



WORLD CUSTOMS ORGANIZATION
ORGANISATION MONDIALE DES DOUANES

Established in 1952 as the Customs Co-operation Council
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HARMONIZED SYSTEM
REVIEW SUB-COMMITTEE

-
28th Session
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NR0433E1
(+ Annex)

O. Eng.

Brussels, 7 July 2003.

COMPREHENSIVE REVIEW OF THE EXPLANATORY NOTES
POSSIBLE AMENDMENT OF THE EXPLANATORY NOTES
TO HEADINGS 85.01 TO 85.16
(Item III.C.5 on Agenda)

Reference documents :

NR0305E1 (RSC/26)
NR0306E1 (RSC/26)
NR0359E1 (RSC/27))

NR0332E2 – Annex E/14 (RSC/26 - Report)
NR0332E2 – Annex E/15 (RSC/26 - Report)
NR0400E3 – Annex E/5 (RSC/27 - Report)

I. BACKGROUND

1. At its 27th Session, the Sub-Committee continued its discussion on the possible amendment of the Explanatory Notes to headings 85.01 to 85.16.
2. Although there was general agreement with many of the proposed amendments, the Sub-Committee felt that certain remaining questions should be resolved before the amendments were approved. In order to identify the remaining questions, the Sub-Committee agreed to place square brackets around those texts for which further discussion was necessary. The Sub-Committee agreed to address these texts at its next session on the basis of additional proposals from administrations, review of additional technical information by administrations, and, where appropriate, redrafted language based on an editorial review by the Secretariat. All the other proposals were agreed upon and will be reviewed, if necessary, when the Sub-Committee considers the specific texts that remain in square brackets.

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3. The texts for which there was general agreement and those placed in square brackets are reproduced in the Annex to this document.

II. SECRETARIAT COMMENTS

4. At the time of preparing this document, the Secretariat had not received additional proposals or additional technical information from administrations. The texts in square brackets in the Annex call for the following comments.

Heading 85.04.

Page 1627. Part (II). Penultimate paragraph.

5. The Sub-Committee discussed the **United Kingdom's** proposal to maintain the reference to "machines of heading 84.71" in the text. The Sub-Committee decided to place this text in square brackets pending the receipt of written comments from the **Canadian** Administration.

Heading 85.16.

Page 1649. Part (E).

6. The Sub-Committee discussed a proposal by the **United Kingdom** to include a reference to "home sauna apparatus" in the Explanatory Notes because of the significant volume of trade (see also Classification Opinion 8516.79/1). The Sub-Committee agreed to continue its discussion of this matter at the next session.

III. CONCLUSION

7. The Review Sub-Committee is invited to examine the draft amendments placed in square brackets in the Annex to this document, taking into account the Secretariat's comments in paragraphs 4 to 6 above.

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