

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress¹**

[Date approved: November 2, 2005]²

Bill No. and sponsor: H.R. 2085 (Mr. Howard Coble of North Carolina)

Proponent name, location: Syngenta Crop Protection, Greensboro, NC

Other bills on product (109th Congress only): None.

Nature of bill: Extension of temporary duty suspension through December 31, 2008.

Retroactive effect: None.

Suggested article description(s) for enactment (including appropriate HTS subheading(s)):

Benzeneacetic acid, (E)-2-[[6-(2-cyanophenoxy)-4-pyrimidinyl]oxy]- α -(methoxymethylene)-, methyl ester (pyroxylostrobin) (CAS No. 131860-33-8) (provided for in subheading 2933.59.15)

Check one: Same as that in bill as introduced
 Different from that in bill as introduced (see Technical comments section)

Product information, including uses/applications and source(s) of imports:

(E)-2-[[6-(2-Cyanophenoxy)-4-pyrimidinyl]oxy]- α -(methoxymethylene)-benzeneacetic acid, methyl ester (pyroxylostrobin) (also known as "Azoxystrobin Technical") is a synthetic organic chemical based on naturally occurring fungicides called strobilurins. It is used in formulations of fungicides that control plant pathogens from all major fungal groups. It has both protectant and systemic properties, allowing greater flexibility of use than many other fungicides. It has a low ecological risk to non-target organisms such as birds, mammals and fish. This product is formulated into fungicides in Yuma, Arizona. The proponent imports this product from the United Kingdom.

¹ Industry analyst preparing report: Eric Land (202-205-3349); Tariff Affairs contact: Dave Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at www.usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm.

Estimated effect on customs revenue:

HTS subheading: 2933.59.15					
	2005	2006	2007	2008	2009
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports	\$7,000,000	\$7,000,000	\$7,000,000	\$7,000,000	\$7,000,000
Customs revenue loss ^{1/}	\$455,000	\$455,000	\$455,000	\$455,000	\$455,000

^{1/} Estimated revenue loss for 2005 and 2006 results from a current suspension of duty per heading 9902.02.06.

Source of estimated dutiable import data: Industry estimates and Commission estimates.

Contacts with domestic firms/organizations (including the proponent):

Name of firm/organization	Date contacted	US production of same or competitive product claimed?	Submission attached?	Opposition noted?
		(Yes/No)		
Syngenta Crop Protection (proponent) Dawn Stump, 202-347-7772 Email: dawn.stump@syngenta.com	8/30/2005	No	No	No
Syngenta (proponent) Mike Blythe Fax: 336-632-6084	8/31/2005	No	No	No
AtoFina Cerexagri Charles Kitchin Fax: 703-527-2092	8/31/2005	No	No	No
BASF Corp. Greg Thies Fax: 202-558-5101	8/31/2005	No	No	No
Bayer CropScience Williams Hensley Fax: 202-628-6622	8/31/2005	No	No	No
Crop Life America Lawrence Norton Fax: 202-463-0474	8/31/2005	No	No	No
Dow Agro Science Lisa Schroeter Fax: 202-429-3467	8/31/2005	No	No	No

E.I. DuPont Nancy Johnson Fax: 202-728-3649	8/31/2005	No	No	No
E.I. DuPont Elaine Olson Fax: 302-892-7343	8/31/2005	No	No	No
E.I. DuPont Helen McMahon Fax: 302-774-1398	8/31/2005	No	No	No
FMC Corp. Jerry Prout Fax: 202-956-5235	8/31/2005	No	No	No
Monsanto Corp. Michael Parrish Fax: 202-789-1867	8/31/2005	No	No	No
Monsanto Corp. Linda Strachan Fax: 202-789-1867	8/31/2005	No	No	No
Valent USA Robin Demouth Fax: 925-256-2776	8/31/2005	No	No	No

Technical comments:³ None.

³ The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

109TH CONGRESS
1ST SESSION

H. R. 2085

To extend the duty suspension on Azoxystrobin Technical.

IN THE HOUSE OF REPRESENTATIVES

MAY 4, 2005

Mr. COBLE introduced the following bill; which was referred to the Committee
on Ways and Means

A BILL

To extend the duty suspension on Azoxystrobin Technical.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. AZOXYSTROBIN TECHNICAL.**

4 (a) IN GENERAL.—Heading 9902.02.06 of the Har-
5 monized Tariff Schedule of the United States (relating to
6 Azoxystrobin Technical) is amended by striking “12/31/
7 2006” and inserting “12/31/2008”.

8 (b) EFFECTIVE DATE.—The amendment made by
9 subsection (a) applies to goods entered, or withdrawn from
10 warehouse for consumption, on or after the 15th day after
11 the date of the enactment of this Act.