips or rolls of a width exceeding 15 cm or in rectangular (including square) sheets with one side exceeding 36 cm and the other side exceeding 15 cm in the unfolded state . . . . .	0.7%	Free (A,CA,E,IL, J,MX)	17.5%
4811.60.60	Other . . . . .	1.1%	Free (A,CA,E,IL, J,MX)	35%
4811.90	Other paper, paperboard, cellulose wadding and webs of cellulose fibers:			
	In strips or rolls of a width exceeding 15 cm or in rectangular (including square) sheets with one side exceeding 36 cm and the other side exceeding 15 cm in the unfolded state:			
4811.90.10	Handmade paper . . . . .	0.8%	Free (A,CA,E,IL, J,MX)	27%
4811.90.20	Other:			
	Wholly or partly covered with flock, gelatin, metal or metal solutions . . . . .	0.7%	Free (A,CA,E,IL, J,MX)	22.5%
4811.90.30	Other:			
	Impregnated with latex . . .	Free		25%
4811.90.40	Other:			
	Weighing not over 15 g/m <sup>2</sup> . . . . .	0.6%	Free (A,CA,E,IL, J,MX)	30%
4811.90.60	Weighing over 15 g/m <sup>2</sup> but not over 30 g/m <sup>2</sup> .	Free		20%
4811.90.80	Weighing over 30 g/m <sup>2</sup>	0.4%	Free (A,CA,E,IL, J,MX)	18.5%
4811.90.90	Other . . . . .	1.1%	Free (A,CA,E,IL, J,MX)"	35%

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- 48-15. (a) Subheading 4823.11.00 is renumbered as 4823.12.00, and the article description of subheading 4823.12.00 is superseded by the expression "Self-adhesive".
- (b) Subheading 4823.19.00 is renumbered as 4823.19.01.
- 48-16. Subheadings 4823.51.00, 4823.59, 4823.59.20 and 4823.59.40, and the subheading immediately superior thereto, are deleted.
- 48-17 Subheadings 4823.90.30, 4823.90.65, and 4823.90.85 are renumbered as 4823.90.31, 4823.90.66, and 4823.90.86, respectively.

### CHAPTER 49

- 49-1. In note 2 to chapter 49, the expression "of a computer" is deleted, and the expression "of an automatic data processing machine" is inserted in lieu thereof.
- 49-2. In the article description for heading 4907, the expression "Unused postage, revenue or similar stamps of current or new issue in the country to which they are destined;" is replaced by the expression "Unused postage, revenue or similar stamps of current or new issue in the country in which they have, or will have, a recognized face value;".

### SECTION XI

- XI-1. Subheading note 1 to section XI is modified by inserting immediately above subdivision (k) the following nonindented new text:

"The definitions at (e) to (ij) above apply, *mutatis mutandis*, to knitted or crocheted fabrics."

- XI-2. Subdivision (A) of subheading note 2 to section XI is modified by deleting "50 to 55" and by inserting in lieu thereof "50 to 55 or of heading 5809".

### CHAPTER 51

- 51-1. Subheadings 5102.10, 5102.10.20, 5102.10.40, 5102.10.60, 5102.10.80, and 5102.10.90 and superior text to such subheadings are deleted and the following new provisions are inserted in lieu thereof:

[Fine or coarse animal hair, not carded or combed:]			
"Fine animal hair:			
5102.11	Of Kashmir (cashmere) goats:		
5102.11.10	Not processed in any manner beyond the degressed or carbonized condition	5.1¢/clean kg	Free (CA,E,IL, J,MX) 46.3¢/clean kg
5102.11.90	Other .....	4.9¢/kg + 4%	Free (CA,IL,MX) 81.6¢/kg + 20%

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5102.19	Other: Not processed in any manner beyond the degreased or carbonized condition:			
5102.19.20	Hair of the camel. ....	5¢/clean kg	Free (CA,E,IL, J,MX)	55¢/clean kg
5102.19.60	Other .....	0.4%	Free (A,CA,E, IL,J,MX)	6.9%
	Other:			
5102.19.80	Fur, prepared for hatters' use ..	Free		35%
5102.19.90	Other .....	4.9¢/kg + 4%	Free (CA,IL,MX)	81.6¢/kg + 20%”

51-2. Subheading 5105.30.00 is deleted and the following new provisions are inserted in lieu thereof, each having the same staged reductions in the general rate of duty as were previously proclaimed for subheading 5105.30.00:

	[Wool and fine or coarse animal hair, carded or...]			
	“Fine animal hair, carded or combed:			
5105.31.00	Of Kashmir (cashmere) goats .....	7¢/kg + 5.6%	Free (CA,IL,MX)	81.6¢/kg + 20%
5105.39.00	Other .....	7¢/kg + 5.6%	Free (CA,IL,MX)	81.6¢/kg + 20%”

### CHAPTER 53

53-1. Subheadings 5305.91.00 and 5305.99.00 and the immediately superior text “Other:” are deleted and the following new subheading is inserted in lieu thereof:

	[Coconut, abaca (Manila hemp or <u>Musa</u> ...]		
“5305.90.00	Other .....	Free	Free”

53-2. (a) Subheadings 5308.30.00 and 5308.90.00 are deleted and the following new provisions are inserted in lieu thereof:

	[Yarn of other vegetable textile fibers; paper yarn:]		
“5308.90	Other:		
5308.90.10	Paper yarn .....	3.2%	Free (A,CA,E,IL, J,MX)
5308.90.90	Other .....	0.8%	Free (CA,E*,IL,MX)

(b) Subheadings 5308.90.10 and 5308.90.90 shall have the same staged reductions of the general rates of duty as were previously proclaimed for subheadings 5308.30.00 and 5308.90.00, respectively.

### CHAPTER 54

54-1. Subheading 5408.10.00 is modified by deleting “yarn,” and inserting “yarn” in lieu thereof.

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### CHAPTER 56

- 56-1. Subheadings 5607.30, 5607.30.10 and 5607.30.20 are deleted, subheading 5607.90.20 is redesignated as 5607.90.90, and the following new provisions are inserted in numerical sequence together with their immediately superior text, with subheading 5607.90.35 having the same staged reductions in the general rate of duty as were previously proclaimed for subheading 5607.30.20:

	[Twine, cordage, ropes and cables, whether...]			
	[Other:]			
	“Of abaca (Manila hemp or <u>Musa textilis</u>			
	<u>Nee</u> ) or other hard (leaf) fibers:			
5607.90.25	Of stranded construction measuring 1.88 cm or over in diameter . . . . .	Free		4¢/kg
5607.90.35	Other . . . . .	4.1%	Free (A,CA,E,IL, J,MX)”	40%

### CHAPTER 58

- 58-1. Heading 5804 is modified by deleting “heading 6002” and by inserting in lieu thereof “headings 6002 to 6006”.

### CHAPTER 59

- 59-1. Note 1 to chapter 59 is modified by deleting “heading 6002” and by inserting in lieu thereof “headings 6002 to 6006”.
- 59-2. Subheading 5903.10 is modified by deleting “polyvinyl chloride” and by inserting in lieu thereof “poly(vinyl chloride)”.
- 59-3. Subheadings 5904.91.00 and 5904.92.00, together with their immediately superior text “Other:”, are deleted and the following new subheading is inserted in lieu thereof, with subheading 5904.90.00 having the same staged reductions of the general rate of duty as were previously proclaimed for subheading 5904.91.00:

	[Linoleum, whether or not cut to shape; floor...]			
“5904.90.00	Other . . . . .	1%	Free (A*,B,CA,E, IL,J,MX)”	40%

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CHAPTER 60

60-1. (a) Heading 6002 and all of its subordinate provisions are deleted, and the following new headings and their subordinate provisions are inserted in lieu thereof:

“6002	Knitted or crocheted fabrics of a width not exceeding 30 cm, containing by weight 5 percent or more of elastomeric yarn or rubber thread, other than those of heading 6001:			
6002.40	Containing by weight 5 percent or more of elastomeric yarn but not containing rubber thread:			
6002.40.40	Of cotton .....	9%	Free (CA,IL,MX)	35%
6002.40.80	Other .....	8.3%	Free (CA,E*,IL,MX)	90%
6002.90	Other:			
6002.90.40	Of cotton .....	9%	Free (CA,IL,MX)	35%
6002.90.90	Other .....	8.3%	Free (CA,E*,IL,MX)	90%
6003	Knitted or crocheted fabrics of a width not exceeding 30 cm, other than those of heading 6001 or 6002:			
6003.10	Of wool or fine animal hair:			
6003.10.10	Open-work fabrics, warp knit .....	14.5%	Free (CA,IL,MX)	90%
6003.10.90	Other .....	6.8%	Free (CA,E*,IL,MX)	59%
6003.20	Of cotton:			
6003.20.10	Open-work fabrics, warp knit .....	14.5%	Free (CA,IL,MX)	90%
6003.20.30	Other .....	8.4%	Free (CA,IL,MX)	35%
6003.30	Of synthetic fibers:			
6003.30.10	Open-work fabrics, warp knit .....	14.5%	Free (CA,IL,MX)	90%
6003.30.60	Other .....	7.8%	Free (CA,IL,MX)	90%
6003.40	Of artificial fibers:			
6003.40.10	Open-work fabrics, warp knit .....	14.5%	Free (CA,IL,MX)	90%
6003.40.60	Other .....	7.8%	Free (CA,IL,MX)	90%
6003.90	Other:			
6003.90.10	Open-work fabrics, warp knit .....	14.5%	Free (CA,IL,MX)	90%
6003.90.90	Other .....	6.8%	Free (CA,E*,IL,MX)	59%
6004	Knitted or crocheted fabrics of a width exceeding 30 cm, containing by weight 5 percent or more of elastomeric yarn or rubber thread, other than those of heading 6001:			
6004.10.00	Containing by weight 5 percent or more of elastomeric yarn but not containing rubber thread .....	12.6%	Free (CA,E*,IL,MX)	113.5%
6004.90	Other:			
6004.90.20	Containing elastomeric yarn and rubber thread .....	12.6%	Free (CA,E*,IL,MX)	113.5%
6004.90.90	Other .....	7.2%	Free (CA,E*,IL,MX)	60%
6005	Warp knit fabrics (including those made on galloon knitting machines), other than those of headings 6001 to 6004:			
6005.10.00	Of wool or fine animal hair .....	11.8%	Free (CA,IL,MX)	65.5%

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	Of cotton:			
6005.21.00	Unbleached or bleached .....	10.8%	Free (CA,IL,MX)	45%
6005.22.00	Dyed .....	10.8%	Free (CA,IL,MX)	45%
6005.23.00	Of yarns of different colors .....	10.8%	Free (CA,IL,MX)	45%
6005.24.00	Printed .....	10.8%	Free (CA,IL,MX)	45%
	Of synthetic fibers:			
6005.31.00	Unbleached or bleached .....	10.8%	Free (CA,IL,MX)	113.5%
6005.32.00	Dyed .....	10.8%	Free (CA,IL,MX)	113.5%
6005.33.00	Of yarns of different colors .....	10.8%	Free (CA,IL,MX)	113.5%
6005.34.00	Printed .....	10.8%	Free (CA,IL,MX)	113.5%
	Of artificial fibers:			
6005.41.00	Unbleached or bleached .....	10.8%	Free (CA,IL,MX)	113.5%
6005.42.00	Dyed .....	10.8%	Free (CA,IL,MX)	113.5%
6005.43.00	Of yarns of different colors .....	10.8%	Free (CA,IL,MX)	113.5%
6005.44.00	Printed .....	10.8%	Free (CA,IL,MX)	113.5%
6005.90.00	Other .....	10.8%	Free (CA,E*,IL,MX)	45%
6006	Other knitted or crocheted fabrics:			
6006.10.00	Of wool or fine animal hair .....	11.8%	Free (CA,IL,MX)	65.5%
	Of cotton:			
6006.21	Unbleached or bleached:			
6006.21.10	Circular knit, wholly of cotton yarns exceeding 100 metric number per single yarn .....	10.8%	Free (CA,IL,MX)	45%
6006.21.90	Other .....	10.8%	Free (CA,IL,MX)	45%
6006.22	Dyed:			
6006.22.10	Circular knit, wholly of cotton yarns exceeding 100 metric number per single yarn .....	10.8%	Free (CA,IL,MX)	45%
6006.22.90	Other .....	10.8%	Free (CA,IL,MX)	45%
6006.23	Of yarns of different colors:			
6006.23.10	Circular knit, wholly of cotton yarns exceeding 100 metric number per single yarn .....	10.8%	Free (CA,IL,MX)	45%
6006.23.90	Other .....	10.8%	Free (CA,IL,MX)	45%
6006.24	Printed:			
6006.24.10	Circular knit, wholly of cotton yarns exceeding 100 metric number per single yarn .....	10.8%	Free (CA,IL,MX)	45%
6006.24.90	Other .....	10.8%	Free (CA,IL,MX)	45%
	Of synthetic fibers:			
6006.31.00	Unbleached or bleached .....	10.8%	Free (CA,IL,MX)	113.5%
6006.32.00	Dyed .....	10.8%	Free (CA,IL,MX)	113.5%
6006.33.00	Of yarns of different colors .....	10.8%	Free (CA,IL,MX)	113.5%
6006.34.00	Printed .....	10.8%	Free (CA,IL,MX)	113.5%
	Of artificial fibers:			
6006.41.00	Unbleached or bleached .....	10.8%	Free (CA,IL,MX)	113.5%
6006.42.00	Dyed .....	10.8%	Free (CA,IL,MX)	113.5%
6006.43.00	Of yarns of different colors .....	10.8%	Free (CA,IL,MX)	113.5%
6006.44.00	Printed .....	10.8%	Free (CA,IL,MX)	113.5%

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6006.90	Other:			
6006.90.10	Containing 85 percent or more by weight of silk or silk waste .....	8.4%	Free (CA,E,IL,J,MX)	45%
6006.90.90	Other .....	2.8%	Free (CA,E*,IL,MX)	45%”

(b) The subheadings listed in the left column set forth below shall have the same staged reductions of the general rate of duty as were previously proclaimed for the corresponding subheadings listed in the right column below:

6002.40.40	6002.10.40
6002.40.80	6002.10.80
6002.90.40	6002.10.40
6002.90.90	6002.10.80
6003.10.10	6002.20.10
6003.10.90	6002.20.90
6003.20.10	6002.20.10
6003.20.30	6002.20.30
6003.30.10	6002.20.10
6003.30.60	6002.20.60
6003.40.10	6002.20.10
6003.40.60	6002.20.60
6003.90.10	6002.20.10
6003.90.90	6002.20.90
6004.10.00	6002.30.20
6004.90.20	6002.30.20
6004.90.90	6002.30.90
6005.10.00	6002.41.00
6005.21.00	6002.42.00
6005.22.00	6002.42.00
6005.23.00	6002.42.00
6005.24.00	6002.42.00
6005.31.00	6002.43.00
6005.32.00	6002.43.00
6005.33.00	6002.43.00
6005.34.00	6002.43.00
6005.41.00	6002.43.00
6005.42.00	6002.43.00
6005.43.00	6002.43.00
6005.44.00	6002.43.00
6005.90.00	6002.49.00
6006.10.00	6002.91.00
6006.21.10	6002.92.10
6006.21.90	6002.92.90
6006.22.10	6002.92.10
6006.22.90	6002.92.90
6006.23.10	6002.92.10
6006.23.90	6002.92.90
6006.24.10	6002.92.10



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6006.24.90	6002.92.90
6006.31.00	6002.93.00
6006.32.00	6002.93.00
6006.33.00	6002.93.00
6006.34.00	6002.93.00
6006.41.00	6002.93.00
6006.42.00	6002.93.00
6006.43.00	6002.93.00
6006.44.00	6002.93.00
6006.90.10	6002.99.10
6006.90.90	6002.99.90

### CHAPTER 61

61-1. (a) Subheadings 6110.10, 6110.10.10 and 6110.10.20 are deleted and the following new provisions are inserted in lieu thereof:

[6110	Sweaters, pullovers, sweatshirts, waistcoats...]			
	“Of wool or fine animal hair:			
6110.11.00	Of wool .....	16.2%	Free (CA,IL) 1.7% (MX)	54.5%
6110.12	Of Kashmir (cashmere) goats:			
6110.12.10	Wholly of cashmere .....	4.7%	Free (CA,IL) 0.7% (MX)	52%
6110.12.20	Other .....	16.2%	Free (CA,IL) 1.7% (MX)	54.5%
6110.19.00	Other .....	16.2%	Free (CA,IL) 1.7% (MX)”	54.5%

(b) Subheadings 6110.11.00, 6110.12.10, 6110.12.20 and 6110.19.00 shall have the same staged reductions of the general rate of duty and of the special rate of duty for goods of Mexico under the terms of general note 12 to the tariff schedule as were previously proclaimed for subheadings 6110.10.20, 6110.10.10, 6110.10.20 and 6110.10.20, respectively.

### CHAPTER 64

64-1. Note 3(b) to chapter 64 is superseded by the following:

“(b) the term “leather” refers to goods of headings 4107 and 4112 to 4114.”

### CHAPTER 68

68-1. Note 1(b) to chapter 68 is superseded by the following:

“(b) Coated, impregnated or covered paper and paperboard of heading 4810 or 4811 (for example, paper and paperboard coated with mica powder or graphite, bituminized or asphalted paper and paperboard);”

68-2. Subheadings 6812.10.00 through 6812.40.00 are deleted.

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### CHAPTER 70

70-1. Subheadings 7010.9 through 7010.94.50 are superseded by the following:

	[Carboys, bottles, flasks, jars, pots, vials,...]			
“7010.90	Other:			
7010.90.05	Serum bottles, vials and other pharmaceutical containers . . . . .	Free		50¢/gross
	Containers (with or without their closures) of a kind used for the conveyance or packing of perfume or other toilet preparations; other containers if fitted with or designed for use with ground glass stoppers:			
7010.90.20	Produced by automatic machine . . . .	2.5%	Free (A,CA,E,IL J,MX)	25%
7010.90.30	Other . . . . .	5.2%	Free (A,CA,E,IL J,MX)	75%
7010.90.50	Other containers (with or without their closures) . . . . .	Free		4.9%”

### CHAPTER 71

71-1. Additional U.S. Note 1(c) is superseded by:

“(c) The term “waste and scrap” refers to materials and articles which are second-hand or waste or refuse, or are obsolete, defective or damaged, and which are fit only for the recovery of the metal content or for use in the manufacture of chemicals. It includes residues and ashes of a kind used principally for the recovery of precious metals, but does not include metals in unwrought form or metal-bearing materials provided for in heading 2616.”

71-2. Subheadings 7112.10 through 7112.90 are superseded by:

	[Waste and scrap of precious metal or of metal...]			
“7112.30.00	Ash containing precious metal or precious metal compounds . . . . .	Free		Free
	Other:			
7112.91.00	Of gold, including metal clad with gold but excluding sweepings containing other precious metals . . . . .	Free		Free
7112.92.00	Of platinum, including metal clad with platinum but excluding sweepings containing other precious metals . . . . .	Free		Free
7112.99.00	Other . . . . .	Free		Free”

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### CHAPTER 73

- 73-1. (a) Subheading 7302.20 is deleted.  
 (b) Subheading 7302.90.00 is superseded by the following:

	[Railway or tramway track construction...]				
“7302.90	Other:				
7302.90.10	Sleepers (cross ties) . . . . .	0.2%	Free (A+,CA,D,E,IL, J,MX)	2%	
7302.90.90	Other . . . . .	1.1%	Free (A,CA,E,IL, J,MX)”	45%	

### CHAPTER 74

- 74-1. Subheading 7415.31.00 through 7415.32.90 are superseded by the following:

	[Nails, tacks, drawing pins, staples (other...)]				
	[Other threaded articles:]				
“7415.33	Screws; bolts and nuts:				
7415.33.05	Screws for wood . . . . .	3%	Free (A,B,CA,E,IL, J,MX)	45%	
7415.33.10	Muntz or yellow metal bolts . . . . .	1.4%	Free (A,B,CA,E,IL, J,MX)	7%	
7415.33.80	Other screws and bolts; nuts . . . . .	3%	Free (A,B,CA,E,IL, J,MX)”	45%	

### CHAPTER 81

- 81-1. Subheadings 8101.91 through 8101.93 are superseded by the following:

	[Tungsten (wolfram) and articles thereof,...]				
	[Other:]				
“8101.94.00	Unwrought tungsten, including bars and rods obtained simply by sintering . . . . .	6.6%	Free (A+,CA,D,E,IL, J,MX)	60%	
8101.95.00	Bars and rods, other than those obtained simply by sintering, profiles, plates, sheets, strip and foil . . . . .	6.5%	Free (A+,CA,D,E,IL, J,MX)	60%	
8101.96.00	Wire . . . . .	4.4%	Free (A+,CA,D,E,IL, J,MX)	60%	
8101.97.00	Waste and scrap . . . . .	2.8%	Free (A,CA,E,IL, J,MX)”	50%	

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81-2. Subheadings 8102.91 through 8102.93 are superseded by the following:

	[Molybdenum and articles thereof, including...] [Other:]			
“8102.94.00	Unwrought molybdenum, including bars and rods obtained simply by sintering . . .	13.9¢/kg on molybdenum content + 1.9%	Free (A+,CA,D,E,IL, J,MX)	\$1.10/kg on molybdenum content + 15%
8102.95.00	Bars and rods, other than those obtained simply by sintering, profiles, plates, sheets, strip and foil . . . . .	6.6%	Free (A,CA,E,IL, J,MX)	60%
8102.96.00	Wire . . . . .	4.4%	Free (A,CA,E,IL, J,MX)	60%
8102.97.00	Waste and scrap . . . . .	Free		Free”

81-3. Subheading 8103.10 is superseded by the following::

	[Tantalum and articles thereof, including waste...]			
“8103.20.00	Unwrought tantalum, including bars and rods obtained simply by sintering; powders . . . . .	2.5%	Free (A,CA,E,IL, J,MX)	25%
8103.30.00	Waste and scrap . . . . .	Free		Free”

81-4. Subheading 8105.10 is superseded by:

	[Cobalt mattes and other intermediate products...]			
“8105.20	Cobalt mattes and other intermediate products of cobalt metallurgy; unwrought cobalt; powders:			
	Unwrought cobalt:			
8105.20.30	Alloys . . . . .	4.4%	Free (A+,CA,D,E,IL, J,MX)	45%
8105.20.60	Other . . . . .	Free		Free
8105.20.90	Other . . . . .	Free		Free
8105.30.00	Waste and scrap . . . . .	Free		Free”

81-5. Subheading 8107.10 is superseded by the following:

	[Cadmium and articles thereof, including waste...]			
“8107.20.00	Unwrought cadmium; powders . . . . .	Free		Free
8107.30.00	Waste and scrap . . . . .	Free		Free”

81-6. Subheading 8108.10 is superseded by the following:

	[Titanium and articles thereof, including waste...]			
“8108.20.00	Unwrought titanium; powders . . . . .	15%	Free (A+,CA,D,E,IL, J,MX)	25%
8108.30.00	Waste and scrap . . . . .	Free		Free”

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81-7. Subheading 8109.10 is superseded by the following:

	[Zirconium and articles thereof, including waste...]			
“8109.20.00	Unwrought zirconium; powders . . . . .	4.2%	Free (A+,CA,D,E,IL, J,MX)	25%
8109.30.00	Waste and scrap . . . . .	Free		Free”

81-8. Heading 8110 is superseded by the following:

“8110	Antimony and articles thereof, including waste and scrap:			
8110.10.00	Unwrought antimony; powders . . . . .	Free		4.4¢kg
8110.20.00	Waste and scrap . . . . .	Free		4.4¢kg
8110.90.00	Other . . . . .	Free		4.4¢kg”

81-9. Subheadings 8112.11.30 through 8112.11.60 are superseded by the following:

	[Beryllium, chromium, germanium, vanadium,...]			
	[Beryllium:]			
“8112.12.00	Unwrought; powders . . . . .	8.5%	Free (A,CA,E,IL, J,MX)	25%
8112.13.00	Waste and scrap . . . . .	Free		Free”

81-10. Subheadings 8112.20.30 through 8112.20.60 are superseded by the following:

	[Beryllium, chromium, germanium, vanadium,...]			
	[Chromium:]			
“8112.21.00	Unwrought; powders . . . . .	3%	Free (A,CA,E,IL, J,MX)	30%
8112.22.00	Waste and scrap . . . . .	Free		Free
8112.29.00	Other . . . . .	3%	Free (A,CA,E,IL, J,MX)”	30%

81-11. The following new subheadings 8112.51, 8112.52, and 8112.59 are inserted in numerical sequence:

	[Beryllium, chromium, germanium, vanadium,...]			
	“Thallium:			
8112.51.00	Unwrought; powders . . . . .	4%	Free (A+,CA,D,E,IL, J,MX)	25%
8112.52.00	Waste and scrap . . . . .	Free		Free
8112.59.00	Other . . . . .	4%	Free (A,CA,E,IL, J,MX)”	45%

81-12. Subheadings 8112.91 through 8112.99 are superseded by the following:

	[Beryllium, chromium, germanium, vanadium,...]			
	[Other:]			
“8112.92	Unwrought; waste and scrap; powders:			
8112.92.05	Waste and scrap . . . . .	Free		Free
	Other:			
8112.92.10	Gallium . . . . .	3%	Free (A,CA,E,IL, J,MX)	25%
8112.92.20	Hafnium . . . . .	Free		25%
8112.92.30	Indium . . . . .	Free		25%

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8112.92.40	Niobium (columbium) . . . . .	4.9%	Free (A+,CA,D,E,IL, J,MX)	25%
8112.92.50	Rhenium . . . . .	3%	Free (A,CA,E,IL, J,MX)	25%
8112.99.01	Other . . . . .	4%	Free (A,CA,E,IL, J,MX)"	45%

### SECTION XVI

XVI-1. Note 1(e) to section XVI is modified by deleting the expression "Transmission or conveyor belts of textile material" and substituting "Transmission or conveyor belts or belting of textile material" in lieu thereof.

XVI-2. Note 1(o) to section XVI is modified by deleting the word "or" at the end of that note.

XVI-3. Note 1(p) to section XVI is modified by deleting the period at the end and substituting "; or" in lieu thereof.

XVI-4. The following new note 1(q) to section XVI is inserted in sequence:

"(q) Typewriter or similar ribbons, whether or not on spools or in cartridges (classified according to their constituent material, or in heading 9612 if inked or otherwise prepared for giving impressions)."

XVI-5. Note 2(a) to section XVI is modified by deleting the expression "chapters 84 and 85" and substituting "chapter 84 or 85" in lieu thereof.

XVI-6. Note 3 to section XVI is modified by deleting the expression "other machines adapted for the purpose" and substituting "other machines designed for the purpose" in lieu thereof.

### CHAPTER 84

84-1. Note 1(e) to chapter 84 is deleted and the following new note 1(e) is inserted in lieu thereof:

"(e) Electromechanical domestic appliances of heading 8509; digital cameras of heading 8525; or"

84-2. Additional U.S. note 1 to chapter 84 is modified by deleting the expression "and 8479.89.97" and substituting "and 8479.89.98" in lieu thereof.

84-3. Subheadings 8414.80.15 and 8414.90.40 are renumbered as 8414.80.16 and 8414.90.41, respectively.

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84-4. Subheading 8415.10.00 is superseded by the following:

	[Air conditioning machines, comprising a...]			
"8415.10	Window or wall types, self-contained or "split-system":			
8415.10.30	Self-contained .....	Free		35%
	Other:			
8415.10.60	Incorporating a refrigerating unit and a valve for reversal of the cooling/heat cycle (reversible heat pumps) .....	1%	Free (A,B,C,CA,E,IL, J,MX)	35%
8415.10.90	Other .....	2.2%	Free (A,B,C,CA,E,IL, J,MX)"	35%

84-5. The article description for subheading 8415.81.00 is modified by inserting the expression "(reversible heat pumps)" at the end.

84-6. The article description for heading 8419 is modified by inserting the expression "(excluding furnaces, ovens and other equipment of heading 8514)" immediately following the expression "electrically heated".

84-7. Subheading 8419.39.00 is renumbered as 8419.39.01.

84-8. Subheading 8419.81.10 is deleted and the article description for subheading 8419.81.50 is modified by deleting the expression "Other cooking stoves" and substituting "Cooking stoves" in lieu thereof.

84-9. Subheadings 8419.89.90 is renumbered as 8419.89.95.

84-10. Subheading 8419.90.80 is superseded by the following:

	[Machinery, plant or laboratory equipment, whether or not electrically heated, for the treatment of materials by a process involving a change of temperature such as heating, cooking, roasting, distilling, rectifying, sterilizing, pasteurizing, steaming, drying, evaporating, vaporizing, condensing or cooling, other than machinery or plant of a kind used for domestic purposes; instantaneous or storage water heaters, nonelectric; parts thereof:]			
	[Parts:]			
	[Other:]			
"8419.90.85	Of electromechanical tools for working in the hand with self-contained electric motor .....	Free		35%
8419.90.95	Other .....	4%	Free (A,CA,E,IL, J,MX)"	35%

84-11. Subheadings 8422.30.10, 8422.30.90, 8422.40.10, 8422.40.90, 8422.90.10, 8422.90.20, and 8422.90.90 are renumbered as 8422.30.11, 8422.30.91, 8422.40.11, 8422.40.91, 8422.90.11, 8422.90.21, and 8422.90.91, respectively.

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- 84-12. (a) Subheading 8430.62.00 is deleted.  
 (b) Subheading 8430.69.00 is renumbered as 8430.69.01.
- 84-13. The article description of heading 8443 is modified by deleting the expression “Printing machinery, including ink-jet printing machines, other than those of heading 8471;” and substituting “Printing machinery used for printing by means of printing type, blocks, plates, cylinders and other printing components of heading 8442; ink-jet printing machines other than those of heading 8471;” in lieu thereof.
- 84-14. Subheadings 8443.59.50 and 8443.90.50 are renumbered as 8443.59.90 and 8443.90.90, respectively.
- 84-15. Subheadings 8461.10, 8461.10.40 and 8461.10.80 are deleted.
- 84-16. Subheadings 8461.90.40 and 8461.90.80 are renumbered as 8461.90.30 and 8461.90.60, respectively.
- 84-17. The article description of heading 8467 is modified by deleting the expression “self-contained nonelectric motor” and substituting “self-contained electric or nonelectric motor” in lieu thereof.
- 84-18. (a) The following new subheadings 8467.21.00, 8467.22.00 and 8467.29.00 are inserted in numerical sequence:

[Tools for working in the hand, pneumatic,...]			
“With self-contained electric motor:			
8467.21.00	Drills of all kinds .....	1.7%	Free (A,CA,E,IL, J,MX) 35%
8467.22.00	Saws .....	Free	35%
8467.29.00	Other .....	Free	35%”

- (b) Subheadings 8467.91.00 and 8467.99.00 are renumbered as 8467.91.01 and 8467.99.01, respectively.

- 84-19. The article description of subheading 8471.50.00 is modified by deleting the expression “subheading 8471.41 and 8471.49” and substituting “subheading 8471.41 or 8471.49” in lieu thereof.
- 84-20. Subheading 8472.90.95 is superseded by the following:

[Other office machines (for example,...)]			
[Other:]			
“8472.90.80	Printing machines other than those of heading 8443 or 8471 .....	Free	25%
8472.90.90	Other .....	1.8%	Free (A,CA,E,IL, J,MX)” 35%



## Appendix B

84-21. Subheading 8473.40.95 is superseded by the following:

	[Parts and accessories (other than covers,...)]		
	[Parts and accessories of the machines...]		
“8473.40.80	Parts and accessories of the goods of subheading 8472.90.80 .....	Free	25%
8473.40.85	Other .....	1.9%	Free (A,CA,E,IL, J,MX)” 35%

84-22. Subheading 8479.89.97 is superseded by the following:

	[Machines and mechanical appliances...]		
	[Other machines and mechanical...]		
	[Other:]		
	[Other:]		
“8479.89.96	Printing machines other than those of heading 8443, 8471 or 8472 .....	Free	25%
8479.89.98	Other .....	2.5%	Free (A,B,C,CA,E, IL,J,MX)” 35%

84-23. Subheading 8479.90.95 is renumbered as 8479.90.94.

84-24. The article description for subheading 8481.30 is deleted and the expression “Check (nonreturn) valves” is inserted in lieu thereof.

84-25. The article description for subheading 8483.90 is superseded by the following:

“Toothed wheels, chain sprockets and other transmission elements presented separately; parts.”

### CHAPTER 85

85-1. Note 3 to chapter 85 is modified by deleting the expression “Vacuum cleaners” and substituting “Vacuum cleaners, including dry and wet vacuum cleaners” in lieu thereof.

85-2. The second paragraph of note 3 to chapter 85 is modified by deleting the expression “electric scissors (heading 8508)” and substituting “electric scissors (heading 8467)” in lieu thereof.

85-3. Note 6 to chapter 85 is superseded by the following:

“6. Records, tapes and other media of heading 8523 or 8524 remain classified in those headings when entered with the apparatus for which they are intended.

This note does not apply to such media when they are entered with articles other than the apparatus for which they are intended.

For the purposes of this note, the term “apparatus for which they are intended” refers to apparatus which reads or plays the media or which records or writes on the media.”

## Appendix B

85-4. The following new subheading note to chapter 85 is added in numerical sequence:

“2. For the purposes of subheading 8542.10, the term “smart cards” means cards which have embedded in them an electronic integrated circuit (microprocessor) of any type in the form of a chip and which may or may not have a magnetic stripe.”

85-5. Additional U.S. note 12 is modified by adding the expression “articles of subheading 8543.89.10;” immediately before the expression “articles of subheading 8543.89.92”.

85-6. The following new U.S. note to chapter 85 is added in numerical sequence:

“13. For the purposes of subheading 8527.90.85, the term “paging receivers” includes paging alert devices designed merely to emit a sound or visual signal (e.g., flashing light) upon the reception of a pre-set radio signal.”

85-7. The article description for subheading 8506.80 is superseded by the following:

“Other primary cells and primary batteries”

85-8. Heading 8508 and subheadings 8508.10.00, 8508.20.00, 8508.80.00, 8508.90, 8508.90.40 and 8508.90.80 are deleted.

85-9. The article description for subheading 8509.10 is modified by inserting the expression “, including dry and wet vacuum cleaners” at the end.

85-10. The article description for heading 8514 is superseded by the following:

“Industrial or laboratory electric furnaces and ovens (including those functioning by induction or dielectric loss); other industrial or laboratory equipment for the heat treatment of materials by induction or dielectric loss; parts thereof.”

85-11. Subheading 8514.20 is superseded by the following:

	[Industrial or laboratory electric furnaces..]			
“8514.20	Furnaces and ovens functioning by induction or dielectric loss:			
	Microwave ovens:			
8514.20.40	For making hot drinks, or for cooking or heating food .....	4%	Free (A,C,CA,E,IL, J,MX)	35%
8514.20.60	Other .....	4.2%	Free (A,CA,E,IL, J,MX)	35%
8514.20.80	Other .....	Free		35%”

85-12. The article description for subheading 8514.40 is superseded by the following:

“Other equipment for the heat treatment of materials by induction or dielectric loss”

## Appendix B

85-13. Subheading 8514.90.00 is superseded by the following:

[Industrial or laboratory electric furnaces...]				
[Parts:]				
“8514.90.40	Of microwave ovens .....	4%	Free (A,CA,E,IL, J,MX)	35%
8514.90.80	Other .....	Free		35%”

85-14. The article description for heading 8518 is modified by deleting the expression “headphones, earphones and combined microphone/speaker sets” and substituting “headphones and earphones, whether or not combined with a microphone, and sets consisting of a microphone and one or more loudspeakers” in lieu thereof.

85-15. The article description for subheading 8518.30 is superseded by the following:

“Headphones and earphones, whether or not combined with a microphone, and sets consisting of a microphone and one or more loudspeakers”.

85-16. The article description for heading 8525 is modified by deleting the expression “still image video cameras and other video camera recorders” and substituting “still image video cameras and other video camera recorders; digital cameras” in lieu thereof.

85-17. The article description of subheading 8525.40 is modified by inserting the expression “; digital cameras” at the end thereof.

85-18. Subheading 8531.80, subheading 8531.80.40, the superior text immediately preceding subheading 8531.80.70 and subheadings 8531.80.70 and 8531.80.90 are deleted and the following new provision are inserted in lieu thereof:

[Electric sound or visual signaling apparatus...]				
“8531.80.00	Other apparatus .....	1.3%	Free (A,B,C,CA,E,IL J,MX)	35%”

85-19. The article descriptions for subheadings 8531.90.10 and 8531.90.70 are modified to read “Of the panels of subheading 8531.20”, and subheadings 8531.90.10 and 8531.90.70 are renumbered as 8531.90.15 and 8531.90.75, respectively.

85-20. The superior text immediately preceding subheading 8542.12.00 and subheadings 8542.12.00 through 8542.30.00 are deleted and the following provisions inserted in lieu thereof:

[Electronic integrated circuits and micro-...]				
“8542.10.00	Cards incorporating an electronic integrated circuit (“smart” cards) .....	Free		35%
Monolithic integrated circuits:				
8542.21.00	Digital .....	Free		35%
8542.29.00	Other .....	Free		35%”

85-21. Subheadings 8542.40.00 and 8542.50.00 are renumbered as 8542.60.00 and 8542.70.00, respectively.

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85-22. The following new subheadings 8543.89.10 and 8543.89.20 are inserted in numerical sequence:

	[Electrical machines and apparatus,...]			
	[Other machines and apparatus:]			
	[Other:]			
	“Physical vapor deposition apparatus:			
8543.89.10	Machines for processing of semiconductor materials; machines for production of diodes, transistors and similar semiconductor devices and electronic integrated circuits . . . . .	Free		35%
8543.89.20	Other . . . . .	2.5%	Free (A,CA,E,IL, J,MX)”	35%

85-23. The following new provision is inserted in numerical sequence:

	[Electrical machines and apparatus, having...]			
	[Parts:]			
“8543.90.10	Of physical vapor deposition apparatus . . .	Free		35%”

**CHAPTER 87**

87-1. The article description for heading 8713 is superseded by the following:

“Carriages for disabled persons, whether or not motorized or otherwise mechanically propelled.”

87-2. The article description for subheading 8714.20 is superseded by the following:

“Of carriages for disabled persons”

**CHAPTER 88**

88-1. Subheading 8805.20.00 is superseded by the following:

	[Aircraft launching gear; deck-arrestor or...]			
	“Ground flying trainers and parts thereof:			
8805.21.00	Air combat simulators and parts thereof . .	Free		35%
8805.29.00	Other . . . . .	Free		35%”

**CHAPTER 89**

89-1. Subheadings 8906.00.10 and 8906.00.90 are superseded by the following:

	[Other vessels, including warships and lifeboats...]			
“8906.10.00	Warships . . . . .	Free		Free
8906.90.00	Other . . . . .	Free		Free”

## Appendix B

### CHAPTER 90

- 90-1. Note 1(h) to chapter 90 is modified by deleting the expression “still image video cameras and other video camera recorders (heading 8525); radar apparatus, radio navigational aid apparatus and radio remote control apparatus (heading 8526)” and substituting “still image video cameras, other video camera recorders and digital cameras (heading 8525); radar apparatus, radio navigational aid apparatus or radio remote control apparatus (heading 8526); numerical control apparatus (heading 8537)” in lieu thereof.
- 90-2. Note 6 to chapter 90 is renumbered as note 7 and modified by--
- (a) inserting the expression “, which are designed to bring this factor to, and maintain it at, a desired value, stabilized against disturbances, by constantly or periodically measuring its actual value” immediately following the expression “factor to be automatically controlled” in paragraph (a), and
  - (b) inserting the expression “, which are designed to bring this factor to, and maintain it at, a desired value, stabilized against disturbances, by constantly or periodically measuring its actual value” immediately following the expression “factor to be controlled” in paragraph (b).
- 90-3. The following new note 6 to chapter 90 is inserted in numerical sequence:
- “6. For the purposes of heading 9021, the expression “orthopedic appliances” means appliances for:
- (a) Preventing or correcting bodily deformities; or
  - (b) Supporting or holding parts of the body following an illness, operation or injury
- Orthopedic appliances include footwear and special insoles designed to correct orthopedic conditions, provided that they are either (1) made to measure or (2) mass-produced, entered singly and not in pairs and designed to fit either foot equally.”
- 90-4. Additional U.S. note 5 to chapter 90 is modified by deleting the expression “Subheadings 9009.90.10 and 9009.90.30 cover” and inserting “Subheading 9009.99.40 covers” in lieu thereof..

## Appendix B

90-5. Subheading 9009.90, the superior text immediately preceding subheading 9009.90.10, subheadings 9009.90.10 and 9009.90.30, the superior text immediately preceding subheading 9009.90.50, and subheadings 9009.90.50 and 9009.90.70 are deleted and the following provisions are inserted in lieu thereof:

[Photocopying apparatus incorporating...]

“Parts and accessories:

9009.91.00	Automatic document feeders . . . . .	Free	35%
9009.92.00	Paper feeders . . . . .	Free	35%
9009.93.00	Sorters . . . . .	Free	35%
9009.99	Other:		
9009.99.40	Parts of photocopying apparatus of subheading 9009.12 specified in additional U.S. note 5 to this chapter . . . . .	Free	35%
9009.99.80	Other . . . . .	Free	35%”

90-6. The article description of subheading 9015.20 is modified by adding the text “(tacheometers)” at the end thereof.

90-7. The superior text immediately preceding subheading 9021.11.00, subheading 9021.11.00, subheading 9021.19, subheading 9021.19.40 and subheading 9021.19.85 are superseded by the following:

[Orthopedic appliances, including crutches,...]

“9021.10.00	Orthopedic or fracture appliances, and parts and accessories thereof . . . . .	Free	55%”
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90-8. Subheading 9021.30.00 is superseded by the following:

[Orthopedic appliances, including crutches,...]

“Other artificial parts of the body and  
parts and accessories thereof:

9021.31.00	Artificial joints and parts and accessories thereof . . . . .	Free	55%
9021.39.00	Other . . . . .	Free	40%”

Appendix B

CHAPTER 91

91-1. The text immediately preceding subheading 9108.91, subheading 9108.91, subheading 9108.91.10, subheading 9108.91.20, the texts immediately following subheading 9108.91.20, the text immediately preceding subheading 9108.91.30, subheading 9108.91.30, subheading 9108.91.40, subheading 9108.91.50, subheading 9108.91.60, subheading 9108.99, subheading 9108.99.20, the text immediately preceding subheading 9108.99.40, subheading 9108.99.40, subheading 9108.99.60 and subheading 9108.99.80 are superseded by the following:

	[Watch movements, complete and assembled:]			
"9108.90	Other:			
	Having no jewels or only one jewel:			
9108.90.10	Measuring 33.8 mm or less . . . . .	29¢ each	Free (CA,D,E,IL,J, MX,R)	\$1.50 each
9108.90.20	Other . . . . .	25¢ each	Free (CA,D,E,IL,J, MX,R)	\$1.50 each
	Having over one jewel but not over 7 jewels:			
9108.90.30	Measuring 33.8 mm or less . . . . .	57¢ each	Free (CA,D,E,IL,J, MX,R)	\$2.50 each
9108.90.40	Other . . . . .	25¢ each	Free (CA,D,E,IL,J, MX,R)	\$1.50 each
	Having over 7 jewels but not over 17 jewels:			
	Measuring 33.8 mm or less:			
	Valued not over \$15 each:			
9108.90.50	Measuring not over 15.2 mm . . . . .	\$2.16 each	Free (CA,D,E,IL,J, MX,R)	\$4 each
9108.90.60	Measuring over 15.2 mm . . . . .	\$1.80 each	Free (CA,D,E,IL,J, MX,R)	\$4 each
9108.90.70	Valued over \$15 each . . . . .	90¢ each	Free (CA,D,E,IL,J, MX,R)	\$4 each
	Other:			
9108.90.80	Valued not over \$15 each . . . . .	\$1.44 each	Free (CA,D,E,IL,J, MX,R)	\$4 each
9108.90.85	Valued over \$15 each . . . . .	Free		\$4 each
	Having over 17 jewels:			
9108.90.90	Measuring 33.8 mm or less . . . . .	\$1.50 each	Free (CA,D,E,IL,J, MX,R)	\$10.75 each
9108.90.95	Other . . . . .	\$1.72 each	Free (CA,D,E,IL,J, MX,R)"	\$10.75 each

91-2. Subheadings 9112.10.00 and 9112.80.00 are superseded by the following:

	[Clock cases and cases of a similar type...]			
"9112.20	Cases:			
9112.20.40	Cases of metal . . . . .	3.5%	Free (A+,B,CA,D,E, IL,J,MX)	45%
9112.20.80	Other cases . . . . .	5.5%	Free (A,B,CA,E, IL,J,MX)"	45%

## Appendix B

### CHAPTER 93

93-1. Heading 9301.00 is superseded by the following:

“9301	Military weapons, other than revolvers, pistols and the arms of heading 9307:		
	Artillery weapons (for example, guns, howitzers and mortars):		
9301.11.00	Self propelled .....	Free	27.5%
9301.19.00	Other .....	Free	27.5%
9301.20.00	Rocket launchers; flame-throwers; grenade launchers; torpedo tubes and similar projectors	Free	27.5%
9301.90	Other:		
9301.90.30	Rifles .....	4.7% on the value of the rifle + 20% on the value of the telescopic sight, if any	Free (A,CA,E,IL, J,MX) 65%
9301.90.60	Shotguns .....	2.6%	Free (A,CA,E,IL, J,MX) 65%
9301.90.90	Other .....	Free	27.5%”

93-2. Subheading 9305.90 is superseded by the following:

	[Parts and accessories of articles of headings...]		
	“Other:		
9305.91	Of military weapons of heading 9301:		
9305.91.10	Of rifles .....	Free	55%
9305.91.20	Of shotguns .....	Free	55%
9305.91.30	Other .....	Free	27.5%
9305.99	Other:		
9305.99.40	Of articles of heading 9303 other than shotguns or rifles .....	Free	27.5%
9305.99.50	Of articles of subheading 9304.00.20 or 9304.00.40 .....	3.9%	Free (A,CA,E,IL,J, MX) 70%
9305.99.60	Other .....	2.9%	Free (A,CA,E,IL,J, MX)” 45%



## Appendix B

### CHAPTER 95

95-1. Note 1(u) to chapter 95 is amended by replacing the word “gloves” with the expression “gloves, mittens, and mitts”.

95-2. The following new note 4 to chapter 95 is inserted in numerical sequence:

“4. Heading 9503 does not cover articles which, on account of their design, shape or constituent material, are identifiable as intended exclusively for animals, e.g., “pet toys” (classification in their own appropriate heading).”

95-3. The article description of subheading 9504.30 is superseded by the following:

“Other games, operated by coins, banknotes (paper currency), discs or other similar articles, other than bowling alley equipment: parts and accessories thereof.”

95-4. The article description for subheading 9504.90.40 is superseded by the following:

“Game machines, other than those operated by coins, banknotes (paper currency), discs or other similar articles; parts and accessories thereof”

95-5. Heading 9508 is superseded by the following:

“9508	Merry-go-rounds, boat-swings, shooting galleries and other fairground amusements; traveling circuses and traveling menageries; traveling theaters; parts and accessories thereof:		
9508.10.00	Traveling circuses and traveling menageries; parts and accessories thereof .....	Free	35%
9508.90.00	Other .....	Free	35%”

### CHAPTER 96

96-1. (a) Subheading 9613.30.00 is deleted.

(b) The following new subheading is inserted in numerical sequence:

	[Cigarette lighters and other lighters, whether or...]		
“9613.80	Other lighters:		
9613.80.10	Table lighters .....	4.8%	Free (A,CA,E,IL,J, MX) 60%
	Other:		
9613.80.20	Electrical .....	3.9%	Free (A,B,CA,E,IL,J, MX) 35%
	Other:		
9613.80.40	Of precious metal (except silver), of precious or semiprecious stones or of such metal and such stones .....	3.6%	Free (A,CA,E,IL,J, MX) 80%

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	Other:			
9613.80.60	Valued not over \$5 per dozen pieces .....	8%	Free (A,CA,E,IL,J, MX)	110%
9613.80.80	Valued over \$5 per dozen pieces .....	9%	Free (A,CA,E,IL,J, MX)"	110%

**CHAPTER 97**

97-1. The text of note 1(a) to chapter 97 is superseded by the following:

“Unused postage or revenue stamps, postal stationary (stamped paper) or the like, of heading 4907.”

97-2. The article description for heading 9704 is amended by replacing the expression “used, or if unused not of current or new issue in the country to which they are destined.” by “used or unused, other than those of heading 4907.”

**CHAPTER 98**

98-1. U.S. note 6(a)(xii) to subchapter X of chapter 98 is modified by inserting “, 8112.59” immediately following “8112.19”.

98-2. U.S. note 6(a)(xvii) to subchapter X of chapter 98 is modified by deleting the reference to “9009.90” and inserting “9009.99” in lieu thereof.

98-3. U.S. note 2(t) to subchapter XVII of chapter 98 is modified by deleting “8419.81.10.”.

98-4. The following new heading 8417.64.01 is inserted in numerical sequence:

<p>“9817.64.01 Footwear, other than goods of heading 9021, of a kind for supporting or holding the foot following an illness, operation or injury, provided that such footwear is (1) made to measure or (2) presented singly and not in pairs and designed to fit either foot equally .....</p>	<p>Free</p>	<p>The rate applicable in the absence of this heading”</p>
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98-5. The article description of subheading 9817.84.01 is modified by deleting the reference to “8479.89.97” and inserting “8479.89.98” in lieu thereof.

**CHAPTER 99**

99-1. The article description of subheading 9901.00.50 is modified by deleting the expression “provided for in subheading 2710.00.15” and substituting “provided for in subheading 2710.11.15, 2710.19.15 or 2710.19.21”.

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- 99-2. The article description of subheading 9902.29.37 is modified by deleting "2933.90.24, 2934.10.90, 2934.20.40, 2934.90.20, and 2934.90.90" and substituting "2933.99.24, 2934.10.90, 2934.20.40, 2934.99.20, 2934.99.90".
- 99-3. The article description of subheading 9902.29.51 is modified by deleting the expression "provided for in subheading 2934.90.90" and substituting "provided for in subheading 2934.99.90".
- 99-4. The article description of subheading 9902.29.52 is modified by deleting the expression "provided for in subheading 2924.10.80" and substituting "provided for in subheading 2924.19.80".
- 99-5. The article description of subheading 9902.29.60 is modified by deleting the expression "provided for in subheading 2933.40.30" and substituting "provided for in subheading 2933.49.60".
- 99-6. The article description of subheading 9902.29.66 is modified by deleting the expression "provided for in subheading 2934.19.15" and substituting "provided for in subheading 2934.99.15".
- 99-7. The article description of subheading 9902.29.67 is modified by deleting the expression "provided for in subheading 2934.90.11" and substituting "provided for in subheading 2934.99.11".
- 99-8. The article description of subheading 9902.29.74 is modified by deleting the expression "provided for in subheading 2934.90.12" and substituting "provided for in subheading 2934.99.12".
- 99-9. The article description of subheading 9902.30.17 is modified by deleting the expression "provided for in subheading 2934.90.15" and substituting "provided for in subheading 2934.99.15".
- 99-10. The article description of subheading 9902.32.33 is modified by deleting the expression "provided for in subheading 2934.90.90" and substituting "provided for in subheading 2934.99.90".
- 99-11. The article description of subheading 9902.32.36 is modified by deleting the expression "provided for in subheading 2934.90.90" and substituting "provided for in subheading 2934.99.90".
- 99-12. The article description of subheading 9902.32.39 is modified by deleting the expression "provided for in subheading 2934.90.90" and substituting "provided for in subheading 2934.99.90".
- 99-13. The article description of subheading 9902.32.43 is modified by deleting the expression "provided for in subheading 2933.40.60" and substituting "provided for in subheading 2933.49.60".
- 99-14. The article description of subheading 9902.32.44 is modified by deleting the expression "provided for in subheading 2933.40.60" and substituting "provided for in subheading 2933.49.60".
- 99-15. The article description of subheading 9902.32.45 is modified by deleting the expression "provided for in subheading 2933.40.60" and substituting "provided for in subheading 2933.49.60".
- 99-16. The article description of subheading 9902.32.56 is modified by deleting the expression "provided for in subheading 2934.90.30" and substituting "provided for in subheading 2934.99.30".
- 99-17. The article description of subheading 9902.33.08 is modified by deleting the expression "provided for in subheading 2905.50.60" and substituting "provided for in subheading 2905.59.90".

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- 99-18. The article description of subheading 9902.33.16 is modified by deleting the expression "provided for in subheading 2933.90.79" and substituting "provided for in subheading 2933.99.79".
- 99-19. The article description of subheading 9902.33.90 is modified by deleting the expression "provided for in subheading 2933.90.82" and substituting "provided for in subheading 2933.99.82".
- 99-20. The article description of subheading 9903.02.44 is modified by deleting the expression "subheading 1505.90" and inserting "subheading 1505.00.90" in lieu thereof.
- 99-21. The article description of subheading 9903.41.30 is modified by deleting the expression "subheading 8508.80" and inserting "subheading 8467.29" in lieu thereof.
- 99-22. The article description of subheading 9903.41.35 is modified by deleting the expression "subheading 8508.10 or 8508.80" and inserting "subheading 8467.21 or 8467.29" in lieu thereof.
- 99-23. The article description of subheading 9906.29.12 is modified by deleting the expression "provided for in subheading 2922.30.45" and substituting "provided for in subheading 2922.39.45".

# **APPENDIX C**

## **CORRELATION TABLE, SORTED BY PROPOSED HTS NO.**



**Appendix C**

**PROPOSED AMENDMENTS TO THE HARMONIZED TARIFF SCHEDULE  
OF THE UNITED STATES (HTS)  
PURSUANT TO SECTION 1205 OF THE OMNIBUS TRADE  
AND TARIFF ACT OF 1988  
[TO BECOME EFFECTIVE 1 JANUARY 2002]  
Correlation Table  
Sorted by Proposed HTS No.**

<b>Proposed HTS No.</b>	<b>Current HTS No.</b>
0101.10.00	0101.11.00
0101.10.00	0101.20.10
0101.90.10	0101.19.00
0101.90.20	0101.20.20
0101.90.30	0101.20.30
0101.90.40	0101.20.40
0106.11.00	0106.00.50
0106.12.00	0106.00.50
0106.19.30	0106.00.30
0106.19.90	0106.00.50
0106.20.00	0106.00.50
0106.31.00	0106.00.10
0106.32.00	0106.00.10
0106.39.00	0106.00.10
0106.90.00	0106.00.50
0208.30.00	0208.90.40
0208.40.00	0208.90.40
0208.50.00	0208.90.40
0208.90.20	0208.90.20
0208.90.30	0208.90.30
0208.90.90	0208.90.40
0210.91.00	0210.90.40
0210.92.00	0210.90.40
0210.93.00	0210.90.40
0210.99.20	0210.90.20
0210.99.90	0210.90.40
0302.34.00	0302.39.00
0302.35.00	0302.39.00
0302.36.00	0302.39.00

## Appendix C

Proposed HTS No.	Current HTS No.
0302.39.01	0302.39.00
0303.11.00	0303.10.00
0303.19.00	0303.10.00
0303.44.00	0303.49.00
0303.45.00	0303.49.00
0303.46.00	0303.49.00
0303.49.01	0303.49.00
0709.51.00	0709.51.00
0709.52.00	0709.52.00
0709.59.00	0709.51.00
0709.90.91	0709.90.90
0710.80.15	0710.80.10
0710.90.11	0710.90.10
0710.90.91	0710.90.90
0711.51.00	0711.90.40
0711.59.10	0711.90.40
0711.59.90	0711.90.60
0711.90.50	0711.10.00
0711.90.65	0711.90.60
0712.31.10	0712.30.10
0712.31.20	0712.30.20
0712.32.00	0712.90.80
0712.33.00	0712.90.80
0712.39.10	0712.30.10
0712.39.20	0712.30.10
0712.39.40	0712.30.40
0712.90.85	0712.90.80
0714.90.05	0709.90.90
0714.90.10	0714.90.10
0714.90.20	0714.90.20
0714.90.40	0714.90.40
0714.90.41	0710.90.10
0714.90.42	0710.90.90
0714.90.44	0710.80.10
0714.90.45	0714.90.45



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Proposed HTS No.	Current HTS No.
0714.90.48	0712.90.80
0714.90.50	0714.90.50
0714.90.60	0714.90.60
0805.50.20	0805.30.20
0805.50.30	0805.90.00
0805.50.40	0805.30.40
0805.90.01	0805.90.00
0810.60.00	0810.90.40
0810.90.45	0810.90.40
0812.90.50	0812.20.00
1103.19.12	1103.12.00
1103.19.14	1103.14.00
1103.19.90	1103.19.00
1103.20.00	1103.29.00
1103.20.00	1103.21.00
1104.19.10	1104.11.00
1104.19.90	1104.19.00
1104.29.10	1104.21.00
1104.29.90	1104.29.00
1106.20.10	0712.90.80
1106.20.90	1106.20.00
1205.10.00	1205.00.00
1205.90.00	1205.00.00
1207.99.01	1207.92.00
1207.99.01	1207.99.00
1209.10.00	1209.11.00
1209.29.00	1209.19.00
1209.29.00	1209.29.00
1211.30.00	1211.90.80
1211.40.00	1211.90.80
1211.90.90	1211.90.80
1212.30.10	1212.99.00
1212.30.90	1212.30.00
1212.99.10	1212.92.00
1212.99.90	1212.99.00

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Proposed HTS No.	Current HTS No.
1302.19.21	1302.19.20
1402.00.91	1402.90.10
1402.00.99	1402.90.90
1402.00.99	1402.10.00
1403.00.10	1403.10.00
1403.00.92	1403.90.20
1403.00.94	1403.90.40
1505.00.10	1505.10.00
1505.00.90	1505.90.00
1514.11.00	1514.10.90
1514.19.00	1514.90.90
1514.91.10	1514.10.10
1514.91.90	1514.10.90
1514.99.10	1514.90.10
1514.99.50	1514.90.50
1514.99.90	1514.90.90
1515.90.60	1515.60.00
1515.90.80	1515.90.40
1904.30.00	1904.90.00
1904.90.01	1904.90.00
1905.31.00	1905.30.00
1905.32.00	1905.30.00
2001.90.34	2001.20.00
2001.90.38	2001.90.39
2001.90.48	2001.90.39
2003.10.01	2003.10.00
2003.20.00	2003.20.00
2003.90.00	2003.10.00
2004.90.85	2004.90.90
2005.90.41	2005.90.40
2008.30.66	2008.30.65
2008.30.96	2008.30.95
2008.70.10	2008.99.42
2008.70.20	2008.70.00
2008.99.70	2004.90.90

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Proposed HTS No.	Current HTS No.
2008.99.71	2005.90.40
2009.12.25	2009.19.25
2009.12.45	2009.19.45
2009.19.00	2009.19.45
2009.21.20	2009.20.20
2009.21.40	2009.20.40
2009.29.00	2009.20.40
2009.31.10	2009.30.10
2009.31.20	2009.30.20
2009.31.40	2009.30.40
2009.31.60	2009.30.60
2009.39.10	2009.30.10
2009.39.20	2009.30.20
2009.39.60	2009.30.60
2009.41.20	2009.40.20
2009.41.40	2009.40.40
2009.49.20	2009.40.20
2009.49.40	2009.40.40
2009.61.00	2009.60.00
2009.69.00	2009.60.00
2009.71.00	2009.70.00
2009.79.00	2009.70.00
2106.90.39	3004.90.90
2306.41.00	2306.40.00
2306.49.00	2306.40.00
2308.00.10	2308.10.00
2308.00.93	2308.90.30
2308.00.95	2308.90.50
2308.00.98	2308.90.80
2518.10.00	2518.10.00
2518.20.00	2518.20.00
2518.30.00	2518.30.00
2530.90.10	2527.00.00
2530.90.20	2530.40.00
2530.90.80	2530.90.00

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Proposed HTS No.	Current HTS No.
2620.21.00	2620.20.00 pt
2620.29.00	2620.20.00 pt
2620.60.10	3824.90.90 pt
2620.60.90	2620.90.85 pt
2620.60.90	2621.00.00 pt
2620.91.00	2620.90.85 pt
2620.99.10	2620.50.00 pt
2620.99.20	2620.90.20
2620.99.30	2620.90.30 pt
2620.99.50	2620.90.50
2620.99.75	2620.90.75
2620.99.85	2620.90.85
2621.10.00	2621.00.00 pt
2621.90.00	2621.00.00 pt
2710.11.15	2710.00.15
2710.11.18	2710.00.18
2710.11.25	2710.00.25
2710.11.45	2710.00.45
2710.11.90	2710.00.60
2710.19.05	2710.00.05
2710.19.10	2710.00.10
2710.19.15	2710.00.15
2710.19.21	2710.00.15
2710.19.22	2710.00.18
2710.19.23	2710.00.20
2710.19.30	2710.00.30
2710.19.35	2710.00.35
2710.19.40	2710.00.40
2710.19.45	2710.00.45
2710.19.90	2710.00.60
2710.91.00	2710.00.45
2710.99.05	2710.00.05
2710.99.10	2710.00.10
2710.99.16	2710.00.05
2710.99.21	2710.00.25

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Proposed HTS No.	Current HTS No.
2710.99.21	2710.00.20
2710.99.31	2710.00.30
2710.99.32	2710.00.35
2710.99.39	2710.00.40
2710.99.45	2710.00.45
2710.99.90	2710.00.60
2805.11.00	2805.11.00
2805.12.00	2805.21.00
2805.19.10	2805.22.10
2805.19.20	2805.22.20
2805.19.90	2805.19.00
2816.40.10	2816.20.00
2816.40.20	2816.30.00
2827.39.45	2827.38.00
2834.29.05	2834.22.00
2841.50.10	2841.40.00
2841.50.90	2841.50.00
2903.19.05	2903.16.00
2905.51.00	2905.50.10
2905.59.10	2905.50.10
2905.59.30	2905.50.30
2905.59.90	2905.50.60
2907.29.05	2907.30.00
2918.19.12	2918.17.10
2918.19.15	2918.17.50
2921.46.00	2921.49.37
2921.49.38	2921.49.37
2922.14.00	2922.19.18
2922.14.00	2922.19.12
2922.19.09	2922.19.18
2922.31.00	2922.30.25
2922.31.00	2922.30.45
2922.39.05	2922.30.05
2922.39.10	2922.30.10
2922.39.14	2922.30.14

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Proposed HTS No.	Current HTS No.
2922.39.17	2922.30.17
2922.39.25	2922.30.25
2922.39.45	2922.30.45
2922.39.50	2922.30.50
2922.44.00	2922.49.27
2922.49.26	2922.49.27
2924.11.00	2924.10.10
2924.19.10	2924.10.10
2924.19.40	2924.10.40
2924.19.80	2924.10.80
2924.23.10	2924.22.00
2924.23.70	2924.29.70
2924.23.75	2924.29.75
2924.24.00	2924.29.90
2924.29.43	2924.29.41
2924.29.71	2924.29.70
2924.29.76	2924.29.75
2924.29.95	2924.29.90
2925.12.00	2925.19.40
2925.19.42	2925.19.40
2926.30.10	2926.90.44
2926.30.10	2926.90.47
2926.30.20	2926.90.44
2926.90.43	2926.90.44
2926.90.48	2926.90.47
2932.95.00	2932.99.60
2932.99.61	2932.99.60
2933.33.00	2933.39.30
2933.39.31	2933.39.30
2933.41.00	2933.40.26
2933.49.08	2933.40.08
2933.49.10	2933.40.10
2933.49.15	2933.40.15
2933.49.17	2933.40.17
2933.49.20	2933.40.20

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<b>Proposed HTS No.</b>	<b>Current HTS No.</b>
2933.49.26	2933.40.26
2933.49.30	2933.40.30
2933.49.60	2933.40.60
2933.49.70	2933.40.70
2933.52.10	2933.51.10
2933.52.90	2933.51.90
2933.53.00	2933.51.90
2933.54.00	2933.51.90
2933.55.00	2933.59.45
2933.59.46	2933.59.45
2933.72.00	2933.79.09
2933.72.00	2933.79.80
2933.79.08	2933.79.09
2933.79.85	2933.79.80
2933.91.00	2933.90.61
2933.99.01	2933.90.01
2933.99.02	2933.90.02
2933.99.05	2933.90.05
2933.99.06	2933.90.06
2933.99.08	2933.90.08
2933.99.11	2933.90.11
2933.99.13	2933.90.13
2933.99.14	2933.90.14
2933.99.16	2933.90.16
2933.99.17	2933.90.17
2933.99.22	2933.90.22
2933.99.24	2933.90.24
2933.99.26	2933.90.26
2933.99.42	2933.90.42
2933.99.46	2933.90.46
2933.99.51	2933.90.51
2933.99.53	2933.90.53
2933.99.55	2933.90.55
2933.99.58	2933.90.58
2933.99.61	2933.90.61

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Proposed HTS No.	Current HTS No.
2933.99.65	2933.90.65
2933.99.70	2933.90.70
2933.99.75	2933.90.75
2933.99.79	2933.90.79
2933.99.82	2933.90.82
2933.99.85	2933.90.85
2933.99.87	2933.90.87
2933.99.89	2933.90.89
2933.99.90	2933.90.90
2933.99.97	2933.90.97
2934.91.00	2934.90.30
2934.99.01	2934.90.01
2934.99.03	2934.90.03
2934.99.05	2934.90.05
2934.99.06	2934.90.06
2934.99.07	2934.90.07
2934.99.08	2934.90.08
2934.99.09	2934.90.09
2934.99.11	2934.90.11
2934.99.12	2934.90.12
2934.99.15	2934.90.15
2934.99.16	2934.90.16
2934.99.18	2934.90.18
2934.99.20	2934.90.20
2934.99.30	2934.90.30
2934.99.39	2934.90.39
2934.99.44	2934.90.44
2934.99.47	2934.90.47
2934.99.70	2934.90.70
2934.99.90	2934.90.90
2935.00.06	2924.29.41
2935.00.06	2935.00.05
2937.11.00	2937.10.00
2937.12.00	2937.91.00
2937.19.00	2937.99.95



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Proposed HTS No.	Current HTS No.
2937.19.00	2937.10.00
2937.21.00	2937.21.00
2937.22.00	2937.22.00
2937.23.10	2937.92.10
2937.23.25	2937.92.25
2937.23.50	2937.92.50
2937.29.10	2937.99.25
2937.29.90	2937.29.00
2937.31.00	2937.99.25
2937.39.10	2937.99.25
2937.39.90	2937.99.95
2937.40.10	2937.99.25
2937.40.90	2937.99.95
2937.50.00	2937.99.95
2937.50.00	3002.90.50
2937.50.00	3002.10.00
2937.90.00	2937.99.95
2939.11.00	1302.19.20
2939.11.00	2939.10.50
2939.11.00	2939.10.20
2939.19.10	2939.10.10
2939.19.20	2939.10.20
2939.19.50	2939.10.50
2939.43.00	2939.49.00
2939.49.01	2939.49.00
2939.51.00	2939.50.00
2939.59.00	2939.50.00
2939.91.00	2939.90.10
2939.91.00	2939.90.50
2939.99.00	2939.90.50
2939.99.00	2939.70.00
2939.99.00	2939.90.10
3002.10.01	3002.10.00
3002.90.51	3002.90.50
3004.90.91	3004.90.90

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Proposed HTS No.	Current HTS No.
3006.70.00	3824.90.90
3006.80.00	30xx
3401.30.10	3402.20.10
3401.30.50	3402.20.50
3402.20.11	3402.20.10
3402.20.51	3402.20.50
3702.91.01	3702.91.00
3702.91.01	3702.92.00
3817.00.10	3817.10.10
3817.00.15	3817.10.50
3817.00.20	3817.20.00
3822.00.10	3822.00.10
3822.00.50	3822.00.50
3822.00.60	various chapters
3824.90.91	3824.90.90
3825.10.00	various
3825.20.00	various
3825.30.00	various
3825.41.00	various
3825.49.00	various
3825.50.00	various
3825.61.00	various
3825.69.00	various
3825.90.00	various
3917.32.00	3917.32.60
3920.43.10	3920.42.10
3920.43.10	3920.41.00
3920.43.50	3920.42.50
3920.49.00	3920.41.00
3920.49.00	3920.42.50

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Proposed HTS No.	Current HTS No.
3922.10.00	3922.10.00 <sup>1</sup>
3924.10.40	3924.10.50
3926.90.96	3917.32.20
4009.11.00	4009.10.00
4009.12.00	4009.50.00
4009.21.00	4009.20.00
4009.22.00	4009.50.00
4009.31.00	4009.30.00
4009.32.00	4009.50.00
4009.41.00	4009.40.00
4009.42.00	4009.50.00
4010.31.30	4010.21.30
4010.31.60	4010.21.60
4010.32.30	4010.21.30
4010.32.60	4010.21.60
4010.33.30	4010.22.30
4010.33.60	4010.22.60
4010.34.30	4010.22.30
4010.34.60	4010.22.60
4010.35.30	4010.23.30
4010.35.41	4010.23.41
4010.35.45	4010.23.45
4010.35.50	4010.23.50
4010.35.90	4010.23.90
4010.36.30	4010.24.30
4010.36.41	4010.24.41
4010.36.45	4010.24.45
4010.36.50	4010.24.50

<sup>1</sup> The French version of the HS Convention distinguishes between kitchen sinks (“évier”), which are not specifically named in the French text of subheading 3922.10, and bathroom sinks (“lavabos”); the English text, on the other hand, refers to “washbasins”, which seems to cover both. Thus in the French text, kitchen sinks would seem to fall in subheading 3922.90, whereas in the English version, kitchen sinks would appear to be covered by 3922.10. The amendment to 3922.10 to include a reference to “sinks” (“évier” in the French) led the WCO to reflect a transfer of goods, at least in the French version, of kitchen sinks from subheading 3922.90 to subheading 3922.10. As a practical matter, there is little or no such transfer in the US tariff; therefore, there is no proposal to amend the HTS in this regard.

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Proposed HTS No.	Current HTS No.
4010.36.90	4010.24.90
4010.39.10	4010.29.10
4010.39.20	4010.29.20
4010.39.30	4010.29.30
4010.39.41	4010.29.41
4010.39.45	4010.29.45
4010.39.50	4010.29.50
4010.39.90	4010.29.90
4011.61.00	4011.91.10
4011.62.00	4011.91.50
4011.63.00	4011.91.50
4011.69.00	4011.91.50
4011.92.00	4011.99.10
4011.93.40	4011.99.40
4011.93.80	4011.99.80
4011.94.40	4011.99.40
4011.94.80	4011.99.80
4011.99.45	4011.99.40
4011.99.85	4011.99.80
4012.11.40	4012.10.40
4012.11.80	4012.10.80
4012.12.40	4012.10.40
4012.12.80	4012.10.80
4012.13.00	4012.10.10
4012.19.20	4012.10.20
4012.19.40	4012.10.40
4012.19.80	4012.10.80
4015.11.01	4015.11.00
4015.19.05	4015.11.00
4015.19.10	4015.19.10
4015.19.50	4015.19.50
4101.20.10	4101.10.00
4101.20.10	4101.40.00
4101.20.10	4101.21.00
4101.20.20	4104.10.40
4101.20.20	4104.10.20

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Proposed HTS No.	Current HTS No.
4101.20.30	4104.10.60
4101.20.35	4104.29.30
4101.20.40	4104.21.00
4101.20.50	4104.22.00
4101.20.70	4104.29.90
4101.50.10	4101.30.00
4101.50.10	4101.21.00
4101.50.10	4101.40.00
4101.50.20	4104.10.20
4101.50.20	4104.10.40
4101.50.30	4104.10.60
4101.50.35	4104.29.30
4101.50.40	4104.21.00
4101.50.50	4104.22.00
4101.50.70	4104.29.90
4101.90.10	4101.40.00
4101.90.10	4101.30.00
4101.90.10	4101.29.00
4101.90.10	4101.22.00
4101.90.35	4104.29.30
4101.90.40	4104.21.00
4101.90.50	4104.22.00
4101.90.70	4104.29.90
4102.10.10	4102.10.00
4102.10.20	4105.11.00
4102.10.30	4105.12.00
4102.29.10	4102.29.00
4102.29.20	4105.11.00
4102.29.30	4105.12.00
4103.10.10	4103.10.00
4103.10.20	4106.11.00
4103.10.30	4106.12.00
4103.20.10	4103.20.00
4103.20.20	4107.21.00
4103.20.30	4107.29.30

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Proposed HTS No.	Current HTS No.
4103.30.10	4103.90.00
4103.30.20	4107.10.30
4103.90.10	4103.90.00
4103.90.20	4107.90.30
4104.11.10	4104.10.40
4104.11.10	4104.10.20
4104.11.20	4104.10.60
4104.11.30	4104.29.30
4104.11.40	4104.29.50
4104.11.50	4104.29.90
4104.19.10	4104.10.20
4104.19.10	4104.10.40
4104.19.20	4104.10.60
4104.19.30	4104.29.30
4104.19.40	4104.29.50
4104.19.50	4104.29.90
4104.41.10	4104.10.40
4104.41.10	4104.10.20
4104.41.20	4104.10.60
4104.41.30	4104.29.30
4104.41.40	4104.29.50
4104.41.50	4104.29.90
4104.49.10	4104.10.40
4104.49.10	4104.10.20
4104.49.20	4104.10.60
4104.49.30	4104.29.30
4104.49.40	4104.29.50
4104.49.50	4104.29.90
4105.10.00	4105.19.10
4105.10.00	4105.19.20
4105.30.00	4105.19.20
4106.21.00	4106.19.20
4106.21.00	4106.19.30
4106.22.00	4106.19.30
4106.31.00	4107.10.20

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Proposed HTS No.	Current HTS No.
4106.31.00	4107.10.30
4106.32.00	4107.10.30
4106.40.00	4107.29.30
4106.91.00	4107.90.30
4106.92.00	4107.90.30
4107.11.10	4104.10.20
4107.11.10	4104.10.40
4107.11.20	4104.10.60
4107.11.30	4104.10.80
4107.11.40	4104.31.20
4107.11.50	4104.31.40
4107.11.60	4104.31.50
4107.11.70	4104.31.60
4107.11.80	4104.31.80
4107.12.10	4104.10.20
4107.12.10	4104.10.40
4107.12.20	4104.10.60
4107.12.30	4104.10.80
4107.12.40	4104.31.20
4107.12.50	4104.31.40
4107.12.60	4104.31.50
4107.12.70	4104.31.60
4107.12.80	4104.31.80
4107.19.10	4104.10.40
4107.19.10	4104.10.20
4107.19.20	4104.10.60
4107.19.30	4104.10.80
4107.19.40	4104.39.20
4107.19.50	4104.39.40
4107.19.60	4104.39.50
4107.19.70	4104.39.60
4107.19.80	4104.39.80
4107.91.40	4104.31.20
4107.91.50	4104.31.40
4107.91.60	4104.31.50

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Proposed HTS No.	Current HTS No.
4107.91.70	4104.31.60
4107.91.80	4104.31.80
4107.92.40	4104.31.20
4107.92.50	4104.31.40
4107.92.60	4104.31.50
4107.92.70	4104.31.60
4107.92.80	4104.31.80
4107.99.40	4104.39.20
4107.99.50	4104.39.40
4107.99.60	4104.39.50
4107.99.70	4104.39.60
4107.99.80	4104.39.80
4112.00.30	4105.20.30
4112.00.60	4105.20.60
4113.10.30	4106.20.30
4113.10.60	4106.20.60
4113.20.00	4107.10.30
4113.30.30	4107.29.30
4113.30.60	4107.29.60
4113.90.30	4107.90.30
4113.90.60	4107.90.60
4114.10.00	4108.00.00
4114.20.30	4109.00.30
4114.20.40	4109.00.40
4114.20.70	4109.00.70
4115.10.00	4111.00.00
4115.20.00	4110.00.00
4202.92.05	6307.90.99
4202.92.10	3924.10.50
4301.80.01	4301.20.00
4301.80.01	4301.40.00
4301.80.01	4301.50.00
4301.80.01	4301.80.00
4302.19.55	4302.12.00
4408.10.00	4421.90.94



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Proposed HTS No.	Current HTS No.
4408.10.00	4408.10.00
4408.31.00	4421.90.94
4408.31.00	4408.31.00
4408.39.00	4408.39.00
4408.39.00	4421.90.94
4408.90.00	4408.90.90
4408.90.00	4421.90.94
4409.10.05	4418.90.40
4409.10.05	4421.90.98
4409.10.10	4409.10.10
4409.10.20	4409.10.20
4409.10.40	4409.10.40
4409.10.45	4409.10.45
4409.10.50	4409010.50
4409.10.60	4409.10.60
4409.10.65	4409.10.65
4409.10.80	4418.90.40
4409.10.85	4421.90.98
4409.10.90	4409.10.90
4409.20.05	4418.90.40
4409.20.05	4421.90.98
4409.20.10	4409.20.10
4409.20.20	4418.90.40
4409.20.20	4421.90.98
4409.20.25	4409.20.25
4409.20.40	4409.20.40
4409.20.50	4409.20.50
4409.20.60	4409.20.60
4409.20.65	4409.20.65
4409.20.80	4418.90.40
4409.20.85	4421.90.98
4409.20.90	4409.20.90
4410.21.00	4410.11.00
4410.29.00	4410.11.00
4410.31.00	4410.19.00

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Proposed HTS No.	Current HTS No.
4410.32.00	4410.19.00
4410.33.00	4410.19.00
4410.39.00	4410.19.00
4410.90.00	4410.90.00
4412.13.51	4412.13.50
4412.13.51	4412.14.30
4412.13.91	4412.14.55
4412.13.91	4412.13.90
4412.14.31	4412.14.30
4412.14.56	4412.14.55
4412.22.06	4412.22.05
4412.22.06	4412.23.00
4412.22.31	4412.22.30
4412.22.31	4412.29.35
4412.22.41	4412.22.40
4412.22.41	4412.29.45
4412.22.51	4412.29.55
4412.22.51	4412.22.50
4412.29.36	4412.29.35
4412.29.46	4412.29.45
4412.29.56	4412.29.55
4412.92.06	4412.93.00
4412.92.06	4412.92.05
4412.92.41	4412.92.40
4412.92.41	4412.99.45
4412.92.51	4412.92.50
4412.92.51	4412.99.55
4412.92.91	4412.92.90
4412.92.91	4412.99.95
4412.99.46	4412.99.45
4412.99.56	4412.99.55
4412.99.96	4412.99.95
4418.90.45	4418.90.40
4421.90.93	4421.90.94
4421.90.97	4421.90.98

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Proposed HTS No.	Current HTS No.
4601.91.05	4601.10.00
4601.91.20	4601.91.20
4601.91.40	4601.91.40
4601.99.05	4601.10.00
4601.99.90	4601.99.00
4802.20.10	4802.20.00
4802.20.20	4823.59.20
4802.20.40	4823.59.40
4802.30.50	4802.30.20
4802.30.60	4802.30.40
4802.30.70	4823.59.40
4802.54.10	4802.51.10
4802.54.20	4802.51.40
4802.54.30	4802.51.90
4802.54.40	4823.51.00
4802.54.50	4823.59.20
4802.54.60	4823.51.00
4802.55.10	4802.52.10
4802.55.10	4802.52.15
4802.55.20	4802.52.20
4802.55.30	4802.52.40
4802.55.40	4802.52.90
4802.55.50	4823.51.00
4802.55.60	4823.59.20
4802.55.70	4823.59.40
4802.56.10	4802.52.15
4802.56.10	4802.52.10
4802.56.20	4802.52.20
4802.56.30	4802.52.40
4802.56.40	4802.52.90
4802.56.50	4823.51.00
4802.56.60	4823.59.20
4802.56.70	4823.59.40
4802.57.10	4802.52.10
4802.57.10	4802.52.15

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Proposed HTS No.	Current HTS No.
4802.57.20	4802.52.20
4802.57.30	4802.52.40
4802.57.40	4802.52.90
4802.58.10	4802.53.15
4802.58.10	4802.53.10
4802.58.20	4802.53.90
4802.58.20	4802.53.20
4802.58.40	4823.51.00
4802.58.50	4823.59.20
4802.58.60	4823.59.40
4802.61.10	4802.60.10
4802.61.20	4802.60.20
4802.61.30	4802.60.90
4802.61.40	4823.51.00
4802.61.50	4823.59.20
4802.61.60	4823.59.40
4802.62.10	4802.60.10
4802.62.20	4802.60.20
4802.62.30	4802.60.90
4802.62.40	4823.51.00
4802.62.50	4823.59.20
4802.62.60	4823.59.40
4802.69.10	4802.60.10
4802.69.20	4802.60.20
4802.69.30	4802.60.90
4805.11.00	4805.10.00
4805.12.10	4805.60.90
4805.12.20	4805.80.40
4805.12.20	4805.70.40
4805.19.10	4805.60.90
4805.19.20	4805.80.40
4805.19.20	4805.70.40
4805.24.50	4805.60.50
4805.24.70	4805.60.70
4805.24.90	4805.60.90

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Proposed HTS No.	Current HTS No.
4805.25.00	4805.80.40
4805.25.00	4805.70.40
4805.30.00	4805.30.00
4805.40.00	4805.40.00
4805.50.00	4805.50.00
4805.91.10	4805.22.00
4805.91.10	4805.60.40
4805.91.10	4805.60.30
4805.91.10	4805.29.00
4805.91.10	4805.23.00
4805.91.10	4805.21.00
4805.91.20	4805.60.20
4805.91.50	4805.60.50
4805.91.70	4805.60.70
4805.91.90	4805.60.90
4805.92.20	4805.70.20
4805.92.40	4805.29.00
4805.92.40	4805.22.00
4805.92.40	4805.70.40
4805.92.40	4805.21.00
4805.92.40	4805.23.00
4805.93.20	4805.80.20
4805.93.40	4805.23.00
4805.93.40	4805.29.00
4805.93.40	4805.21.00
4805.93.40	4805.22.00
4805.93.40	4805.80.40
4807.00.10	4807.10.00
4807.00.91	4807.90.10
4807.00.92	4807.90.20
4807.00.94	4807.90.40
4810.13.11	4810.11.20
4810.13.13	4810.11.30
4810.13.19	4810.11.90
4810.13.20	4810.12.00

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Proposed HTS No.	Current HTS No.
4810.13.50	4823.51.00
4810.13.60	4823.59.20
4810.13.70	4823.59.40
4810.14.11	4810.11.20
4810.14.13	4810.11.30
4810.14.19	4810.11.90
4810.14.20	4810.12.00
4810.14.50	4823.51.00
4810.14.60	4823.59.20
4810.14.70	4823.59.40
4810.19.11	4810.11.20
4810.19.13	4810.11.30
4810.19.19	4810.11.90
4810.19.20	4810.12.00
4810.22.10	4810.21.00
4810.22.50	4823.51.00
4810.22.60	4823.59.20
4810.22.70	4823.59.40
4810.29.10	4810.29.00
4810.29.50	4823.51.00
4810.29.60	4823.59.20
4810.29.70	4823.59.40
4810.31.10	4810.31.00
4810.31.30	4823.90.30
4810.31.65	4823.90.65
4810.32.10	4810.32.00
4810.32.30	4823.90.30
4810.32.65	4823.90.65
4810.39.12	4810.39.20
4810.39.14	4810.39.40
4810.39.30	4823.90.30
4810.39.65	4823.90.65
4810.92.12	4810.91.20
4810.92.14	4810.91.40
4810.92.30	4823.90.30

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Proposed HTS No.	Current HTS No.
4810.92.65	4823.90.65
4810.99.10	4810.99.00
4810.99.30	4823.90.30
4810.99.65	4823.90.65
4811.10.10	4811.10.00
4811.10.20	4823.90.65
4811.41.10	4811.41.00
4811.41.20	4823.11.00
4811.41.30	4823.90.85
4811.49.10	4811.49.00
4811.49.20	4823.19.00
4811.49.30	4823.90.85
4811.51.20	4811.31.20
4811.51.40	4811.31.40
4811.51.60	4823.90.65
4811.51.60	4823.90.85
4811.59.20	4811.39.20
4811.59.40	4811.39.40
4811.59.60	4823.90.85
4811.59.60	4823.90.65
4811.60.40	4811.40.00
4811.60.60	4823.90.65
4811.60.60	4823.90.85
4811.90.10	4811.90.10
4811.90.20	4811.90.20
4811.90.30	4811.90.30
4811.90.40	4811.90.40
4811.90.60	4811.90.60
4811.90.80	4811.90.80
4811.90.90	4823.90.85
4811.90.90	4823.90.65
4823.12.00	4823.11.00
4823.19.01	4823.19.00
4823.90.31	4823.90.30
4823.90.66	4823.90.65

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Proposed HTS No.	Current HTS No.
4823.90.86	4823.90.85
5102.11.10	5102.10.40
5102.11.90	5102.10.90
5102.19.20	5102.10.20
5102.19.60	5102.10.60
5102.19.80	5102.10.80
5102.19.90	5102.10.90
5105.31.00	5105.30.00
5105.39.00	5105.30.00
5305.90.00	5305.99.00
5305.90.00	5305.91.00
5308.90.10	5308.30.00
5308.90.90	5308.90.00
5607.90.25	5607.30.10
5607.90.35	5607.30.20
5607.90.90	5607.90.20
5904.90.00	5904.92.00
5904.90.00	5904.91.00
6002.40.40	6002.10.40
6002.40.80	6002.10.80
6002.43.00	6002.43.00
6002.90.40	6002.10.40
6002.90.80	6002.10.80
6003.10.10	6002.20.10
6003.10.90	6002.20.90
6003.20.10	6002.20.10
6003.20.30	6002.20.30
6003.30.10	6002.20.10
6003.30.60	6002.20.60
6003.40.10	6002.20.10
6003.40.60	6002.20.60
6003.90.10	6002.20.10
6003.90.90	6002.20.90
6004.10.00	6002.30.20
6004.90.20	6002.30.20



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Proposed HTS No.	Current HTS No.
6004.90.90	6002.30.90
6005.10.00	6002.41.00
6005.21.00	6002.42.00
6005.22.00	6002.42.00
6005.23.00	6002.42.00
6005.24.00	6002.42.00
6005.31.00	6002.43.00
6005.32.00	6002.43.00
6005.33.00	6002.43.00
6005.34.00	6002.43.00
6005.41.00	6002.43.00
6005.42.00	6002.43.00
6005.44.00	6002.43.00
6005.90.00	6002.49.00
6006.10.00	6002.91.00
6006.21.10	6002.92.10
6006.21.90	6002.92.90
6006.22.10	6002.92.10
6006.22.90	6002.92.90
6006.23.10	6002.92.10
6006.23.90	6002.92.90
6006.24.10	6002.92.10
6006.24.90	6002.92.90
6006.31.00	6002.93.00
6006.32.00	6002.93.00
6006.33.00	6002.93.00
6006.34.00	6002.93.00
6006.41.00	6002.93.00
6006.42.00	6002.93.00
6006.43.00	6002.93.00
6006.44.00	6002.93.00
6006.90.10	6002.99.10
6006.90.90	6002.99.90
6110.11.00	6110.10.20
6110.12.10	6110.10.10

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Proposed HTS No.	Current HTS No.
6110.12.20	6110.10.20
6110.19.00	6110.10.20
6812.90.00	6812.90.00
6812.90.00	6812.10.00
6812.90.00	6812.20.00
6812.90.00	6812.30.00
6812.90.00	6812.40.00
7010.90.05	7010.94.05
7010.90.05	7010.93.05
7010.90.05	7010.92.05
7010.90.05	7010.91.05
7010.90.20	7010.94.20
7010.90.20	7010.93.20
7010.90.20	7010.92.20
7010.90.20	7010.91.20
7010.90.30	7010.91.30
7010.90.30	7010.93.30
7010.90.30	7010.94.30
7010.90.30	7010.92.30
7010.90.50	7010.91.50
7010.90.50	7010.94.50
7010.90.50	7010.92.50
7010.90.50	7010.93.50
7112.30.00	7112.20.00 pt
7112.30.00	7112.90.00 pt
7112.30.00	7112.10.00 pt
7112.30.00 <sup>2</sup>	2620.90.85 pt
7112.30.00 <sup>3</sup>	2620.90.60 pt
7112.30.00 <sup>4</sup>	2620.90.75 pt
7112.91.00	7112.10.00 pt

<sup>2</sup> Ibid.

<sup>3</sup> Some residues containing precious metals, which the United States has classified in subheading 2620.90, are believed to have been classified in heading 7112 by most other countries.

<sup>4</sup> Ibid.

## Appendix C

Proposed HTS No.	Current HTS No.
7112.91.00 <sup>5</sup>	2620.90.60 pt
7112.91.00 <sup>6</sup>	2620.90.85 pt
7112.91.00 <sup>7</sup>	2620.90.75 pt
7112.92.00	7112.20.00 pt
7112.92.00 <sup>8</sup>	2620.90.75 pt
7112.92.00 <sup>9</sup>	2620.90.85 pt
7112.92.00 <sup>10</sup>	2620.90.60 pt
7112.99.00	7112.90.00 pt
7112.99.00 <sup>11</sup>	2620.90.60 pt
7112.99.00 <sup>12</sup>	2620.90.75 pt
7112.99.00 <sup>13</sup>	2620.90.85 pt
7302.90.10	7302.20.00
7302.90.90	7302.90.00
7415.33.05	7415.31.00
7415.33.10	7415.32.10
7415.33.80	7415.32.90
7415.33.80	7415.32.50
8101.94.00	8101.91.50
8101.95.00	8101.92.00
8101.96.00	8101.93.00
8101.97.00	8101.91.10
8102.94.00	8102.91.10
8102.95.00	8102.92.60
8102.95.00	8102.92.30
8102.96.00	8102.93.00
8102.97.00	8102.91.50
8103.20.00	8103.10.60
8103.30.00	8103.10.30

<sup>5</sup> Ibid.

<sup>6</sup> Ibid.

<sup>7</sup> Ibid.

<sup>8</sup> Ibid.

<sup>9</sup> Some residues containing precious metals, which the United States has classified in subheading 2620.90, are believed to have been classified in heading 7112 by most other countries.

<sup>10</sup> Ibid.

<sup>11</sup> Ibid.

<sup>12</sup> Ibid.

<sup>13</sup> Ibid.

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Proposed HTS No.	Current HTS No.
8105.20.30	8105.10.30
8105.20.60	8105.10.60
8105.20.90	8105.10.90 pt
8105.30.00	8105.10.90 pt
8107.20.00	8107.10.00 pt
8107.30.00	8107.10.00 pt
8108.20.00	8108.10.50
8108.30.00	8108.10.10
8109.20.00	8109.10.60
8109.30.00	8109.10.30
8110.10.00	8110.00.00 pt
8110.20.00	8110.00.00 pt
8110.90.00	8110.00.00 pt
8112.12.00	8112.11.60
8112.13.00	8112.11.30
8112.21.00	8112.20.60 pt
8112.22.00	8112.20.30
8112.29.00	8112.20.60 pt
8112.51.00	8112.91.60
8112.52.00	8112.91.05 pt
8112.59.00	8112.99.00 pt
8112.92.05	8112.91.05 pt
8112.92.10	8112.91.10
8112.92.20	8112.91.20
8112.92.30	8112.91.30
8112.92.40	8112.91.40
8112.92.50	8112.91.50
8112.99.01	8112.99.00 pt
8414.80.16	8414.80.15
8414.80.16	8508.80.00
8414.90.41	8508.90.40
8414.90.41	8508.90.80
8414.90.41	8414.90.40
8415.10.30	8415.10.00
8415.10.60	8415.81.00

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Proposed HTS No.	Current HTS No.
8415.10.90	8415.82.00
8419.39.01	8419.39.00
8419.39.01	8508.80.00
8419.89.95	8419.89.90
8419.90.85	8508.90.40
8419.90.85	8419.90.80
8419.90.85	8508.90.80
8419.90.95	8419.90.80
8419.90.95	8508.80.00
8422.30.11	8508.80.00
8422.30.11	8422.30.10
8422.30.91	8508.80.00
8422.30.91	8422.30.90
8422.40.11	8508.80.00
8422.40.11	8422.40.10
8422.40.91	8508.80.00
8422.40.91	8422.40.90
8422.90.11	8508.90.80
8422.90.11	8508.90.40
8422.90.11	8422.90.10
8422.90.21	8422.90.20
8422.90.21	8508.90.80
8422.90.21	8508.90.40
8422.90.91	8508.90.40
8422.90.91	8508.90.80
8422.90.91	8422.90.90
8430.69.01	8430.69.00
8430.69.01	8430.62.00
8443.59.90	8443.59.50
8443.90.90	8443.90.50
8461.90.30	8461.10.40
8461.90.30	8461.90.40
8461.90.60	8461.10.80
8461.90.60	8461.90.80
8467.21.00	8508.10.00

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Proposed HTS No.	Current HTS No.
8467.22.00	8508.20.00
8467.29.00	8508.80.00
8467.91.01	8467.91.00
8467.91.01	8508.90.80
8467.91.01	8508.90.40
8467.99.01	8467.99.00
8467.99.01	8508.90.80
8467.99.01	8508.90.40
8472.90.80	8443.59.50
8472.90.90	8472.90.95
8473.40.80	8443.90.50
8473.40.85	8473.40.95
8479.89.96	8443.59.50
8479.89.98	8479.89.97
8479.90.94	8443.90.50
8479.90.94	8479.90.95
8514.20.40	8419.81.10
8514.20.60	8419.89.90
8514.20.80	8514.20.00
8514.90.40	8419.90.80
8514.90.80	8514.90.00
8527.90.85	8527.90.85
8527.90.85	8531.80.40
8529.90.23	8529.90.23
8529.90.23	8531.80.70
8529.90.23	8531.90.10
8529.90.76	8531.90.70
8529.90.76	8529.90.76
8529.90.85	8531.90.70
8529.90.85	8529.90.85
8529.90.85	8531.80.70
8531.80.00	8531.80.90
8531.90.15	8531.90.10
8531.90.75	8531.90.70
8542.10.00	8542.40.00

## Appendix C

Proposed HTS No.	Current HTS No.
8542.10.00	8542.30.00
8542.10.00	8542.12.00
8542.21.00	8542.13.40
8542.21.00	8542.13.80
8542.21.00	8542.14.40
8542.21.00	8542.14.80
8542.21.00	8542.19.40
8542.21.00	8542.19.80
8542.29.00	8542.30.00
8542.60.00	8542.40.00
8542.70.00	8542.50.00
8543.89.10	8479.89.85
8543.89.20	8479.89.97
8543.90.10	8479.90.95
8805.21.00	8805.20.00
8805.29.00	8805.20.00
8906.10.00	8906.00.90
8906.90.00	8906.00.90
8906.90.00	8906.00.10
9009.91.00	9009.90.50
9009.91.00	9009.90.10
9009.92.00	9009.90.10
9009.92.00	9009.90.50
9009.93.00	9009.90.50
9009.93.00	9009.90.10
9009.99.40	9009.90.10
9009.99.40	9009.90.30
9009.99.80	9009.90.70
9009.99.80	9009.90.50
9021.10.00	9021.19.40
9021.10.00	9021.19.85
9021.31.00	9021.11.00
9021.39.00	9021.30.00
9108.90.10	9108.91.10
9108.90.20	9108.99.20

## Appendix C

Proposed HTS No.	Current HTS No.
9108.90.30	9108.91.20
9108.90.40	9108.99.20
9108.90.50	9108.91.30
9108.90.60	9108.91.40
9108.90.70	9108.91.50
9108.90.80	9108.99.40
9108.90.85	9108.99.60
9108.90.90	9108.91.60
9108.90.95	9108.99.80
9112.20.40	9112.10.00
9112.20.80	9112.80.00
9301.11.00	9301.00.90 pt
9301.19.00	9301.00.90 pt
9301.20.00	9301.00.90 pt
9301.90.30	9301.00.30
9301.90.60	9301.00.60
9301.90.90	9301.00.90 pt
9305.91.10	9305.90.10
9305.91.20	9305.90.20
9305.91.30	9305.90.30
9305.99.40	9305.90.40
9305.99.50	9305.90.50
9305.99.60	9305.90.60
9504.30.00	9504.30.00
9504.30.00 <sup>14</sup>	9504.30.90 pt
9508.10.00	9508.00.00 pt
9508.90.00	9508.00.00 pt
9613.80.10	9613.30.00
9613.80.20	9613.80.20
9613.80.40	9613.80.40
9613.80.60	9613.80.60
9613.80.80	9613.80.80

<sup>14</sup> The scope of this subheading was purportedly expanded to cover banknote-operated machines. However, in practice, the US has already been classifying such machines with coin-operated machines in subheading 9504.30.00.



# **APPENDIX D**

## **CORRELATION TABLE, SORTED BY CURRENT HTS NO.**



## Appendix D

**PROPOSED AMENDMENTS TO THE HARMONIZED TARIFF SCHEDULE  
OF THE UNITED STATES (HTS)  
PURSUANT TO SECTION 1205 OF THE OMNIBUS TRADE AND TARIFF ACT OF 1988  
[TO BECOME EFFECTIVE 1 JANUARY 2002]**

**Correlation Table  
Sorted by Current HTS No.**

Current HTS No.	Proposed HTS No.
0101.11.00	0101.10.00
0101.19.00	0101.90.10
0101.20.10	0101.10.00
0101.20.20	0101.90.20
0101.20.30	0101.90.30
0101.20.40	0101.90.40
0106.00.10	0106.31.00
0106.00.10	0106.32.00
0106.00.10	0106.39.00
0106.00.30	0106.19.30
0106.00.50	0106.20.00
0106.00.50	0106.12.00
0106.00.50	0106.11.00
0106.00.50	0106.19.90
0106.00.50	0106.90.00
0208.90.20	0208.90.20
0208.90.30	0208.90.30
0208.90.40	0208.40.00
0208.90.40	0208.30.00
0208.90.40	0208.50.00
0208.90.40	0208.90.90
0210.90.20	0210.99.20
0210.90.40	0210.93.00
0210.90.40	0210.92.00
0210.90.40	0210.99.90
0210.90.40	0210.91.00
0302.39.00	0302.35.00
0302.39.00	0302.34.00
0302.39.00	0302.36.00
0302.39.00	0302.39.01
0303.10.00	0303.19.00
0303.10.00	0303.11.00
0303.49.00	0303.45.00
0303.49.00	0303.46.00

## Appendix D

Current HTS No.	Proposed HTS No.
0303.49.00	0303.49.01
0303.49.00	0303.44.00
0709.51.00	0709.51.00
0709.51.00	0709.59.00
0709.52.00	0709.52.00
0709.90.90	0709.90.91
0709.90.90	0714.90.05
0710.80.10	0714.90.44
0710.80.10	0710.80.15
0710.90.10	0714.90.41
0710.90.10	0710.90.11
0710.90.90	0714.90.42
0710.90.90	0710.90.91
0711.10.00	0711.90.50
0711.90.40	0711.51.00
0711.90.40	0711.59.10
0711.90.60	0711.90.65
0711.90.60	0711.59.90
0712.30.10	0712.39.20
0712.30.10	0712.39.10
0712.30.10	0712.31.10
0712.30.20	0712.31.20
0712.30.40	0712.39.40
0712.90.80	0712.32.00
0712.90.80	0712.33.00
0712.90.80	0712.90.85
0712.90.80	0714.90.48
0712.90.80	1106.20.10
0714.90.10	0714.90.10
0714.90.20	0714.90.20
0714.90.40	0714.90.40
0714.90.45	0714.90.45
0714.90.50	0714.90.50
0714.90.60	0714.90.60
0805.30.20	0805.50.20
0805.30.40	0805.50.40
0805.90.00	0805.90.01
0805.90.00	0805.50.30
0810.90.40	0810.90.45

## Appendix D

Current HTS No.	Proposed HTS No.
0810.90.40	0810.60.00
0812.20.00	0812.90.50
1103.12.00	1103.19.12
1103.14.00	1103.19.14
1103.19.00	1103.19.90
1103.21.00	1103.20.00
1103.29.00	1103.20.00
1104.11.00	1104.19.10
1104.19.00	1104.19.90
1104.21.00	1104.29.10
1104.29.00	1104.29.90
1106.20.00	1106.20.90
1205.00.00	1205.90.00
1205.00.00	1205.10.00
1207.92.00	1207.99.01
1207.99.00	1207.99.01
1209.11.00	1209.10.00
1209.19.00	1209.29.00
1209.29.00	1209.29.00
1211.90.80	1211.40.00
1211.90.80	1211.30.00
1211.90.80	1211.90.90
1212.30.00	1212.30.90
1212.92.00	1212.99.10
1212.99.00	1212.99.90
1212.99.00	1212.30.10
1302.19.20	2939.11.00
1302.19.20	1302.19.21
1402.10.00	1402.00.99
1402.90.10	1402.00.91
1402.90.90	1402.00.99
1403.10.00	1403.00.10
1403.90.20	1403.00.92
1403.90.40	1403.00.94
1505.10.00	1505.00.10
1505.90.00	1505.00.90
1514.10.10	1514.91.10
1514.10.90	1514.91.90
1514.10.90	1514.11.00

## Appendix D

Current HTS No.	Proposed HTS No.
1514.90.10	1514.99.10
1514.90.50	1514.99.50
1514.90.90	1514.99.90
1514.90.90	1514.19.00
1515.60.00	1515.90.60
1515.90.40	1515.90.80
1904.90.00	1904.90.01
1904.90.00	1904.30.00
1905.30.00	1905.31.00
1905.30.00	1905.32.00
2001.20.00	2001.90.34
2001.90.39	2001.90.48
2001.90.39	2001.90.38
2003.10.00	2003.10.01
2003.10.00	2003.90.00
2003.20.00	2003.20.00
2004.90.90	2008.99.70
2004.90.90	2004.90.85
2005.90.40	2008.99.71
2005.90.40	2005.90.41
2008.30.65	2008.30.66
2008.30.95	2008.30.96
2008.70.00	2008.70.20
2008.99.42	2008.70.10
2009.19.25	2009.12.25
2009.19.45	2009.19.00
2009.19.45	2009.12.45
2009.20.20	2009.21.20
2009.20.40	2009.29.00
2009.20.40	2009.21.40
2009.30.10	2009.39.10
2009.30.10	2009.31.10
2009.30.20	2009.31.20
2009.30.20	2009.39.20
2009.30.40	2009.31.40
2009.30.60	2009.31.60
2009.30.60	2009.39.60
2009.40.20	2009.49.20
2009.40.20	2009.41.20

## Appendix D

Current HTS No.	Proposed HTS No.
2009.40.40	2009.41.40
2009.40.40	2009.49.40
2009.60.00	2009.61.00
2009.60.00	2009.69.00
2009.70.00	2009.79.00
2009.70.00	2009.71.00
2306.40.00	2306.41.00
2306.40.00	2306.49.00
2308.10.00	2308.00.10
2308.90.30	2308.00.93
2308.90.50	2308.00.95
2308.90.80	2308.00.98
2518.10.00	2518.10.00
2518.20.00	2518.20.00
2518.30.00	2518.30.00
2527.00.00	2530.90.10
2530.40.00	2530.90.20
2530.90.00	2530.90.80
2620.20.00 pt	2620.29.00
2620.20.00 pt	2620.21.00
2620.50.00 pt	2620.99.10
2620.90.20	2620.99.20
2620.90.30 pt	2620.99.30
2620.90.50	2620.99.50
2620.90.60 pt	7112.91.00 <sup>1</sup>
2620.90.60 pt	7112.30.00 <sup>2</sup>
2620.90.60 pt	7112.99.00 <sup>3</sup>
2620.90.60 pt	7112.92.00 <sup>4</sup>
2620.90.75	2620.99.75
2620.90.75 pt	7112.91.00 <sup>5</sup>
2620.90.75 pt	7112.30.00 <sup>6</sup>

<sup>1</sup> Ibid.

<sup>2</sup> Some residues containing precious metals, which the United States has classified in subheading 2620.90, are believed to have been classified in heading 7112 by most other countries.

<sup>3</sup> Ibid.

<sup>4</sup> Ibid.

<sup>5</sup> Ibid.

<sup>6</sup> Ibid.

## Appendix D

Current HTS No.	Proposed HTS No.
2620.90.75 pt	7112.99.00 <sup>7</sup>
2620.90.75 pt	7112.92.00 <sup>8</sup>
2620.90.85 pt	7112.99.00 <sup>9</sup>
2620.90.85 pt	7112.30.00 <sup>10</sup>
2620.90.85 pt	2620.91.00
2620.90.85	2620.99.85
2620.90.85 pt	7112.92.00 <sup>11</sup>
2620.90.85 pt	2620.60.90
2620.90.85 pt	7112.91.00 <sup>12</sup>
2621.00.00 pt	2621.10.00
2621.00.00 pt	2621.90.00
2621.00.00 pt	2620.60.90
2710.00.05	2710.99.16
2710.00.05	2710.99.05
2710.00.05	2710.19.05
2710.00.10	2710.99.10
2710.00.10	2710.19.10
2710.00.15	2710.11.15
2710.00.15	2710.19.21
2710.00.15	2710.19.15
2710.00.18	2710.11.18
2710.00.18	2710.19.22
2710.00.20	2710.99.21
2710.00.20	2710.19.23
2710.00.25	2710.99.21
2710.00.25	2710.11.25
2710.00.30	2710.99.31
2710.00.30	2710.19.30
2710.00.35	2710.19.35
2710.00.35	2710.99.32

<sup>7</sup> Ibid.

<sup>8</sup> Ibid.

<sup>9</sup> Ibid.

<sup>10</sup> Ibid.

<sup>11</sup> Some residues containing precious metals, which the United States has classified in subheading 2620.90, are believed to have been classified in heading 7112 by most other countries.

<sup>12</sup> Ibid.



## Appendix D

Current HTS No.	Proposed HTS No.
2710.00.40	2710.19.40
2710.00.40	2710.99.39
2710.00.45	2710.99.45
2710.00.45	2710.19.45
2710.00.45	2710.91.00
2710.00.45	2710.11.45
2710.00.60	2710.19.90
2710.00.60	2710.99.90
2710.00.60	2710.11.90
2805.11.00	2805.11.00
2805.19.00	2805.19.90
2805.21.00	2805.12.00
2805.22.10	2805.19.10
2805.22.20	2805.19.20
2816.20.00	2816.40.10
2816.30.00	2816.40.20
2827.38.00	2827.39.45
2834.22.00	2834.29.05
2841.40.00	2841.50.10
2841.50.00	2841.50.90
2903.16.00	2903.19.05
2905.50.10	2905.59.10
2905.50.10	2905.51.00
2905.50.30	2905.59.30
2905.50.60	2905.59.90
2907.30.00	2907.29.05
2918.17.10	2918.19.12
2918.17.50	2918.19.15
2921.49.37	2921.49.38
2921.49.37	2921.46.00
2922.19.12	2922.14.00
2922.19.18	2922.19.09
2922.19.18	2922.14.00
2922.30.05	2922.39.05
2922.30.10	2922.39.10
2922.30.14	2922.39.14
2922.30.17	2922.39.17
2922.30.25	2922.31.00
2922.30.25	2922.39.25

## Appendix D

Current HTS No.	Proposed HTS No.
2922.30.45	2922.31.00
2922.30.45	2922.39.45
2922.30.50	2922.39.50
2922.49.27	2922.49.26
2922.49.27	2922.44.00
2924.10.10	2924.11.00
2924.10.10	2924.19.10
2924.10.40	2924.19.40
2924.10.80	2924.19.80
2924.22.00	2924.23.10
2924.29.41	2924.29.43
2924.29.41	2935.00.06
2924.29.70	2924.23.70
2924.29.70	2924.29.71
2924.29.75	2924.23.75
2924.29.75	2924.29.76
2924.29.90	2924.24.00
2924.29.90	2924.29.95
2925.19.40	2925.12.00
2925.19.40	2925.19.42
2926.90.44	2926.30.10
2926.90.44	2926.30.20
2926.90.44	2926.90.43
2926.90.47	2926.30.10
2926.90.47	2926.90.48
2932.99.60	2932.99.61
2932.99.60	2932.95.00
2933.39.30	2933.33.00
2933.39.30	2933.39.31
2933.40.08	2933.49.08
2933.40.10	2933.49.10
2933.40.15	2933.49.15
2933.40.17	2933.49.17
2933.40.20	2933.49.20
2933.40.26	2933.41.00
2933.40.26	2933.49.26
2933.40.30	2933.49.30
2933.40.60	2933.49.60
2933.40.70	2933.49.70

## Appendix D

Current HTS No.	Proposed HTS No.
2933.51.10	2933.52.10
2933.51.90	2933.52.90
2933.51.90	2933.54.00
2933.51.90	2933.53.00
2933.59.45	2933.59.46
2933.59.45	2933.55.00
2933.79.09	2933.79.08
2933.79.09	2933.72.00
2933.79.80	2933.79.85
2933.79.80	2933.72.00
2933.90.01	2933.99.01
2933.90.02	2933.99.02
2933.90.05	2933.99.05
2933.90.06	2933.99.06
2933.90.08	2933.99.08
2933.90.11	2933.99.11
2933.90.13	2933.99.13
2933.90.14	2933.99.14
2933.90.16	2933.99.16
2933.90.17	2933.99.17
2933.90.22	2933.99.22
2933.90.24	2933.99.24
2933.90.26	2933.99.26
2933.90.42	2933.99.42
2933.90.46	2933.99.46
2933.90.51	2933.99.51
2933.90.53	2933.99.53
2933.90.55	2933.99.55
2933.90.58	2933.99.58
2933.90.61	2933.99.61
2933.90.61	2933.91.00
2933.90.65	2933.99.65
2933.90.70	2933.99.70
2933.90.75	2933.99.75
2933.90.79	2933.99.79
2933.90.82	2933.99.82
2933.90.85	2933.99.85
2933.90.87	2933.99.87
2933.90.89	2933.99.89

## Appendix D

Current HTS No.	Proposed HTS No.
2933.90.90	2933.99.90
2933.90.97	2933.99.97
2934.90.01	2934.99.01
2934.90.03	2934.99.03
2934.90.05	2934.99.05
2934.90.06	2934.99.06
2934.90.07	2934.99.07
2934.90.08	2934.99.08
2934.90.09	2934.99.09
2934.90.11	2934.99.11
2934.90.12	2934.99.12
2934.90.15	2934.99.15
2934.90.16	2934.99.16
2934.90.18	2934.99.18
2934.90.20	2934.99.20
2934.90.30	2934.99.30
2934.90.30	2934.91.00
2934.90.39	2934.99.39
2934.90.44	2934.99.44
2934.90.47	2934.99.47
2934.90.70	2934.99.70
2934.90.90	2934.99.90
2935.00.05	2935.00.06
2937.10.00	2937.11.00
2937.10.00	2937.19.00
2937.21.00	2937.21.00
2937.22.00	2937.22.00
2937.29.00	2937.29.90
2937.91.00	2937.12.00
2937.92.10	2937.23.10
2937.92.25	2937.23.25
2937.92.50	2937.23.50
2937.99.25	2937.31.00
2937.99.25	2937.39.10
2937.99.25	2937.29.10
2937.99.25	2937.40.10
2937.99.95	2937.90.00
2937.99.95	2937.19.00
2937.99.95	2937.39.90

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Current HTS No.	Proposed HTS No.
2937.99.95	2937.40.90
2937.99.95	2937.50.00
2939.10.10	2939.19.10
2939.10.20	2939.19.20
2939.10.20	2939.11.00
2939.10.50	2939.19.50
2939.10.50	2939.11.00
2939.49.00	2939.43.00
2939.49.00	2939.49.01
2939.50.00	2939.59.00
2939.50.00	2939.51.00
2939.70.00	2939.99.00
2939.90.10	2939.99.00
2939.90.10	2939.91.00
2939.90.50	2939.99.00
2939.90.50	2939.91.00
3002.10.00	3002.10.01
3002.10.00	2937.50.00
3002.90.50	3002.90.51
3002.90.50	2937.50.00
3004.90.90	3004.90.91
3004.90.90	2106.90.39
30xx	3006.80.00
3402.20.10	3402.20.11
3402.20.10	3401.30.10
3402.20.50	3402.20.51
3402.20.50	3401.30.50
3702.91.00	3702.91.01
3702.92.00	3702.91.01
3817.10.10	3817.00.10
3817.10.50	3817.00.15
3817.20.00	3817.00.20
3822.00.10	3822.00.10
3822.00.50	3822.00.50
3824.90.90	3006.70.00
3824.90.90	3824.90.91
3824.90.90 pt	2620.60.10
3917.32.20	3926.90.96
3917.32.60	3917.32.00

## Appendix D

Current HTS No.	Proposed HTS No.
3920.41.00	3920.49.00
3920.41.00	3920.43.10
3920.42.10	3920.43.10
3920.42.50	3920.49.00
3920.42.50	3920.43.50
3922.10.00 <sup>13</sup>	3922.10.00
3924.10.50	4202.92.10
4009.10.00	4009.11.00
4009.20.00	4009.21.00
4009.30.00	4009.31.00
4009.40.00	4009.41.00
4009.50.00	4009.22.00
4009.50.00	4009.32.00
4009.50.00	4009.12.00
4009.50.00	4009.42.00
4010.21.30	4010.32.30
4010.21.30	4010.31.30
4010.21.60	4010.32.60
4010.21.60	4010.31.60
4010.22.30	4010.34.30
4010.22.30	4010.33.30
4010.22.60	4010.34.60
4010.22.60	4010.33.60
4010.23.30	4010.35.30
4010.23.41	4010.35.41
4010.23.45	4010.35.45
4010.23.50	4010.35.50
4010.23.90	4010.35.90
4010.24.30	4010.36.30
4010.24.41	4010.36.41
4010.24.45	4010.36.45
4010.24.50	4010.36.50

<sup>13</sup> The French version of the HS Convention distinguishes between kitchen sinks (“évier”), which are not specifically named in the French text of subheading 3922.10, and bathroom sinks (“lavabos”); the English text, on the other hand, refers to “washbasins”, which seems to cover both. Thus in the French text, kitchen sinks would seem to fall in subheading 3922.90, whereas in the English version, kitchen sinks would appear to be covered by 3922.10. The amendment to 3922.10 to include a reference to “sinks” (“évier” in the French) led the WCO to reflect a transfer of goods, at least in the French version, of kitchen sinks from subheading 3922.90 to subheading 3922.10. As a practical matter, there is little or no such transfer in the US tariff; therefore, there is no proposal to amend the HTS in this regard.

## Appendix D

Current HTS No.	Proposed HTS No.
4010.24.90	4010.36.90
4010.29.10	4010.39.10
4010.29.20	4010.39.20
4010.29.30	4010.39.30
4010.29.41	4010.39.41
4010.29.45	4010.39.45
4010.29.50	4010.39.50
4010.29.90	4010.39.90
4011.91.10	4011.61.00
4011.91.50	4011.62.00
4011.91.50	4011.69.00
4011.91.50	4011.63.00
4011.99.10	4011.92.00
4011.99.40	4011.93.40
4011.99.40	4011.99.45
4011.99.40	4011.94.40
4011.99.80	4011.94.80
4011.99.80	4011.99.85
4011.99.80	4011.93.80
4012.10.10	4012.13.00
4012.10.20	4012.19.20
4012.10.40	4012.19.40
4012.10.40	4012.11.40
4012.10.40	4012.12.40
4012.10.80	4012.19.80
4012.10.80	4012.11.80
4012.10.80	4012.12.80
4015.11.00	4015.19.05
4015.11.00	4015.11.01
4015.19.10	4015.19.10
4015.19.50	4015.19.50
4101.10.00	4101.20.10
4101.21.00	4101.50.10
4101.21.00	4101.20.10
4101.22.00	4101.90.10
4101.29.00	4101.90.10
4101.30.00	4101.90.10
4101.30.00	4101.50.10
4101.40.00	4101.20.10

## Appendix D

Current HTS No.	Proposed HTS No.
4101.40.00	4101.50.10
4101.40.00	4101.90.10
4102.10.00	4102.10.10
4102.29.00	4102.29.10
4103.10.00	4103.10.10
4103.20.00	4103.20.10
4103.90.00	4103.90.10
4103.90.00	4103.30.10
4104.10.20	4104.41.10
4104.10.20	4104.49.10
4104.10.20	4104.11.10
4104.10.20	4107.12.10
4104.10.20	4107.19.10
4104.10.20	4104.19.10
4104.10.20	4107.11.10
4104.10.20	4101.50.20
4104.10.20	4101.20.20
4104.10.40	4104.41.10
4104.10.40	4101.20.20
4104.10.40	4101.50.20
4104.10.40	4104.49.10
4104.10.40	4104.19.10
4104.10.40	4107.19.10
4104.10.40	4104.11.10
4104.10.40	4107.11.10
4104.10.40	4107.12.10
4104.10.60	4101.50.30
4104.10.60	4107.12.20
4104.10.60	4101.20.30
4104.10.60	4107.11.20
4104.10.60	4104.41.20
4104.10.60	4104.19.20
4104.10.60	4104.11.20
4104.10.60	4104.49.20
4104.10.60	4107.19.20
4104.10.80	4107.11.30
4104.10.80	4107.19.30
4104.10.80	4107.12.30
4104.21.00	4101.50.40



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Current HTS No.	Proposed HTS No.
4104.21.00	4101.90.40
4104.21.00	4101.20.40
4104.22.00	4101.50.50
4104.22.00	4101.20.50
4104.22.00	4101.90.50
4104.29.30	4101.90.35
4104.29.30	4101.50.35
4104.29.30	4104.19.30
4104.29.30	4101.20.35
4104.29.30	4104.41.30
4104.29.30	4104.11.30
4104.29.30	4104.49.30
4104.29.50	4104.49.40
4104.29.50	4104.19.40
4104.29.50	4104.41.40
4104.29.50	4104.11.40
4104.29.90	4104.49.50
4104.29.90	4104.11.50
4104.29.90	4104.19.50
4104.29.90	4101.20.70
4104.29.90	4101.90.70
4104.29.90	4104.41.50
4104.29.90	4101.50.70
4104.31.20	4107.12.40
4104.31.20	4107.92.40
4104.31.20	4107.11.40
4104.31.20	4107.91.40
4104.31.40	4107.92.50
4104.31.40	4107.91.50
4104.31.40	4107.12.50
4104.31.40	4107.11.50
4104.31.50	4107.11.60
4104.31.50	4107.91.60
4104.31.50	4107.12.60
4104.31.50	4107.92.60
4104.31.60	4107.91.70
4104.31.60	4107.11.70
4104.31.60	4107.92.70
4104.31.60	4107.12.70

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Current HTS No.	Proposed HTS No.
4104.31.80	4107.91.80
4104.31.80	4107.92.80
4104.31.80	4107.12.80
4104.31.80	4107.11.80
4104.39.20	4107.99.40
4104.39.20	4107.19.40
4104.39.40	4107.99.50
4104.39.40	4107.19.50
4104.39.50	4107.19.60
4104.39.50	4107.99.60
4104.39.60	4107.19.70
4104.39.60	4107.99.70
4104.39.80	4107.19.80
4104.39.80	4107.99.80
4105.11.00	4102.29.20
4105.11.00	4102.10.20
4105.12.00	4102.29.30
4105.12.00	4102.10.30
4105.19.10	4105.10.00
4105.19.20	4105.10.00
4105.19.20	4105.30.00
4105.20.30	4112.00.30
4105.20.60	4112.00.60
4106.11.00	4103.10.20
4106.12.00	4103.10.30
4106.19.20	4106.21.00
4106.19.30	4106.22.00
4106.19.30	4106.21.00
4106.20.30	4113.10.30
4106.20.60	4113.10.60
4107.10.20	4106.31.00
4107.10.30	4106.32.00
4107.10.30	4106.31.00
4107.10.30	4113.20.00
4107.10.30	4103.30.20
4107.21.00	4103.20.20
4107.29.30	4106.40.00
4107.29.30	4113.30.30
4107.29.30	4103.20.30

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Current HTS No.	Proposed HTS No.
4107.29.60	4113.30.60
4107.90.30	4106.92.00
4107.90.30	4103.90.20
4107.90.30	4106.91.00
4107.90.30	4113.90.30
4107.90.60	4113.90.60
4108.00.00	4114.10.00
4109.00.30	4114.20.30
4109.00.40	4114.20.40
4109.00.70	4114.20.70
4110.00.00	4115.20.00
4111.00.00	4115.10.00
4301.20.00	4301.80.01
4301.40.00	4301.80.01
4301.50.00	4301.80.01
4301.80.00	4301.80.01
4302.12.00	4302.19.55
4408.10.00	4408.10.00
4408.31.00	4408.31.00
4408.39.00	4408.39.00
4408.90.90	4408.90.00
4409.10.10	4409.10.10
4409.10.20	4409.10.20
4409.10.40	4409.10.40
4409.10.45	4409.10.45
4409.10.60	4409.10.60
4409.10.65	4409.10.65
4409.10.90	4409.10.90
4409.20.10	4409.20.10
4409.20.25	4409.20.25
4409.20.40	4409.20.40
4409.20.50	4409.20.50
4409.20.60	4409.20.60
4409.20.65	4409.20.65
4409.20.90	4409.20.90
4409010.50	4409.10.50
4410.11.00	4410.29.00
4410.11.00	4410.21.00
4410.19.00	4410.33.00

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Current HTS No.	Proposed HTS No.
4410.19.00	4410.39.00
4410.19.00	4410.31.00
4410.19.00	4410.32.00
4410.90.00	4410.90.00
4412.13.50	4412.13.51
4412.13.90	4412.13.91
4412.14.30	4412.13.51
4412.14.30	4412.14.31
4412.14.55	4412.13.91
4412.14.55	4412.14.56
4412.22.05	4412.22.06
4412.22.30	4412.22.31
4412.22.40	4412.22.41
4412.22.50	4412.22.51
4412.23.00	4412.22.06
4412.29.35	4412.29.36
4412.29.35	4412.22.31
4412.29.45	4412.22.41
4412.29.45	4412.29.46
4412.29.55	4412.22.51
4412.29.55	4412.29.56
4412.92.05	4412.92.06
4412.92.40	4412.92.41
4412.92.50	4412.92.51
4412.92.90	4412.92.91
4412.93.00	4412.92.06
4412.99.45	4412.92.41
4412.99.45	4412.99.46
4412.99.55	4412.99.56
4412.99.55	4412.92.51
4412.99.95	4412.92.91
4412.99.95	4412.99.96
4418.90.40	4418.90.45
4418.90.40	4409.20.20
4418.90.40	4409.20.80
4418.90.40	4409.20.05
4418.90.40	4409.10.05
4418.90.40	4409.10.80
4421.90.94	4408.90.00

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Current HTS No.	Proposed HTS No.
4421.90.94	4421.90.93
4421.90.94	4408.39.00
4421.90.94	4408.31.00
4421.90.94	4408.10.00
4421.90.98	4409.20.05
4421.90.98	4409.20.20
4421.90.98	4409.10.05
4421.90.98	4409.10.85
4421.90.98	4409.20.85
4421.90.98	4421.90.97
4601.10.00	4601.91.05
4601.10.00	4601.99.05
4601.91.20	4601.91.20
4601.91.40	4601.91.40
4601.99.00	4601.99.90
4802.20.00	4802.20.10
4802.30.20	4802.30.50
4802.30.40	4802.30.60
4802.51.10	4802.54.10
4802.51.40	4802.54.20
4802.51.90	4802.54.30
4802.52.10	4802.55.10
4802.52.10	4802.56.10
4802.52.10	4802.57.10
4802.52.15	4802.55.10
4802.52.15	4802.57.10
4802.52.15	4802.56.10
4802.52.20	4802.55.20
4802.52.20	4802.56.20
4802.52.20	4802.57.20
4802.52.40	4802.57.30
4802.52.40	4802.56.30
4802.52.40	4802.55.30
4802.52.90	4802.55.40
4802.52.90	4802.57.40
4802.52.90	4802.56.40
4802.53.10	4802.58.10
4802.53.15	4802.58.10
4802.53.20	4802.58.20

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Current HTS No.	Proposed HTS No.
4802.53.90	4802.58.20
4802.60.10	4802.62.10
4802.60.10	4802.69.10
4802.60.10	4802.61.10
4802.60.20	4802.69.20
4802.60.20	4802.61.20
4802.60.20	4802.62.20
4802.60.90	4802.61.30
4802.60.90	4802.62.30
4802.60.90	4802.69.30
4805.10.00	4805.11.00
4805.21.00	4805.93.40
4805.21.00	4805.92.40
4805.21.00	4805.91.10
4805.22.00	4805.92.40
4805.22.00	4805.93.40
4805.22.00	4805.91.10
4805.23.00	4805.91.10
4805.23.00	4805.92.40
4805.23.00	4805.93.40
4805.29.00	4805.91.10
4805.29.00	4805.92.40
4805.29.00	4805.93.40
4805.30.00	4805.30.00
4805.40.00	4805.40.00
4805.50.00	4805.50.00
4805.60.20	4805.91.20
4805.60.30	4805.91.10
4805.60.40	4805.91.10
4805.60.50	4805.91.50
4805.60.50	4805.24.50
4805.60.70	4805.91.70
4805.60.70	4805.24.70
4805.60.90	4805.19.10
4805.60.90	4805.24.90
4805.60.90	4805.12.10
4805.60.90	4805.91.90
4805.70.20	4805.92.20
4805.70.40	4805.19.20

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Current HTS No.	Proposed HTS No.
4805.70.40	4805.12.20
4805.70.40	4805.25.00
4805.70.40	4805.92.40
4805.80.20	4805.93.20
4805.80.40	4805.12.20
4805.80.40	4805.93.40
4805.80.40	4805.25.00
4805.80.40	4805.19.20
4807.10.00	4807.00.10
4807.90.10	4807.00.91
4807.90.20	4807.00.92
4807.90.40	4807.00.94
4810.11.20	4810.13.11
4810.11.20	4810.14.11
4810.11.20	4810.19.11
4810.11.30	4810.13.13
4810.11.30	4810.14.13
4810.11.30	4810.19.13
4810.11.90	4810.14.19
4810.11.90	4810.13.19
4810.11.90	4810.19.19
4810.12.00	4810.13.20
4810.12.00	4810.19.20
4810.12.00	4810.14.20
4810.21.00	4810.22.10
4810.29.00	4810.29.10
4810.31.00	4810.31.10
4810.32.00	4810.32.10
4810.39.20	4810.39.12
4810.39.40	4810.39.14
4810.91.20	4810.92.12
4810.91.40	4810.92.14
4810.99.00	4810.99.10
4811.10.00	4811.10.10
4811.31.20	4811.51.20
4811.31.40	4811.51.40
4811.39.20	4811.59.20
4811.39.40	4811.59.40
4811.40.00	4811.60.40

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Current HTS No.	Proposed HTS No.
4811.41.00	4811.41.10
4811.49.00	4811.49.10
4811.90.10	4811.90.10
4811.90.20	4811.90.20
4811.90.30	4811.90.30
4811.90.40	4811.90.40
4811.90.60	4811.90.60
4811.90.80	4811.90.80
4823.11.00	4823.12.00
4823.11.00	4811.41.20
4823.19.00	4811.49.20
4823.19.00	4823.19.01
4823.51.00	4810.22.50
4823.51.00	4810.14.50
4823.51.00	4802.56.50
4823.51.00	4810.13.50
4823.51.00	4810.29.50
4823.51.00	4802.54.40
4823.51.00	4802.61.40
4823.51.00	4802.62.40
4823.51.00	4802.54.60
4823.51.00	4802.58.40
4823.51.00	4802.55.50
4823.59.20	4802.20.20
4823.59.20	4810.29.60
4823.59.20	4802.62.50
4823.59.20	4810.22.60
4823.59.20	4810.14.60
4823.59.20	4802.58.50
4823.59.20	4810.13.60
4823.59.20	4802.54.50
4823.59.20	4802.55.60
4823.59.20	4802.61.50
4823.59.20	4802.56.60
4823.59.40	4802.62.60
4823.59.40	4810.29.70
4823.59.40	4810.13.70
4823.59.40	4802.58.60
4823.59.40	4810.22.70



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Current HTS No.	Proposed HTS No.
4823.59.40	4802.61.60
4823.59.40	4802.55.70
4823.59.40	4810.14.70
4823.59.40	4802.20.40
4823.59.40	4802.30.70
4823.59.40	4802.56.70
4823.90.30	4810.92.30
4823.90.30	4823.90.31
4823.90.30	4810.99.30
4823.90.30	4810.31.30
4823.90.30	4810.32.30
4823.90.30	4810.39.30
4823.90.65	4811.59.60
4823.90.65	4811.60.60
4823.90.65	4810.92.65
4823.90.65	4810.32.65
4823.90.65	4810.99.65
4823.90.65	4810.39.65
4823.90.65	4811.90.90
4823.90.65	4811.51.60
4823.90.65	4823.90.66
4823.90.65	4811.10.20
4823.90.65	4810.31.65
4823.90.85	4811.49.30
4823.90.85	4811.60.60
4823.90.85	4811.51.60
4823.90.85	4811.59.60
4823.90.85	4811.90.90
4823.90.85	4823.90.86
4823.90.85	4811.41.30
5102.10.20	5102.19.20
5102.10.40	5102.11.10
5102.10.60	5102.19.60
5102.10.80	5102.19.80
5102.10.90	5102.11.90
5102.10.90	5102.19.90
5105.30.00	5105.39.00
5105.30.00	5105.31.00
5305.91.00	5305.90.00

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Current HTS No.	Proposed HTS No.
5305.99.00	5305.90.00
5308.30.00	5308.90.10
5308.90.00	5308.90.90
5607.30.10	5607.90.25
5607.30.20	5607.90.35
5607.90.20	5607.90.90
5904.91.00	5904.90.00
5904.92.00	5904.90.00
6002.10.40	6002.90.40
6002.10.40	6002.40.40
6002.10.80	6002.90.80
6002.10.80	6002.40.80
6002.20.10	6003.10.10
6002.20.10	6003.40.10
6002.20.10	6003.20.10
6002.20.10	6003.90.10
6002.20.10	6003.30.10
6002.20.30	6003.20.30
6002.20.60	6003.40.60
6002.20.60	6003.30.60
6002.20.90	6003.90.90
6002.20.90	6003.10.90
6002.30.20	6004.10.00
6002.30.20	6004.90.20
6002.30.90	6004.90.90
6002.41.00	6005.10.00
6002.42.00	6005.22.00
6002.42.00	6005.21.00
6002.42.00	6005.23.00
6002.42.00	6005.24.00
6002.43.00	6005.41.00
6002.43.00	6005.32.00
6002.43.00	6005.33.00
6002.43.00	6005.34.00
6002.43.00	6005.31.00
6002.43.00	6005.42.00
6002.43.00	6005.44.00
6002.43.00	6002.43.00
6002.49.00	6005.90.00

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Current HTS No.	Proposed HTS No.
6002.91.00	6006.10.00
6002.92.10	6006.22.10
6002.92.10	6006.24.10
6002.92.10	6006.23.10
6002.92.10	6006.21.10
6002.92.90	6006.21.90
6002.92.90	6006.24.90
6002.92.90	6006.22.90
6002.92.90	6006.23.90
6002.93.00	6006.32.00
6002.93.00	6006.31.00
6002.93.00	6006.34.00
6002.93.00	6006.41.00
6002.93.00	6006.42.00
6002.93.00	6006.43.00
6002.93.00	6006.44.00
6002.93.00	6006.33.00
6002.99.10	6006.90.10
6002.99.90	6006.90.90
6110.10.10	6110.12.10
6110.10.20	6110.19.00
6110.10.20	6110.12.20
6110.10.20	6110.11.00
6307.90.99	4202.92.05
6812.10.00	6812.90.00
6812.20.00	6812.90.00
6812.30.00	6812.90.00
6812.40.00	6812.90.00
6812.90.00	6812.90.00
7010.91.05	7010.90.05
7010.91.20	7010.90.20
7010.91.30	7010.90.30
7010.91.50	7010.90.50
7010.92.05	7010.90.05
7010.92.20	7010.90.20
7010.92.30	7010.90.30
7010.92.50	7010.90.50
7010.93.05	7010.90.05
7010.93.20	7010.90.20

## Appendix D

Current HTS No.	Proposed HTS No.
7010.93.30	7010.90.30
7010.93.50	7010.90.50
7010.94.05	7010.90.05
7010.94.20	7010.90.20
7010.94.30	7010.90.30
7010.94.50	7010.90.50
7112.10.00 pt	7112.30.00
7112.10.00 pt	7112.91.00
7112.20.00 pt	7112.30.00
7112.20.00 pt	7112.92.00
7112.90.00 pt	7112.99.00
7112.90.00 pt	7112.30.00
7302.20.00	7302.90.10
7302.90.00	7302.90.90
7415.31.00	7415.33.05
7415.32.10	7415.33.10
7415.32.50	7415.33.80
7415.32.90	7415.33.80
8101.91.10	8101.97.00
8101.91.50	8101.94.00
8101.92.00	8101.95.00
8101.93.00	8101.96.00
8102.91.10	8102.94.00
8102.91.50	8102.97.00
8102.92.30	8102.95.00
8102.92.60	8102.95.00
8102.93.00	8102.96.00
8103.10.30	8103.30.00
8103.10.60	8103.20.00
8105.10.30	8105.20.30
8105.10.60	8105.20.60
8105.10.90 pt	8105.20.90
8105.10.90 pt	8105.30.00
8107.10.00 pt	8107.20.00
8107.10.00 pt	8107.30.00
8108.10.10	8108.30.00
8108.10.50	8108.20.00
8109.10.30	8109.30.00
8109.10.60	8109.20.00

## Appendix D

Current HTS No.	Proposed HTS No.
8110.00.00 pt	8110.10.00
8110.00.00 pt	8110.90.00
8110.00.00 pt	8110.20.00
8112.11.30	8112.13.00
8112.11.60	8112.12.00
8112.20.30	8112.22.00
8112.20.60 pt	8112.29.00
8112.20.60 pt	8112.21.00
8112.91.05 pt	8112.92.05
8112.91.05 pt	8112.52.00
8112.91.10	8112.92.10
8112.91.20	8112.92.20
8112.91.30	8112.92.30
8112.91.40	8112.92.40
8112.91.50	8112.92.50
8112.91.60	8112.51.00
8112.99.00 pt	8112.59.00
8112.99.00 pt	8112.99.01
8414.80.15	8414.80.16
8414.90.40	8414.90.41
8415.10.00	8415.10.30
8415.81.00	8415.10.60
8415.82.00	8415.10.90
8419.39.00	8419.39.01
8419.81.10	8514.20.40
8419.89.90	8514.20.60
8419.89.90	8419.89.95
8419.90.80	8419.90.95
8419.90.80	8514.90.40
8419.90.80	8419.90.85
8422.30.10	8422.30.11
8422.30.90	8422.30.91
8422.40.10	8422.40.11
8422.40.90	8422.40.91
8422.90.10	8422.90.11
8422.90.20	8422.90.21
8422.90.90	8422.90.91
8430.62.00	8430.69.01
8430.69.00	8430.69.01

## Appendix D

Current HTS No.	Proposed HTS No.
8443.59.50	8479.89.96
8443.59.50	8472.90.80
8443.59.50	8443.59.90
8443.90.50	8473.40.80
8443.90.50	8479.90.94
8443.90.50	8443.90.90
8461.10.40	8461.90.30
8461.10.80	8461.90.60
8461.90.40	8461.90.30
8461.90.80	8461.90.60
8467.91.00	8467.91.01
8467.99.00	8467.99.00
8472.90.95	8472.90.90
8473.40.95	8473.40.85
8479.89.85	8543.89.10
8479.89.97	8479.89.98
8479.89.97	8543.89.20
8479.90.95	8543.90.10
8479.90.95	8479.90.94
8508.10.00	8467.21.00
8508.20.00	8467.22.00
8508.80.00	8419.39.01
8508.80.00	8422.40.91
8508.80.00	8414.80.16
8508.80.00	8422.40.11
8508.80.00	8422.30.91
8508.80.00	8467.29.00
8508.80.00	8422.30.11
8508.80.00	8419.90.95
8508.90.40	8422.90.91
8508.90.40	8419.90.85
8508.90.40	8414.90.41
8508.90.40	8422.90.21
8508.90.40	8422.90.11
8508.90.40	8467.91.01
8508.90.40	8467.99.00
8508.90.80	8422.90.11
8508.90.80	8467.91.01
8508.90.80	8467.99.00

## Appendix D

Current HTS No.	Proposed HTS No.
8508.90.80	8422.90.91
8508.90.80	8422.90.21
8508.90.80	8419.90.85
8508.90.80	8414.90.41
8514.20.00	8514.20.80
8514.90.00	8514.90.80
8527.90.85	8527.90.85
8529.90.23	8529.90.23
8529.90.76	8529.90.76
8529.90.85	8529.90.85
8531.80.40	8527.90.85
8531.80.70	8529.90.85
8531.80.70	8529.90.23
8531.80.90	8531.80.00
8531.90.10	8529.90.23
8531.90.10	8531.90.15
8531.90.70	8529.90.85
8531.90.70	8531.90.75
8531.90.70	8529.90.76
8542.12.00	8542.10.00
8542.13.40	8542.21.00
8542.13.80	8542.21.00
8542.14.40	8542.21.00
8542.14.80	8542.21.00
8542.19.40	8542.21.00
8542.19.80	8542.21.00
8542.30.00	8542.10.00
8542.30.00	8542.29.00
8542.40.00	8542.10.00
8542.40.00	8542.60.00
8542.50.00	8542.70.00
8805.20.00	8805.21.00
8805.20.00	8805.29.00
8906.00.10	8906.90.00
8906.00.90	8906.90.00
8906.00.90	8906.10.00
9009.90.10	9009.91.00
9009.90.10	9009.92.00
9009.90.10	9009.99.40

## Appendix D

Current HTS No.	Proposed HTS No.
9009.90.10	9009.93.00
9009.90.30	9009.99.40
9009.90.50	9009.93.00
9009.90.50	9009.91.00
9009.90.50	9009.92.00
9009.90.50	9009.99.80
9009.90.70	9009.99.80
9021.11.00	9021.31.00
9021.19.40	9021.10.00
9021.19.85	9021.10.00
9021.30.00	9021.39.00
9108.91.10	9108.90.10
9108.91.20	9108.90.30
9108.91.30	9108.90.50
9108.91.40	9108.90.60
9108.91.50	9108.90.70
9108.91.60	9108.90.90
9108.99.20	9108.90.20
9108.99.20	9108.90.40
9108.99.40	9108.90.80
9108.99.60	9108.90.85
9108.99.80	9108.90.95
9112.10.00	9112.20.40
9112.80.00	9112.20.80
9301.00.30	9301.90.30
9301.00.60	9301.90.60
9301.00.90 pt	9301.90.90
9301.00.90 pt	9301.19.00
9301.00.90 pt	9301.11.00
9301.00.90 pt	9301.20.00
9305.90.10	9305.91.10
9305.90.20	9305.91.20
9305.90.30	9305.91.30
9305.90.40	9305.99.40
9305.90.50	9305.99.50
9305.90.60	9305.99.60



## Appendix D

Current HTS No.	Proposed HTS No.
9504.30.00	9504.30.00 <sup>14</sup>
9504.30.90 pt	9504.30.00
9508.00.00 pt	9508.10.00
9508.00.00 pt	9508.90.00
9613.30.00	9613.80.10
9613.80.20	9613.80.20
9613.80.40	9613.80.40
9613.80.60	9613.80.60
9613.80.80	9613.80.80
various	3825.41.00
various	3825.49.00
various chapters	3822.00.60
various	3825.90.00
various	3825.69.00
various	3825.10.00
various	3825.20.00
various	3825.30.00
various	3825.50.00
various	3825.61.00

<sup>14</sup> The scope of this subheading was purportedly expanded to cover banknote-operated machines. However, in practice, the US has already been classifying such machines with coin-operated machines in subheading 9504.30.00.



## **APPENDIX E**

# **LETTERS FROM THE U.S. CUSTOMS SERVICE**





DEPARTMENT OF THE TREASURY  
U.S. CUSTOMS SERVICE

SEP 21 1995

R:l ch  
000951

Mr. Eugene A. Rosengarden  
United States International Trade Commission  
500 E Street, S.W.  
Washington, D.C. 20436

Dear Mr. Rosengarden:

This letter is pursuant to Section 1205 of the Omnibus Trade and Competitiveness Act of 1988. Section 1205 states that the International Trade Commission shall keep the Harmonized Tariff Schedule of the United States (HTSUS) under continuous review and, as circumstances warrant, shall recommend to the President such modifications in the HTSUS as the Commission considers necessary or appropriate. The purpose of this letter is to bring to your attention a matter which we believe may warrant the exercise of this authority.

Heading 3917, HTSUS, provides for tubes, pipes and hoses and fittings therefor, of plastics. Chapter 39, Legal Note 8, HTSUS, defines the expression "tubes, pipes and hoses" to mean hollow products of a kind generally used for conveying, conducting or distributing gases or liquids. The Note further specifies that the expression includes sausage casings and other lay-flat tubing. The term "lay-flat tubing" refers to tubing which is not capable of supporting a tubular shape, such as sausage casings.

Presidential Proclamation 6763, implementing the Uruguay Round of multilateral trade negotiations, resulted in a new eight-digit breakout under heading 3917, HTSUS. Specifically, subheading 3917.32.20, extends duty-free treatment to casing for bicycle derailleur cables and casing for cable or inner wire for caliper and cantilever brakes.

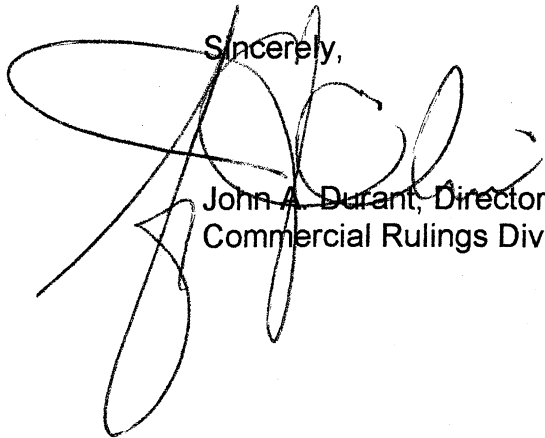
The application of sound nomenclature principles mandates that classification in a subheading can be considered only after classification in a four-digit heading has been decided. By its terms, heading 3917 provides generally for tubes, pipes and hoses. However, Chapter 39, Note 8, evidences an intent to limit the scope of the heading. Our product specialists in this area are of the opinion that the casings identified in subheading 3917.32.20 are not of a kind generally used for conveying, conducting or distributing gases or liquids, nor are they lay-flat tubing. In our judgment, the casings at issue are beyond the scope of heading 3917. Therefore, as a matter of legal interpretation, subheading 3917.32.20 appears to be an empty provision. As a practical matter we are not aware of any pending entries concerning these goods.

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In view of the foregoing, we request that the Commission consider such modifications as are necessary or appropriate to conform the Uruguay Round commitments concerning the subject merchandise to the structure of the HTSUS. It is noted that Customs has classified certain protective casing, when imported in material lengths or cut to length, in subheading 3926.90.9890. See Headquarters Ruling Letter (HRL) 082619, dated February 26, 1990, HRL 082700, dated February 15, 1990, HRL 084168, dated July 14, 1989. However, we have an informal practice of classifying the instant wire and cable casing, when cut to length with fittings, as parts of bicycles pursuant to subheading 8714.99, HTSUS.

Your attention to this matter is appreciated.

Sincerely,



John A. Durant, Director  
Commercial Rulings Division

Encls.



DEPARTMENT OF THE TREASURY  
U.S. CUSTOMS SERVICE

WASHINGTON, D.C. 20229

OCT 27 1995



REFER TO  
TEC-1-FO:LS MBR  
icumsa.tec

Mr. Eugene Rosengarden, Director  
Office of Tariff Affairs & Trade Agreements  
U.S. International Trade Commission  
500 E St. S.W.  
Washington, D.C. 20436

*Part of 1205?*

Dear Mr. Rosengarden:

We wish to bring to your attention a request for modification of the language used in Additional U.S. Note 1, Chapter 17, HTSUS. The referenced U.S. Note text should be amended to reflect technological progress in the field of analysis of raw sugar and to allow our office to select an alternate analytical method which does not require the use of basic lead acetate, an extremely toxic chemical, in its analytical procedure. The reasons behind this request are further discussed below.

BACKGROUND

Raw sugar, heading 17.01, is sold on the basis of its sucrose content as measured by polarimetric methods. Customs laboratories regularly analyze raw sugar to determine the sucrose content by weight for duty purposes. Customs laboratory reports are also used by Trade Compliance, Quota Branch, to correct the sugar quota amounts allocated per country and per quota period. These reports contain the degree of polarization and quota weights (raw values) for all raw sugar shipments imported into the United States.

Additional U.S. Note 1, Chapter 17, requires that this office analyzes raw sugar samples using an official method of analysis developed by the International Commission for Uniform Methods of Sugar Analysis.

The referenced Additional U.S. Note states:

"The term 'degree' as used in the 'Rates of Duty' columns of this chapter means International Sugar Degree as determined by polarimetric test performed in accordance with procedures recognized by the International Commission for Uniform Methods of Sugar Analysis (ICUMSA)."

Since the adoption of the Harmonized System, the polarization of raw sugar has been determined by Customs using the ICUMSA method in accordance with this U.S. Note. However, there are some problems related to this method that require further attention.

#### Basic Lead Acetate

The ICUMSA method uses basic lead acetate (a.k.a. lead subacetate, CAS No. 1335-32-6) as a clarifying agent. This chemical is considered a suspected carcinogen and a very toxic material. Due to the high number of raw sugar samples processed in our laboratories, a significant quantity of lead subacetate waste is produced. The waste generated from the analysis is also considered a toxic waste, and must be properly disposed of in accordance with state and federal regulations. We note that there are other chemicals that could act as clarifying agents as well as lead subacetate, unfortunately, the ICUMSA method does not allow the use of other clarifying agents.

#### New Instrumentation

The ICUMSA lead subacetate method uses a conventional polarimeter that is calibrated in international sugar degrees at 20°C. In order to circumvent the use of lead subacetate, the U.S. sugar industry has developed and adopted a polarization method that does not need clarification. The new method employs a near infrared (NIR) polarimeter rather than a conventional polarimeter and is currently used for all commercial settlements and payments for raw sugar in the United States. We note that the NIR method is currently under evaluation by ICUMSA and U.S. Customs, and has been shown to be as accurate as the ICUMSA method. However, the revision and adoption of any new method by recognized standards organization, such as, ICUMSA, is a slow process that may take several years.



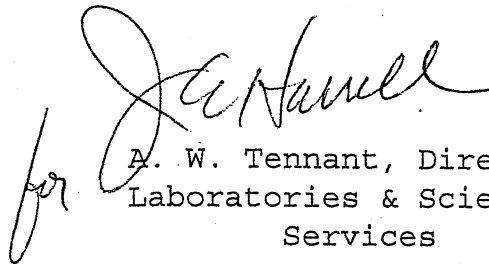
Currently, Customs laboratories are allowed by local and state authorities to generate the lead subacetate hazardous waste although under increasingly stringent controls. It is only a matter of a short time before we will not be allowed to generate the waste at all or the expense will be prohibitive. Therefore, it is imperative that we proceed without delay with changing the U.S. Note to allow for the use of an alternative method.

We recommend that the following text which had appeared in the old Tariff Schedule of the United States be used to replace the current text:

"The term 'degree' as used in the 'Rates of Duty' columns of this chapter means sugar degree as determined by a polarimetric test."

If you have any further questions regarding this request, please call Mr. Ira S. Reese or Mr. Marcelino Borges of my staff at (202) 927-1060.

Sincerely,

A. W. Tennant, Director  
Laboratories & Scientific  
Services



DEPARTMENT OF THE TREASURY  
U.S. CUSTOMS SERVICE

AUG 11 1998

RR:IA 004444 ch

Mr. Eugene A. Rosengarden, Director  
Office of Tariff Affairs and Trade Agreements  
United States International Trade Commission  
500 E Street, S.W.  
Washington, D.C. 20436

Dear Mr. Rosengarden:

The purpose of this letter is to direct your attention to a decision by the Harmonized System Committee (HSC) which may warrant modifications to the Harmonized Tariff Schedule of the United States (HTSUS).

The HSC decision in question concerned the classification of Physical Vapor Deposition (PVD) Equipment. PVD equipment is machinery used for coating silicon wafers. The equipment consists of stations or modules which are interconnected. Initially, a wafer is placed in a sputter etch chamber where its surface is prepared to receive a series of layered depositions. After surface preparation, the wafer is transported and positioned in a vacuum chamber. In the chamber, gas ions are accelerated by an electrical field. The accelerated ions bombard a target disk, which contains a high purity metal. The ions strike the target and cause uncharged atoms of metal to be dislodged. The dislodged metal atoms are "sputtered" or deposited over the wafer to form a thin film or coating of conductive materials. The coated silicon wafer is used in the manufacture of semiconductor chips for integrated circuits.

The issue presented for consideration by the HSC was whether the equipment is classified as mechanical apparatus of Chapter 84, or electrical apparatus of Chapter 85. The United States position is fully set forth in a U.S. Note which was published in Doc. 41.312 (copy attached). At its 15th session, the Harmonized System Committee agreed with the U.S. that the PVD equipment is classified as mechanical apparatus of subheading 8479.89, by 13 votes to 11. (*See Annex IJ/15 to Doc. 39.400*).

Subsequently, the European Communities (EC) filed a reservation against the Committee's decision. At its 18th Session, the Committee decided that the equipment is classified in heading 85.43, by 15 votes to 11. (*See Annex H/16 to Doc. 40.600*). Following a reservation filed by the United States, the Committee re-examined the issue at its 21st Session. At that time, the Committee confirmed its decision to classify the apparatus in heading 85.43, by 27 votes to 9. (*See Annex H/11 to Doc. 42.100*).

It should be noted that "physical deposition apparatus for semiconductor production" and "parts of apparatus for physical deposition by sputtering on semiconductor wafers" were covered

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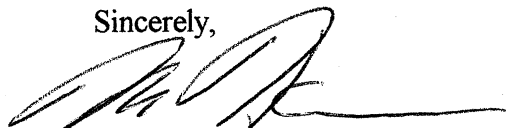
under the Ministerial Declaration on Trade in Information Technology Products (ITA) (December 13, 1996). At that time, the United States notified the participants to the Agreement that it classified physical deposition apparatus in subheading 8479.89, and parts of the apparatus in subheading 8479.90 (copy attached). A statistical annotation was created for the apparatus in subheading 8479.89.8578, HTSUS. The parts are provided for in subheading 8479.90.93, HTSUS.

In order for Customs classification to be consistent with the Committee's decision, we believe that it will be necessary to modify the HTSUS so as to specifically provide for PVD apparatus in subheading 8543.89, HTSUS, and for the parts in subheading 8543.90, HTSUS. The U.S. Customs Service believes that the transfer of goods from Chapter 84 to Chapter 85 can be effected pursuant to the ITC's authority under § 1205 of the Omnibus Trade and Competitiveness Act of 1988 (19 U.S.C. 3005) to recommend modifications to the HTSUS in order to promote the uniform application of the Harmonized System Convention. Alternatively, there may be an independent basis for proposing modifications to the HTSUS under the ITA or by application of other legal instruments.

The Customs Service respectfully requests that the ITC seek modifications to the HTSUS in order to promote the uniform application of the Harmonized System Convention.

If you have any questions concerning this matter, please contact Carlos Halasz of my Staff on (202) 927-2405.

Sincerely,



Myles Harmon  
Director  
International Agreements Staff

Encls.



DEPARTMENT OF THE TREASURY  
U.S. CUSTOMS SERVICE

Dr., OTATA

CC: The Commission - Ft.  
Wld Enclor.

The Secretary  
Wld Enclor.

AUG 12 1998

RR:IA 004418 ch

The Honorable Marcia Miller, Chairman  
United States International Trade Commission  
500 E Street, S.W.  
Washington, D.C. 20436

Dear Chairman Miller:

This letter is pursuant to Section 1205 of the Omnibus Trade and Competitiveness Act of 1988. As you are aware, Section 1205 (19 U.S.C. § 3005) provides that the International Trade Commission (ITC) shall keep the Harmonized Tariff Schedule of the United States (HTSUS) under continuous review and, as circumstances warrant, shall recommend to the President such modifications in the HTSUS as the Commission considers necessary or appropriate. The purpose of this letter is to bring to your attention a matter which we believe may warrant the exercise of this authority.

Heading 85.31 of the HTSUS provides for certain "electric sound or visual signaling apparatus." Subheading 8531.80.40, HTSUS, provides specifically for "paging alert devices." This tariff item covers simple pagers which signal the user of some event (e.g., telephone call). It was created by the United States to implement a rule of origin pursuant to Annex 401 of the North American Free Trade Agreement (NAFTA). (See attached). These devices are also covered by the Information Technology Agreement. (See attached). Until recently, the United States believed that the tariff item for paging alert devices covers pagers which both signal the user and display information on a liquid crystal display (e.g., telephone numbers, stock quotations). However, it is clear that the expression "paging alert devices" does not cover more sophisticated pagers which possess additional capabilities, such as the ability to facilitate two-way communication or to record messages.

At the time the NAFTA was negotiated, the Canadian and Mexican Administrations classified all pagers, including paging alert devices, as radio reception apparatus of subheading 8527.90. Accordingly, in order to implement the corresponding NAFTA rule of origin for these goods in Canada and Mexico, a tariff item was created in subheading 8527.90 of their respective tariffs.

After the NAFTA was implemented, the classification of paging alert devices was identified as a difference between the NAFTA Parties. Pursuant to Article 513(6) of the NAFTA, the Parties attempted to resolve the difference in the NAFTA Customs Subgroup. However, they were unable to reach consensus on the classification of these products.

"Please visit the U.S. Customs Web at <http://www.customs.ustreas.gov>"

E-8

The classification of paging alert devices was referred to the Harmonized System Committee (HSC) for consideration at its 20th Session. The working documents for the issue (documents 41.322 and 41.567, copies attached) set forth the competing positions of the United States and Canada. The Harmonized System Committee was asked to classify both very simple pagers which are designed only to activate a sound or visual signal, as well as such pagers which can receive messages.

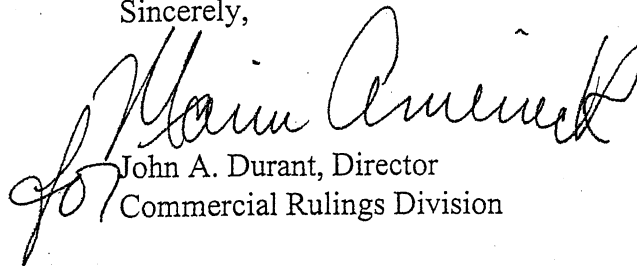
Applying Note 3 to Section XVI, the United States position was that the principal function of both types of pagers at issue is that of signaling. Conversely, the Canadian position was that the principal function is that of radio reception. In addition, Canada argued that paging alert devices should be classified in heading 85.27 because that is the heading which covers more sophisticated pagers, such as those which facilitate two-way communication or which are capable of storing messages. Ultimately, the Committee decided by wide margins that both types of pagers are classified as radio reception apparatus of subheading 8527.90. Two Classification Opinions were adopted at the Committee's 21st Session. (See attached copies).

The United States Customs Service has reviewed the legal basis for each of the Committee's decisions. We are persuaded that the Committee's decision on pagers which display information is correct because they convey information, rather than simply signal the user. For this reason, we are prepared to accept the Committee's decision that the principal function of these pagers is to receive radio transmissions.

U.S. Customs believes that the Committee's decision on pagers which are designed merely to signal the user can be implemented only if the HTSUS is modified so that it is clear that simple pagers are classified within heading 85.27. In our view, the Committee's decision on these pagers cannot be implemented administratively because the principal function of these pagers is to signal the user. The U.S. Customs Service believes that the transfer of paging alert devices from heading 85.27 to heading 85.31 would promote the uniform application of the Harmonized System Convention.

If you have any questions concerning this matter, please contact Carlos Halasz of my staff on (202) 927-2405.

Sincerely,



John A. Durant, Director  
Commercial Rulings Division

Encls.



# DEPARTMENT OF THE TREASURY

## U.S. CUSTOMS SERVICE

NOV 24 1998

CLA-2 R:CR:GC

957861 JGB

Eugene A. Rosengarden, Director  
Office of Tariff Affairs and Trade Agreements  
U.S. International Trade Commission  
500 E Street, S.W.  
Washington, D.C. 20436

Dear Mr. Rosengarden:

The purpose of this letter is to request that the U.S. International Trade Commission consider exercising its authority under section 1205 of the Omnibus Trade and Competitiveness Act of 1988 (Public Law 100-418) (19 U.S.C. § 3005) to recommend to the President changes to the Harmonized Tariff Schedule of the United States as concerns the classification of certain water chestnuts. These changes are intended to bring the HTSUS into conformity with a decision by the Harmonized System Committee (HSC) of the World Customs Organization.

By way of background, at its October 1993 session, the HSC examined the classification of two types of water chestnuts. The first type of water chestnut examined by the HSC was an edible nut-like spiny angled fruit of a plant of the genus *Trapa* (and species *Trapa natans*). The HSC unanimously agreed to classify this type of water chestnut in heading 0802 as a nut. (See annex E/4 to WCO document 38.270 (HSC/12-Report)--copy attached). The second type of water chestnut examined by the HSC was an edible tuber of Chinese sedge (of the species *Eleocharis dulcis* or *Eleocharis tuberosa*) which is commonly known as the "Chinese water chestnut." The HSC decided by 9 to 6 votes to classify this type of water chestnut in heading 0714 as a tuber. (See annex E/4 to WCO document 38.270 (HSC/12-Report)).

At its April 1994 session, the HSC adopted amendments to the Explanatory Notes to the Harmonized System to reflect its decisions on the classification of the above-mentioned two products. (See annexes F/4 and L/9 to WCO document 38.760 (HSC/13-Report)--copy attached).

The U.S. Customs Service has classified fresh Chinese water chestnuts in heading 0709 (and specifically in subheading 0709.90.90 of the HTSUS) as a vegetable. Although we continue to believe that the product is properly classified in heading 0709 as a vegetable, in the interest of uniformity of application of the Harmonized System, we would like to be able to classify fresh



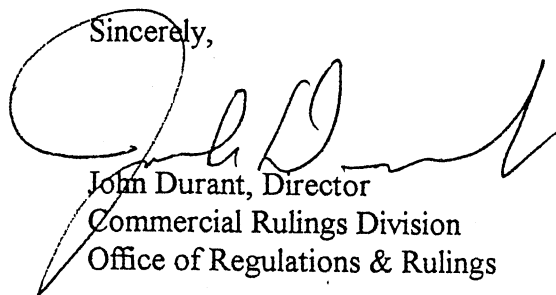
Chinese water chestnuts in heading 0714 as a tuber in accordance with the HSC's above-mentioned decision. The reclassification of fresh Chinese water chestnuts from heading 0709 to heading 0714, however, will result in the consequential reclassification of certain related products in the HTSUS. That is, there will also be a reclassification of Chinese water chestnuts when imported in other than in a fresh condition. Three of the eight-digit provisions in which the product is currently classified when imported in other than in a fresh condition specifically mention water chestnuts by name: 0710.80.10 (frozen water chestnuts), 0710.90.10 (mixtures of vegetables: mixtures of pea pods and water chestnuts) and 2005.90.40 (other prepared or preserved water chestnuts). These three provisions would no longer be proper subheadings for classification of Chinese water chestnuts if the product is reclassified in heading 0714 when presented in a fresh condition. Therefore, we request that those three subheadings be modified to bring them into conformity with the above-mentioned decision of the HSC. Of course, other modifications may also be necessary.

For your information and review, we believe that the HSC's decision to classify fresh Chinese water chestnuts in heading 0714 would result in the product being classified in the HTSUS as follows:

- fresh or chilled: 0714.90.40
- frozen: 0714.90.45
- dried, in pellet form: 0714.90.50
- dried, not in flour, meal, or powder form: 0714.90.60
- dried and in the form of flour, meal, or powder: 1106.20.00
- prepared or preserved by acetic acid: 2001.90.60
- prepared or preserved other than as described above: 2008.99.90

Please let us know if you have any questions. We look forward to working with you on this matter.

Sincerely,



John Durant, Director  
Commercial Rulings Division  
Office of Regulations & Rulings

Enclosures



**U.S. Customs Service**

1300 Pennsylvania Avenue, N.W. : Washington, D.C. 20229

RR:IA  
005038 MBH

**APR 17 2001**

Eugene A. Rosengarden, Director  
Office of Tariff Affairs and Trade Agreements  
U.S. International Trade Commission  
500 E Street, S.W.  
Washington, D.C. 20436

Dear Mr. Rosengarden:

The purpose of this letter is to bring to your attention a matter which may have an impact on your Investigation No. 1205-5 PROPOSED MODIFICATIONS TO THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES. As you know, at a result of the recommendation of the World Customs Organization, the legal text to subheading 0805.30 is amended to include limes of the citrus latifolia variety effective January 1, 2002.


On December 12, 2000, the Court of International Trade (CIT) granted summary judgment to plaintiff in a case concerning the tariff classification of Persian *limes* (*Black & White Vegetable Co. v. United States*, Slip Op. 00-162). The limes before the court were entered, classified, and liquidated under subheading 0805.30.40, HTS, the provision for limes (*Citrus aurantifolia*). Plaintiff claimed the limes were actually of the *Citrus latifolia* variety, should have been classified in the provision for other citrus fruit, subheading 0805.90.00, HTS, and sought relief under 19 U.S.C. 1520(c) as a "mistake of fact." The CIT agreed with plaintiff's assertion that the botanical identification of a fruit was a factual, rather than legal, determination, and could be corrected under the provisions of section 1520(c). In granting summary judgment to plaintiff, the court agreed that Persian limes (*Citrus latifolia*) were properly classified as "other" citrus fruit, subheading 0805.90.00, HTS. Persian, Tahitian, and Bearss limes, all limes of the *Citrus latifolia* variety, are classified in subheading 0805.90.00, HTS. The Customs Service has taken action to follow the decision of the court with respect to the classification of these limes.

We ask that you take these developments into account in drafting the appropriate provisions in the Harmonized Tariff Schedule of the United States.

TRADITION

Sincerely,

SERVICE

  
John A. Durant, Director,  
Commercial Rulings Division

HONOR

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## U.S. Customs Service

1300 Pennsylvania Avenue, N.W. Washington, D.C. 20229

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964668 AM

NOV 17 2000

Mr. Eugene A. Rosengarden  
Director, Office of Tariff Affairs and Trade Agreements  
United States International Trade Commission  
Washington, DC 20436

Re: Classification of asulam

Dear Mr. Rosengarden:

This is in response to your letter of November 1, 2000, regarding an error in the Harmonized Tariff Schedule of the United States (HTSUS), regarding the classification of asulam. We have reviewed this matter and agree with your proposal that an amendment be made to the HTSUS pursuant to Section 1205 of the Omnibus Trade and Competitiveness Act of 1988 (19 U.S.C. 3005 *et seq.*).

Asulam is presently *eo nomine* provided for in subheading 2924.29.41, HTSUS, the provision for "[C]arboxamide-function compounds; amide-function compounds of carbonic acid: [C]yclic amides (including cyclic carbamates) and their derivatives; salts thereof: [O]ther: [A]romatic: [O]ther [P]esticides: [M]ethyl-4-aminobenzenesulfonyl-carbamate (Asulam)."

Asulam has the molecular formula  $C_8H_{10}O_4N_2S$  and is assigned CAS registry #3337-71-1. As such, asulam contains both a carbamate functional group and a sulfonamide functional group. Carbamates are classified in heading 2924. Sulfonamides are classified in heading 2935.

Note 3 to Chapter 29, HTSUS, states: "Goods which could be included in two or more of the headings of this chapter are to be classified in that one of those headings which occurs last in numerical order." Therefore, asulam should be classified in heading 2935, the heading which comes last in numerical order.

The Customs Service agrees with your opinion that sound nomenclature principles mandate a removal of the *eo nomine* reference to asulam in subheading 2924.29.41, HTSUS, and its insertion in subheading 2935.00.05, HTSUS. The Column 1 duty rate of 6.5% will remain the same. There is a 0.5% increase in the Column 2 duty rate. As substantial rate neutrality would be maintained, and the small difference is necessitated by the nomenclature modification recommended,

TRADITION

SERVICE

HONOR

E-13

we request that the USITC recommend to the President such modifications as are necessary or appropriate to correctly classify asulam under the HTSUS.

Any questions regarding this matter may be referred to Allyson Mattanah of my staff at (202) 927-2326.

Sincerely,

A handwritten signature in black ink that reads "Stuart P. Seidel". The signature is written in a cursive style with a large initial 'S'.

Stuart P. Seidel  
Assistant Commissioner



## U.S. Customs Service

1300 Pennsylvania Avenue, N.W. Washington, D.C. 20229

CLA-2 RR:CR: GC  
963746AM

JAN 25 2001

Mr. Eugene A. Rosengarden  
Director, Office of Tariff Affairs and Trade Agreements  
United States International Trade Commission  
Washington, DC 20436

Re: Classification of medical examination gloves

Dear Mr. Rosengarden:

This is in response to a conversation with a member of your staff, David Beck, regarding an error in the Harmonized Tariff Schedule of the United States (HTSUS), that came to our attention in the course of our consideration of a protest regarding the classification of certain medical gloves. We request that an amendment be made to the HTSUS pursuant to Section 1205 of the Omnibus Trade and Competitiveness Act of 1988 (19 U.S.C. 3005 *et seq.*).

Medical gloves are presently *eo nomine* provided for in subheading 4015.11.00, HTSUS, the provision for "Articles of apparel and clothing accessories (including gloves), for all purposes, of vulcanized rubber other than hard rubber: Gloves: **Surgical and medical.**" However, the international text of subheading 4015.11.00 in the International Convention on the Harmonized Commodity Description and Coding System reads only "Articles of apparel and clothing accessories (including gloves), for all purposes, of vulcanized rubber other than hard rubber: Gloves: **Surgical.**" (emphasis added).

The Customs Service proposes that the ITC propose to amend the HTSUS to comport with the international text.

Any questions regarding this matter may be referred to Allyson Mattanah, of my staff, at (202) 927-2326.

TRADITION

Sincerely,

A handwritten signature in black ink, appearing to read "Stuart P. Seidel".

Stuart P. Seidel  
Assistant Commissioner

SERVICE

HONOR



## U.S. Customs Service

1300 Pennsylvania Avenue, N.W. Washington, D.C. 20229

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APR 17 2001

Craig

Eugene A. Rosengarden, Director  
Office of Tariff Affairs and Trade Agreements  
U.S. International Trade Commission  
500 E Street, S.W.  
Washington, D.C. 20436

Dear Mr. Rosengarden:

The purpose of this letter is to bring to your attention an action by the Harmonized System Committee of the World Customs Organization (HSC) which may have an impact on your Investigation No. 1205-5 PROPOSED MODIFICATIONS TO THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES.

At its 26th Session, the HSC decided that, effective January 1, 2002, on the basis of new note 6 to chapter ninety, certain post-operative footwear would be classifiable in heading 6402, rather than in heading 90.21, as an orthopedic appliance. The Committee reasoned that the footwear at issue failed to satisfy the conditions of the second portion of the legal note. A copy of the Committee's decision is enclosed.

The United States has been classifying this post-operative footwear (which is specially designed with a wooden base to ensure rigidity, stabilize the foot, and facilitate a patient's recovery from foot surgery or metatarsal injury) in heading 90.21. However, U.S. Customs has determined that such post-operative footwear will fall to be classified in heading 6402 upon implementation of the new legal text on January 1, 2002.

We therefore request that you take the foregoing into account in proposing modifications to the Harmonized Tariff Schedule of the United States.

Sincerely,

A handwritten signature in black ink, appearing to read "John A. Durant".

John A. Durant, Director  
Commercial Rulings Division

TRADITION

Enclosure

SERVICE

HONOR

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E-16



## U.S. Customs Service

1300 Pennsylvania Avenue, N.W. Washington, D.C. 20229

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APR 17 2001

Eugene A. Rosengarden, Director  
Office of Tariff Affairs and Trade Agreements  
U.S. International Trade Commission  
500 E Street, S.W.  
Washington, D.C. 20436

Dear Mr. Rosengarden:

The purpose of this letter is to bring to your attention a matter which may have an impact on your Investigation No. 1205-5 PROPOSED MODIFICATIONS TO THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES. As you know, at a result of the recommendation of the World Customs Organization, the legal text to subheading 0805.30 is amended to include limes of the citrus latifolia variety effective January 1, 2002.

On December 12, 2000, the Court of International Trade (CIT) granted summary judgment to plaintiff in a case concerning the tariff classification of Persian *limes* (*Black & White Vegetable Co. v. United States*, Slip Op. 00-162). The limes before the court were entered, classified, and liquidated under subheading 0805.30.40, HTS, the provision for limes (*Citrus aurantifolia*). Plaintiff claimed the limes were actually of the *Citrus latifolia* variety, should have been classified in the provision for other citrus fruit, subheading 0805.90.00, HTS, and sought relief under 19 U.S.C. 1520(c) as a "mistake of fact." The CIT agreed with plaintiff's assertion that the botanical identification of a fruit was a factual, rather than legal, determination, and could be corrected under the provisions of section 1520(c). In granting summary judgment to plaintiff, the court agreed that Persian limes (*Citrus latifolia*) were properly classified as "other" citrus fruit, subheading 0805.90.00, HTS. Persian, Tahitian, and Bearss limes, all limes of the *Citrus latifolia* variety, are classified in subheading 0805.90.00, HTS. The Customs Service has taken action to follow the decision of the court with respect to the classification of these limes.

We ask that you take these developments into account in drafting the appropriate provisions in the Harmonized Tariff Schedule of the United States.

TRADITION

Sincerely,

SERVICE

A handwritten signature in black ink, appearing to read "John A. Durant".

John A. Durant, Director,  
Commercial Rulings Division

HONOR

E-17



**APPENDIX F**

**LETTER FROM  
THE FLORIDA FRUIT AND VEGETABLE  
ASSOCIATION AND  
BROOKS TROPICALS, INC.**





O'CONNOR & HANNAN, L.L.P.  
ATTORNEYS AT LAW

VIRGINIA  
MADRID

JOHN M. HIMMELBERG  
(202) 887-1461  
JHIMMELBERG@OCONNORHANNAN.COM

SUITE 500  
1666 K STREET, N.W.  
WASHINGTON, D.C. 20006-2803  
(202) 887-1400  
FAX (202) 466-2198

May 11, 2001

**VIA HAND DELIVERY**

The Honorable Donna R. Koehnke  
Secretary  
United States International Trade Commission  
500 E Street, S.W.  
Room 112F  
Washington, D.C. 20436

Re: Investigation No. 1205-5, Proposed Modifications to the Harmonized  
Tariff Schedule of the United States, 66 Fed. Reg. 21413

Dear Madam Secretary:

On April 24, 2001 the U.S. International Trade Commission issued an order providing this proposal and making it effective three days later on April 23, 2001. Notice of this action was published in the *Federal Register* a week later on April 30, 2001. The Commission required comments to be received by the Commission on May 11, 2001, nine business days after the notice in the *Federal Register*.

Initially, we submit there is no reasonable basis for making the proposal effective three days after the Commission's order and a full week before a notice was published in the *Federal Register*. In addition, we do not believe nine (9) days is adequate time for the public to learn of the proposed modifications, determine their impact on affected industries, and decide whether to file comments. Without any statement of urgency or exigent circumstances, we believe the comment period is inadequate and we request the proposal be reissued with a thirty (30) day comment period. Notwithstanding the foregoing, we file the following response.

The comments below are submitted on behalf of the Florida Fruit & Vegetable Association (FFVA). FFVA is headquartered in Orlando, Florida and its members grow and ship a wide variety of fruits and vegetables throughout the United States, Canada and to many foreign countries. FFVA has members who grow and ship limes. The comments also are filed on behalf of Brooks Tropicals, Inc. (Brooks), Homestead, Florida. Brooks is the major grower and shipper of fresh limes in Florida. The lime industry in Florida is the entire U.S. commercial lime industry and it is concerned that the proposed changes regarding limes is improper, and is, in

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effect, rulemaking affecting many businesses without proper notice to the industry and fair opportunity to comment. In addition, such a “final” decision by the U.S. Customs Service fails to meet other standards required by the Administrative Procedure Act, the Regulatory Flexibility Act and the Small Business Regulatory Enforcement Fairness Act.

It appears the Commission’s modification superseding subheading 0805.30, 0805.30.20 and 0805.30.40 with new subheadings 0805.50, 0805.50.20, 0805.50.30, and 0805.50.40 is based on a case before the U.S. Court of International Trade, *Black & White Vegetable Co. v. United States of America*, Slip Op. 00-162, Dec. 12, 2000. This is confirmed in a letter dated April 17, 2001 (copy enclosed) from John A. Durant, Director, Commercial Rulings Division, U.S. Customs Service to Eugene A. Rosengarden, Director, Offices of Tariff Officers and Trade Agreements, U.S. International Trade Commission. Mr. Durant notes the Custom Service has taken action (unspecified) to follow the decision of the court with respect to the classification of Persian limes. In this case, the Court found that the parties and the importing community held the mistaken belief that the imported Persian limes were not citrus *latifolia* and were placed in the wrong classification. The Court noted its discovery that a new statistical breakout had been made and Customs began entering Persian limes under the new subheading 0805.90.10 HTSUS.

Until 1994, imports of Persian limes from Mexico entered the U.S. under 0805.30.40. Prior to 1989 for at least 30 years all limes entered the U.S. under TSUS 147.33 Limes: Fresh or in brine. In 1989, the harmonized heading of 0805.30 was adopted and limes (*aurantifolia* and *latifolia*) entered under this heading.

In 1994, the U.S. Department of Agriculture (USDA) on its own asked for a statistical breakout for limes. In response to USDA’s request, the Committee for Statistical Annotation of Tariff Schedules (the Committee) adopted a breakout under 0805.90 to identify imports of *Citrus latifolia*.

During 1992 and 1993 when NAFTA was negotiated, all parties including specifically the U.S. Government operated under the presumption that all limes were properly classified under subheading 0805.30.40. NAFTA was approved by Congress and enacted effective January 1, 1994 with this tariff classification in place for all lime imports. In fact, the U.S. International Trade Commission stated that “[t]he tariffs on all lemons and limes will be phased out over 10 years.” (Emphasis added). *Potential Impact on the U.S. Economy and Selected Industries of the North American Free-Trade Agreement*, INV No. 332-337 USITC Pub. No. 2596 (1993), 1993 WL USITC Pub. 2596 at \*378.

When USDA requested the statistical breakout for *citrus latifolia* limes, it acknowledged the duty rate charged on all imported limes, it did not determine which tariff classification was being used by importers; it did not consider commercial reality, or examine the NAFTA negotiations which, for limes, meant that the tariff for all limes was the same; and, it did not consider the impact on the trade flows or on the domestic industry as a result of its request. The Commission also failed to consider these factors.

Once the new statistical breakout was in place almost all lime imports from Mexico entered under the new classification. On March 29, 1996, the U.S. Customs Service advised the industry that "the removal of the statistical subdivision would not change the duty classification for the fruit in question, it would still be 0805.90."<sup>1</sup> (Copy of letter enclosed).

On June 13, 1997, the U.S. Customs Service, in response to the domestic industry's inquiries concerning the classification of Persian and Tahitian limes, in a Memorandum to "All Port Directors and Entry Filers" (copy enclosed) noted that "all limes should be entered under subheading 0805.30." Since this position is different than, and subsequent in time to, the mistake in fact made in the case cited above which it used by the Customs Service as a basis for this proposal, we suggest the position in this Memorandum is the correct position, and as found therein, breakout 0805.90.0010 should have been deleted and all limes should be entered under subheading 0805.30. Further, as noted in the Memorandum, "Based on scientific evidence, Customs has determined that the term citrus aurontifolia in 0805.30 is sufficiently broad in scope so as to embrace these classes of limes."

Whether importers made mistakes in fact or the Customs Service may be technically correct in its reclassification, the fact is that such a reclassification abrogates a substantive provision of an international trade agreement, NAFTA, without notice or an opportunity for the affected domestic industry to comment and without any consideration of the impact on small businessmen or consumers. If the U.S. Customs Service can unilaterally change the terms of an international trade agreement to the detriment of an entire U.S. industry, then we suggest all domestic industries affected by imports with tariffs should be very concerned about the terms of any new trade agreement.

The U.S. lime industry has been devastated over the last decade. In 1992 hurricane Andrew literally blew the lime trees away destroying most of the industry. More recently in the late 1990's, citrus canker entered South Florida and, as a result, the government cut and burned most of the lime trees. In NAFTA, the lime industry expected to cope with lime imports from Mexico by maintaining the tariff on all limes as it existed in 1993. Through negotiations, the U.S. government agreed to a phase out of the tariff on all limes. There never was an agreement that some limes would escape the tariff through one agency's actions or because of a mistake in fact.

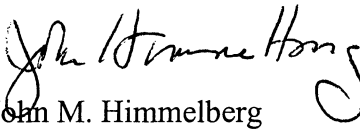
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<sup>1</sup> The Committee's reference to "the fruit in question" is *citrus latifolia*.

The Honorable Donna R. Koehnke  
May 11, 2001  
Page 4

The U.S. lime industry may never come back. The odds are against it. It does not help that the tariff intended to cover all limes now does not. We ask that the position taken by the U.S. Customs Service in the Memorandum of June 17, 1997 be taken into account in drafting the appropriate provision in the Harmonized Tariff Schedule of the United States.

Sincerely,



John M. Himmelberg

Enclosures

cc: Florida Congressional Delegation

Michael J. Stuart, President  
Florida Fruit & Vegetable Association

Craig Wheeling, Chief Executive Officer  
Brooks Tropicals, Inc.

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COMMITTEE FOR STATISTICAL ANNOTATION OF TARIFF SCHEDULES

500 E Street SW.  
Washington, D.C. 20436

MAR 29 1996

COMMITTEE MEMBERSHIP

MEMBER AND CHAIRMAN OF THE COMMITTEE  
U.S. INTERNATIONAL TRADE COMMISSION

MEMBER  
DEPARTMENT OF THE TREASURY  
U.S. CUSTOMS SERVICE

MEMBER  
DEPARTMENT OF COMMERCE  
U.S. BUREAU OF THE CENSUS

Mr. John M. Himmelberg  
Holland and Knight  
2100 Pennsylvania Avenue, N.W.  
Washington, D.C. 20037-3202

Dear Mr. Himmelberg:

This is in response to your letter of March 1, 1996, regarding the creation of a statistical breakout for limes of the Citrus latifolia variety in the Harmonized Tariff Schedule of the United States (HTS) under subheading 0805.90.00 for "other" citrus fruit, fresh or dried, including kumquats, citrons and bergamots.

In March of 1994, the Committee for Statistical Annotation of Tariff Schedules, an interagency committee composed of representatives from the Department of Commerce (the Bureau and the Census), and Treasury (the Customs Service) and chaired by the International Trade Commission, received a request from the Department of Agriculture to provide a statistical breakout to identify limes of the Citrus latifolia variety. In their request they noted the existing HTS code for limes of the Citrus aurantifolia variety (0805.3040.00). The request further stated that "The Lime Research, Promotion and Consumer Information Act of 1990, as amended, authorizes the collection of assessments on imported limes of the Citrus latafolia variety, exempting such collection on importing limes of the Citrus aurantifolia variety." The request went on to say that "the creation of this subheading would ensure that assessments are only collected on limes of the Citrus latifolia variety, enhance the quality of the reporting and reduce the Administrative cost for the Lime Board".

The Customs Service in its report on the request stated that "the existing 6-digit subheading for limes identifies the fruit as Citrus aurantifolia. Since it is a rule in tariff classification that a superior heading may be limited but not expanded by an inferior heading, Citrus latifolia cannot be classified as a lime for tariff purposes. Rather, it must be classified as an 'other' citrus fruit in subheading 0805.90".

In view of the above, the Committee adopted a breakout under 0805.90 to identify imports of Citrus latifolia. This action was taken to aid the Department of Agriculture in administering the provisions of the Lime Research, Promotion, and Consumer Information Act of 1990, as amended, which is designed

to aid the domestic lime industry. The statistical breakout the Committee created did not change the classification of the fruit of the Citrus latifolia, it only made it clear where such fruit is properly classified. It is our understanding that the removal of the statistical subdivision would not change the duty classification for the fruit in question, it would still be 0805.90.

Sincerely,



Eugene A. Rosengarden  
Chairman

Committee for Statistical Annotation  
of Tariff Schedules

SCHEDULE 1. - ANIMAL AND VEGETABLE PRODUCTS  
Part 9. - Edible Nuts and Fruits

Item	Stat. Suf-fix	Articles	Units of Quantity	Rates of Duty		
				1	Special	2
		Citrus fruits, fresh, or prepared or preserved:				
		Citrons:				
147.00	00	Fresh, dried, or in brine.....	Lb.....	Free		Free
147.02	00	Otherwise prepared or preserved.....	Lb.....	1.7c per lb.	Free (S,I)	6c per lb.
		Grapefruit:				
		If entered during the period from August 1 to September 30, inclusive, in any year:				
147.03	00	Fresh.....	Lb.....	1c per lb.	Free (S) 0.6c per lb.(I)	1.5c per lb..
147.04		If product of Cuba.....		0.3c per lb.(s)		
147.05	00	Prepared or preserved.....	Lb.....	0.6c per lb.	Free (S,I)	1.5c per lb.
147.06		If product of Cuba.....		0.3c per lb.(s)		
		If entered during the month of October:				
147.07	00	Fresh.....	Lb.....	0.8c per lb.	Free (S) 0.5c per lb.(I)	1.5c per lb.
147.08		If product of Cuba.....		0.6c per lb.(s)		
147.09	00	Prepared or preserved.....	Lb.....	0.6c per lb.	Free (S,I)	1.5c per lb.
		If entered during the period from November 1, in any year, to the following July 31, inclusive:				
147.15	00	Fresh.....	Lb.....	1.3c per lb.	Free (S) 0.8c per lb.(I)	1.5c per lb.
147.16		If product of Cuba.....		1.2c per lb.(s)		
147.17	00	Prepared or preserved.....	Lb.....	0.6c per lb.	Free (S,I)	1.5c per lb.
		Lemons:				
147.19	00	Fresh.....	Lb.....	1.25c per lb.	Free (S) 0.4c per lb.(I)	2.5c per lb.
147.21	00	Prepared or preserved.....	Lb.....	0.6c per lb.	Free (A,S,I)	2.5c per lb.
		Limes:				
147.22	00	Fresh or in brine.....	Lb.....	1c per lb.	Free (S) 0.3c per lb.(I)	2c per lb.
147.23		If products of Cuba.....		0.8c per lb.(s)		
147.26	00	Otherwise prepared or preserved.....	Lb.....	17.5% ad val.	Free (S) 5.6% ad val.(I)	35% ad val.
147.27		If products of Cuba.....		14% ad val.(s)		
		Oranges:				
147.29	00	Mandarin, packed in airtight containers.....	Lb.....	0.2c per lb.	Free (A,S,I)	1c per lb.
147.30	00	Kumquats, packed in airtight containers.....	Lb.....	0.25c per lb.	Free (S,I)	1c per lb.
147.31	00	Other.....		1c per lb.	Free (S) 0.3c per lb.(I)	1c per lb.
		Fresh:				
	20	Mandarins and Tangerines.....	Lb.			
	40	Other.....	Lb.			
	60	Prepared or preserved.....	Lb.			
147.32		If products of Cuba.....		0.8c per lb.(s)		
		Other citrus fruits:				
147.33	00	Fresh.....	Lb.....	3.4% ad val.	Free (A,S,I)	35% ad val.
147.36	00	Prepared or preserved.....		17.5% ad val.	Free (A,S) 7% ad val.(I)	35% ad val.
147.37		If products of Cuba.....		14% ad val. (s)		

(s) - Suspended. See general headnote 3(b)

UNITED STATES GOVERNMENT

**Memorandum**DEPARTMENT OF THE TREASURY  
UNITED STATES CUSTOMS SERVICE

Date: JUN 13 1997

File: MAN-1-FO:TA GM

To : All Port Directors and Entry Filers

From : Director, Trade Agreements

Subject: Classification of Persian and Tahitian Limes

Pass to : All Import Specialists, Brokers and Importers

The purpose of this memorandum is to advise field offices and importers of the proper tariff classification for Persian and Tahitian limes. Subheading 0805.30 of the Harmonized System provides in part for limes (Citrus aurantifolia). Subheading 0805.90 covers citrus fruit other than those provided elsewhere in heading 0805. Based upon examination of the scientific literature, limes of the species aurantifolia include not only citrus known commercially as West Indian, Mexican or Key limes, but also those commercially designated as Persian, Tahiti or Bearss limes. Limes falling within these categories are properly classified in subheading 0805.30.40 of the Harmonized Tariff Schedule of the United States (HTSUS).

It has come to our attention that the existence of a statistical breakout under 0805.90.0010 for "Tahitian limes, Persian limes and other limes of the citrus latifolia variety" has caused some confusion with respect to the proper classification of Persian, Tahitian and Bearss limes. Based on the scientific evidence, Customs has determined that the term citrus aurantifolia in 0805.30 is sufficiently broad in scope so as to embrace these classes of limes. Accordingly, pursuant to 19 U.S.C. 1484(f), steps have been taken to delete the statistical breakout 0805.90.0010 from the HTSUS.

Effective immediately, all limes should be entered under subheading 0805.30. Ports receiving shipments of limes may wish to create local criteria to ensure that no entries of limes under subheading 0805.90 are accepted prior to the deletion of the statistical breakout 0805.90.0010 from the HTSUS. If you have any questions concerning this matter, please contact Gary Manes at (202) 927-1133.

A handwritten signature in cursive script that reads "Joyce Metzger".

Joyce Metzger

F-8

F-8

\*\* TOTAL PAGE.04 \*\*

05/11/01 FRI 10:16 [TX/RX NO 9804]



**APPENDIX G**

**LETTERS FROM  
OUTER CIRCLE PRODUCTS, LTD.,  
THE LEATHER GOODS MANUFACTURERS  
OF AMERICA,  
AND  
THE TRAVEL GOODS ASSOCIATION**



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BRUCE M. MITCHELL (NY & DC BARS)  
MAX F. SCHUTZMAN (NY & NJ BARS)  
ALAN R. KLESTADT  
PETER W. KLESTADT  
JONATHAN M. FEE (GA BAR)  
BARRY E. POWELL (CA BAR)  
MARY E. WRIGHT (MA BAR)  
RICHARD M. WORTMAN  
ANDREW B. SCHROTH (DC & MA BARS)  
DAVID M. MURPHY (NY, DC, CT & NJ BARS)

JEFFREY S. GRIMSON (DC, NY & CT BARS)  
ERIK D. SMITHWEISS (NY & NJ BARS)  
DAVID J. EVAN  
MARK E. PARDO  
BRETT IAN HARRIS  
LAWRENCE W. HANSON (TX & IL BARS)  
LAURENCE M. FRIEDMAN  
JASON M. WAITE (GA & NJ BARS)  
PAUL A. BARKAN  
MICHAEL T. CONE (NY & MI BARS)  
ELLEN A. DILAPI  
STEPHANIE A. GOLDFISCHER  
ANTHONY A. TONUCCI (DC BAR)

OFFICES:  
ATLANTA  
BOSTON  
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WASHINGTON, D.C.

RESIDENT STATE BAR LISTED FIRST

OF COUNSEL

HAROLD I. LORING (NY & DC BARS)  
EDWARD B. ACKERMAN

WRITER'S DIRECT DIAL NUMBER

(212) 973-7764

99 DEC 17 12:33

RECEIVED  
OFFICE OF THE SECRETARY  
US INTERNATIONAL TRADE COMMISSION

December 16, 1998

**VIA FEDERAL EXPRESS**

United States International Trade Commission  
500 E Street S.W.  
Washington, D.C. 20436

Attention: Donna R. Koehnke,  
Secretary to the International Trade Commission

Re: Investigation 1205-5  
Proposed Modification to the HTSUS- Nos. 42-3 & 42-4  
Comments on Behalf of Outer Circle Products, Ltd.  
Our Ref.: 98-4094-5(5)I

Dear Secretary Koehnke:

On behalf of our client, Outer Circle Products, Ltd. ("OCP"), located at 860 West Evergreen Avenue, Chicago, IL 60622, we hereby submit comments in opposition to the United States International Trade Commission's (hereinafter "Commission") proposed modifications to heading 4202, Harmonized Tariff Schedule of the United States (hereinafter "HTSUS").

Specifically, the Commission proposes to add text to Heading 4202 to include insulated food or beverage bags (42-3), as well as to create a subheading thereto for cooler bags (42-4) in the above investigation.

G-1

**I. FACTS AND BACKGROUND**

OCP is an importer and distributor of insulated food and beverage products used for the containment, storage and preservation of foods and beverages, including soft-sided insulated coolers, jugs and thermal bottle wraps. These products generally have an outer surface of either textile or plastic sheeting, an intermediate layer of foam insulation and an inner layer of plastic material. They are exclusively designed and utilized for the storage, containment and preservation of foods and beverages.

On November 18, 1999 pursuant to section 1205 of the Omnibus Trade and Competitiveness Act of 1988 the Commission instituted investigation No. 1205-5. (“Proposed Modifications to the Harmonized Tariff Schedule of the United States” including, under Chapter 42, Proposals 42-3 and 42-4; hereinafter collectively referred to as the “Proposal”). As stated in the November 18<sup>th</sup> Notice, the proposed modifications under Investigation No. 1205-5 were the result of either:

- (1) The work of the World Customs Organization (WCO) and its Harmonized System Committee (HSC) to update and clarify the Harmonized System nomenclature, as part of the World Customs Organization’s long-term program to review the nomenclature structure, or
- (2) Request by the United States Customs Service (hereinafter “Customs”), in order to clarify the proper tariff classification and duty treatment of particular goods (due to decisions of the Court of International Trade, the HSC, or Customs).

The Commission’s proposed modification to heading 4202, as set forth in the Proposal, is as follows:

Chapter 42

42-3 The text of heading 4202 is modified by replacing the expression, “travel bags,” with the expression, “traveling bags, insulated food or beverage bags,”

42-4 The following new subheadings 4202.92.05 and 4202.92.10 are inserted in numerical sequence, with the level of indentation as indicated below:

[Trunks, suitcases, vanity cases, attache’ cases,...]

[Other:]

[With outer surface of sheeting of...]

“Cooler bags”:

4202.92.05	With outer surface of Textile materials .....7%	Free (A, CA, E, IL, J, MX)
4202.92.10	Other.....3.4%	Free (A, CA,E, IL, J, MX)

Section 1205 of the Omnibus Trade and Competitiveness Act of 1988 (19 U.S.C. § 3005(a) and (d)) provides, in pertinent part:

(a) The Commission shall keep the Harmonized Tariff Schedule under continuous review and periodically, at such time as amendments to the Convention are recommended by the Customs Cooperation Council for adoption, and as other circumstances warrant, shall recommend to the President such modifications in the Harmonized Tariff Schedule as the Commission considers necessary or appropriate –

- (1) to conform the Harmonized Tariff Schedule with amendments made to the Convention;
- (2) to promote the uniform application of the Convention and particularly the Annex thereto;
- (3) to ensure that the Harmonized Tariff Schedule is kept up-to-date in light of changes in technology or in patterns of international trade;
- (4) to alleviate unnecessary administrative burdens; and
- (5) to make technical rectifications.

.....

(d) The Commission may not recommend any modification to the Harmonized Tariff Schedule unless the modification meets the following requirements:

- (1) The modification must –
  - (A) be consistent with the Convention or any amendment thereto recommended for adoption;
  - (B) be consistent with sound nomenclature principles; and
  - (C) ensure substantial rate neutrality.
- (2) Any change to a rate of duty must be consequent to, or necessitated by, nomenclature modifications that are recommended under this section.
- (3) The modification must not alter existing conditions of competition for the affected United States industry, labor, or trade.

## II. STATEMENT OF POSITION

OCP is opposed to the Proposal, based upon the following:

1. If implemented, the Proposal (and subsequent amendments to the HTSUS) would not be rate neutral. To the contrary, such result could have a substantial duty impact on various articles designed for the storage and preservation of foods and beverages, including soft-sided coolers, jugs and thermal wraps.
2. The Proposal is neither a proper context for utilization of 19 U.S.C. § 3005 nor in harmony with the stated goals of the Commission in its November 18<sup>th</sup> Notice.

### III. DISCUSSION

#### A. The Proposal Will Not Ensure Substantial Rate Neutrality

Critically, 19 U.S.C. § 3005(d)(1)(C) provides that recommended modifications to the HTS may be made only to the extent that such modifications ensure “substantial rate neutrality.” At first blush, the proposed modification appears to adequately ensure rate neutrality in that the new subheadings carry over the 7% and 3.4% duty rates for textile and PVC cooler bags, currently provided under subheadings 6307.90.99 and 3924.10.50, HTSUS, respectively. However, on closer scrutiny, it becomes clear that rate neutrality will not be achieved.

With respect to Proposal 42-3, rate neutrality will not be achieved because the class of articles described as insulated food or beverage bags is considerably broader than the class of articles described as cooler bags. In this regard, fundamental to the decision of the United States Court of Appeals for the Federal Circuit (CAFC) in SGI, Inc. v. United States, 122 F.3d 1468 (Fed Cir. 1997) was the the finding that none of the exemplars under heading 4202 involve the containment of any food or beverage. Although the specific merchandise at issue in SGI was so-called cooler bags, it is evident from the language of that decision that the CAFC was describing a class of articles that are not embraced by heading 4202. This expressly included “insulated food or beverage bags,” the very articles which the Commission now proposes to place in heading 4202.

The adoption of the Commission’s proposed amendment to heading 4202 would prevent application of the SGI decision to “non-cooler” insulated food or beverage products such as bottle wraps or insulated jugs (see attached illustration of this latter class of goods) by precluding classification of such articles within headings 3924 or 6307, HTSUS. This would be the case

even though such products have the general function and inherent character of food and beverage storage and preservation articles.

Moreover, because the subheading that purports to achieve rate neutrality is limited to coolers, the Proposal would require the classification of these other products in residual provisions under Heading 4202 (such as subheading 4202.92) at rates of duty varying from approximately 18 to 20% for the synthetic textile product. This is in sharp contrast to the 3.4% or 7% rates under headings 3924 and 6307 we believe are properly applicable. Far from rate neutrality, the effect of this proposal would be to increase duty rates by more than a five-fold factor!

Concededly, Customs is currently classifying these products in heading 4202. However, we believe this position is based on Customs failure to follow the express reasoning of the Court, and OCP is currently challenging Customs' position, as to soft-sided jug and bottle wraps in the United States Court of International Trade (Court No. 99-04-00215, dated April 19, 1999). The effect of the Proposal would be to undermine OCP's court position, remove the matter from judicial scrutiny and essentially, undercut the position expressed by the Court in SGI.

With respect to 42-4, although serving to place a 7% ceiling on duty rates applicable to coolers, rate neutrality is nonetheless, substantially compromised. The reason for this is that the scope of articles subject to 7% (versus 3.4%) is substantially altered under the proposal.

In this regard, one common type of cooler bag is comprised wholly of plastic, save for a textile outer surface. Under the current HTSUS, we believe that such product is classifiable under subheading 3924.10.50, HTSUS (the provision deemed applicable by the Court in SGI), at 3.4%, if regarded as having the essential character of the plastic components, under General Rule of Interpretation 3(b), HTSUS. Indeed, we believe this result to be compelled where the bulk,



shape, predominant weight and function of the product are all imparted by the plastic components.

However, under the Proposal, the text to 4202.92.05 (i.e., “with outer surface of textile materials”) wholly negates the application of an essential character analysis. Instead, the article would be classified according to its outer surface (i.e., textile) even though the essential character of the bag may well be plastic, and would thus be subject to a 7% rate of duty under proposed subheading 4202.92.05, HTSUS. Soft-sided coolers with textile outer surfaces constitute a very significant cooler category in commerce (in some years, accounting for approximately one-half of OCP’s cooler product line). However, consideration of classification under a 3.4% duty rate for these products would be precluded under the Proposal, and duties of more than twice that rate, would be applicable. Again, the statutory criteria of rate neutrality would be severely compromised.

Although Customs is not currently classifying coolers with exterior services of textile under heading 3924, HTSUS, this is an issue of Customs’ application of the essential character test. For this issue as well, OCP is currently in the Court of International (Court No. 99-05-00277 dated May 14, 1999) asserting that the essential character of these products is imparted by their plastic components and, thus, classification is properly under subheading 3924.10.50, HTSUS, at 3.4%. Thus, Proposal 42-4 is, likewise, contrary to the decision in SGI, undermines OCP’s court position, and removes this matter from any further consideration by the courts.

Finally, while not a matter of tariff rate, the Proposal will have a disruptive effect on textile trade because the industry in the United States distributing these products has adapted its business practices to the textile origin rules applicable under subheading 6307.90, HTS. The very different origin rules applicable to goods classifiable under Heading 4202 could well result in the determination of a differing country of origin.

**B. This Is Not An Appropriate Use of 19 U.S.C. § 3005**

In addition to considerations of rate neutrality, based upon a review of the language of 19 U.S.C. § 3005 and the Commission's stated reasons for conducting Investigation 1205-5, we believe that the modifications to the HTSUS proposed in 42-3 and 42-4 are not appropriate.

Concededly, a primary purpose of section 3005 is to provide for the Commission to regularly review the HTSUS and permit it to take steps necessary and/or appropriate to keep it in conformity with the Convention.<sup>1</sup> Thus, where amendments have been made to the Convention, the Commission may recommend to the President conforming modifications to the HTSUS. In this instance, however, prior to the Commission's initiation of this Proposal, Customs submitted a written request to the WCO's Harmonized System Subcommittee to amend the text of heading 4202 to specifically include "cooler bags" in the superior heading.<sup>2</sup> Under such circumstances, rather than merely seeking to conform the HTSUS to the Convention, it would appear that the United States has initiated the change at the Convention level. Moreover, even the changes proposed by the Convention, as a result of such U.S. initiated action, do not require the kind of distinctions at the eight digit level that is now proposed by the Commission (see discussion below in Section III- Recommended Course of Action).

---

<sup>1</sup> 19 U.S.C. § 3002(2) states that the term "Convention" means "the International Convention on the Harmonized Commodity Description and Coding System, done at Brussels on June 14, 1983, and the Protocol thereto, done at Brussels on June 24, 1986, submitted to the Congress on June 15, 1987."

<sup>2</sup> In May of this year, the WCO published a list of proposed changes to the HTS and included the United States requested change to the language of heading 4202, HTSUS, except that, rather than limiting the proposed change to "cooler bags," the WTO change encompasses the more generic category of insulated food or beverage bags, as a whole.

In other ways as well, the Proposal appears to run contrary to the purposes of section 3005 (a). Rather than a technical rectification, the amendment is highly substantive in nature, and, to our knowledge, is unrelated to technological advancements or patterns of international trade. With respect to the criteria of administrative burden, we believe the Proposal would have the overall impact of increasing administrative burden by creating an atmosphere of uncertainty. On each future occasion where Customs is displeased with a judicial interpretation, it can seek a revision to the Convention by proposing an amendment to the WCO and, thereafter, have the Commission bypass Congress and seek implementation of Customs' proposed change to the HTSUS through section 3005.

Finally, the Proposal does not conform with the requirement set forth at § 3005(d)(1)(B) that the Commission's recommendations be consistent with "sound nomenclature principles," as the proposed amendment is contrary to the CAFC's determination in SGI regarding the proper scope of heading 4202, and the proper treatment of insulated food and beverage containers.

**III. CONCLUSION AND RECOMMENDED COURSE OF ACTION**

We believe that the Commission should not go forward with the proposed modification of heading 4202 to include insulated food or beverage bags. Such action is clearly not rate neutral and is not otherwise in accordance with the requirements of 19 U.S.C. §3005 and the holding in the SGI decision. Section 3005 was not intended, and should not be utilized, as a vehicle to circumvent a judicial decision unpopular with the Customs Service, particularly in a context such as the present one where no congressional intervention is required to implement the changes to the HTSUS.

This is not to say that harmonization of the HTSUS to the Convention is not a legitimate pursuit, and it is certainly possible for the Commission to implement a change to Heading 4202

while remaining true to the doctrine of rate neutrality and the essential holding in SGI.

Accordingly, should the Commission go forward with this Proposal, the proposed amendment to heading 4202 can be structured in the following manner:

4202 “TRAVELLING BAGS, **INSULATED FOOD AND BEVERAGE BAGS**, TOILET BAGS, RUCKSACKS, \*\*\*\*\* AND SIMILAR CONTAINERS OF LEATHER OR COMPOSITION LEATHER, OF SHEETING OF PLASTICS, OF TEXTILE MATERIALS  
\*\*\*\*\*

[Trunks, suitcases, vanity cases, attache’ cases,...]

[Other:]

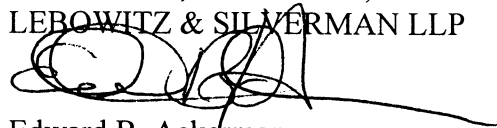
**“Insulated food and beverage bags, and similar containers”:**

4202.92.05	<b>Of textile materials</b> .....7%	Free (A, CA, E,IL J, MX)
4202.92.10	<b>Other</b> .....3.4%	Free (A, CA,E,IL J, MX)

Should your office require any further information, please contact the undersigned so that we may have the opportunity to confer with you and to provide any additional information you may require.

Sincerely,

GRUNFELD, DESIDERIO,  
LEBOWITZ & SILVERMAN LLP



Edward B. Ackerman



Anthony A. Tonucci

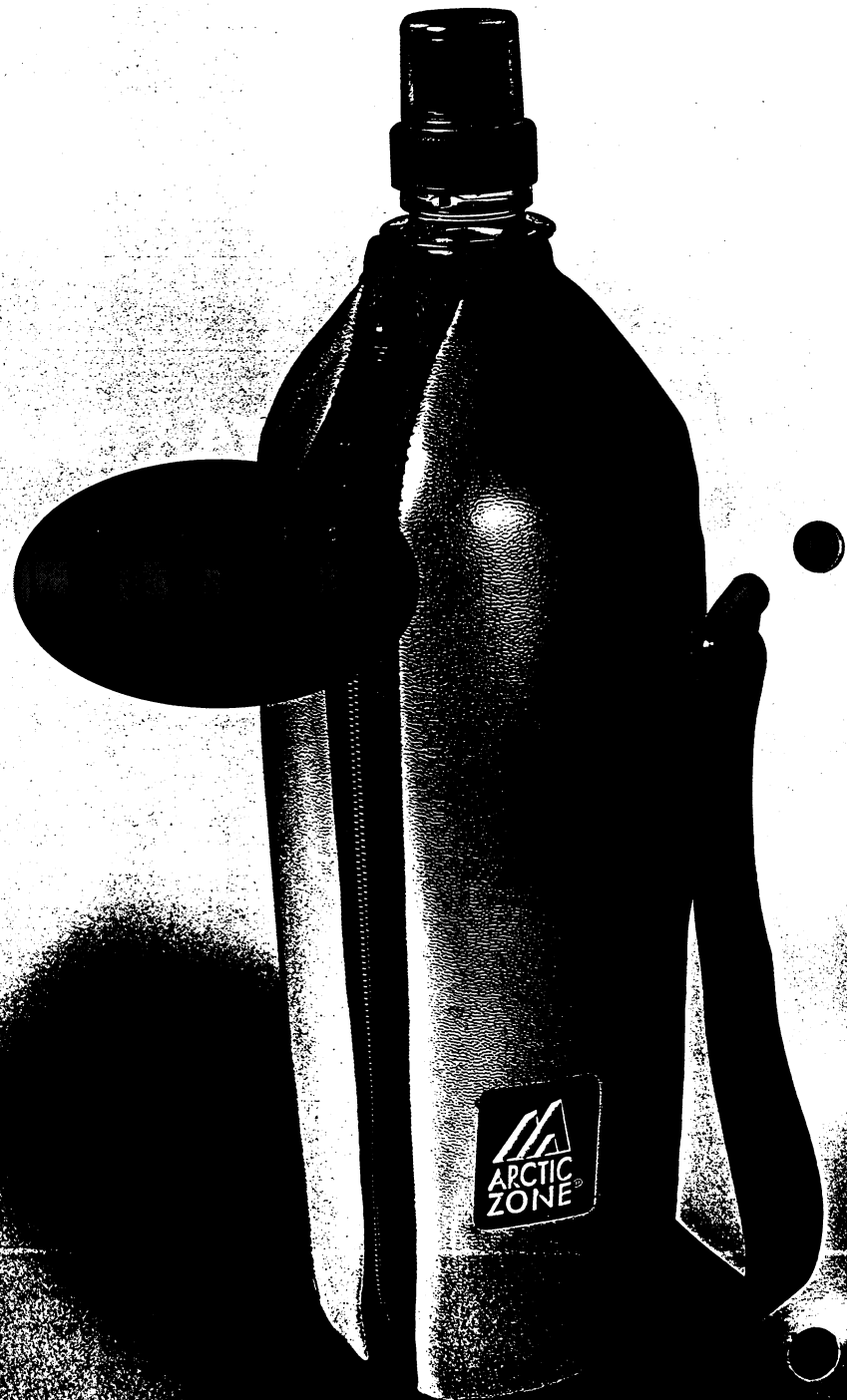
EBA/AAT

# BOW WR

# ILL APPS

(Or, if you like  
**LiquiDS**, here's some  
news that will

Our insulated bottle wraps fit 1 or 1 1/2 liter bottles. Micro Fiber insulation keeps liquids cold all day and a sure-grip strap ensures easy handling. There's even a specially-designed bottom for added stability. Arctic Zone's bottle wraps are crafted from premium quality materials, so they stand up to rugged use. Translation: you can even let the kids use them.





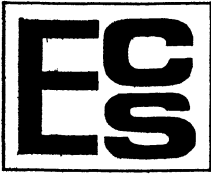
# INSULATED JUGS



If it were any easier to pour, it would pour

Whether you're sipping or pouring, things don't get much more practical and convenient than our leakproof spout. What's more, our jugs are less bulky and less of a strain to carry than plastic jugs. (They even feature an adjustable shoulder strap and sure-grip straps for easy handling.) Thick, open-cell foam keeps liquids cold all day. And the clear plastic bottles inside are removable, dishwasher safe and marked with capacities for your convenience. Oh yes, there's also a 5 year warranty—another idea that's easy to swallow.





ECONOMIC CONSULTING SERVICES INC.

December 17, 1999

Eugene A. Rosengarden  
Director  
Office of Tariff Affairs and Trade Agreements  
U.S. International Trade Commission  
Washington, D.C. 20436

Dear Mr. Rosengarden:

This letter is filed in response to Investigation 1205-5, *Proposed Modifications to the Harmonized Tariff Schedule of the United States*. The Luggage and Leather Goods Manufacturers of America, which I serve as Washington representative, supports the changes to Chapter 42 contained in section 42-4 for the reasons outlined in my letter to you dated July 13, 1998, which is attached.

Sincerely,

Deborah Swartz  
Vice President

RECEIVED  
OFFICE OF THE SECRETARY  
U.S. INT'L TRADE COMM  
99 DEC 17 P4:51

G-13

2030 M STREET, N.W., WASHINGTON, D.C. 20036  
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ECONOMIC CONSULTING SERVICES INC.

July 13, 1998

Eugene A. Rosengarden, Esq.  
Director  
Office of Tariff Affairs and Trade Agreements  
Room 404B  
United States International Trade Commission  
500 E Street, SW  
Washington, D.C. 20436

Dear Gene:

The Luggage and Leather Goods Manufacturers of America (LLGMA) strongly supports the U.S. Customs Service's proposal, and ultimately a section 1205 action, to amend the text of heading 42.02 and its Explanatory Notes to clarify the classification of cooler bags. Customs proposes adding cooler bags to the list of exemplars in heading 42.02 as well as adding a definition for cooler bags to the Explanatory Notes under this heading. LLGMA supports Customs' proposal for the following reasons:

- The proposed amendment will promote the uniform application of the Harmonized System with respect to these goods, and will avoid confusion regarding their classification. Indeed, the Court's decision contradicts international classification practice. The World Customs Organization recently ruled on this very product, holding that:

*The coolers presented are clearly used for storing, protecting and carrying their contents; in particular, they are designed to preserve and transport food and beverages, for personal consumption on a daily or repetitive basis, during picnics, for lunches outside the home, or carrying snacks and meals to sporting events or other outdoor activities. In this regard, the cooler bags are similar to the travelling bags, rucksacks and shopping-bags named in heading 42.02.*

- Customs' proposed amendment (and a subsequent 1205 action initiated by the USITC) will result in the proper classification of cooler bags. The reversal of the Court of International Trade's ruling by the U.S. Court of Appeals for the Federal Circuit moved plastic coolers out of heading 42.02 and into a tariff

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G-14

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Eugene A. Rosengarden, Esq.  
July 13, 1998  
Page two

heading for plastic goods (subheading 3924.10.50). The higher Court's ruling is a misinterpretation of the tariff. Cooler bags do not belong in a tariff category for a "household container for foodstuff such as salt and pepper, mustard, and ketchup dispensers and service pieces for goods." Cooler bags have far more in common with the exemplars in the second part of heading 42.02. The common element of these exemplars is their capacity to store, protect, and provide for the portability of their contents.

- Many products in Chapter 42 can be used to carry multiple items. Thus, failure to adopt the amendment that Customs is proposing to the legal text and the Explanatory Notes will spark a new wave of court challenges on other travelgoods products. For example, based on the Court's decision, it is conceivable that a challenge could be brought on backpacks that contain an insulator sleeve for carrying beverages and foods. Thus, even though backpacks are specifically mentioned in heading 42.02, they could be moved outside of Chapter 42 based upon an ancillary ability to keep food or beverages chilled while carrying them.
- The reclassification of travelgoods to tariff headings outside of heading 42.02 has significant tariff<sup>1</sup> and quota<sup>2</sup> consequences that directly impact producers' ability to manufacture cost-competitive products in the United States, particularly in a travelgoods market that is marked by massive, low-cost imports.

It has been suggested that importers of these products may oppose Customs' efforts to amend the Chapter 42 exemplars and/or a section 1205 action to effect this change domestically. LLGMA does not understand the basis for such an objection. Importers of the plastic coolers that were the subject of the Court action have already benefitted substantially from the lower duty assigned to these goods in Chapter 39.

---

<sup>1</sup> The duty disparity between the former cooler subheading, 4202.92.90, and the current subheading, 3924.10.50, is significant – 19% vs. 3.4%.

<sup>2</sup> In a letter dated October 27, 1997 to Acting Commissioner Sam Banks, Deputy Assistant Secretary for Textiles and Apparel and CITA Chair Troy Cribb stated, "[i]nexplicably, the Court of Appeals appears not to have considered the fact that many coolers currently classified to [sic] HTS 4202 are the subject of binding international agreements that limit their importation into the United States, and that an international technical body with competence of which the United States is a member has recently addressed the proper classification of these products."

Eugene A. Rosengarden, Esq.  
July 13, 1998  
Page three

Furthermore, importers received a major unanticipated windfall when textile coolers, that were not within the scope of the Court's ruling, were also reclassified by Customs into Chapter 63 at a substantially lower duty rate. If these goods are restored to Chapter 42, LLGMA understands that the lower duties currently assigned to them in Chapters 39 and 63 will remain in force. Thus, importers of these products will not see them treated differently for quota or duty purposes. Under the circumstances, there are simply no valid grounds for importers' objections to the proposed action.

In fact, it is LLGMA members who have borne the brunt of the Court of Appeals' misguided decision and will continue to do so even if the cooler bags are restored to their rightful classification in Chapter 42 because of the lower duty rates.

We understand that you will soon have this matter before you for further consideration. On behalf of our client, Jerrie Mirga (ECS' Director, Tax and Customs) and I are requesting the opportunity to visit with you and Ron Heller to respond to specific issues or importer arguments that may have arisen with respect to this proposed action.

Sincerely,



Deborah Swartz  
Vice President

cc: Troy Cribb, DOC  
Myles Harmon, U.S. Customs  
Carlos Halasz, U.S. Customs  
Ron Heller, USITC  
Anne DeCicco, LLGMA



Dave

Travel Goods Association  
350 Fifth Avenue, Suite 2624 | New York, NY 10118  
PH 212-695-2340 | FAX 212-643-8021 | www.travel-goods.org

March 12, 2001

Ms. Donna R. Koehnke  
Secretary  
U.S. International Trade Commission  
500 E Street, S.W.  
Washington, D.C. 20436

01 MAR 21 P 4:22

RECEIVED  
OFC OF THE SECRETARY  
US INTL TRADE COMM

Dear Madame Secretary:

**RE: [Investigation No. 1205-5 – Proposed Modification of the Harmonized Tariff Schedule of the United States]**

The Travel Goods Association (TGA) strongly supports the proposed section 1205 action to amend the text of heading 42.02 and its Explanatory Notes to clarify the classification of cooler bags. This action would add cooler bags to the list of exemplars in heading 42.02 and add a definition for cooler bags to the Explanatory Notes under this heading. TGA supports the proposed section 1205 action for the following reasons:

- The proposed amendment will promote the uniform application of the Harmonized System with respect to these goods and will avoid confusion regarding their classification. The World Customs Organization recently ruled on this very product, holding that:

*The coolers presented are clearly for storing, protecting and carrying their contents; in particular, they are designed to preserve and transport food and beverages, for personal consumption on a daily or repetitive basis, during picnics, for lunches outside the home, or carrying snacks and meals to sporting events or other outdoor activities. In this regard, the cooler bags are similar to the travelling bags, rucksacks and shopping-bags named in heading 42.02.*

- The proposed section 1205 action will result in the proper classification of cooler bags. The reversal of the Court of International Trade's ruling by the U.S. Court of Appeals for the Federal Circuit moved plastic coolers out of heading 42.02 and into a tariff heading for plastic goods (subheading 3924.10.50). The higher Court's ruling is a misinterpretation of the tariff. Cooler bags do not belong in a tariff category for a "household container for foodstuff such as salt and pepper, mustard, and ketchup dispensers and service pieces for goods." Cooler bags have far more in common with the exemplars in the second part of heading 42.02. The common element of these

G-17

Ms. Donna R. Koehnke  
March 12, 2001  
Page two

exemplars is their capacity to store, protect, and provide for the portability of their contents.

- Many of the products in Chapter 42 can be used to carry multiple items. Thus, failure to implement the section 1205 action to authorize U.S. agreement with the legal text and the Explanatory Notes will spark a new wave of court challenges on other travel goods products. For example, based on the Court's decision, it is conceivable that a challenge could be brought on backpacks that contain an insulator sleeve for carrying beverages and foods. Thus, even though backpacks are specifically mentioned in heading 42.02, they could be moved outside Chapter 42 based upon an ancillary ability to keep food or beverages chilled while carrying them.
- If these goods are restored to Chapter 42, TGA understands that the lower duties currently assigned to them in Chapters 39 and 63 will remain in force. Thus, importers of these products will not see them treated differently for quota or duty purposes. Under the circumstances, there are no valid grounds for objections to the proposed action.

In conclusion, TGA supports the proposed section 1205 action and urges its implementation at the earliest possible time.

Sincerely,

*Anne DeCicco*

Anne DeCicco  
President

## **APPENDIX H**

**LETTERS FROM MATTEL, INC.,  
STEIN, SHOSTAK *ET AL.*,  
AMERICAN ELECTRONICS ASSOCIATION  
AND  
EPSOM AMERICA, INC.**





Mattel, Inc.

December 15, 1999

333 Continental Boulevard  
El Segundo, California 90245-5012  
Phone: 1 (310) 252-2000  
Fax: 1 (310) 252-2180

Ms. Donna R. Koehnke  
Secretary to the Commission  
U.S. International Trade Commission  
500 E. Street SW  
Washington, D.C. 20436

Re: Federal Register Notice of Nov. 29, 1999 – Investigation 1205-5  
Proposed Modifications to Harmonized Tariff Schedule of the United States

Dear Ms. Koehnke:

In response to the International Trade Commission's Federal Register Notice dated November 29, 1999, Mattel, Inc. would like to submit the following recommendation regarding the Commission's Investigation 1205-5 on the proposed modifications to the Harmonized Tariff Schedule of the United States.

We strongly support the Harmonized System Committee [HSC] of the World Customs Organization [WCO] in amending the nomenclature of Chapter Note 6 to Chapter 85 of the HTS. As per the proposal, Note 6 to Chapter 85 is superseded by the following:

"6. Records, tapes and other media of heading 8523 or 8524 remain classified in those headings, when entered with the apparatus for which they are intended.

This note does not apply to such media when they are entered with articles other than the apparatus for which they are intended. "

During the consideration of this matter by the HSC, Mattel submitted comments to the U.S. Delegation to the WCO. Our comments, which the Delegation appeared to agree with, advised that, in addition to the above change, the phrase "apparatus for which they are intended" should be clarified to take account of recent developments, which include the marketing of consumer products, such as power tools, containing instructions on media (e.g., video tapes and CD-ROM's). Additionally, we advised that, increasingly, media is becoming an integral component of new products not traditionally associated with the computer or consumer electronics industry (e.g., toys). Under the above circumstances, it is clear that importers should not be burdened with separately classifying all media contained in every product. Therefore, we suggested that a parenthetical phrase be added after the term "apparatus for which they are intended", as follows:

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DEC 17 1999

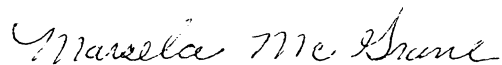
(i.e., records imported with record players, phonographs, turntables or audio equipment containing one of these mechanisms; CD-ROMs imported with either a CD-ROM drive or computer equipment containing a CD-ROM drive; audio tapes imported with either a tape-player or recorder, or with audio equipment incorporating an audio tape-player or recorder; video tapes imported with a video cassette player or recorder, or a video camera, etc.)

Because the HSC has not yet adopted our suggestion, which the U.S. Delegation apparently proposed, and which we understand may be considered by the HSC in the future, there still remains a problem at both the U.S. and international level with interpreting the phrase, "apparatus for which they are intended". Accordingly, we respectfully suggest that at least the United States clarify the meaning of this phrase in its own tariff, in a new U.S. Note to Chapter 85. This U.S. Note could be modified or deleted if the HSC adopts the proposed clarification at the international level at a later date.

We wish to thank you for the opportunity to offer our comments on the ITC's investigation.

In the event that you would like to discuss our recommendation, please do not hesitate to call me at (310) 252-2384.

Sincerely yours,



Marsela McGrane  
Director: Trade/Regulatory Compliance  
Worldwide Operations



Duplicate

PHILIP STEIN (1898-1955)

LAW OFFICES

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S. RICHARD SHOSTAK  
JOSEPH P. COX  
BRUCE N. SHULMAN  
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OF COUNSEL  
JAMES F. O'HARA\*  
MARCIA KAPLAN

\*NOT ADMITTED IN WASHINGTON, D.C.

December 17, 1999

Ms. Donna R. Koehnke  
Secretary  
United States International Trade Commission  
500 E Street, N.W.  
Washington, D.C. 20436

Re: Federal Register Notice of November 29, 1999 – Investigation 1205-5:  
Proposed Modifications to Harmonized Tariff Schedule of the United States

Dear Ms. Koehnke:

We are writing to support the change to Chapter 85, Note 6, Harmonized Tariff Schedule of the United States [HTSUS], proposed in the Notice of November 29, 1999, which the ITC had published in the Federal Register.

Chapter 85, Note 6, currently reads, in its entirety, as follows:

- 6. Records, tapes and other media of heading 8523 or 8524 remain classified in these headings, whether or not they are entered with the apparatus for which they are intended.

The ITC is proposing to change the Current Chapter 85, Note 6, to conform the HTSUS to a decision of the Harmonized System Committee [HSC] of the World Customs Organization [WCO]. Adoption of the HSC decision by the United States would result in Chapter 85, Note 6 reading as follows:

- 6. Records, tapes and other media of heading 8523 or 8524 remain classified in those headings, when entered with the apparatus for which they are intended.

This note does not apply to such media when they are entered with articles other than the apparatus for which they are intended.

The original wording of Chapter 85, Note 6, was apparently intended to insure that media of headings 8523 or 8524 would be classified in those headings if entered separately or with the types of goods capable of playing or processing media (e.g., computers, video cassette players and recorders, phonographs, laser disk players, etc.). However, in practice, in the United States, the Customs Service has required all media of

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DEC 17 1999

headings 8523 and 8524 to be separately classified, even if included in other types of goods.

Since the promulgation of the original Chapter 85, Note 6, commercial practices have changed as follows:

1. It is now frequently the case that consumer goods are packaged with instructions contained on the types of media classified in Headings 8523 or 8524. For example, a member of our firm recently purchased a power paint sprayer and a power pressure washer, both of which came with instructions contained on a VHS video cassette tape.
2. Increasingly, new products have been developed in which media plays an integral role, and which should be classified in one heading. Examples include stuffed animals containing media for programming their speech and toy arts and crafts sets for designing and making doll clothing.

The proposal to change Chapter 85, Note 6 certainly is helpful in indicating an intent to classify media in the above examples with the goods of which they are a part or with which the media is packaged. However, because there is no definition or clarification in the proposal of the phrase, "apparatus for which they are intended", the meaning of the Note remains ambiguous and is dependent on subjective determinations. Accordingly, notwithstanding the possible adoption of the proposed change in Chapter 85, Note 6, importers will still be unnecessarily burdened with separately classifying instructions in the form of media, and components in the form of media which are integral parts of their goods.

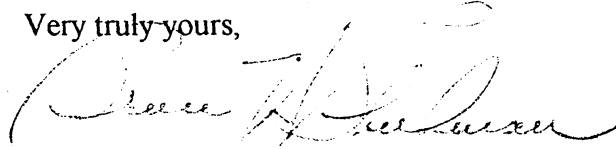
During consideration of this matter by the HSC, the United States Delegation appeared to agree that it would be useful to clarify the meaning of the phrase, "apparatus for which they are intended". However, the HSC did not include a clarification in its decision, but may do so at a later date. Accordingly, to insure that the meaning of this phrase is clear and that the intent of the HSC's decision will be followed in the United States, we propose that the ITC include a separate U.S. Note in Chapter 85, HTSUS, as follows:

For purposes of Chapter 85, Note 6, the phrase, "apparatus for which they are intended", applies only to media of headings 8523 and 8524 (other than instructions or sales information) imported with goods intended for the general processing or playing of media (i.e., records imported with record-players, phonographs, turntables or audio equipment containing one of these mechanisms; CD-ROMs imported with either a CD-ROM drive or computer equipment containing a CD-ROM drive; audio tapes imported with either a tape-player or recorder, or with audio equipment incorporating an audio tape-player or recorder; video tapes imported with a video cassette player or recorder, or a video camera, etc.).

Should the HSC adopt a decision at a later date clarifying the meaning of the term, "apparatus for which they are intended", the separate U.S. Note to Chapter 85 could be modified or deleted as necessary.

Thank you for your courtesies in considering the above suggestion. Please feel free to call us at (202) 223-6270 if you have any questions or you require additional information.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Bruce N. Shulman".

Bruce N. Shulman

# American Electronics Association

Representing the U.S. electronics, software and information technology industries

# AEA

WWW Address: <http://www.aeaa.org>

5201 Great America Parkway, Suite 520, Santa Clara, CA 95054 Telephone: 408-987-4200 Fax: 408-970-9565

Mailing Address: P.O. Box 54990, Santa Clara, CA 95056-0990

601 Pennsylvania Ave., NW, North Building, Suite 600, Washington, DC 20004 Telephone: 202-682-9110 Fax: 202-682-9111

*Accepted per  
Chairman's  
Office 12/20/99.*

December 20, 1999

Ms. Donna Khoenke  
Secretary  
United States International Trade Commission  
500 E Street SW  
Washington, DC 20436

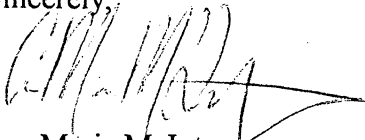
Dear Ms. Khoenke:

*1205-5*

The American Electronics Association appreciates any accommodation the USITC can make in accepting our comments. We had fully intended to submit these comments by December 17<sup>th</sup>. However, due to quarter end and the holidays, we were unable to obtain the necessary information from member companies to meet the deadline.

Again, I apologize for the delay in submitting our comments and appreciate your understanding.

Sincerely,



AnnMarie McIntyre  
Director, Trade Regulation

*UUUUU*

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December 17, 1999

Ms. Donna Koehnke  
Secretary  
United States International Trade Commission  
500 E Street SW  
Washington, D.C. 20436

RE: AEA Comments Investigation 1205-5, proposed modification to the HSTUSA.

Dear Ms. Koehnke:

The American Electronics Association (AEA), a 3,000-member organization representing the U.S. electronics, software and information technology industries, appreciates the opportunity to comment on the recent developments in the Harmonized System. We hope that you will take note of these comments in your report.

**ITEM:** Chapter 85, 85-3, Note 6 to chapter 85 is superseded by the following:  
"6. Records, tapes and other media of heading 8523 or 8524 remain classified in those headings, when entered with the apparatus for which they are intended.

This note does not apply to such media when they are entered with articles other than the apparatus for which they are intended."

**COMMENT:** AEA believes the above revision is intended to recognize minimal recorded media situations, and afford them a facilitation such that keyboards with their software driver diskettes, or free promotional software in retail set, do not require slavish breakouts if the software is not executable on the included apparatus or merchandise.

This beneficial effect however is confused by the "intention" requirement, which is ambiguous. It might be interpreted to include a mouse, keyboard, or any included apparatus in the set, contrary to what we believe is the WCO objective. Such ambiguity will lead to inconsistent compliance and enforcement treatment of importers.

We would thus suggest the following rewording of the last sentence:

*"This note does not apply to such media when they are entered with articles other than the apparatus on which they will be executed."*

**ITEM:** Chapter 85, 85-4. The following new subheading notes to chapter 85 are added in numerical sequence:

“2. For the purposes of subheadings 8524.31, 8524.40 and 8524.91, the term “software” means programs or data that are recorded on diskette, compact disc, magnetic tape or any other suitable storage medium, which are designed to be executed or processed by an automatic data processing machine or other microprocessor-controlled device or apparatus, as well as instructions and data, whether or not incorporating sound or images, recorded in binary form and capable of being manipulated or providing interactivity to the user.

The term “software” does not include digital audio discs or other audio recording of the type used with sound recording or reproducing apparatus of heading 8519 or 8520, nor digital video discs or other video recordings of the type used with video recording or reproducing apparatus of heading 8521 or with still image video cameras and other video camera recorders or digital cameras of heading 85.25

3. For the purposes of subheading 8542.10, the term “smart cards” means cards which have embedded in them an electronic integrated circuit (microprocessor) of any type in the form of a chip and which may or may not have a magnetic stripe.”

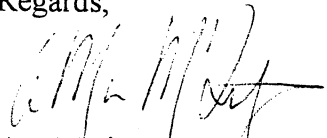
**COMMENT:** AEA believes this modification is incompatible with the provisions of the Information Technology Agreement (ITA), which insures coverage for software regardless of the hardware on which it operates or its content, and as long as it provides interactivity to the user. The weight the WTO Appellate body gave to WCO analyses and determinations during the LAN case indicates that this modification will damage U.S. interests in the software industry.

The temptation to reduce ITA coverage for future software stored on Digital Versatile Disks (DVD) will be too great and will require ITA scope renegotiation, an unpredictable outcome for what was intended to be finally settled by the ITA. This note needs to be re-written to incorporate the use of DVD technology as a storage medium for software, and to prevent the carve out of ITA coverage for such software, which may contain image and audio on the same DVD.

The U.S. software industry is better served by the current HS ambiguity than this proposed defining of what software is not. AEA has previously commented on this RSC agenda item, and those comments can be reforwarded if necessary, for renewed consideration. If this language cannot be improved, AEA recommends the proposed modification “85-4” be reserved.

Thank you for your time and, again, we hope that you will take note of our comments in your report.

Regards,

  
AnnMarie McIntyre  
Director, Trade Regulation

H-8

H-8

# EPSON

**EPSON AMERICA, INC.**  
Customs Department

3840 Kilroy Airport Way  
Mail Stop 2-4  
Long Beach, California 90806  
Direct Phone: 562-290-4101  
Direct Fax: 562-290-4103  
E-Mail: John\_Hanson@ea.epson.com

03 May 2001

**VIA UPS RED**

Mr. Craig Houser  
U.S. International Trade Commission  
500 E Street, SW  
Washington, DC 20436

**Re: Solicitation of Comments on HTS Modifications for Chapter 85**

Dear Mr. Houser:

We would like to take this opportunity to outline our comments on proposed changes to the notes of Chapter 85. Currently, Note 6 of Chapter reads "Records, tapes and other media of heading 8523 or 8524 remain classified in those headings, whether or not they are entered with the apparatus for which they are intended".

Our proposal is that note 6 either be deleted entirely, or changed to say that "Records, tapes and other media of heading 8523 or 8524, if entered with the apparatus for which they are intended, are classified with those apparatus as an entirety; otherwise they remain classified under 8523 or 8524 accordingly."

Back in the mid 1970's, batteries were required to be broken out from the apparatus in which they were entered. For example, for every radio that was imported, the broker/importer had to calculate the cost of the batteries inside and the broker had to make a separate declaration line for those batteries. This was very time consuming and served no purpose. It was Customs' contention that the batteries could be used in other items and therefore, needed to be broken out separately. In real life, when you bought a radio, you almost certainly used the batteries that came with the unit. Customs' position was not realistic.

By the same token today, we are required to breakout software, including disks that contain only software drivers to make the apparatus work, from the apparatus in which they were imported. This alone requires a tremendous amount of paperwork and man-hours to support. Because things change constantly, it is almost impossible to know exactly who many disks are in each item as imported.

Is there a need to know the statistical information of software drivers imported inside computer devices? This was probably not the intended need.

H-9

# EPSON

**EPSON AMERICA, INC.**  
Customs Department

3840 Kilroy Airport Way  
Mail Stop 2-4  
Long Beach, California 90806  
Direct Phone: 562-290-4101  
Direct Fax: 562-290-4103  
E-Mail: John\_Hanson@ea.epson.com

We urge the International Trade Commission to simplify the rule and remove a tremendous burden from the importing community.

Yours truly,

**EPSON AMERICA, INC.**



John Hanson  
Customs Manager

JH/rw  
encl.:

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**APPENDIX I**

**LETTERS FROM CASIO, INC.  
AND  
THE PRO TRADE GROUP, INC.**



duplicate

**AITKEN IRVIN LEWIN BERLIN  
VROOMAN & COHN, LLP**

White Plains  
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**Attorneys at Law**  
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Washington, D.C. 20001  
Third Floor  
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*Independent  
Affiliated Offices*  
Beijing  
Buenos Aires  
Los Angeles  
San Diego  
San Francisco  
Shenzhen

December 17, 1999

Hon. Donna Koehnke  
Secretary  
U.S. International Trade Commission  
500 E Street, Southwest  
Washington, D.C. 20436

**PUBLIC DOCUMENT**  
**Total Pages: 7**

**Re: Proposed Modifications to the Harmonized Tariff Schedule of the  
United States – Inv. No. 1205-5**

Dear Madam Secretary:

On behalf of our client, Casio, Inc., enclosed is a submission which addresses one aspect of the above topic, i.e., the proper classification of digital cameras.

Respectfully submitted,



Bruce Aitken

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US INTL TRADE COM  
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**UNITED STATES INTERNATIONAL TRADE COMMISSION**

**SUBMISSION OF CASIO, INC.  
REGARDING  
PROPOSED MODIFICATIONS TO THE HARMONIZED  
TARIFF SCHEDULE OF THE UNITED STATES**

**Investigation No. 1205-5**

*Of Counsel:*

Bruce Aitken  
Kieran Sharpe  
**Aitken Irvin Lewin Berlin  
Vrooman & Cohn, LLP**  
666 11<sup>th</sup> Street, Northwest  
Suite 315  
Washington, D.C. 20001  
Phone: 202-331-8045  
Facsimile: 202-331-8191

Dated: December 17, 1999

**SUBMISSION OF CASIO, INC. TO THE  
U.S. INTERNATIONAL TRADE COMMISSION ON  
PROPOSED MODIFICATIONS TO THE HTSUS**

The following responds to the Commission's Nov. 18, 1999 request for comments on proposed amendments to the HTSUS, including recommendations from the World Customs Organization. This submission raises the issue of the proper classification of digital cameras.

**A. Overview**

On January 1, 1996, HTSUS 8525.40 commenced as the so-called "digital camera" classification, in light of the position taken by the WCO Secretariat.

The following discussion reviews the following: (a) the evolution of the classification of so-called digital cameras prior to January 1, 1996; (b) the proper pre-1996 classification of certain equipment known as digital cameras, including Casio's equipment; and (c) the proper classification of so-called digital cameras in the future.

**B. Discussion**

**1. Evolution in Classification of "Digital Cameras"**

With respect to pre-1996 products, we oppose the classification of the “digital camera” family of products made by Casio (“QV10”) under HTSUS 8525.30 and instead argue for classification under HTSUS 8521.90 or HTSUS 8442.30.

Prior to 1993, Customs classified so-called digital cameras under Chapter 90 (a chapter primarily concerning photographic cameras, or optical equipment, i.e. HTS heading 9006 or 9008). Then, in 1993, Customs began to classify these devices under HTSUS 8525.30.90, as “television cameras”.

In fact, the debate regarding the proper classification of so-called digital cameras began several years earlier. As the April 2, 1990 “Report on the First Series of the Harmonized System Review Sub-Committee”(35.81E) and the May 10, 1990 “Draft Report on the Second Session”(35.950E) of the Customs Cooperation Council made clear, there was serious consideration given to two (2) competing classifications, i.e., “television camera recorders” within heading 8525, versus heading 8521. The report noted that “the EEC felt it important to continue differentiating “television” from “image/sound reproduction”. Specifically, it argued that:

“The term “television camera” should be restricted to cameras developed solely for remote transmission of images; these should continue to be classified under heading 85.25, while image-taking apparatus with built-in recorders should be grouped together under heading 85.21 since, strictly speaking they were not television cameras, although the recorded medium could be used to transmit [by] television cameras.”

Meanwhile, in 1994, as discussed more fully in our prior submissions, Customs (in Ruling 956012) classified the Kodak Ekta Pro under HTSUS 8521.0. This occurred despite the fact that a 1993 U.S. Court of International Trade decision (involving a Canon product) ruled that still video cameras are properly classified as television cameras under HTSUS 8525.90. This, in turn, led the U.S. International Trade Commission to recommend, and the Congress to enact, on January 1, 1996, the new “digital camera” classification, HTSUS 8525.40.

Over the past two years, the WCO Secretariat has taken issue with the classification. In its study, “With a View of Clarifying the Classification of Digital Cameras”, it has proposed two completely different approaches to classifying so-called digital cameras:

(a) classifying all such cameras under one heading (either 8525, 8471 (which it believes is the strongest candidate) or 9006 (which it believes most easily covers all types of such cameras); or

(b) classifying different versions of such cameras differently (i.e. under heading 8471, 8520.40, 8543, 9006, or 9013).

2. **The Proper Pre-1996 Classification of the Digital Camera Family of Products**

HTSUS 8525.30 is an inappropriate classification for Casio’s so-called “digital

camera” products. Casio’s products, on a functional basis, are more appropriately classified under HTSUS heading 8521.90 or 8442.30.

What is abundantly clear from a review of the history of the evolution of these products is that there was great controversy over their possible classification within the 8525 heading. Further, it is clear that while the WCO Secretariat acknowledges heading 8525.40 as an option, it does not accord the same treatment to heading 8525.30. Indeed, it is clear that it views other headings as stronger than the 8525 headings, i.e. 8471.60.

We submit, with respect to the pre-1996 “digital camera” products, such as Casio’s, that heading 8471.60, as a “NSPF” or “basket” provision, is less specific than heading 8521.90. However, if serious consideration is given to heading 8471.60, we believe that 8471.60.90 (currently duty free), should be considered as most appropriate. Similarly, we believe that another heading considered by the WCO, i.e., heading 8543, also would be inappropriate, again because it also is a “NSPF” provision. We believe heading 9013 also would be inappropriate, on similar grounds. As to heading 9006, we believe that it, too, is less specific than 8521.90, but submit that heading 9006.59.90 would be the most appropriate subheading within the heading.

As to post-1996 entries, we acknowledge that under U.S. law, the situation is much closer because of the existence of an “eo nomine” provision in HTSUS 8525.40, which at least arguably applies to the Casio products.



Finally, as to the last possibility, HTSUS 8442.30, we note that products similar to a Casio accessory were classified under a subpart of this heading. Arguably, therefore, this is a viable alternative.

3. **The Proper Future Classification of These Products**

The Commission's report on the classification of products under HTSUS No. 8525 adds "digital cameras" as replacement language for "other video cameras". To the extent that this proposed change reflects a recognition that pre-1996 products in this family should be classified by specific, rather than "basket" provisions, this may be an appropriate change. Irrespective of whether a consensus has been reached within the WCO, and irrespective of whether one or more headings are recommended for consideration, we believe that one point is inescapable. Specifically, it is clear that the intent of the International Technology Agreement was to afford duty-free treatment for so-called digital cameras. We strongly support the continuation of that practice.

If you have any questions, please call.

Respectfully submitted,



Bruce Aitken

OTA TA

**AITKEN IRVIN LEWIN BERLIN  
VROOMAN & COHN, LLP**

White Plains  
London  
Tashkent

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Telephone: (202) 331-8045  
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Affiliated Offices  
Beijing  
Buenos Aires  
Los Angeles  
San Diego  
San Francisco  
Shenzhen

December 27, 1999

**DELIVERY BY HAND**

Hon. Donna Koehnke  
Secretary  
U.S. International Trade Commission  
Room 112  
500 E Street, Southwest  
Washington, D.C. 20436

**USITC Inv. No. 1205-5  
PUBLIC DOCUMENT  
Total Pages: 9**

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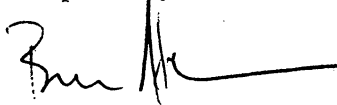
**Re: Proposed Modifications to the Harmonized Tariff Schedule of the  
United States**

Dear Madam Secretary:

On behalf of our client, The Pro Trade Group, Inc., (PTG), enclosed is a submission which addresses one aspect of the above topic, i.e., the proper classification of digital cameras. We note that in our December 17, 1999, submission to the Commission, we requested an extension of the deadline for submission of comments, which extension was granted until today.

The PTG, a coalition of trade associations and companies, including agricultural, consumer, manufacturing, and service groups, has actively pursued open trade policies, here and abroad, since its formation in 1986.

Respectfully submitted,



Bruce Aitken

Enclosure

**THE  
PRO  
TRADE  
GROUP**

**UNITED STATES INTERNATIONAL TRADE COMMISSION**

**SUBMISSION OF THE PRO TRADE GROUP, INC.  
REGARDING  
PROPOSED MODIFICATIONS TO THE HARMONIZED  
TARIFF SCHEDULE OF THE UNITED STATES**

**Investigation No. 1205-5**

*Of Counsel:*

Bruce Aitken  
Kieran Sharpe  
**Aitken Irvin Lewin Berlin  
Vrooman & Cohn, LLP**  
666 11<sup>th</sup> Street, Northwest  
Suite 315  
Washington, D.C. 20001  
Phone: 202-331-8045  
Facsimile: 202-331-8191

Dated: December 27, 1999

I-9

**SUBMISSION OF THE PRO TRADE GROUP, INC. TO THE  
U.S. INTERNATIONAL TRADE COMMISSION ON  
PROPOSED MODIFICATIONS TO THE HTSUS**

**A. Procedural Background**

The following responds to the Commission's Nov. 18, 1999 request for comments on proposed amendments to the HTSUS, including recommendations from the World Customs Organization. This submission raises the issue of the proper classification of digital cameras.

On November 18, 1999 pursuant to section 1205 of the Omnibus Trade and Competitiveness Act of 1988, the Commission instituted investigation No. 1205-5. ("Proposed Modifications to the Harmonized Tariff Schedule of the United States"). As stated in the November 18<sup>th</sup> notice, the proposed modifications under Investigation No. 1205-5 were the result of either:

- (1) The work of the World Customs Organization (WCO) and its Harmonized System Committee (HSC) to update and clarify the Harmonized System nomenclature, as part of the World Customs Organization's long-term program to review the nomenclature structure, or
- (2) Requests by the U.S. Customs Service (hereinafter "Customs"), in order to clarify the proper tariff classification and duty treatment of particular goods (due to decisions of the Court of International Trade, the HSC, or Customs).

Section 1205 of the Omnibus Trade and Competitiveness Act of 1988 (19 U.S.C. § 3005(a) and (d)) provides, in pertinent part:

- (a) The Commission shall keep the Harmonized Tariff Schedule under continuous review and periodically, at such time as amendments to the Convention are recommended by the Customs Cooperation Council for adoption, and as other circumstances warrant, shall recommend to the President such modifications in the Harmonized Tariff Schedule as the Commission considers necessary or appropriate,
  - (1) to conform the Harmonized Tariff Schedule with amendments made to the Convention;
  - (2) to promote the uniform application of the Convention and particularly the Annex thereto;
  - (3) to ensure that the Harmonized Tariff Schedule is kept up-to-date in light of changes in technology or in patterns of international trade.
  
- (b) The Commission may not recommend any modification to the Harmonized Tariff Schedule unless the modification meets the following requirements:
  - (1) The modification must –
    - (A) be consistent with the Convention or any amendment thereto recommended for adoption;
    - (B) be consistent with sound nomenclature principles; and
    - (C) ensure substantial rate neutrality.
  
  - (2) Any change to a rate of duty must be consequent to, or necessitated by, nomenclature modifications that are recommended under this section.
  
  - (3) The modification must not alter existing conditions of competition for the affected United States industry, labor, or trade.

Also, 19 U.S.C. § 3005(d)(1)(C) provides that recommended modifications to the HTS may be made only to the extent that such modifications ensure “substantial rate neutrality.”

## **B. Overview**

On January 1, 1996, HTSUS 8525.40 commenced as the so-called “digital camera” classification, in light of the position taken by the WCO Secretariat.

The following discussion reviews the following: (a) the evolution of the classification of so-called digital cameras prior to January 1, 1996; (b) the proper pre-1996 classification of certain equipment known as digital cameras; and (c) the proper classification of so-called digital cameras in the future.

**C. Discussion**

**1. Evolution in Classification of "Digital Cameras"**

With respect to pre-1996 products, we oppose the classification of the "digital camera" family of products under HTSUS 8525.30 and instead argue for classification under HTSUS 8521.90 or HTSUS 8442.30.

Prior to 1993, Customs classified so-called digital cameras under Chapter 90 (a chapter primarily concerning photographic cameras, or optical equipment, i.e. HTS heading 9006 or 9008). Then, in 1993, Customs began to classify these devices under HTSUS 8525.30.90, as "television cameras".

In fact, the debate regarding the proper classification of so-called digital cameras began several years earlier. As the April 2, 1990 "Report on the First Series of the Harmonized System Review Sub-Committee" (35.81E) and the May 10, 1990 "Draft Report on the Second Session" (35.950E) of the Customs Cooperation Council made clear, there was serious

consideration given to two (2) competing classifications, i.e., “television camera recorders” within heading 8525, versus heading 8521. The report noted that “the EEC felt it important to continue differentiating “television” from “image/sound reproduction”. Specifically, it argued that:

“The term “television camera” should be restricted to cameras developed solely for remote transmission of images; these should continue to be classified under heading 85.25, while image-taking apparatus with built-in recorders should be grouped together under heading 85.21 since, strictly speaking, they were not television cameras, although the recorded medium could be used to transmit [by] television cameras.”

Meanwhile, in 1994, as discussed more fully in prior submissions we have filed with Customs, it (in Ruling 956012) classified the Kodak Ekta Pro under HTSUS 8521.0. This occurred despite the fact that a 1993 U.S. Court of International Trade decision (involving a Canon product) ruled that still video cameras are properly classified as television cameras under HTSUS 8525.90. This, in turn, led the U.S. International Trade Commission to recommend, and the Congress to enact, on January 1, 1996, the new “digital camera” classification, HTSUS 8525.40.

Over the past three years, the WCO Secretariat has taken issue with the classification. In its study, “With a View of Clarifying the Classification of Digital Cameras”, it has proposed two completely different approaches to classifying so-called digital cameras:

(a) classifying all such cameras under one heading (either 8525, 8471 (which it indicated

it believed to be the strongest candidate) or 9006 (which it believed most easily covers all types of such cameras); or

(b) classifying different versions of such cameras differently (i.e. under heading 8471, 8520.40, 8543, 9006, or 9013).

**2. The Proper Pre-1996 Classification of the Digital Camera Family of Products**

HTSUS 8525.30 is an inappropriate classification for so-called “digital camera” products. These products, on a functional basis, are more appropriately classified under HTSUS heading 8521.90 or 8442.30.

What is abundantly clear from a review of the history of the evolution of these products is that there was great controversy over their possible classification within the 8525 heading. Further, it is clear that while the WCO Secretariat acknowledged heading 8525.40 as an option, it does not accord the same treatment to heading 8525.30. Indeed, it is clear that it views other headings as stronger than the 8525 headings, i.e., 8471.60.

We submit, with respect to the pre-1996 “digital camera” products, that heading 8471.60, as a “NSPF” or “basket” provision, is less specific than heading 8521.90. However, if serious consideration is given to heading 8471.60, we believe that 8471.60.90 (currently duty free), should be considered as most appropriate. Similarly, we believe that another heading



considered by the WCO, i.e., heading 8543, also would be inappropriate, again because it also is a “NSPF” provision. We believe heading 9013 also would be inappropriate, on similar grounds. As to heading 9006, we believe that it, too, is less specific than 8521.90, but submit that heading 9006.59.90 would be the most appropriate subheading within the heading.

As to post-1996 entries, we acknowledge that under U.S. law, the question is much closer because of the existence of an “eo nomine” provision in HTSUS 8525.40, which at least arguably applies to the most “digital camera” products.

Finally, as to the last possibility, HTSUS 8442.30, we note that products similar to a “digital camera” accessory were classified under a subpart of this heading. Arguably, therefore, this is a viable alternative.

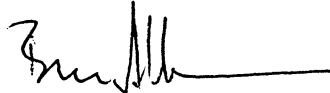
### **3. The Proper Future Classification of These Products**

The Commission’s report on the classification of products under HTSUS No. 8525 adds “digital cameras” as replacement language for “other video cameras”. To the extent that this proposed change reflects a recognition that pre-1996 products in this family should be classified by specific, rather than “basket” provisions, this may be an appropriate change. Irrespective of whether a consensus has been reached within the WCO, and irrespective of whether one or more headings are recommended for consideration, we believe that one point is inescapable. Specifically, it is clear that the intent of the International Technology Agreement

was to afford duty-free treatment for so-called digital cameras. We strongly support the continuation of that practice.

If you have any questions, please call.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Bruce Aitken", with a long horizontal line extending to the right.

Bruce Aitken

**APPENDIX J**

**LETTER FROM THE WARNER LAMBERT  
COMPANY**



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# RODE & QUALEY

JOHN S. RODE  
MICHAEL S. O'ROURKE  
PATRICK D. GILL  
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M. ILYAS KHAN, OF COUNSEL  
(ADMITTED IN PAKISTAN)  
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February 26, 1999

Mr. Eugene A. Rosengarden, Director  
Office of Tariff Affairs and Trade Agreements  
International Trade Commission  
500 E Street, S.W.  
Washington, D.C. 20436

Re: Warner-Lambert Company Section 1205 Requests

Dear Mr. Rosengarden:

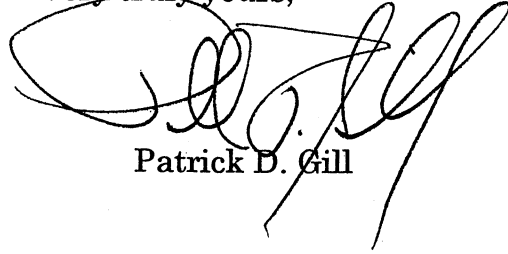
In letters dated April 15, 1998 and May 26, 1998, our client Warner Lambert Company made requests pursuant to Section 205 of the Omnibus Trade and Competitiveness Act of 1988 (19 U.S.C. § 3005) for a change in tariff treatment for two of its products; Halls® sugarless cough drops and Halls® Vitamin C drops. Copies of the letters are attached hereto.

We were advised by your office that the International Trade Commission is planning to combine a number of Section 1205 requests and commence an investigation shortly to cover all such requests. Warner-Lambert would like its Section 1205 requests to be included in this upcoming Commission investigation.

# RODE & QUALEY

Warner-Lambert is prepared to supply any additional information needed in connection with the investigation. Kindly contact us if there are any questions concerning this request.

Very truly yours,

A handwritten signature in black ink, appearing to read 'P. D. Gill', written over a large, loopy flourish.

Patrick D. Gill

PDG/dm

*[N.B. - attachments available from Commission staff]*

**APPENDIX K**

**LETTER FROM THE COALITION FOR FAIR  
LUMBER IMPORTS**





# DEWEY BALLANTINE LLP

1775 PENNSYLVANIA AVENUE, N.W.  
WASHINGTON, D.C. 20006-4605  
TEL 202 862-1000 FAX 202 862-1093

June 7, 2000

## **BY HAND DELIVERY**

Ms. Donna R. Koehnke  
Secretary to the Commission  
United States International  
Trade Commission  
500 E St., N.W.  
Washington DC 20436

### **Re: Proposed Modifications to the Harmonized Tariff Schedule of the United States, Inv. No. 1205-5**

Dear Ms. Koehnke:

In March 2000, the International Trade Commission (the "Commission") published its preliminary report "Proposed Modifications to the Harmonized Tariff Schedule of the United States," Inv. No. 1205-5, USITC Pub. 3295 (the "Preliminary Report"). Comments are hereby submitted on behalf of the Coalition for Fair Lumber Imports (the "Coalition") regarding a discrete aspect of the proposed modifications.

The Coalition is comprised of small and large lumber producers and lumber industry associations across the country, attached, including: The Independent Forest Products Association, the Intermountain Forest Industries Association, the Northeastern Lumber Manufacturers Association, the Southeastern Lumber Manufacturers Association, the Southern Forest Products Association, the Western Wood Products Association. In addition, affiliated members include the Maine Forest Products Council, the Massachusetts Wood Products Association, the Timber Products Manufacturers, the Forest Farmers Association, the Washington Farm Forestry Association, and the Arkansas, California, Georgia Louisiana, Mississippi, South Carolina, Texas and Virginia Forestry Associations. The Coalition's efforts have been supported by the Paper, Allied-Industrial, Chemical and Energy Workers International Union and the United Brotherhood of Carpenters and Joiners of America which represent over 650,000 workers.

In summary, the Coalition urges the Commission to reinforce in its final report key principles about Chapter 44 of the Harmonized Tariff Schedule of the United States ("HTSUS") which comport with a recent ruling of the Harmonized System Committee ("HSC") of the World Customs Organization ("WCO") that is discussed in the Preliminary Report.

The Preliminary Report observes, at page 10, that the HSC decided that flooring strips worked at the ends to have a tongue and groove configuration are classified in heading 4409 of the Harmonized System (continuously shaped wood) rather than in heading 4418 (builders' join-

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ery and carpentry). The Commission has preliminarily determined that the HTSUS should be clarified in light of the 1997 WCO ruling.

As the Commission noted elsewhere in the Preliminary Report, p.3, WCO decisions are not legally binding on the United States and other WCO members. Furthermore, U.S. authorities should not implement WCO decisions unless implementation would be consistent with U.S. law and otherwise appropriate. The Coalition supports the proposed clarification of HTSUS 4409 in response to the WCO ruling on flooring strips since the clarification would be in harmony with U.S. law on Chapter 44 and would usefully reinforce relevant principles that some importers seek to disregard in a manner that undermines the U.S.-Canada Softwood Lumber Agreement (the "Lumber Agreement").

Recent U.S. decisions underline the general doctrine that lumber and related products are not to be classified outside of HTSUS 4407 or 4409 due merely to minor processing not expressly identified in those HTSUS headings and beyond what minimally renders them lumber, flooring or siding. *E.g., American Bayridge Corp. v. United States*, 35 F. Supp.2d 922 (CIT 1998), *vacated on procedural grounds*, 1999 U.S. App. LEXIS 26,850 (Fed. Cir.); *Revocation of Ruling Letters and Treatment Relating to Tariff Classification of Notched Lumber*, 33 Cust. Bull. & Dec. 62, June 9, 1999; *Revocation of Ruling Letters and Treatment Relating to Tariff Classification of Rougher Header Lumber*, 33 Cust. Bull. & Dec. 72, June 9, 1999; *Revocation of Ruling Letter Relating to Tariff Classification of Drilled Softwood Studs*, 32 Cust. Bull. & Dec. 46, Jul. 1, 1998. Likewise, a wood product is not to be classified as builders' joinery or carpentry under HTSUS 4418 unless it constitutes "woodwork" used for structural purposes that is in the form of an assembled good or that exhibits features that qualify it as a recognizable unassembled piece of such a good (e.g., it is "prepared with tenons, mortises, dovetails or other similar joints for assembly"). *E.g.*, 33 Cust. Bull. & Dec. 65-66.

Apart from the proposed clarification of HTSUS 4409, the Coalition suggests that the Commission stress in its final report the general points established in the determinations identified above. Useful and appropriate report language could read as follows:

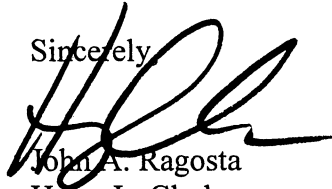
The recommended modification of HTSUS 4409 would be consistent with the general principle that 4407 and 4409 broadly cover lumber, wood siding and wood flooring unless such products have been substantially processed in a manner that makes them different articles and compels their classification in another heading (e.g., HTSUS 4418 on the basis that they are "woodwork" with special features -- e.g. prepared with tenons, mortises, dovetails or other similar joints for assembly -- establishing that they are unassembled pieces of a structural system).

Some traders have exploited supposed ambiguity in this area to evade the Lumber Agreement -- evasion which has diluted enormously the efficacy of the Agreement and cost the U.S. industry millions of dollars in sales and thousands of jobs. The Commission has an opportunity now to help buttress the relevant requirements of U.S. customs law and contribute to the U.S. government's administration of our foremost bilateral trade agreement with our largest trading partner.

Ms. Donna R. Koehnke  
June 7, 2000  
Page 3

We would be pleased to meet with Commission staff about these comments at their convenience.

Sincerely,

A handwritten signature in black ink, appearing to read 'John A. Ragosta', written over the word 'Sincerely,'.

John A. Ragosta  
Harry L. Clark  
Navin Joneja

cc: Eugene A. Rosengarden

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# **APPENDIX L**

## **DEFINITIONS OF TARIFF AND TRADE AGREEMENT TERMS**



## TARIFF AND TRADE AGREEMENT TERMS

In the **Harmonized Tariff Schedule of the United States** (HTS), chapters 1 through 97 cover all goods in trade and incorporate in the tariff nomenclature the internationally adopted Harmonized Commodity Description and Coding System through the 6-digit level of product description. Subordinate 8-digit product subdivisions, either enacted by Congress or proclaimed by the President, allow more narrowly applicable duty rates; 10-digit administrative statistical reporting numbers provide data of national interest. Chapters 98 and 99 contain special U.S. classifications and temporary rate provisions, respectively. The HTS replaced the **Tariff Schedules of the United States** (TSUS) effective January 1, 1989.

Duty rates in the **general** subcolumn of HTS column 1 are normal trade relations rates, many of which have been eliminated or are being reduced as concessions resulting from the Uruguay Round of Multilateral Trade Negotiations. Column 1-general duty rates apply to all countries except those listed in HTS general note 3(b) (Afghanistan, Cuba, Laos, North Korea, and Vietnam) plus Serbia and Montenegro, which are subject to the statutory rates set forth in **column 2**. Specified goods from designated general-rate countries may be eligible for reduced rates of duty or for duty-free entry under one or more preferential tariff programs. Such tariff treatment is set forth in the **special** subcolumn of HTS rate of duty column 1 or in the general notes. If eligibility for special tariff rates is not claimed or established, goods are dutiable at column 1-general rates. The HTS does not enumerate those countries as to which a total or partial embargo has been declared.

The **Generalized System of Preferences** (GSP) affords nonreciprocal tariff preferences to developing countries to aid their economic development and to diversify and expand their production and exports. The U.S. GSP, enacted in title V of the Trade Act of 1974 for 10 years and extended several times thereafter, applies to merchandise imported on or after January 1, 1976 and before the close of September 30, 2001. Indicated by the symbol "A", "A\*", or "A+" in the special subcolumn, the GSP provides duty-free entry to eligible articles the product of and imported directly from designated beneficiary developing countries, as set forth in general note 4 to the HTS. Eligible products of qualifying sub-Saharan African countries may qualify for duty-free entry under the **African Growth and Opportunity Act** (AGOA), under the terms of general note 16 to the tariff schedule, through September 30, 2008, as indicated by the symbol "D" in the special subcolumn and as set forth in subchapter XIX of chapter 98.

The **Caribbean Basin Economic Recovery Act** (CBERA) affords nonreciprocal tariff preferences to developing countries in the Caribbean Basin area to aid their economic development and to diversify and expand their production and exports. The CBERA, enacted in title II of Public Law 98-67, implemented by Presidential Proclamation 5133 of November 30, 1983, and amended by the Customs and Trade Act of 1990, applies to merchandise entered, or withdrawn from warehouse for consumption, on or after January 1, 1984. Indicated by the symbol "E" or "E\*" in the special subcolumn, the CBERA provides duty-free entry to eligible articles, and reduced-duty treatment to certain other articles, which are the product of and imported directly from designated countries, as set forth in general note 7 to the HTS. Eligible products of qualifying beneficiary countries may qualify for duty-free or reduced-duty entry under the **Caribbean Basin Trade Partnership Act** (CBTPA), under the terms of general note 17 to the tariff schedule, through September 30, 2008, as indicated by the symbol "R" in the special subcolumn and in subchapter XX of chapter 98.

Free rates of duty in the special subcolumn followed by the symbol "IL" are applicable to products of Israel under the **United States-Israel Free Trade Area Implementation Act** of 1985 (IFTA), as provided in general note 8 to the HTS.

Preferential nonreciprocal duty-free or reduced-duty treatment in the special subcolumn followed by the symbol "J" or "J\*" in parentheses is afforded to eligible articles the product of designated beneficiary countries under the **Andean Trade Preference Act** (ATPA), enacted as title II of Public Law 102-182 and implemented by Presidential Proclamation 6455 of July 2, 1992 (effective July 22, 1992), as set forth in general note 11 to the HTS.

Preferential free rates of duty in the special subcolumn followed by the symbol "CA" are applicable to eligible goods of Canada, and rates followed by the symbol "MX" are applicable to eligible goods of Mexico, under the **North American Free Trade Agreement**, as provided in general note 12 to the HTS and implemented effective January 1, 1994 by Presidential Proclamation 6641 of December 15, 1993. Goods must originate in the NAFTA region under rules set forth in general note 12(t) and meet other requirements of the note and applicable regulations.

Other special tariff treatment applies to particular **products of insular possessions** (general note 3(a)(iv)), **products of the West Bank and Gaza Strip** (general note 3(a)(v)), goods covered by the **Automotive Products Trade Act** (APTA) (general note 5) and the **Agreement on Trade in Civil Aircraft** (ATCA) (general note 6), **articles imported from freely associated states** (general note 10), **pharmaceutical products** (general note 13), and **intermediate chemicals for dyes** (general note 14).

The **General Agreement on Tariffs and Trade 1994** (GATT 1994), pursuant to the Agreement Establishing the World Trade Organization, is based upon the earlier GATT 1947 (61 Stat. (pt. 5) A58; 8 UST (pt. 2) 1786) as the primary multilateral system of disciplines and principles governing international trade. Signatories' obligations under both the 1994 and 1947 agreements focus upon most-favored-nation treatment, the maintenance of scheduled concession rates of duty, and national treatment for imported products; the GATT also provides the legal framework for customs valuation standards, "escape clause" (emergency) actions, antidumping and countervailing duties, dispute settlement, and other measures. The results of the Uruguay Round of multilateral tariff negotiations are set forth by way of separate schedules of concessions for each participating contracting party, with the U.S. schedule designated as Schedule XX. Pursuant to the **Agreement on Textiles and Clothing** (ATC) of the GATT 1994, member countries are phasing out restrictions on imports under the prior "Arrangement Regarding International Trade in Textiles" (known as the **Multifiber Arrangement** (MFA)). Under the MFA, which was a departure from GATT 1947 provisions, importing and exporting countries negotiated bilateral agreements limiting textile and apparel shipments, and importing countries could take unilateral action in the absence or violation of an agreement. Quantitative limits had been established on imported textiles and apparel of cotton, other vegetable fibers, wool, man-made fibers or silk blends in an effort to prevent or limit market disruption in the importing countries. The ATC establishes notification and safeguard procedures, along with other rules concerning the customs treatment of textile and apparel shipments, and calls for the eventual complete integration of this sector into the GATT 1994 over a ten-year period, or by Jan. 1, 2005.

Rev. 5/9/01

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