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International Trade Compliance Update

(Covering Customs and Other Import Requirements, Export Controls and Sanctions, Trade Remedies, WTO and Anti-Corruption)

Newsletter | June 2017

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Note: Unless otherwise indicated, all information in this Update is taken from official gazettes, official websites, newsletters or press releases of international organizations (UN, WTO, WCO, APEC, INTERPOL, etc.), the EU, EFTA, EAEU, Customs Unions or government agencies. The specific source may usually be obtained by clicking on the blue hypertext link. Please note that as a general rule, information related to fisheries is not covered.

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World Trade Organization (WTO)

WTO issues annual report

On 31 May 2017, the WTO [announced](#) that it has published its 2017 Annual Report covering the organization's activities in 2016 and early 2017. The Report opens with a message from Director-General Roberto Azevêdo, who looks back on a year marked by the entry into force of the Trade Facilitation Agreement and an important amendment to the WTO's intellectual property agreement as well as heightened engagement by a range of stakeholders in the activities of the WTO.

The first part of the Report provides a brief overview of the past year, focusing on the WTO's major areas of activity. The second part provides more in-depth accounts of the WTO's work, covering trade negotiations, implementation of WTO agreements, trade monitoring, dispute settlement, support for developing countries and outreach activity.

The Report is available as a [printed publication](#) (cost: 50 CHF) and a [free PDF](#). An app of the Report will soon be made available for viewing on tablets and smartphones. This will be available for download from the App Store and Google Play.

Trade Policy Review: Switzerland and Liechtenstein

The fifth review of the trade policies and practices of Switzerland and Liechtenstein took place on 16 and 18 May 2017. The basis for the review was a [report by the WTO Secretariat](#) and a report by the [Governments of Switzerland and Liechtenstein](#).

Recent disputes

The following disputes have been recently brought to the WTO. Click on the case ("DS") number below to go to the WTO website page for details on that dispute.

DS. No.	Case Name	Date
DS525	Ukraine-restrictions on trade and transit for goods and services (Complainant: Russia) Request for consultations	19-05-17

Mexico authorized to retaliate against US in tuna dispute

The WTO [announced](#) that on 22 May the Dispute Settlement Body (DSB) granted authorization for Mexico to suspend the application of tariff concessions to the United States in "United States – Measures Concerning the Importation, Marketing and Sale of Tuna and Tuna Products" (DS381). The WTO summary stated:

Mexico said that in July 2012 the DSB had determined that US measures in DS381 were WTO-inconsistent. The United States modified these measures in 2013 but, once again, the DSB had found them to be WTO-inconsistent. In March 2016 Mexico submitted a request for authorization to suspend concessions. In response, the United States objected to the level of concessions proposed by Mexico. It also modified the measure for a third time.

On 25 April a WTO arbitrator found that the level of nullification and impairment should refer to the initial measure aimed at compliance (the 2013 measure) and decided to leave determination of compliance of the 2016 measure to the panel [established on 9 May 2016](#) at the request of the United States. The arbitrator also concluded that Mexico could request the DSB to authorize the suspension of concessions to a level which did not exceed US\$ 163.23 million annually. Mexico thus requested au-

thorization to suspend concessions to the United States up to the amount determined by the arbitrator.

The United States said it regretted Mexico's request for authorization to suspend concessions and that the 2016 measure brought it into compliance with its WTO obligations. The arbitrator had based its findings on a measure that no longer existed, which is inconsistent with the purpose and proper function of the WTO's Dispute Settlement Understanding (DSU), the US added.

Several WTO members commented on the arbitrator's findings and the arbitrator's decision to authorize the telecasting of certain statements of the arbitration hearing.

Pursuant to the request by Mexico under Article 22.7 of the DSU, the DSB agreed to grant authorization to suspend the application to the United States of tariff concessions or other obligations consistent with the arbitrator's decision.

DSB activities

During the period covered by this update, the Dispute Settlement Body (DSB) or parties to a dispute took the following actions or reported the following activities. Requests for a panel are not listed (click on "DS" number to go to summaries of the case, click on "Activity" to go to the latest news or documents):

DS No.	Case Name	Activity	Date
DS471	United States — Certain Methodologies and their Application to Anti-Dumping Proceedings Involving China (Complainant: China)	Appellate Body issues report	11-05-17
DS381	United States - Measures Concerning the Importation, Marketing and Sale of Tuna and Tuna Products (Complainant: Mexico)	Mexico granted authorization to suspend concessions in tuna dispute with US	22-05-17
DS430	India – Measures Concerning the Importation of Certain Agricultural Products (Complainant: United States)	DSB agreed to establish a compliance panel	
DS523	United States – Countervailing Measures on Certain Pipe and Tube Products from Turkey (Complainant: Turkey)	DSB deferred the establishment of a panel	
DS461	Colombia – Measures Relating to the Importation of Textiles, Apparel and Footwear (Complainant: Panama)	DSB deferred the establishment of a compliance panel	
DS492	European Union – Measures Affecting Tariff Concessions on Certain Poultry Meat Products (Complainant: China)	EU said it would implement DSB recommendations	
DS485	Russia – Tariff Treatment on Certain Agricultural and Manufacturing Products (Complainant: EU)	Russia said it fully implemented DSB recommendations	
DS483	China – Anti-Dumping Measures on Imports of Cellulose Pulp from Canada (Complainant: Canada)	Adoption of Appellate Body and panel reports	
DS471	United States – Certain Methodologies and Their Application to Anti-Dumping Proceedings Involving China (Complainant: China)	DSB adopted the Appellate Body report and panel report, as modified by the Appellate Body	

TBT Notifications

Member countries of the WTO are required under the *Agreement on Technical Barriers to Trade* (TBT Agreement) to report to the WTO all proposed technical regulations that could affect trade with other Member countries. The WTO Secretariat distributes this information in the form of "notifications" to all Member coun-

tries. [See separate section on WTO TBT Notifications](#) for a table which summarizes notifications posted by the WTO during the past month.

World Customs Organization (WCO)

Antigua and Barbuda joins the WCO as the 182nd Member

On 10 April 2017, Antigua and Barbuda deposited with the Belgian Government its instrument of accession to the *Convention Establishing a Customs Co-operation Council* and became the 182nd Member of the Organization.

An English-speaking Island State in the Eastern Caribbean, Antigua and Barbuda will be part of the WCO's Americas/Caribbean region.

The Customs Co-operation Council is the official name of the World Customs Organization.

TCCV issues advisory opinion on royalties and licenses

On 31 May 2017, the WCO announced that a new Advisory Opinion on royalties and licence fees was finalized at the 44th Session of the Technical Committee on Customs Valuation (TCCV) which took place in Brussels from 8 to 12 May 2017.

The instrument, based on a case submitted by Mexico, provides an opinion on a scenario where royalties have been paid by a franchisee to a franchisor for the use of the brands and system connected to the operation of stores under a franchise agreement. The Advisory Opinion concludes that as the payment of royalties in this particular case is not related to the imported goods but to the use of the brands and system of the franchisor in the country of importation for the manufacture and sale of the products bearing the intellectual property of the franchisor, the royalties are not to be included in the Customs value of the imported goods.

Under the WTO Valuation Agreement, certain royalties and licence fees are to be included in the Customs value of imported goods. This is an important and complex aspect of Customs valuation and each case must be examined on its own merits to determine whether or not the royalties and licence fees should be included. The new instrument, available [here](#), will be published in the [WCO Valuation Compendium](#), following approval by the WCO Council in July 2017.

Disclaimer: This text has been adopted by the TCCV and is subject to approval by the WCO Council

Announcements and news releases [dd-mm-yy]

Date	Title
02-05-17	Customs authorities from MENA region exchange experiences and develop recommendations to counter antiquities trafficking
	Conference of Directors General of Customs of West and Central Africa in Senegal
	Administrations from Caucasus and Central Asia discuss transit in Tbilisi, Georgia
	WCO and JICA jointly support Customs Administrations in East Africa for sustainable enhancement of Customs valuation capacity
03-05-17	WCO shares Customs perspective at UNCTAD E-Commerce Week, Geneva, 24-28 April 2017

Date	Title
	Strengthening of Cooperation between Customs and Tax Authorities Experts Group Workshop on Post-Clearance Audit (PCA) organized to work on WCO Guidelines
04-05-17	WCO Asia-Pacific Regional Strategic Workshop on the WCO Security Programme Successful Leadership and Management workshop for Malawi Revenue Authority
05-05-17	First WCO Global Origin Conference held in Africa The WCO TEG-NII progresses towards a global standard for a NII data format
08-05-17	WCO and UPU support Asia-Pacific Customs and Posts to strengthen cooperation and the exchange of advance electronic information 11th Meeting of ASEM Working Group on Customs Matters and 8th ASEM Customs-Trade Day Sao Tome and Principe becomes the 110th Contracting Party to the Revised Kyoto Convention WCO successfully delivers a Diagnosis on Post Clearance Audit in Sierra Leone
09-05-17	Opening of the WCO 72nd Fellowship Programme Qatar Hosts a National Workshop on Intelligence Management
11-05-17	The WCO assists the Central African Economic and Monetary Community (CEMAC) in implementing amendments to the Harmonized System 2017 edition in the Common External Tariff (CET)
12-05-17	EAC Committee on Customs welcomes the record-breaking growth of the EAC regional AEO Programme in 2017 WCO participated in Ghana's National Single Window Conference 2017
15-05-17	Risk Management Framework reaches the Mozambique Revenue Authority (MRA) regions East and Southern Africa Governing Council Meeting in Kampala, Uganda
16-05-17	WCO shares initiatives on Gender Equality with Customs of CPLP WCO mission to Ethiopia to support implementation of an advance ruling system
18-05-17	WCO supports the new RTC in Ukraine to define its role and strategies for Capacity Building in Europe WCO People Development Diagnostic Tool piloted in Bolivia First Pilot WCO Workshop on Project Management held Data Model Projects Team (DMPT) preparing the next version of the WCO Data Model
19-05-17	Conference of Directors General of Customs of the Americas / Caribbean Region
22-05-17	WCO enhances engagement with the Jamaica Customs Agency Accreditation Workshop on Post-Clearance Audit held at WCO Headquarters for the first time for French speakers
24-05-17	WCO supports Protection of Mineral Resources in Africa IMSC focused on Data Analytics and Data Security, leveraging new and emerging technologies WCO steps up collaboration with UNEP on global warming WCO participates in the XXXVIIth Meeting of COMALEP
25-05-17	WCO continues providing support to the Malawi Revenue Authority in strengthening its intelligence function WCO supports Zambia Customs efforts to combat illegal trade in endangered species through improved intelligence capacity WCO and JICA jointly support EAC Customs to address new challenges through Risk Assessment and Selectivity
29-05-17	WCO holds successful Regional Workshop on Advance Passenger Information (API) and Passenger Name Record (PNR) for Members in East Europe Sub-region WCO Regional Workshop on Digital Customs and E-Commerce for the MENA Region Mexico and Israel sign joint action plan on AEO programs The WCO supports MENA region in the effective implementation of the WTO TFA

Date	Title
	SAFE-AEO Programme Assessment Workshop
30-05-17	The WCO now has 182 Members
	Strategic planning support mission for Libyan Customs
	Cocaine smuggling foiled by intercontinental operation "Sports bag"
31-05-17	New Advisory Opinion on Royalties and Licence Fees adopted by the TCCV
	WCO leads discussions on Freedom of Transit for Landlocked Countries
	WCO and JICA jointly support Kenya to address new challenges through Risk Assessment and Selectivity

Other International Matters

APEC Trade Ministers Statement after 23rd Meeting

In Hanoi, Vietnam, Trade Ministers of the Asia-Pacific Economic Cooperation (APEC) Forum issued an [actions statement](#) reflecting the outcomes of their 23rd Meeting. Listed below are the subjects covered.

23rd MEETING OF APEC MINISTERS RESPONSIBLE FOR TRADE: ACTIONS

Under APEC Viet Nam 2017 theme "Creating New Dynamism, Fostering a Shared Future" and four priorities: (i) Promoting sustainable, innovative and inclusive growth; (ii) Deepening regional economic integration; (iii) Strengthening micro, small and medium-sized enterprises' competitiveness and innovation in the digital age; and (iv) Enhancing food security and sustainable agriculture in response to climate change, we, APEC Ministers Responsible for Trade gathered in Ha Noi on 20-21 May 2017 and identified actions in the following areas:

- Supporting the 11th WTO Ministerial Conference (MC11)
- Enhancing trade and investment
- Free Trade Area of the Asia-Pacific (FTAAP)
- Trade Facilitation
- Standards and Conformance
- Investment
- Services
- Industry Dialogues
- E-commerce, Internet Economy and Digital Trade
- Supporting industry
- Environmental Goods and Services
- Connectivity Blueprint
- Promoting sustainable, innovative and inclusive growth
- Economic, financial and social inclusion
- Innovation and Structural reform
- Intellectual Property Rights
- Women and the economy
- Developing Human Resources in the Digital Age
- Strengthening MSMEs' Competitiveness and Innovation in the Digital Age
- Enhancing Food Security
- Strengthening Economic and Technical Cooperation

- APEC towards 2020 and beyond

For the full text of each action item, see the [statement](#).

Trans-Pacific Partnership (TPP) Agreement Ministerial Statement

Ministers and Vice Ministers from the Trans-Pacific Partnership signatory countries [issued](#) the following Statement:

21 May 2017. Ha Noi, Viet Nam – Ministers and Vice Ministers from Australia, Brunei Darussalam, Canada, Chile, Japan, Mexico, New Zealand, Malaysia, Peru, Singapore and Viet Nam met today to discuss the Trans-Pacific Partnership (TPP) in the margins of the Asia-Pacific Economic Cooperation (APEC) Ministers Responsible for Trade.

The Ministers reaffirmed the balanced outcome and the strategic and economic significance of the TPP highlighting its principles and high standards as a way to promote regional economic integration, contribute positively to the economic growth prospects of its member countries, and create new opportunities for workers, families, farmers, businesses and consumers.

The Ministers agreed on the value of realising the TPP's benefits and to that end, they agreed to launch a process to assess options to bring the comprehensive, high quality Agreement into force expeditiously, including how to facilitate membership for the original signatories.

The Ministers tasked their senior trade officials to engage to take forward the preparation of this assessment. Ministers asked for this work to be completed before they meet in the margins of the APEC Economic Leaders Meeting on 10-11 November 2017 in Da Nang, Viet Nam.

The Ministers also underlined their vision for the TPP to expand to include other economies that can accept the high standards of the TPP.

These efforts would address our concern about protectionism, contribute to maintaining open markets, strengthening the rules-based international trading system, increasing world trade, and raising living standards.

ICC releases rules of origin recommendations for trade agreements

On 3 May 2017, the International Chamber of Commerce (ICC) [announced](#) that it has released recommendations on rules of origin in preferential trade agreements (PTAs), highlighting the challenges traders and suppliers face due to the lack of coherence among preferential rules of origin requirements across the globe. The announcement said, in pertinent part:

The new recommendations were issued this week as customs and business representatives from all over the world convened in Addis Ababa, Ethiopia, to discuss the complexities behind rules of origin at the World Customs Organisation (WCO) Global Origin Conference. With limited progress being made in the Doha round of multilateral trade negotiations, countries are increasingly looking to bilateral and regional PTAs as an alternative. As a result, PTAs have multiplied, with over 400 such deals currently in existence, including "mega-regional" PTA negotiations such as the Trans-Pacific Partnership (TPP) or the Transatlantic Trade and Investment Partnership (TTIP).

This proliferation of agreements has led to confusing and inconsistent market entry arrangements, which are particularly felt by small and medium enterprises (SMEs) that have fewer resources. As new PTAs increasingly overlap existing ones, diverging rules of origin regulations and procedures are becoming a trade barrier along the whole supply chain.

ICC sets forth eight recommendations calling for global horizontal cohesion through streamlining certification procedures:

1. Follow the WCO Revised Kyoto Convention

Governments party to PTA negotiations should streamline rules of origin and origin procedures by following the provisions of the WCO Revised Kyoto Convention, in line with the principles of the World Trade Organisation's (WTO) Trade Facilitation Agreement (TFA).

2. Enable 'extended cumulation' or 'cross cumulation' between common agreements

Countries should insert provisions into PTAs allowing common bilateral parties to differing regional agreements to share or cumulate origin across trading regions and agreements.

3. Develop common procedural standards for customs verification of origin documentation

The WCO, in close cooperation with the private sector, should develop common procedural principles under PTAs in the spirit of the provisions of the WTO TFA.

4. Insert provisions for the resolution of minor origin disputes in PTAs

Origin disputes under PTAs should not be decided unilaterally by the customs authority of a single trade agreement partner. Instead, PTAs should contain provisions for resolution of such disputes within commercially responsive timeframes.

5. Consider the customs capacity of trading partners

Governments preparing to enter a PTA should ensure there are capacity building programmes in place prior to entry into force of the Agreement, particularly when dealing with developing and emerging markets.

6. Aim for horizontal global cohesion of PTA rules of origin

Standardising procedural requirements across PTAs makes trade easier, increasing transparency and predictability. It also allows business processes along the whole supply chain to be replicated and automated, further reducing trading costs.

7. Align on the starting point for PTA negotiations

Governments should align on the starting point from which to commence negotiations on trade agreements. This would help streamline international trade and ultimately reduce costs for business and consumers.

8. Consider PTAs as steps towards a multilateral agreement

The streamlining of mega-regional PTA negotiations could create momentum towards broader trade liberalisation.

- [Business recommendations on rules of origin in preferential trade agreements](#)

CITES Notification to Parties

The *Convention on International Trade in Endangered Species of Wild Fauna and Flora* (CITES) has issued the following [notifications to the parties](#) (dd-mm-yy):

Date	Title
01-05-17	2017/035 - <u>Information on the status, trade and conservation of pangolin species</u> <ul style="list-style-type: none"> • <u>Questionnaire on the status, trade and conservation of pangolins</u>
04-05-17	2017/036 - <u>Combating wildlife cybercrime</u>
11-05-17	2017/037 - <u>Registration of operations that breed Appendix-I animal species in captivity for commercial purposes</u>
15-05-17	2017/038 - <u>Information to be submitted by Parties for the 69th meeting of the Standing Committee</u> <ul style="list-style-type: none"> 2017/039 - <u>Illegal trade in cheetahs (<i>Acinonyx jubatus</i>)</u>
16-05-17	2017/040 - <u>Draft Guidelines for the preparation and submission of CITES annual illegal trade reports – for comment</u>

Date	Title
	• Annex: Guidelines for the preparation and submission of the CITES Annual Illegal Trade Report (April 2017)
24-05-17	2017/041 - Questionnaire on electronic systems and information technologies for CITES management (eCITES)

The Americas - Central America

Costa Rica

Documents published in *La Gaceta*

Date	Series and №	Subject
04-05-17	RES-DGA-010-2017	Elimination of certain tariff subheadings in heading 7228
	RES-DGA-DGT-009-2017	Elimination of certain tariff subheadings in heading 0701
12-05-17	Expediente № 20.344	Law for the Good Use of Vessels and Other Naval Goods Seized for Organized Crime
30-05-17	Decree № 40384-J-COMEX-MCJ-MICITT-SP-H	Reforming Article 2 of Executive Decree No. 35631-J-COMEX-MICITT-SP-H "Creation of the Interinstitutional Linking Committee for the Protection Of Intellectual Property"

El Salvador

Documents

Date	Series and №	Subject
05-05-17	DGA 010-2017	Suspension of update of the registry of the International Freight Forwarders Land
11-05-17	DGA 011-2017	Completion of the pilot phase of the authorized economic operator program
	DGA 012-2017 (Temporary)	Suspension of Administrative Provision that regulates the dispatch of textile samples without commercial value
12-05-17	DGA 013-2017	Santa Ana Customs Pre-check point for operations directed to Anguiatú as of May 15
16-05-17	DGA 014-2017	Suspension of customs information systems
17-05-17	DGA 015-2017	Customs of Santa Ana began pre-screening operations on May 15, 2017, for the exports that have Customs exit at Anguiatú

Nicaragua

Documents

Date	Series, № and Subject
08-05-17	CT/048/2017 Update of Routes and Deadlines for the Conduct of the National and International Customs Traffic of Goods.
04-05-17	CT/049/2017 Extension of the Term for the Registration of Shipbuilding Agencies and General Loading Agencies in the Module of Users 'Management (MGU).
08-05-17	CT/050/2017 Specific Provisions for the Application of Article 7 of the Central American Regulation on the Regime of International Customs Transit Terrestrial

Nicaraguan Classification Resolutions (Customs Rulings)

The Dirección General de Servicios Aduaneros (Nicaraguan Customs Service) has made the full text of tariff classification resolutions issued from 2004 to the

present available on its [website](#). The tariff classification resolutions are based on the common Central American tariff known as [Sistema Arancelario Centroamericano](#).

Panama

Official Gazette

The following documents of interest to international traders (other than food safety standards) were published in the *Gaceta Oficial – Digital* (Official Gazette – Digital) during the period of coverage:

Publication Date	Title
08-05-17	Food Safety Authority (FSA): Resolution № 011-CTI-2017 (05-05-17) repealing Resolution № 004-CTI-2017 (21-03-17) which had temporarily prohibited the importation of certain processed meats from Brazil.
15-05-17	Commerce and Industries (C&I): Res. № 24 (21-04-17) Publication of Decision No. 1/2014 of the EU-Central American Association Council of 7 November 2014, which adopts the rules of procedure of the Association Committee and its Annexes.
	C&I: Res. № 25 (21-05-17) Publication of Decision No. 2/2014 of the EU-Central American Association Council of 7 November 2014, which adopts the Rules of Procedure Governing the Settlement of Disputes Under Title X and the Code of Conduct of Panelists and Mediators and its Annexes.
	C&I: Res. № 26 (21-05-17) Publication of Decision No. 3/2014 of the EU-Central American Association Council of 7 November 2014, which adopts which adopts the List of Panelists (2015-2017) and its Annexes.
	C&I: Res. № 27 (21-05-17) Publication of Decision No. 4/2014 of the EU-Central American Association Council of 7 November 2014, which adopts which adopts the List of Experts on trade and Sustainable Development (2015-2018) and its Annexes
	C&I: Res. № 28 (21-05-17) Publication of Decision No. 5/2014 of the EU-Central American Association Council of 7 November 2014, on Geographical Indications to be included in Annex XVIII of the Agreement and its Annexes.
19-05-17	C&I: Res. № 29 (21-04-17) The publication of Resolution No. 321-2013 (COMIECO-EX) Approved by the Board of Ministers of Economic Integration on October 07, 2013
	C&I: Res. № 30 (21-04-17) The publication of Resolution No. 377-2016 (COMIECO-LXXVIII) Approved by the Board of Ministers of Economic Integration on Nov. 24, 2016
	C&I: Res. № 31 (21-04-17) The publication of Resolution No. 378-2016 (COMIECO-LXXVIII) Approved by the Board of Ministers of Economic Integration on Nov. 24, 2016; The publication of Resolution No. 379-2016 (COMIECO-LXXVIII) Approved by the Board of Ministers of Economic Integration on Nov. 24, 2016 and its erratas dated Mar. 31, 2017
	C&I: Res. № 32 (21-04-17) The publication of Resolution No. 380-2013 (COMIECO-EX) Approved by the Board of Ministers of Economic Integration on Jan. 18, 2017
26-05-17	C&I: Executive Decree № 81 (25-05-17) Establishing measures for the control of the trade in, and safe transport of dual use items for national and international security
	C&I: Resolution № 36 (17-05-17) Publication of Resolution No. 388-2017 (COMIECO-EX) approved by the Board of Ministers of Economic Integration on April 27, 2017, Agreement No. 01-2017 (COMIECO-EX) Approved By The Board of Ministers of Economic Integration on April 27, 2017 and Resolution No. 389-2017 (COMIECO-LXXIX) Approved by the Board of Ministers of Economic Integration on April 27, 2017.
	C&I: Resolution № 37 (17-05-17) Publication of Resolution No. 381-2017 (COMIECO-EX) Approved by the Board of Ministers of Economic Integration on April 27, 2017 and Resolution No. 382-2017 (COMIECO-EX) Approved by the Board of Ministers of Economic Integration on April 27, 2017.

Publication Date	Title
29-05-17	Cabinet: Cabinet Decree № 16 (23-05-17) Modification of the National Import Tariff [1005.90.20.00 – Yellow Corn –free]
31-05-17	C&I: Res. № 38 (17-05-17) Publication of Resolution No. 383-2017 (COMIECO-EX) Approved by the Board of Ministers of Economic Integration on April 27, 2017.
	C&I: Res. № 39 (17-05-17) Publication of Resolution No. 384-2017 (COMIECO-EX) Approved by the Board of Ministers of Economic Integration on April 27, 2017; Resolution No. 385-2017 (COMIECO-EX) Approved by the Board of Ministers of Economic Integration on April 27, 2017 and Resolution No. 386-2017 (COMIECO-EX) Approved by the Board of Ministers of Economic Integration on April 27, 2017.
	C&I: Res. № 40 (17-05-17) Publication of Resolution No. 387-2017 (COMIECO-EX) Approved by the Board of Ministers of Economic Integration on April 27, 2017

The Americas - North America

Canada

Miscellaneous regulations and proposals

The following documents of interest to international traders were published in the [Canada Gazette](#). (The sponsoring ministry, department or agency is also shown. N=notice, PR=proposed regulation, R=regulation, O=Order)

Publication Date	Title
05-03-17	Health: Marketing Authorization Amending the Marketing Authorization for Food Additives with Other Generally Accepted Uses (SOR/2017-67, April 20, 2017) pursuant to the Food and Drugs Act. (R)
	Environment: List of Wildlife Species at Risk (Decisions Not to Add Certain Species) Order (SI/2017-24, May 3, 2017) pursuant to the Species at Risk Act (O)
	Transport: Regulations Amending the Motor Vehicle Safety Regulations (Standards 111, 123, 126, 205, 206 and 301.3)(SOR/2017-57, April 13, 2017) pursuant to the Motor Vehicle Safety Act (R)
	Environment: Order Amending Schedule 1 to the Species at Risk Act (SOR/2017-59, April 13, 2017) pursuant to the Species at Risk Act (O)
05-06-17	Global Affairs Canada: Final environmental assessment of the Canada-European Union Comprehensive Economic and Trade Agreement. (N)
	Health: Filing of claims for exemption pursuant to the Hazardous Materials Information Review Act (N)
05-17-17	Environment: Order 2017-87-04-01 Amending the Domestic Substances List (SOR/2017-75, April 28, 2017) pursuant to subsections 87(1), (3) and (5) of the Canadian Environmental Protection Act, 1999 (O)
	Health: Regulations Amending the Food and Drug Regulations (Veterinary Drugs — Antimicrobial Resistance) (SOR/2017-76, May 5, 2017) pursuant to the Food and Drugs Act (R)
	Environment/Health: Publication of final decision after screening assessment of cobalt and cobalt-containing substances, including those specified on the Domestic Substances List (paragraphs 68(b) and 68(c) or subsection 77(6) of the Canadian Environmental Protection Act, 1999) (N)
05-27-17	Environment/Health: Proposed Regulations Respecting Reduction in the Release of Methane and Certain Volatile Organic Compounds (Upstream Oil and Gas Sector) pursuant to the Canadian Environmental Protection Act, 1999 (PR)
	Environment/Health: Proposed Regulations Respecting Reduction in the Release of Volatile Organic Compounds (Petroleum Sector) pursuant to the Canadian Environmental Protection Act, 1999 (PR)

Publication Date	Title
	<u>the Canadian Environmental Protection Act, 1999 (PR)</u> Environment: Proposed <u>Regulations Amending the Regulations Designating Regulatory Provisions for Purposes of Enforcement (Canadian Environmental Protection Act, 1999) (PR)</u>
05-31-17	Agriculture and Agri-Food: <u>Regulations Amending and Repealing Certain Canadian Food Inspection Agency Regulations (Miscellaneous Program) (SOR/2017-94, May 19, 2017)</u> pursuant to - subsection 4(1)1a of the Seeds Act; - section 753c of the Plant Breeders' Rights Act; - section 645e of the Health of Animals Act 6f; and - section 477g of the Plant Protection Act (R) Public Safety & Emergency Preparedness: <u>Regulations Amending the Firearms Marking Regulations (SOR/2017-88, May 12, 2017)</u> pursuant to the <u>Firearms Act</u> (R) Health: <u>Regulations Amending the Pest Control Products Regulations (Statement, Notice and Conditional Registration) (SOR/2017-91, May 19, 2017)</u> pursuant to the <u>Pest Control Products Act</u> (R) Natural Resources: <u>Order Amending the Schedule to the Export and Import of Rough Diamonds Act (SR/2017-95, May 19, 2017)</u> pursuant to the <u>Export and Import of Rough Diamonds Act</u> (R) Environment: <u>Regulations Amending the Wild Animal and Plant Trade Regulations (SOR/2017-86, May 12, 2017)</u> pursuant to the <u>Wild Animal and Plant Protection and Regulation of International and Interprovincial Trade Act</u>

Restrictive measures

The following documents imposing restrictive measures on imports or exports were published in the [Canada Gazette](#) or posted on a Government website.

Publication Date	Title
	Foreign Affairs: <u>Regulations Amending the Special Economic Measures (Syria) Regulations (SOR/2017-62, April 13, 2017)</u> pursuant to the <u>Special Economic Measures Act</u> (R)
05-03-17	Foreign Affairs: <u>Regulations Amending the Special Economic Measures (Syria) Regulations (SOR/2017-69, April 20, 2017)</u> pursuant to the <u>Special Economic Measures Act</u> (R)
	Foreign Affairs: <u>Regulations Repealing the United Nations Côte d'Ivoire Regulations (SOR/2017-54, April 13, 2017)</u> pursuant to the <u>United Nations Act</u> (R)
	Foreign Affairs: <u>Regulations Repealing the Regulations Implementing the United Nations Resolutions on Liberia (SOR/2017-55, April 13, 2017)</u> pursuant to the <u>United Nations Act</u> (R)

CBSA advance rulings

The Canada Border Services Agency (CBSA) has enhanced the Advance Ruling ([Tariff Classification](#) and [Origin](#)) and [National Customs Ruling](#) programs by publishing ruling letters in their entirety, with the applicant's consent, on the [CBSA Web site](#). No new advance rulings were posted by the CBSA during the past month.

D-Memoranda and CNs revised or cancelled

The following is a list of Canada Border Services Agency D-Memoranda, Customs Notices (CNs) and other publications issued, revised or cancelled during the past month. (Dates are given in yyyy/mm/dd format.)

Date	Reference	Title
05-01-17	D2-5-1	(Revised) Charter Access to Airports
05-03-17	D17-2-1	(Revised) The Coding, Submission and Processing of Form B2 Canada Customs Adjustment Request
	D23-2-1	(Revised) Customs Self-Assessment Program for Carriers
	D23-3-1	(Revised) Customs Self-Assessment Program for importers
05-09-17	CN 17-13	Notification of Canadian International Trade Tribunal Hearing on Assisted Opening Knives
05-10-17	CN 17-14	House Bill Requirements for Consolidated Air Shipments Arriving on a Highway Conveyance - Flying Trucks
05-16-17	D2-3-6	Non-commercial Provincial Tax Collection Programs
05-23-17	CN 17-15	Changes to the Implementation Timeline for Electronic House Bills
05-25-17	D3-4-2	Highway Pre-arrival and Reporting Requirements (Revised)
	D3-1-3	Commercial Importation of Intoxicating Liquors (Revised)
05-26-17	CN 17-16	Highway Sufferance Warehouse Closure (Burnaby, BC)
	CN 17-17	Environment and Climate Change Canada (ECCC)'s Import Restrictions on Salamanders

Antidumping and countervailing duty cases

See separate [Antidumping Countervailing Duty and Safeguards Investigations, Orders & Reviews](#) section below.

Mexico

Diario Oficial

The following documents of interest to international traders were published in the [Diario Oficial de la Federacion](#): Note: With regard to standards, only those which appear to apply to international trade are listed. (An unofficial English translation is shown.)

Publication Date	Title
05-16-17	Supreme Court: General Acuerdo № 3/2017, of 8 May 2017, of the Plenum of the Supreme Court of Justice, for which competition is delegated to the collegiate circuit courts for the resolution of the shelters under review in That the problem of constitutionality of Article 76-A of the Income Tax Law in force as of January 1, 2000 remains in relation to the second transitory article, section III, of said Law, 28, section I , Fraction 32 , D fraction IV, 42, fraction IX, 53-b, 81, fraction XL and 82, fraction XXXVII, of the Fiscal Code of the Federation, 33 of the Regulations of the latter, 59, section IV of the Customs Law , Rules 2.1.30 of the Miscellaneous Fiscal Resolution and 1.3.3 of the General Rules of Foreign Trade, both for two thousand sixteen, and the multilateral agreement between competent authorities on the exchange of country-by-country reports.
05-19-17	Acuerdo disclosing the Decision No. 1/2017 of the Mexico-European Union Joint Committee on the amendments to Annex III to Decision No. 2/2000 of the EC-Mexico Joint Council, of 23 March of 2000 Concerning the definition of the concept of originating products and administrative cooperation procedures (certain specific product origin rules applicable to chemical products).
05-25-17	Economy: Acuerdo amending the Acuerdo establishing the classification and

Publication Date	Title
	codification of goods whose import and export is subject to regulation by the Secretariat of Environment and Natural Resources.

Antidumping and countervailing duty cases

See separate [Antidumping Countervailing Duty and Safeguards Investigations, Orders & Reviews](#) section below.

United States

[NOTE ON *FEDERAL REGISTER* TABLES IN THE **UNITED STATES** SECTION BELOW: N=NOTICE, FR=FINAL RULE, PR=NOTICE OF PROPOSED RULEMAKING, AN=ADVANCE NOTICE OF PR, IR=INTERIM RULE, TR=TEMPORARY RULE OR ORDER, RFI/FRC= REQUEST FOR INFORMATION/COMMENTS; H=HEARING OR MEETING; E=EXTENSION OF TIME; C=CORRECTION; RO=REOPENING OF COMMENT PERIOD; DED= DELAYED EFFECTIVE DATE; W=WITHDRAWAL. PLEASE NOTE: MEETINGS WHICH HAVE ALREADY TAKEN PLACE ARE GENERALLY NOT LISTED.]

Presidential documents

During the past month, President Trump signed the following documents that relate to international trade or travel, regulatory reform, national security, law enforcement or related activities:

Date	Subject
05-03-17	Executive Order 13794 of April 28, 2017 - Establishment of the American Technology Council
	Executive Order 13795 of April 28, 2017 - Implementing an America-First Offshore Energy Strategy
05-04-17	Executive Order 13796 of April 29, 2017 - Addressing Trade Agreement Violations and Abuses
	Executive Order 13797 of April 29, 2017 - Establishment of Office of Trade and Manufacturing Policy
05-10-17	Notice of May 8, 2017 - Continuation of the National Emergency With Respect to Yemen
	Notice of May 9, 2017 - Continuation of the National Emergency With Respect to the Actions of the Government of Syria
	Notice of May 9, 2017 - Continuation of the National Emergency With Respect to the Central African Republic
05-16-17	Executive Order 13800 of May 11, 2017 -- Strengthening the Cybersecurity of Federal Networks and Critical Infrastructure
05-18-17	Notice of May 16, 2017 - Continuation of the National Emergency With Respect to the Stabilization of Iraq

President extends national emergency with respect to the stabilization of Iraq

On May 18, 2017, the *Federal Register* published Presidential [Notice of May 16, 2017 - Continuation of the National Emergency With Respect to the Stabilization of Iraq](#) which extends for an additional year the national emergency first declared on May 22, 2003, by Executive Order (EO) 13303, and modified in scope and relied upon for additional steps taken in EO 13315 of August 28, 2003, EO 13350 of July 29, 2004, EO 13364 of November 29, 2004, EO 13438 of July 17, 2007, and EO 13668 of May 27, 2014.

The national emergency is being extended because the obstacles to the orderly reconstruction of Iraq, the restoration and maintenance of peace and security in

the country, and the development of political, administrative, and economic institutions in Iraq continue to pose an unusual and extraordinary threat to the national security and foreign policy of the United States.

President extends national emergency with respect to Yemen

On May 10, 2017, the *Federal Register* published Presidential [Notice of May 8, 2017 - Continuation of the National Emergency With Respect to Yemen](#), which extends the national emergency with respect to Yemen for an additional year. The national emergency was originally declared by EO 13611 (May 16, 2012) to deal with the unusual and extraordinary threat to the national security and foreign policy of the United States constituted by the actions and policies of certain members of the Government of Yemen and others. These actions and policies threatened Yemen's peace, security, and stability, including by obstructing the political process in Yemen and the implementation of the agreement of November 23, 2011, between the Government of Yemen and those in opposition to it, which provided for a peaceful transition of power that meets the legitimate demands and aspirations of the Yemeni people for change.

The national emergency is being extended because the actions and policies of certain members of the Government of Yemen and others in threatening Yemen's peace, security, and stability continue to pose an unusual and extraordinary threat to the national security and foreign policy of the United States.

President extends national emergency with respect to Syria

On May 10, 2017, the *Federal Register* published Presidential [Notice of May 9, 2017 - Continuation of the National Emergency With Respect to the Actions of the Government of Syria](#), which extends the national emergency with respect to the actions of Syria for an additional year. The national emergency was originally declared by EO 13338 (May 11, 2004) which authorized the blocking of property of certain persons and prohibited the exportation or reexportation of certain goods to Syria. The national emergency was modified in scope and relied upon for additional steps taken in EO 13399 of April 25, 2006, EO 13460 of February 13, 2008, EO 13572 of April 29, 2011, EO 13573 of May 18, 2011, EO 13582 of August 17, 2011, EO 13606 of April 22, 2012, and EO 13608 of May 1, 2012.

The national emergency and its actions are being continued because the regime's brutality and repression of the Syrian people, who have been calling for freedom and a representative government, not only endangers the Syrian people themselves, but also generates instability throughout the region. The Syrian regime's actions and policies, including with respect to chemical and biological weapons, supporting terrorist organizations, and obstructing the Lebanese government's ability to function effectively, continue to foster the rise of extremism and sectarianism and pose an unusual and extraordinary threat to the national security, foreign policy, and economy of the United States.

President extends national emergency with respect to the Central African Republic

On May 10, 2017, the *Federal Register* published Presidential [Notice of May 9, 2017 - Continuation of the National Emergency With Respect to the Central African Republic](#), which extends for an additional year the national emergency first declared in EO 13667 (May 12, 2017) to deal with the unusual and extraordinary threat to the national security and foreign policy of the United States constituted by the situation in and in relation to the Central African Republic, which has been

marked by a breakdown of law and order, sectarian tension, widespread violence and atrocities, and the pervasive, often forced recruitment and use of child soldiers, and which threatens the peace, security, or stability of the Central African Republic and neighboring states.

The national emergency is being extended because the situation in and in relation to the Central African Republic continues to pose an unusual and extraordinary threat to the national security and foreign policy of the United States

[Ed. Note: The following two articles originally appeared in our May issue, but they have now been published in the Federal Register and the links and references have been updated]

President signs Executive Order establishing Office of Trade and Manufacturing Policy

On April 29, 2017, President Trump signed [Executive Order 13797 of April 29, 2017 – Establishment of Office of Trade and Manufacturing Policy](#) [published in the *Federal Register* on May 4, 2017], which establishes an Office of Trade and Manufacturing Policy (OTMP) within the White House Office. The OTMP's mission is "to defend and serve American workers and domestic manufacturers while advising the President on policies to increase economic growth, decrease the trade deficit, and strengthen the United States manufacturing and defense industrial bases."

The OTMP's responsibilities will be to:

- advise the President on innovative strategies and promote trade policies consistent with the President's stated goals;
- serve as a liaison between the White House and the Department of Commerce and undertake trade-related special projects as requested by the President; and
- help improve the performance of the executive branch's domestic procurement and hiring policies, including through the implementation of the policies described in Executive Order 13788 of April 18, 2017 (Buy American and Hire American).

President signs EO addressing trade agreements 'violations and abuses'

On April 29, 2017, President Trump signed [Executive Order 13796 of April 29, 2017 – Addressing Trade Agreement Violations and Abuses](#) [published in the *Federal Register* on May 4, 2017]. The Executive Order (EO) states that

Every trade agreement and investment agreement entered into by the United States, and all trade relations and trade preference programs of the United States, should enhance our economic growth, contribute favorably to our balance of trade, and strengthen the American manufacturing base. Many United States free trade agreements, investment agreements, and trade relations have failed, in whole or in part, to meet these criteria. The result has been large and persistent trade deficits, a lack of reciprocal treatment of American goods and investment, the offshoring of factories and jobs, the loss of American intellectual property and reduced technological innovation, downward pressure on wage and income growth, and an impaired tax base. It is the policy of the United States to negotiate new trade agreements, investment agreements, and trade relations that benefit American workers and domestic manufacturers, farmers, and ranchers; protect our intellectual property; and encourage domestic research and development. It is also the policy of the United States to renegotiate or terminate any existing trade agreement, investment agreement, or trade relation that, on net, harms the United States economy, United States businesses, United States intellectual property rights and innovation rate, or the American people.

The EO requires the Secretary of Commerce and the United States Trade Representative (USTR), in consultation with the Secretaries of State and the Treasury, the Attorney General, and the Director of the Office of Trade and Manufacturing Policy, to conduct comprehensive performance reviews of:

- all bilateral, plurilateral, and multilateral trade agreements and investment agreements to which the United States is a party; and
- all trade relations with countries governed by the rules of the World Trade Organization (WTO) with which the United States does not have free trade agreements but with which the United States runs significant trade deficits in goods.

The performance reviews, which are to be submitted within 180 days from the date of the EO are to identify:

- those violations or abuses of any United States trade agreement, investment agreement, WTO rule governing any trade relation under the WTO, or trade preference program that are harming American workers or domestic manufacturers, farmers, or ranchers; harming our intellectual property rights; reducing our rate of innovation; or impairing domestic research and development;
- unfair treatment by trade and investment partners that is harming American workers or domestic manufacturers, farmers, or ranchers; harming our intellectual property rights; reducing our rate of innovation; or impairing domestic research and development;
- instances where a trade agreement, investment agreement, trade relation, or trade preference program has failed with regard to such factors as predicted new jobs created, favorable effects on the trade balance, expanded market access, lowered trade barriers, or increased United States exports; and
- lawful and appropriate actions to remedy or correct the deficiencies identified.

The findings will be used to help guide trade policy and trade negotiations. In addition, the EO directs the Secretary of Commerce, the USTR, and other heads of executive departments and agencies, as appropriate, to take every appropriate and lawful action to address violations of trade law, abuses of trade law, or instances of unfair treatment.

President signs Consolidated Appropriations Act

On May 4, 2017, the U.S. Senate (by a 79-18 vote) agreed to the House of Representatives [Consolidated Appropriations Act, 2017](#) and sent it to the President for signature. The President signed the Act on May 5, 2017 and it was assigned Public Law 115-31. A [signing statement](#) by the President accompanied the legislation which indicated that certain specific provisions may unconstitutionally restrict, impede or undermine his ability to act. The President said that his administration would treat or construe such provisions consistent with his constitutional responsibilities, authorities or Presidential prerogatives or, in some cases as merely advisory.

CBP and ICE appropriations

Under Title II of the Act, U.S. Customs and Border Protection (CBP) will receive \$10,900,636,000 (operations and support), including funds from the Harbor Maintenance Fee trust fund. \$681,441,500 is available until Sept. 30, 2018. In addition, \$273,617,000 is appropriated for CBP's procurement, constructions and improvements (including vessels, aircraft and unmanned aerial systems), of which \$252,842,000 remains available until Sept. 30, 2019 and \$20,775,000 remains available until Sept. 30, 2021.

Under Title VI additional appropriations of \$274,813,000 (operations and support) and \$497,400,000 (Procurement, construction and improvements) is appropriated, including money for existing border fencing and high technology border security.

Under Title II of the Act, U.S. Immigration and Customs Enforcement (ICE) will receive \$6,168,532,000; of which \$6,000,000 shall remain available until expended for efforts to enforce laws against forced child labor. Not less than \$15,000,000 shall be available for investigation of intellectual property rights (IPR) violations, including operation of the National IPR Coordination Center. \$18,700,000 shall remain available until September 30, 2018, for the Visa Security Program and investigations abroad. Not less than \$3,471,806,000 shall be for enforcement, detention, and removal operations, including transportation of unaccompanied minor aliens. Some money is withheld until a comprehensive plan for immigration data is submitted, and some enforcement funds are available until expended. An additional \$29,800,000 is available for procurement, construction, and improvements, until September 30, 2019. ICE also receives additional funding under Title VI.

Additional funding for CBP is also available from certain special accounts or collections. However certain amounts are subject to mandatory rescissions.

The Act extends certain user fees under Section 13031(j)(3)(A) of the *Consolidated Omnibus Budget Reconciliation Act of 1985* (19 U.S.C. 58c(j)(3)(A)) from September 30, 2025 to January 14, 2026, and extends the Merchandise Processing Fee at the rate set in Section 503 of the *United States–Korea Free Trade Agreement Implementation Act* (Public Law 112–41; 19 U.S.C. 3805 note) from September 30, 2025 until January 14, 2026.

Supreme Court holds domestic and foreign sales exhaust patents, allowing goods to be re-sold

On May 30, 2017, the U.S. Supreme Court decided [*Impression Products, Inc. v. Lexmark International, Inc. \(Slip Op. 15-1189\)*](#) which hold that when a patentee sells one of its products, however, the patentee can no longer control that item through the patent laws—its patent rights are said to “exhaust,” reversing a decision of the U.S. Court of Appeals for the Federal Circuit (CAFC).

Summary:

The Respondent, Lexmark, owns a number of patents that cover components of toner cartridges and the manner in which they are used. When Lexmark sells toner cartridges, it gives consumers two options: One option is to buy a toner cartridge at full price, with no restrictions. The other option is to buy a cartridge at a discount through Lexmark’s “Return Program.” In exchange for the lower price, customers who buy through the Return Program must sign a contract agreeing to use the cartridge only once and to refrain from transferring the cartridge to anyone but Lexmark.

Remanufacturers acquire empty Lexmark toner cartridges—including Return Program cartridges—from purchasers in the United States, refill them with toner, and then resell them. They do the same with Lexmark cartridges that they acquire from purchasers overseas and import into the United States. Lexmark sued a number of these remanufacturers, including petitioner Impression Products, Inc., for patent infringement with respect to both groups of cartridges.

The Supreme Court held that Lexmark exhausted its patent rights in the Return Program cartridges that it sold in the United States. A patentee's decision to sell a product exhausts all of its patent rights in that item, regardless of any restrictions the patentee purports to impose. As a result, even if the restrictions in Lexmark's contracts with its customers were clear and enforceable under contract law, they do not entitle Lexmark to retain patent rights in an item that it has elected to sell.

It also held that Lexmark cannot sue Impression Products for infringement with respect to the cartridges sold abroad. An authorized sale outside the United States, just as one within the United States, exhausts all rights under the Patent Act, just as it does in copyright law.

Chief Justice Roberts delivered the opinion of the Court, in which Associate justices Kennedy, Thomas, Breyer, Alito, Sotomayor, and Kagan joined. Justice Ginsburg filed an opinion concurring in that part of the holding regarding domestic sales and dissenting in that part of the holding regarding foreign exhaustion.

Federal Circuit affirms CIT decision requiring parties, including sureties, to file protests against interest assessments on liquidated entries

On May 26, 2017, the U.S. Court of Appeals for the Federal Circuit (CAFC) affirmed a judgment from the U.S. Court of International Trade (CIT) which held that the government was entitled to interest on unpaid duties under 19 U.S.C. § 580 (statutory 6% against sureties) from the date of CBP's first formal demand and §1505(d) (variable interest rate against importers and sureties) up to the amount of the bond. It also held that a surety company or importer wishing to challenge the interest must file a protest with U.S. Customs and Border Protection (CBP), just as in any decision for a charge or exaction by CBP. Additionally the CAFC upheld the CIT's decision to not award equitable interest, as being at the court's discretion. [U.S. v. American Home Assurance Company](#) (Slip Op. 2016-1088, 2016-1090 May 26, 2017).

U.S. Senate confirms new USTR

On May 11, 2017, the U.S. Senate [confirmed](#) President Trump's nominee, Robert Lighthizer as the United States Trade Representative (USTR). Mr. Lighthizer required a waiver from a law which prohibited individuals from being the USTR if they had previously represented foreign governments in disputes against the United States. Mr. Lighthizer has served as a trade attorney in private practice for many years and represented two foreign governments many years ago. Before that, he was a deputy USTR prior to 1985. He had broad support from Republicans and most Democrats and was approved in an 82-14 vote. A few Republicans voted against his confirmation (and some expressed concern) over his position on NAFTA. Sens. McCain and Sasse said they were not convinced Mr. Lighthizer understands the "positive economic benefits" of NAFTA.

USTR seeks comments on NAFTA negotiating objectives

On May 23, 2017, the Office of the United States Trade Representative (USTR) published in the *Federal Register* a [request for comments and notice of public hearing](#) [Docket No. USTR-2017-0006] concerning the negotiating objectives regarding modernization of the *North American Free Trade Agreement* (NAFTA) with Canada and Mexico. The notice states:

The United States intends to commence negotiations with Canada and Mexico regarding modernization of the North American Free Trade Agreement (NAFTA). The

NAFTA was negotiated more than 25 years ago, and, while our economy and U.S. businesses have changed considerably over that period, NAFTA has not. The United States seeks to support higher-paying jobs in the United States and to grow the U.S. economy by improving U.S. opportunities under NAFTA. Our specific objectives for this negotiation will comply with the specific objectives set forth by Congress in section 102 of the Bipartisan Congressional Trade Priorities and Accountability Act of 2015. The Office of the United States Trade Representative (USTR) is seeking public comments on matters relevant to the modernization of NAFTA in order to inform development of U.S. negotiating positions.

To assist USTR as it develops its negotiating objectives and positions for the agreement, the Trade Policy Staff Committee (TPSC) invites interested persons to submit comments and/or oral testimony at a public hearing on matters relevant to the modernization of the NAFTA. In particular, the TPSC invites comments addressed to:

- (a) General and product-specific negotiating objectives for Canada and Mexico in the context of a NAFTA modernization.
- (b) Economic costs and benefits to U.S. producers and consumers of removal of any remaining tariffs and removal or reduction of non-tariff barriers on articles traded with Canada and Mexico.
- (c) Treatment of specific goods (described by HTSUS numbers), including comments on—
 - (1) Product-specific import or export interests or barriers,
 - (2) Experience with particular measures that should be addressed in negotiations, and
 - (3) Addressing any remaining tariffs on articles traded with Canada, including ways to address export priorities and import sensitivities related to Canada and Mexico in the context of the NAFTA.
- (d) Customs and trade facilitation issues that should be addressed in the negotiations.
- (e) Appropriate modifications to rules of origin or origin procedures for NAFTA qualifying goods.
- (f) Any unwarranted sanitary and phytosanitary measures and technical barriers to trade imposed by Canada and Mexico that should be addressed in the negotiations.
- (g) Relevant barriers to trade in services between the United States and Canada and Mexico that should be addressed in the negotiations.
- (h) Relevant digital trade issues that should be addressed in the negotiations.
- (i) Relevant trade-related intellectual property rights issues that should be addressed in the negotiations.
- (j) Relevant investment issues that should be addressed in the negotiations.
- (k) Relevant competition-related matters that should be addressed in the negotiations.
- (l) Relevant government procurement issues that should be addressed in the negotiations.
- (m) Relevant environmental issues that should be addressed in the negotiations.
- (n) Relevant labor issues that should be addressed in the negotiations.
- (o) Issues of particular relevance to small and medium-sized businesses that should be addressed in the negotiations.
- (p) Relevant trade remedy issues that should be addressed in the negotiations.
- (q) Relevant state-owned enterprise issues that should be addressed in the negotiations.

Persons wishing to testify at the hearing must provide written notification and a summary of your testimony by Monday, June 12, 2017. Written comments also are due by Monday, June 12, 2017. A hearing will be held at 9 a.m. in the Main Hearing Room of the United States International Trade Commission, 500 E Street SW, Washington, D.C. 20436, on Tuesday, June 27, 2017. Details are in the *Federal Register* notice.

USTR notifies Congress of intent to renegotiate NAFTA

On May 18, 2017, the Office of the United States Trade Representative (USTR) announced that USTR Robert Lighthizer notified Congress that President Trump intends to renegotiate the *North American Free Trade Agreement* (NAFTA). Through these negotiations, the United States seeks to support higher-paying jobs in the United States and to grow the U.S. economy by improving U.S. opportunities to trade with Canada and Mexico. According to the announcement:

In the letter to Congress, Ambassador Lighthizer expresses the Trump Administration's commitment to concluding the negotiations with timely and substantive results for U.S. consumers, businesses, farmers, ranchers, and workers. These goals will be pursued consistent with U.S. priorities and the negotiating objectives established by Congress in the Bipartisan Congressional Trade Priorities and Accountability Act of 2015 (TPA). Negotiations will begin no earlier than August 16, 2017.

"Today, President Trump fulfilled one of his key promises to the American people. For years, politicians have called for the renegotiation of this agreement, but President Trump is the first to follow through with that promise," said Ambassador Lighthizer. "USTR will now continue consultations with Congress and American stakeholders to create an agreement that advances the interests of America's workers, farmers, ranchers, and businesses."

USTR will publish a notice in the *Federal Register* requesting public input on the direction, focus, and content of the North American Free Trade Agreement negotiations.

President Trump announced the United States' intention to engage in negotiations related to NAFTA on February 2, 2017. Since then, USTR has begun consultations with committees of jurisdiction in Congress and advisory committees, as outlined by TPA.

The notification begins the process. Negotiations will begin no earlier than 90 days later – about mid-August. The *Bipartisan Congressional Trade Priorities and Accountability Act of 2015* lays out the framework for consultations and requires the negotiating priorities to be made public 30 days before the talks start.

- [Text of USTR Letters to Congressional Leadership](#)

ITC launches safeguard investigation on crystalline silicon photovoltaic cells

On 25 May 2017, the United States notified the WTO's Committee on Safeguards that it initiated on 17 May 2017 a safeguard investigation on crystalline silicon photovoltaic cells (whether or not partially or fully assembled into other products).

In the notification, the United States indicated, among other things, as follows:

The point of contact for the investigation is:

Mary Messer
Office of Investigations
U.S. International Trade Commission
500 E Street, SW

Washington, DC 20436
Tel: (202-205-3193)"

Persons wishing to participate in the investigation as parties must file an entry of appearance with the Secretary to the Commission not later than 21 days after publication of the notice of institution in the Federal Register.

Further information is available in [G/SG/N/6/USA/11](#).

ITC to accept additional comments on certain duty suspensions and reductions

On May 25, 2017, the U.S. International Trade Commission (ITC) published in the *Federal Register* a [notice](#) that the ITC will provide a limited opportunity for additional comments from the public on certain petitions for duty suspensions and reductions included in its preliminary report to the House Committee on Ways and Means and the Senate Committee on Finance.

Under the *American Manufacturing Competitiveness Act of 2016* (the Act), the ITC will submit a preliminary report on the petitions for duty suspensions and reductions that have been filed with it to the House Ways and Means Committee and the Senate Finance Committee on June 9, 2017.

In that report, the ITC will categorize petitions as (a) petitions that meet the requirements of the Act with or without modification (Category I, II, III, or IV petitions), (b) petitions that do not contain the information required by the Act or that were not filed by a likely beneficiary (Category V petitions), and (c) petitions that the ITC does not recommend for inclusion in a miscellaneous tariff bill (Category VI petitions). The ITC has decided that it will accept additional comments from the public on any petitions that are listed as Category VI petitions for a ten day period beginning on June 12, 2017, at 8:45 a.m. As provided in the *Federal Register* notice, all such comments must be submitted to the ITC electronically through the ITC Web site <https://www.usitc.gov/mtbps>. The ITC will not accept comments filed in paper form or in any other form or format.

The opening date and time for submission of additional comments on Category VI petitions is June 12, 2017, 8:45 a.m. EST. The closing date and time is June 21, 2017.

ITC institutes two additional investigations on digital trade

On May 8, 2017, the ITC published in the *Federal Register* a [document](#) announcing that, in response to the request from the U.S. Trade Representative (USTR) dated January 13, 2017 under section 332(g) of the *Tariff Act of 1930*, the ITC has instituted the second and third of three investigations on global digital trade: Investigation No. 332-562, *Global Digital Trade 2: The Business-to-Business Market, Key Foreign Trade Restrictions, and U.S. Competitiveness*; and Investigation No. 332-563, *Global Digital Trade 3: The Business-to-Consumer Market, Key Foreign Trade Restrictions, and U.S. Competitiveness*. The ITC will schedule a public hearing and provide opportunity for the public to file written submissions in connection with both investigations, with dates and procedures relating to both announced in a later notice.

As requested by the USTR, the ITC's report on the second investigation, titled *Global Digital Trade 2: The Business-to-Business Market, Key Foreign Trade Restrictions, and U.S. Competitiveness*, will build on the first report to:

- Provide qualitative, and to the extent possible, quantitative analysis of measures in key foreign markets (identified in the first report) that affect the ability of U.S. firms to develop and/ or supply business-to-business digital products and services abroad; and
- Assess, using case studies or other qualitative and quantitative methods, the impact of these measures on the competitiveness of U.S. firms engaged in the sale of digital products and services, as well as on international trade and investment flows associated with digital products and services related to significant business-to-business technologies.

The ITC expects to deliver this second report to the USTR by October 29, 2018.

As requested by the USTR, the ITC's report on the third investigation, titled *Global Digital Trade 3: The Business-to-Consumer Market, Key Foreign Trade Restrictions, and U.S. Competitiveness*, will build on the first and second reports to:

- Provide qualitative, and to the extent possible, quantitative analysis of measures in key foreign markets (identified in the first report) that affect the ability of U.S. firms to develop and/ or supply business-to-consumer digital products and services abroad; and
- Assess, using case studies or other qualitative and quantitative methods, the impact of these measures on the competitiveness of U.S. firms engaged in the sale of digital products and services, as well as on international trade and investment flows associated with digital products and services related to significant business-to-consumer technologies.

The ITC expects to deliver this third report to the USTR by March 29, 2019.

ITC investigations

The ITC initiated (I), terminated (T), requested information or comments (RFC), issued a report (R), or scheduled a hearing (H) regarding the following investigations (other than 337 and antidumping, countervailing duty or safeguards) this month: (*Click on the investigation title to obtain details from the Federal Register notice or ITC Press Release*)

Investigation. No. and title	Requested by:
Inv. No. 332-503- Earned Import Allowance Program: Evaluation of the Effectiveness of the Program for Certain Apparel From the Dominican Republic, Eighth Annual Review (N/H)	Statutory
Inv. 332-562 - Global Digital Trade 2: The Business-to- Business Market, Key Foreign Trade Restrictions, and U.S. Competitiveness (I)	USTR
Inv. No. 332-563 - Global Digital Trade 3: The Business-to-Consumer Market, Key Foreign Trade Restrictions, and U.S. Competitiveness (I)	
Inv. No. 332-227 - Caribbean Basin Economic Recovery Act: Impact on U.S. Industries and Consumers and on Beneficiary Countries (H canceled)	
Inv. No. TA-131-042 and TPA-105-002 - North American Free Trade Agreement: Advice on the Probable Economic Effect of Providing Duty-Free Treatment for Currently Dutiable Imports (N/I/H/RFC)	USTR

Joint US-China Economic Cooperation 100-Day Plan released

On May 11, 2017, the Treasury Department released a "[Joint Press Release: Initial Results of the 100-Day Action Plan of the U.S. - China Comprehensive Economic Dialogue](#)." After Presidents Trump and Xi agreed at their Mar-a-Lago meeting to advance U.S. - China economic cooperation with a 100-day action

plan under the framework of the U.S. - China Comprehensive Economic Dialogue, The U.S. Secretary of the Treasury, Steven Mnuchin and Commerce Wilbur Ross and Chinese Vice Premier Wang Yang negotiated intensively to make progress on key issues. The three co-chairs reached consensus on initial commitments under the 100-day plan and objectives for next steps. The two sides have reached consensus on addressing issues in areas including agricultural trade, financial services, investment, and energy. According to a [U.S.-China joint fact sheet](#) also released:

Initial Actions of the U.S.-China Economic Cooperation 100-Day Plan

1. Following one more round of technical consultations between the United States and China, China is to allow imports of U.S. beef on conditions consistent with international food safety and animal health standards and consistent with the 1999 Agricultural Cooperation Agreement, beginning as soon as possible but no later than July 16, 2017.
2. The United States and China are to resolve outstanding issues for the import of China origin cooked poultry to the United States as soon as possible, and after reaching consensus, the United States is to publish a proposed rule by July 16, 2017, at the latest, with the United States realizing China poultry exports as soon as possible.
3. China's National Biosafety Committee (NBC) is to hold a meeting by the end of May 2017, to conduct science-based evaluations of all eight pending U.S. biotechnology product applications to assess the safety of the products for their intended use. No additional information unrelated to safety assessment for intended use is to be requested of the applicants. For any product that does not pass the safety evaluation at the NBC meeting held in May 2017, the NBC is to operate with transparency by providing in writing to the applicants a complete list of requested information necessary to finalize the safety assessment for the products' intended use, along with an explanation of how the requested information would be relevant to the safety of the products' intended use. The NBC is to hold meetings as frequently and as soon as possible after an application is resubmitted in order to finalize reviews of remaining applications without undue delay. For the products that pass the safety evaluations of the NBC, China is to grant certificates within 20 working days in accordance with Administrative License Law of the People's Republic of China.
4. The United States welcomes China, as well as any of our trading partners, to receive imports of LNG from the United States. The United States treats China no less favorably than other non-FTA trade partners with regard to LNG export authorizations. Companies from China may proceed at any time to negotiate all types of contractual arrangement with U.S. LNG exporters, including long-term contracts, subject to the commercial considerations of the parties. As of April 25, 2017, the U.S. Department of Energy had authorized 19.2 billion cubic feet per day of natural gas exports to non-FTA countries.
5. By July 16, 2017, China is to allow wholly foreign-owned financial services firms in China to provide credit rating services, and to begin the licensing process for credit investigation.
6. The U.S. Commodity Futures Trading Commission (CFTC) intends to extend by July 16, 2017 the current no-action relief to Shanghai Clearing House for six months, with further extensions amounting to up to three years, if appropriate and consistent with the conditions set forth in the no-action relief. The People's Bank of China and the CFTC are to work towards a Memorandum of Understanding (MOU) concerning the cooperation and the exchange of information related to the oversight of cross-border clearing organizations.
7. By July 16, 2017, China is to issue any further necessary guidelines and allow wholly U.S.-owned suppliers of electronic payment services (EPS) to begin the licensing process. This should lead to full and prompt market access. China is to continue to allow Chinese banks to issue dual brand-dual currency bankcards that allow U.S. EPS suppliers to process foreign currency payment card transactions.
8. The applicable U.S. federal regulatory authorities remain committed to apply in the United States the same bank prudential supervisory and regulatory standards to Chi-

nese banking institutions as to other foreign banking institutions, in like circumstances and in accordance with U.S. law.

9. China is to issue both bond underwriting and settlement licenses to two qualified U.S. financial institutions by July 16, 2017.

10. The United States recognizes the importance of China's One Belt and One Road initiative and is to send delegates to attend the Belt and Road Forum May 14-15 in Beijing.

The United States welcomes direct investment by Chinese entrepreneurs as it does by entrepreneurs from other countries. The United States welcomes Chinese participation in the SelectUSA Investment Summit that will be held June 18-20 in Washington D.C.

The Joint Statement concluded:

Both sides also identified other issues that will require significant effort to resolve and achieve progress on within the 100-day period. Both sides further committed to strengthen communication and coordination to jointly advance those issues and achieve resolution as soon as possible. Further, as concrete progress is made in implementing the actions under the 100-day plan, the two sides will begin discussing a one-year plan to further solidify actions in promoting U.S. - China economic engagement and cooperation. Following implementation of the 100-day plan, the United States and China look forward to deepening engagement on these and other issues at the first meeting of the Comprehensive Economic Dialogue, to be held in the United States in the summer of 2017.

Commerce requests comments, announces hearing on section 232 national security investigation of imports of aluminum

On May 9, 2017, the Bureau of Industry and Security (BIS), Office of Technology Evaluation, U.S. Department of Commerce published in the *Federal Register* a [notice](#) that on April 26, the Secretary of Commerce initiated an investigation to determine the effects on the national security of imports of aluminum. On April 27 President Trump issued a [memorandum](#) directing the Secretary to proceed expeditiously in conducting his investigation and submit a report on his findings to the President.

This investigation has been initiated under section 232 of the *Trade Expansion Act of 1962*, as amended. It is being undertaken in accordance with part 705 of the *National Security Industrial Base Regulations* (15 C.F.R. parts 700 to 709) (NSIBR). Interested parties are invited to submit written comments, data, analyses, or other information pertinent to the investigation to BIS. Commerce will also hold a public hearing on the investigation on June 22, 2017 in Washington, D.C. The *Federal Register* notice identifies the issues listed below on which Commerce is interested in obtaining the public's views. It also sets forth the procedures for public participation in the hearing and submission of written responses.

Commerce is particularly interested in comments and information directed to the criteria listed in § 705.4 of the NSIBR as they affect national security, including the following:

- Quantity of aluminum or other circumstances related to the importation of steel;
- Domestic production and productive capacity needed for aluminum to meet projected national defense requirements;
- Existing and anticipated availability of human resources, products, raw materials, production equipment, and facilities to produce aluminum;

- Growth requirements of the aluminum industry to meet national defense requirements and/or requirements to assure such growth;
- The impact of foreign competition on the economic welfare of the aluminum industry;
- The displacement of any domestic aluminum causing substantial unemployment, decrease in the revenues of government, loss of investment or specialized skills and productive capacity, or other serious effects;
- The displacement of any domestic steel causing substantial unemployment, decrease in the revenues of government, loss of investment or specialized skills and productive capacity, or other serious effects;
- Relevant factors that are causing or will cause a weakening of our national economy; and
- Any other relevant factors.

Interested parties are invited to submit written comments, data, analyses, or other information pertinent to the investigation to BIS. Commerce will also hold a public hearing on the investigation on June 22, 2017, in Washington, D.C. Comments may be submitted at any time but must be received by June 29, 2017.

National security investigations could sharply limit steel and aluminum imports

On April 20, 2017, President Trump issued a [memorandum](#) announcing that Commerce Secretary Wilbur Ross had initiated an investigation of national security effects of steel imports and on April 27 President Trump issued a [memorandum](#) announcing a similar investigation of aluminum imports. Secretary Ross initiated the investigations pursuant to Section 232 of the *Trade Expansion Act of 1962*, a little-used provision that provides broad authority to impose import restrictions after an investigation lasting up to 270 days.

These steel and aluminum investigations are consistent with the President's prior statements on trade, such as when, as a candidate, he complained that "[f]oreign nations are dumping vast amounts of steel all over the United States." Secretary Ross has also indicated that he is considering additional Section 232 investigations (e.g., shipbuilding and semiconductors).

Investigations and Orders

Under Section 232, Secretary Ross will conduct studies into whether steel and aluminum are being "imported into the United States in such quantities or under such circumstances as to threaten to impair the national security." The Commerce Secretary is to consider a broad range of factors related to national security and "national economic welfare." Specifically, the studies are to examine, *inter alia*, (1) U.S. national defense requirements; (2) capacity of domestic industries to meet those requirements; (3) availability of human resources, products, raw materials and other supplies; (4) the requirements for growth of those industries; and (5) the importation of goods and their use to meet national security requirements. Under Section 232, the Secretary is also to consider "the relation of the economic welfare of the Nation to our national security," the effect of foreign competition on the economic welfare of domestic industries, impacts on employment, and effects on government revenues.

At the end of the steel and aluminum investigations, the Commerce Secretary is to submit reports to the President containing determinations on whether the imports "threaten to impair the national security." If the President agrees, the Presi-

dent may implement measures necessary “to adjust the imports” and “derivatives” to remove national security threats. Such action could include an agreement with exporting countries to limit exports or other trade restrictive measures such as tariffs and/or quotas.

Actions to Consider

Secretary Ross has indicated, consistent with Commerce Department regulations, that the Department will hold “at least one and perhaps more public hearings” and will accept written submissions for the Section 232 investigations. In addition, the investigations will, by statute, include input from the Defense Department on national defense requirements for steel and aluminum. Moreover, there will be opportunities for diplomatic and political input into the Section 232 processes.

Given the broad nature of the investigations (e.g., investigations covering “aluminum imports” which presumably includes raw materials, semi-fabricated articles and finished goods), the broad nature of the potential remedies (e.g., additional duties, etc.), it will be important for companies that rely on aluminum or steel articles to engage on this issue to ensure their interests are protected. Specifically, affected companies should identify relevant articles/products and analyze the national security implications of the same. Companies should also be prepared to participate in the investigation and pursue exemptions, where applicable.

We hope this is helpful. Baker McKenzie has formed a multi-disciplinary and multi-jurisdictional team to assist clients with such issues. If you have any questions, please contact [Rod Hunter](#), [Ted Murphy](#) or [Kevin O'Brien](#), or your primary Baker McKenzie contact.

ITA seeks comments on softwood lumber subsidies

On May 4, 2017, Enforcement and Compliance, International Trade Administration, Department of Commerce published in the *Federal Register* a [notice requesting public comments](#) on any subsidies, including stumpage subsidies, provided by certain countries exporting softwood lumber or softwood lumber products to the United States during the period July 1, 2016, through December 31, 2016.

On June 18, 2008, section 805 of Title VIII of the *Tariff Act of 1930* (the *Softwood Lumber Act of 2008*) was enacted into law. Under this provision, Commerce is mandated to submit to the appropriate Congressional committees a report every 180 days on any subsidy provided by countries exporting softwood lumber or softwood lumber products to the United States, including stumpage subsidies. Commerce submitted its last subsidy report on December 16, 2016. As part of its newest report, Commerce intends to include a list of subsidy programs identified with sufficient clarity by the public in response to this notice.

Given the large number of countries that export softwood lumber and softwood lumber products to the United States, Commerce is soliciting public comment only on subsidies provided by countries the exports of which accounted for at least one percent of total U.S. imports of softwood lumber by quantity, as classified under Harmonized Tariff Schedule subheading 4407.1001 (which accounts for the vast majority of imports), during the period July 1, 2016 through December 31, 2016. Comments are due within 30 days of publication.

State publishes annual certification of shrimp harvesting nations

On May 5, 2017, the State Department published in the *Federal Register* a [notice](#) [Public Notice: 9986] stating that on May 1, 2017, the Department certified that 13 shrimp-harvesting nations (Colombia, Costa Rica, Ecuador, El Salvador, Gabon, Guatemala, Guyana, Honduras, Mexico, Nicaragua, Nigeria, Panama, and Suriname) and four fisheries have a regulatory program comparable to that of the United States governing the incidental taking of the relevant species of sea turtles in the course of commercial shrimp harvesting and that the particular fishing environments of 26 shrimp-harvesting nations, one economy, and three fisheries do not pose a threat of the incidental taking of covered sea turtles in the course of such harvesting.

The Department also certified 26 shrimp-harvesting nations and one economy as having fishing environments that do not pose a danger to sea turtles. Sixteen nations have shrimping grounds only in cold waters where the risk of taking sea turtles is negligible: Argentina, Belgium, Canada, Chile, Denmark, Finland, Germany, Iceland, Ireland, the Netherlands, New Zealand, Norway, Russia, Sweden, the United Kingdom, and Uruguay. Ten nations and one economy (The Bahamas, Belize, China, the Dominican Republic, Fiji, Hong Kong, Jamaica, Oman, Peru, Sri Lanka, and Venezuela) only harvest shrimp using small boats with crews of less than five that use manual rather than mechanical means to retrieve nets or catch shrimp using other methods that do not threaten sea turtles. Use of such small-scale technology does not adversely affect sea turtles.

Section 609 of Public Law 101–162 prohibits imports into the United States of certain categories of shrimp unless the President (delegated to State) annually certifies either: (1) The harvesting nation has adopted a program governing the incidental taking of sea turtles in its commercial shrimp fishery comparable to the program in effect in the United States and has an incidental take rate comparable to that of the United States; or (2) the particular fishing environment of the harvesting nation does not pose a threat of the incidental taking of sea turtles.

This year State was unable to certify Pakistan because it did not demonstrate that the sea turtle protection program is comparable in effectiveness to that of the United States. Therefore, no wild caught shrimp or product of that shrimp harvested in Pakistan and exported after April 30, 2017, will be permitted entry into the United States.

A completed DS–2031 Shrimp Exporter's/Importer's Declaration must accompany all shipments of shrimp or products from shrimp into the United States.

NIST issues guide to electric/electronic compliance requirements

The National Institute of Standards and Technology (NIST) in the Department of Commerce has issued a revised edition of [A Guide to United States Electrical and Electronic Equipment Compliance Requirements](#). The Guide addresses electrical and electronic consumer products including those that will come into contact with food. In addition, it includes electrical and electronic products used in the workplace as well as electrical and electronic medical devices. The scope does not include vehicles or components of vehicles, electric or electronic toys, or recycling requirements. It includes mandatory regulations from the federal agencies shown below as well as standards and guidelines, with hypertext links to the source and to helpful publications prepared by the agencies. It also includes references to proposed federal regulations that were published in the *Federal Register* and are pending. With respect to state regulations, it includes a

reference table of mandatory state requirements and information on state requirements for appliance energy efficiency, button cell batteries, Bisphenol A in food contact products, chemicals of concern, restriction of hazardous substances (ROHS), electronic waste, flame retardants, mercury in electronic products, electrical code, packaging and labeling, and similar requirements. Additional information is provided for California, Illinois, Minnesota, Vermont and Washington.

Agency	Scope
Consumer Product Safety Commission (CPSC)	Children's products, hazardous substances, labeling of hazardous products, consumer product safety
Customs and Border Protection (CBP)	Country of origin for most imported products
Department of Energy (DOE)	Energy efficiency
Environmental Protection Agency (EPA)	Toxic substances, Energy Star
Federal Communication Commission (FCC)	Radio frequency and digital devices
Food and Drug Administration (FDA)	Food contact substances, medical products and devices
Federal Trade Commission (FTC)	Labeling, EnergyGuide standards, environmental claims
Occupational Safety and Health Administration (OSHA)	Occupational safety, nationally recognized testing program

NIST issues guide on cosmetic products compliance requirements

In May 2017, the National Institute of Standards and Technology (NIST) in the Department of Commerce issued [A Guide to United States Cosmetic Products Compliance Requirements](#). The guide addresses the compliance requirements for basic cosmetics and soap. The [Federal Food, Drug, and Cosmetic Act](#) (FD&C Act) defines cosmetics as “articles intended to be rubbed, poured, sprinkled, or sprayed on, introduced into, or otherwise applied to the human body ... for cleansing, beautifying, promoting attractiveness, or altering the appearance” (FD&C Act, sec. 201(i)). Cosmetic products may include skin moisturizers, perfumes, lipsticks, fingernail polishes, eye and facial make-up preparations, cleansing shampoos, permanent waves, hair colors, and deodorants, as well as any substance that is intended for use as a component of a cosmetic product.

The guidance document does not cover drugs or over-the-counter (OTC) drug products (like anti-dandruff shampoos) or products that have both cosmetic and drug properties, *excluding sunscreens*, which are covered. The FDA defines a drug as any substance intended for use in the diagnosis, cure, mitigation, treatment, or prevention of disease, or that affects the structure or function of the body.

This guide also does not cover compliance requirements for toys that may be included with children's cosmetics.

CBP publishes notice of intent to distribute CDSOA offset for FY 2017

On May 31, 2017, U.S. Customs and Border Protection (CBP) published in the *Federal Register* a [notice of intent to distribute offset for Fiscal Year \(FY\) 2017](#), pursuant to the *Continued Dumping and Subsidy Offset Act of 2000* (better known as the “Byrd Amendment”). CBP is required to distribute assessed anti-dumping duties [ADD] or countervailing duties [CVD] (known as the continued

dumping and subsidy offset) for FY 2017 in connection with CVD orders, ADD orders, or findings under the *Antidumping Act of 1921* to affected domestic producers who file a timely certification to claim a portion of the offset for the listed orders or findings.

The document provides the instructions for affected domestic producers, or anyone alleging eligibility to receive a distribution, to file certifications to claim a distribution in relation to the listed orders or findings. Certifications to obtain a continued dumping and subsidy offset under a particular order or finding must be received by July 31, 2017. Any certification received after July 31, 2017 will be summarily denied, making claimants ineligible for the distribution.

Although the CDSOA was repealed in 2005, because of the statutory constraints in the assessments of ADD and CVD, as well as the additional time involved when the Government must initiate litigation to collect delinquent ADD and CVD, the CDSOA distribution process will be continued for an undetermined period. Consequently, the full impact of the CDSOA repeal on amounts available for distribution may be delayed for several years. It should also be noted that amounts distributed may be subject to recovery as a result of reliquidations, court actions, administrative errors, and other reasons.

Historically, the ADD and CVD assessed and received by CBP on CDSOA-subject entries, along with the interest assessed and received on those duties pursuant to 19 U.S.C. 1677g, were transferred to the CDSOA Special Account for distribution. Other types of interest, including delinquency interest that accrued pursuant to 19 U.S.C. 1505(d), equitable interest under common law, and interest under 19 U.S.C. 580, were not subject to distribution.

Section 605 of the *Trade Facilitation and Trade Enforcement Act of 2015* (TFFEA) (Pub. L. 114-125, February 24, 2016; codified as 19 U.S.C. 4401), provided new authority for CBP to deposit into the CDSOA Special Account for distribution delinquency interest that accrued pursuant to 19 U.S.C. 1505(d), equitable interest under common law, and interest under 19 U.S.C. 580 for payments received on or after October 1, 2014, on CDSOA subject entries if the payment was made by a surety in connection with a customs bond pursuant to a court order or judgment, or a litigation settlement with the surety, including any payments made during the litigation by the surety with respect to the bond.

On February 9, 2016, President Obama ordered the sequester of nonexempt budgetary resources for Fiscal Year 2017 pursuant to section 251A of the *Balanced Budget and Emergency Deficit Control Act of 1985*, as amended. To implement this sequester during FY 2017, the calculation of the Office of Management and Budget (OMB) requires a reduction of 6.9 percent of the assessed duties and interest received in the CDSOA Special Account (account number 015-12-5688). OMB has concluded that any amounts sequestered in the CDSOA Special Account during FY 2017 will become available in the subsequent fiscal year. See 2 U.S.C. 906(k)(6). As a result, CBP intends to include the funds that are temporarily reduced via sequester during FY 2017 in the continued dumping and subsidy offset for FY 2017, which will be distributed not later than 60 days after the first day of FY 2018 in accordance with 19 U.S.C. 1675c(c). In other words, the continued dumping and subsidy offset that affected domestic producers receive for FY 2017 will include the funds that were temporarily sequestered during FY 2017.

CBP requests applicants for User Fee Advisory Committee

On May 30, 2017, CBP published in the *Federal Register* a [document](#) [Docket No. USCBP-2017-0005] requesting individuals who are interested in serving on the CBP User Fee Advisory Committee to apply for appointment. The CBP User Fee Advisory Committee is tasked with providing advice to the Secretary of the Department of Homeland Security through the Commissioner of CBP on matters related to the performance of inspections coinciding with the assessment of an agriculture, customs, or immigration user fee.

Applications for membership should be submitted to U.S. Customs and Border Protection at the address given in the *Federal Register* on or before July 14, 2017.

CBP publishes quarterly interest rates

On May 26, 2017, U.S. Customs and Border Protection (CBP) published in the *Federal Register* a [general notice](#) that advises the public that the quarterly Internal Revenue Service interest rates used to calculate interest on overdue accounts (underpayments) and refunds (overpayments) of customs duties will remain the same from the previous quarter. For the calendar quarter beginning April 1, 2017, the interest rates for overpayments will be 3 percent for corporations and 4 percent for non-corporations, and the interest rate for underpayments will be 4 percent for both corporations and non-corporations.

CBP issues 2017 TRQ for tuna in airtight containers

On May 18, 2017, U.S. Customs and Border Protection (CBP) published in the *Federal Register* a [document](#) [CBP Dec. 17-02] announcing the Tariff Rate Quota (TRQ) for Calendar Year 2017 for tuna classifiable under subheading 1604.14.22, *Harmonized Tariff Schedule of the United States* (HTSUS). Each year, the TRQ for tuna described in subheading 1604.14.22, HTSUS, is calculated as a percentage of the tuna in airtight containers entered, or withdrawn from warehouse, for consumption during the preceding Calendar Year. It has been determined that 14,609,465 kilograms of tuna in airtight containers may be entered, or withdrawn from warehouse, for consumption at the rate of 6.0 percent *ad valorem* under subheading 1604.14.22, HTSUS during the Calendar Year 2017. Any such tuna which is entered, or withdrawn from warehouse, for consumption during the current calendar year in excess of this quota will be dutiable at the rate of 12.5 percent *ad valorem* under subheading 1604.14.30 HTSUS.

Miscellaneous CBP Federal Register documents

The following documents not discussed above were published by CBP in the *Federal Register*. [Note that multiple listings of approved gaugers and laboratories reflects different locations and/or products.]

F.R. Date	Subject
05-01-17	Agency Information Collection Activities: Transportation Entry and Manifest of Goods Subject to CBP Inspection and Permit [OMB No: 1651-0003] (N) _CBP Forms 7512 and 7512A
	Agency Information Collection Activities: Temporary Scientific or Educational Purposes [OMB No: 1651-0036] (N)
	Agency Information Collection Activities: Haitian Hemispheric Opportunity Through Partnership Encouragement Act of 2006 [OMB No: 1651-0129] (N)
	Agency Information Collection Activities: Entry of Articles for Exhibition [OMB No: 1651-0037] (N)

F.R. Date	Subject
05-04-17	Agency Information Collection Activities: Notice of Detention [OMB No: 1651-0073] (N)
	Agency Information Collection Activities: Application for Exportation of Articles Under Special Bond [OMB No: 1651-0004] (N) CBP Form 3495
	Agency Information Collection Activities: Declaration of Unaccompanied Articles [OMB No: 1651-0030] (N) CBP Form 255
	Agency Information Collection Activities: Importation Bond Structure [OMB No: 1651-0050] (N) CBP Forms 301 and 5297
05-17-17	Agency Information Collection Activities: Commercial Invoice [OMB No. 1651-0090] (N)
05-18-17	Approval of American Cargo Assurance, LLC, as a Commercial Gauger [Sulphur, LA] (N)
	Approval of Intertek USA, Inc. as a Commercial Gauger [Wilmington, NC] (N)
	Approval of Robinson International (USA) Inc., as a Commercial Gauger [Houston, TX] (N)
05-22-17	Agency Information Collection Activities: Ship's Store Declaration [OMB No. 1651-0018] (N) CBP Form 1303
05-23-17	Accreditation and Approval of Inspectorate America Corporation, as a Commercial Gauger and Laboratory [Romeoville, IL] (N)
05-26-17	Accreditation and Approval of AmSpec Services, LLC, as a Commercial Gauger and Laboratory [Corpus Christi, TX] (N)
	Accreditation and Approval of Amspec Services, LLC, as a Commercial Gauger and Laboratory [South Portland, ME] (N)
	Accreditation and Approval of Inspectorate America Corporation, as a Commercial Gauger and Laboratory [Chelsea, MA] (N)
	Accreditation and Approval of Inspectorate America Corporation, as a Commercial Gauger and Laboratory [Tampa, FL] (N)
	Accreditation and Approval of Inspectorate America Corporation, as a Commercial Gauger and Laboratory [Mobile, AL] (N)
	Accreditation of Nexo Solutions LLC, as a Commercial Laboratory [Pasadena, TX] (N)
	Accreditation and Approval of Saybolt LP as a Commercial Gauger and Laboratory [Magas Arriba Guayanilla, PR] (N)
	Accreditation and Approval of Saybolt LP as a Commercial Gauger and Laboratory [Corpus Christi, TX] (N)

CBP issues final determinations in procurement cases

CBP has published in the *Federal Register* the following determinations concerning the country of origin of merchandise for purposes of US Government procurement under the *Trade Agreements Act*. A copy of the final determination may be reviewed by clicking on the ruling number. Any party-at-interest may seek judicial review of the final determination within 30 days of the date of publication in the *Federal Register*.

F.R. Date	Ruling Reference (Date Issued) and Product	Country of Origin
05-19-17	HQ H277116 (May 08, 2017) Visitor Management System ("Raptor Basic System")	ID Scanner & Printer: China Label component: US Barcode scanner: Taiwan

“Lever-Rule” application(s) filed

CBP has received the following application(s) for “Lever-Rule” protection pursuant to 19 C.F.R. §133.2(f). In the event that CBP determines the goods under consideration are physically and materially different from the goods authorized for sale in the United States, CBP will publish a notice in the *Customs Bulletin* indicating that the referenced trademark is entitled to “Lever-rule” protection with

respect to those physically and materially different goods. [Shown as "Approved" below]

Customs Bulletin Date	Applicant	Products Covered by the Application	Trademark
05-10-17	Proctor & Gamble Company	Laundry detergents made in Vietnam	"TIDE" USTM Reg. № 3,389,568 CBP Rec. № TMK 09-00832 "TIDE & DESIGN" USTM Reg. № 2,326,614 CBP Rec. № 10-00244

CBP processing of DTCC licenses for carnet importations

On May 12, 2017, CBP issued [CSMS #17-000274 CBP Processing of DTCC Licenses for Carnet Importations](#). The CSMS explains how paper carnets will work in connection with AES:

Carnets are processed using the paper carnet and are not yet automated. As a result, the ability to collect information for Partner Government Agencies, including licenses, is limited to paper as well. When processing carnets, CBP will allow the use of paper copies of the export licensing documents in lieu of electronic information. As a matter of policy, CBP will not reject carnets for the purpose of collecting license information electronically. Export procedures will still require AES filing with appropriate license documentation.

- At the time of arrival in the U.S. the paper carnets will be presented to CBP for review and notation as appropriate.
- If the merchandise being temporarily imported requires a DSP-61, Temporary Import License, and/or DSP-73 License for Temporary Export, the license holder is to present a copy of the license along with the carnet.
- CBP personnel will review the carnet and license to determine correctness and perform any necessary examinations or reviews as per current policy.
- CBP personnel will appropriately annotate the correct importation counterfoil of the carnet and follow all current processing instructions for carnets.
- CBP personnel will annotate the license in the Automated Export System (AES) in the comments section. The comments should include the date, the processing port, carnet identifying number, and the licensed quantity, description and value being imported.
- Exporters will have to file the Electronic Export Information in AES against the appropriate license and present the carnet for outbound processing.

CBP issues CSMS on analyzing preference origin and completing certification when there is no tariff change rule (TCR)

On May 10, 2017, CBP issued [CSMS #17-000270 FTA Origination Analysis and Certification when no Tariff Change Rule \(TCR\)](#). We quote the CSMS below:

Manufacturers, exporters and importers are advised that a very limited number of tariff items in the Harmonized Tariff Schedule of the United States (HTSUS) do not have corresponding free trade agreement (FTA) tariff change rules (TCRs) (also known as "product specific rules of origin" or by the acronym "PSRs") because they were negotiated using a Harmonized Tariff Schedule (HTS) that was subsequently modified in 2007, 2012, or 2017, and the corresponding TCRs have not been implemented.

The following table shows the up-to-date/out-of-date status of the TCRs for each FTA:

	Free Trade Agreement	TCRs Updated to 2007 HTSUS	TCRs Updated to 2012 HTSUS	TCRs Updated to 2017 HTSUS
1	Australia FTA	Yes	No	No
2	Bahrain FTA	Yes	No	No
3	CAFTA-DR	No	No	No
4	Chile FTA	Yes	Yes	No
5	Colombia TPA	No	No	No
6	Israel FTA (QIZs)	N/A	N/A	N/A
7	Jordan FTA	N/A	N/A	N/A
8	Korea FTA	Yes	Yes	No
9	Morocco FTA	No	No	No
10	NAFTA	Yes	No	No
11	Oman FTA	No	No	No
12	Panama TPA	No	No	No
13	Peru TPA	No	No	No
14	Singapore FTA	Yes	No	No

Until revised TCRs are implemented, manufacturers/exporters/importers of affected goods seeking to perform a tariff-shift origination analysis should classify the good and its materials using the most recent HTSUS in which the tariff item has a corresponding TCR and perform the origination analysis using that year's HTSUS.

Until revised TCRs are implemented, the certificate of origin, ideally, should indicate both the current HTSUS number and the previously corresponding HTSUS number used to perform the origination analysis in parenthesis and with wording to that effect.

For example, beneath the description of the good in block 5 of the CO, the statement "(Origination analysis performed using HTSUS xxxx.xx.xxxx (20XX) since no TCR for item number yyyy.yy.yyyy in 2017 HTSUS.)" [Replace placeholders with the appropriate numbers/dates]. The CO could look something like this:

5. DESCRIPTION OF GOOD(S)	6. HS TARIFF CLASSIFICATION NUMBER	7. PREFERENCE CRITERION	8. PRODUCER	9. NET COST	10. COUNTRY OF ORIGIN
 Place the item here.					

Place the item here.

Under the item, provide a statement such as "(Origination analysis performed using HTSUS xxxx.xx.xxxx (2016) since no TCR for item number yyyy.yy.yyyy in 2017 HTSUS)"

This issue was previously addressed with respect to the 2007 and 2012 HTSUS in [CSMS #13-000368](#).

See [H026740](#) and [H074136](#) for rulings employing a previous year's HTSUS to perform the TCR analysis.

Current and previous iterations of the HTSUS, with their corresponding TCRs, are available from the USITC website at <https://hts.usitc.gov/view/list>

Certificates of Origin following these instructions will remain valid even after the corresponding TCRs have been updated.

Questions with respect to these instructions should be directed to the Trade Agreements Branch at fta@dhs.gov.

CBP publications and fact sheets

During the period of coverage of this *Update*, CBP issued the following new or revised publications and fact sheets:

- [CBP Trade Enforcement Bulletin \(Q2, FY 2017\)](#) [Publication #0615-0517]
- [ACE Agency Tariff Code Reference](#) [May 31, 2017]

Revocations or modifications of CBP rulings

In the [Customs Bulletin of May 10, 2017](#), CBP notified the public that it is withdrawing the January 18, 2017 notice of proposed modification and revocation of a number of headquarters' ruling letters relating to CBP's position regarding the application of the coastwise laws to certain merchandise and vessel equipment that are transported between coastwise points. Over 3,000 comments (both supporting and opposing the proposed action) were received in response to the January 18, 2017 notice.

[See separate section below](#) for proposals published during May 2017, as well as the list of rulings covered by the above-referenced notice to withdraw.

CSMS messages

The following CBP Cargo Systems Messaging Service (CSMS) notices were issued during the period covered by this Update. ACE outages or delays which have already occurred and problems which have been resolved are not included below.

Date	CSMS#	Title
05-02-17	17-000253	EPA flagging enforcement on May 18, 2017
	17-000254	TSCA Certification Option for Expedited Release Shipments
	17-000255	Update to FDA Foreign Supplier Verification Program (FSVP) Data Requirements
	17-000256	ACE PRODUCTION CR Deployment, Thurs May 4, 2017 @0500ET,impact ACE CargoRel & EntrySumm
05-04-17	17-000257	FDA End-Dating CFSAN Product Classes under Industry 50
	17-000258	Mandatory Filing of Contact Name and Phone
05-05-17	17-000260	ACE Portal Account Information and Reminders
05-08-17	17-000262	ACE CERTIFICATION deployment of Statement Processing, Tues. May 9, 2017 @0600ET
	17-000266	ACE CERTIFICATION Reconciliation deployment, Tues. May 9, 2017 @0700ET
05-09-17	17-000268	Updated ACE CATAIR Documentation Posted to CBP.gov
05-10-17	17-000270	FTA Origination Analysis and Certification when no Tariff Change Rule (TCR)
05-12-17	17-000273	Upcoming dates for PGA in CERT and PROD
	17-000274	CBP Processing of DTCC Licenses for Carnet Importations
05-16-17	17-000277	Clarification: FDA Revisions to CVM Product Codes
	17-000278	ACE Trade FAQs (Week of 4/27)
05-17-17	17-000279	AIR SPLIT ENTRY PROCESSING
	17-000280	ACE PRODUCTION Cargo Release and Entry Summary Deployment, Thurs May 18,2017 @0500ET
	17-000281	ACE PRODUCTION PGA Deployment, Thurs May 18, 2017 @0500ET,impact ACE CargoRel & EntrySumm
05-18-17	17-000282	EPA Vehicle and Engine Submissions via ACE Cargo Release (SE) transaction failing
	17-000283	GUIDANCE: FWS filing for Imported Oysters
	17-000284	ACE PRODUCTION CargoRelease & PGA Deployment today, Thurs May 18, 2017 @1600ET
	17-000285	UPDATE to Upcoming Dates for PGA in CERT and PROD
05-19-17	17-000288	EPA Tips for Filing PGA Message Set
	17-000290	Updated ACE Export Manifest Documentation posted to CBP.gov
05-22-17	17-000291	Quota Opening Moment Procedures
	17-000292	Cotton Fee Programming

Date	CSMS#	Title
	17-000293	Reminder: Biweekly ACE Status Update Call with the Trade
	17-000294	Disabling of ACS ABI Entry Status 'II' and Cargo/Manifest 'IN' Queries, Wed. 5/31/2017
05-23-17	17-000295	Duplicate Entries for the Hanjin Scarlet v 29e Area Port of Seattle
	17-000296	Information Concerning Storm Damage at Port of Laredo Commercial Bridge
	17-000297	CR-007 Cargo Release Entry Status Report
	17-000299	Upcoming NMFS Informational SIMP Webinars
	17-000300	UPDATE: Quota Opening Moment Procedures
05-24-17	17-000301	DEA Response Messaging in CERT
	17-000302	ACE PRODUCTION PGA Deployment, Thurs May 25, 2017 @0500ET,impact ACE CargoRel & EntrySumm
	17-000303	Guidance on Port Diversion Due to Recent Severe Weather at Laredo Port of Entry
	17-000304	Información del desvío para el puerto de Laredo debido a las inclemencias del tiempo
	17-000305	Initiation of AD/CVD Investigations: Tubing and Alloy Steel
05-25-17	17-000306	PGA Correction Transaction (CA) P00 error May 25, 2017
	17-000307	PGA Correction Transaction (CA) P00 error May 25, 2017
	17-000309	FDA FSVP is back in CERT
05-26-17	17-000310	Update: Guidance on Port Diversion Due to Recent Severe Weather at Laredo Port of Entry
05-29-17	17-000311	ACE PRODUCTION PGA Deployment, Tues May 30, 2017 @0500ET,impact ACE CargoRel & EntrySumm
05-31-17	17-000314	DA Foreign Supplier Verification Programs (FSVP) Initial Compliance Date
	17-000315	UPDATE: Mandatory Filing of Contact Name and Phone
	17-000316	UPDATE: CR-007 Cargo Release Entry Status Report for Brokers

State determines certain countries do not cooperate with US anti-terrorism efforts

On May 26, 2017, the Department of State published in the *Federal Register* a [determination and certification](#) [Public Notice: 10006] to Congress that the following countries are not cooperating fully with United States antiterrorism efforts: Eritrea, Iran, Democratic People's Republic of Korea (DPRK, or North Korea), Syria and Venezuela

The determination and certification were made under section 40A of the *Arms Export Control Act*.

BIS revises Entity List

On May 26, 2017, the Bureau of Industry and Security (BIS) published in the *Federal Register* a [final rule](#) [Docket No. 170303229-7229-01] that amends the *Export Administration Regulations* (EAR) by adding sixteen persons to the Entity List. The sixteen persons who are added to the Entity List have been determined by the U.S. Government to be acting contrary to the national security or foreign policy interests of the United States. These sixteen persons will be listed on the Entity List under the destinations of Pakistan, Turkey and the United Arab Emirates. This final rule is also modifying two existing entries in the Entity List under the destinations of China and Hong Kong.

US Government announces continuation of JCPOA waivers for US sanctions targeting Iran while imposing new sanctions related to Iran's ballistic missile program

On 17 May 2017, the US Department of State [announced](#) that the US Government would renew waivers of certain sanctions necessary to continue to implement US commitments under the Joint Comprehensive Plan of Action ("JCPOA"). On the same day, the US Treasury Department's Office of Foreign Assets Control ("OFAC") designated additional parties for their involvement in Iran's military and ballistic missile program.

If the Trump Administration had not renewed these Presidential waivers, the US Iran sanctions suspended under the JCPOA would have snapped back into force. While allowing the Presidential waivers to lapse may not in itself constitute a breach of the JCPOA, the US Government resuming the application of the US sanctions would likely be viewed by the Iranians as a breach. For more information on these Presidential waivers and the Trump Administration's review of the US Government policy on Iran, please see our earlier blog post [here](#).

With this announcement, the State Department insisted that issuing the waivers "does not diminish the United States' resolve to continue countering Iran's destabilizing activity in the region, whether it be supporting the Assad regime, backing terrorist organizations like Hezbollah, or supporting violent militias that undermine governments in Iraq and Yemen. And above all, the United States will never allow the regime in Iran to acquire a nuclear weapon." The State Department also expressed its concerns about Iran's continuing violation of human rights by simultaneously issuing a [semi-annual report](#) mandated by the US Congress regarding sanctions imposed on parties involved in human rights abuses in Iran.

The State Department's actions coincided with an announcement from OFAC that it was designating as Specially Designated Nationals ("SDNs") seven (7) individuals and entities in connection with Iran's ballistic missile program, including two (2) senior Iranian defense officials and a China-based network alleged to be supplying Iran's military and ballistic missile program. Additional information on these designations is available in OFAC's [Press Release](#). "US Persons" (i.e., (i) US citizens and permanent resident aliens / Green Card holders, wherever located or employed; (ii) entities organized under US laws and their non-US branches; and (iii) any parties physically located in the United States, even temporarily) are prohibited from directly or indirectly dealing with these SDNs as well as any entities 50% or more owned by one or more SDNs. Any property of such SDNs must be blocked (i.e., "frozen") if it comes within the possession or control of a US Person or within the United States.

For additional information, please contact [Hannah N. Zarker](#), [Alexandre \(Alex\) Lamy](#), [Lise S. Test](#) or the attorney you normally work with in the Outbound Trade group.

OFAC updates list of medical supplies for Ukraine-related sanctions

On May 23, 2017, the Office of Foreign Assets Control (OFAC) published in the *Federal Register* a [notice](#) publishing the updated list of items defined as medical supplies and generally licensed for exportation or reexportation to the Crimea region of Ukraine pursuant to General License 4 under Executive Order 13685 of December 19, 2014, which is part of OFAC's Ukraine-related sanctions program. OFAC is publishing the List of Medical Supplies both as originally posted on December 19, 2014 and as updated on August 12, 2016 to include additional items.

Restrictive measures and additions to OFAC, State BIS blocking orders, designations, sanctions and entity lists

During the past month, the following notices adding, removing or continuing persons (including entities) to/from restrictive measures lists were published in the *Federal Register* by the Office of Foreign Assets Control (OFAC) or by the State Department (State) or the Bureau of Industry and Security (BIS):

F.R. Date	Applicable orders
05-16-17	OFAC: Sanctions Actions Pursuant to Executive Order 13224 (N) [3 individuals and 1 entity]
05-17-17	OFAC: Sanctions Actions Pursuant to the Foreign Narcotics Kingpin Designation Act (N) [2 individuals and 3 entities]
05-23-17	OFAC: Sanctions Actions Pursuant to the Foreign Narcotics Kingpin Designation Act or Executive Order 12978 (N) [11 individuals, 14 entities, 4 vessels and updated information on 1 individual]
05-23-17	OFAC: Sanctions Actions Pursuant to Executive Order 13382 (N) [3 individuals, 4 entities]
05-23-17	OFAC: Sanctions Actions Pursuant to Executive Order 13582, 13382, and 13572 (N) [10 persons]
05-24-17	OFAC: Sanctions Actions Pursuant to Executive Order of September 23, 2001, "Blocking Property and Prohibiting Transactions With Persons Who Commit, Threaten To Commit, or Support Terrorism (N) [2 individuals]
05-24-17	OFAC: Sanctions Actions Pursuant to Executive Order of March 8, 2015, "Blocking Property and Suspending Entry of Certain Persons Contributing to the Situation in Venezuela" (N) [8 individuals]
05-26-17	State: E.O. 13224 Designation of Hashem Safieddine, aka Hashem Safi al-Din, aka Hashem Safi a-Din, aka Hashim Safi al Din, aka Hashim Safi Al-Din, aka Hashim Safieddine as a Specially Designated Global Terrorist [Public Notice: 10005] (N)
05-26-17	State: E.O. 13224 Designation of Muhammad Ahmad 'Ali al-Isawi, aka Abu Osama al-Masri, aka Abu Usamah al-Masri as a Specially Designated Global Terrorist [Public Notice: 10007] (N)

Treasury, Commerce, Homeland Security and State meetings and notices related to trade

AGENCIES: BIS = BUREAU OF INDUSTRY AND SECURITY; FINCEN = FINANCIAL CRIMES ENFORCEMENT NETWORK; ITA: INTERNATIONAL TRADE ADMINISTRATION; NIST- NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY; OFAC= OFFICE OF FOREIGN ASSETS CONTROL; DHS= HOME- LAND SECURITY; STATE=DEPARTMENT OF STATE.

[Note: Only meetings which occur after scheduled distribution of this Update are listed.]

F.R. Date	Subject
05-09-17	DHS: Homeland Security Science and Technology Advisory Committee [Docket No. DHS-2017-0021] (N/H) [June 8, 2017]
05-17-17	NIST: Visiting Committee on Advanced Technology (N/H) [June 13, 2017]
05-24-17	State: Notification of the Next CAFTA-DR Environmental Affairs Council Meeting (N/H) [June 21,22 in San José, Costa Rica]
05-25-17	State: Notice of Receipt of Express Pipeline LLC (Express US) Notification for Maintaining a Presidential Permit to Operate and Maintain Pipeline Facilities on the Border of the United States and Canada [Public Notice: 10001] (N)
05-30-17	ITA: Advisory Committee on Supply Chain Competitiveness: Notice of Public Meetings (N/H) [June 21-22, 2017]
05-30-17	ITA: Renewable Energy and Energy Efficiency Advisory Committee (N/H) [June 21, 2017]
05-30-17	ITA: Renewable Energy and Energy Efficiency Advisory Committee (N/H) [July 27, 2017]
05-31-17	BIS: Regulations and Procedures Technical Advisory Committee: Notice of Par-

F.R. Date	Subject
	Finally Closed Meeting (N/H) [June 13, 2017]

FTC and CPSC Federal Register documents

The following Federal Trade Commission (FTC) and Consumer Product Safety Commission (CPSC) documents which may be of interest to importers were published *Federal Register* during the past month:

F.R. Date	Subject
05-12-17	CPSC: Safety Standard Addressing Blade-Contact Injuries on Table Saws [Docket No. CPSC-2011-0074] (PR)
05-19-17	CPSC: Safety Standard for Booster Seats [CPSC Docket No. 2017-0023] (PR)

TTB cancels declaration requirement for Pinot Noir from the Languedoc-Roussillon Region of France

The Alcohol and Tobacco Tax and Trade Bureau (TTB) recently published [TTB Industry Circular 2017-3](#), which serves as notice that, effective immediately, TTB is no longer requiring importers of certain bottled or bulk wine from the Languedoc-Roussillon region of France to obtain a declaration from the Government of France.

TTB previously obtained information from French authorities about investigations of wine producers and merchants in the Languedoc-Roussillon region of France who were suspected of selling wine labeled as pinot noir when the wine was not produced from pinot noir grapes. These investigations resulted in criminal charges of fraud and subsequent convictions for certain producers and merchants associated with the fraud. As a result, to help ensure the integrity of imported wines in the U.S. marketplace, TTB temporarily required U.S. importers of bottled or bulk wine from the Languedoc-Roussillon region of France covered by a certificate of label approval (COLA) naming pinot noir as the single grape varietal and an appellation of origin in the Languedoc-Roussillon region of France, to obtain a declaration from the Government of France.

TTB has remained in contact with France's General Directorate for Competition Policy, Consumer Affairs, and Fraud Control (DGCCRF) as the appeals process in those cases has proceeded. The DGCCRF informed TTB that the process was concluded and that new regulatory measures have been put into place to address the occurrence of such violations going forward.

TTB announcements and Federal Register documents

The Alcohol and Tobacco Tax and Trade Bureau (TTB) has posted the following information or regulatory actions of interest to international traders :

Date	Subject
05-19-17	TTB Industry Circular 2017-3 Pinot Noir from the Languedoc-Roussillon Region of France; Cancellation of Declaration Requirement [see above article]
05-26-17	Agency Information Collection Activities; Submission for OMB Review; Comment Request; Multiple Tax and Trade Bureau Information Collection Requests (N)

FDA Federal Register documents

The FDA has posted the following *Federal Register* guides, notices or documents which may be of interest to international traders:

F.R. Date	Subject
05-04-17	Indirect Food Additives: Polymers [Docket No. FDA-2016-F-1805] (FR)
05-15-17	Three-Month Extension of Certain Tobacco Product Compliance Deadlines Related to the Final Deeming Rule; Guidance for Industry; Availability [Docket No. FDA-2017-D-2834] (N)
05-16-17	Request for Comments on Food and Drug Administration Accreditation Scheme for Conformity Assessment Pilot Program [Docket No. FDA-2017-N-1067] (N/RFC)
05-18-17	Clarification of When Products Made or Derived From Tobacco Are Regulated as Drugs, Devices, or Combination Products; Amendments to Regulations Regarding "Intended Uses"; Further Delayed Effective Date; Request for Comments; Extension of Comment Period [Docket No. FDA-2015-N-2002] (FR/E)

USDA seeks comments on reorganization

On May 18, 2017, the Office of the Secretary of Agriculture published in the *Federal Register* a [document](#) advising the public that consistent with Executive Order 13781, "Comprehensive Plan for Reorganizing the Executive Branch," and using the authority of the Secretary to reorganize the Department of Agriculture (USDA) under section 4(a) of Reorganization Plan No. 2 of 1953, the USDA is soliciting public comment on the proposed reorganization [announced](#) by Secretary Perdue on May 11, 2017. The Secretary [announced](#) his intent to take actions to advance agricultural trade by creating an Under Secretary for Trade and Foreign Agricultural Affairs, create a customer-focused culture of public service and improve the effectiveness, efficiency and accountability of agencies who provide services to agricultural producers by realigning agencies in the Department under an Under Secretary for Farm Production and Conservation, and elevate the importance of the activities carried out by the Rural Development mission area by realigning those agencies to report directly to the Secretary.

Comments and information are requested on or before June 14, 2017.

APHIS to hold meetings on importation of genetically engineered organisms

On May 18, 2017, the Animal and Plant Health Inspection Service (APHIS) published in the *Federal Register* a [notice](#) [Docket No. APHIS-2015-0057] advising the public that APHIS is hosting a series of public meetings to provide the public with an opportunity to offer comments on proposed revisions to its regulations regarding the importation, interstate movement, and environmental release of certain genetically engineered organisms.

The public meetings will be held in Missouri on June 6, 2017; in California on June 13, 2017; and in Maryland on June 16, 2017. For details, please see the *Federal Register* [notice](#).

APHIS and other USDA notices issued

During the past month, the Animal and Plant Health Inspection Service (APHIS) and other US Department of Agriculture (USDA) agencies issued the following *Federal Register* notices during the past month which may be of interest to international traders. [USDA=Office of the Secretary, FAS=Foreign Agricultural Ser-

vice, AMS=Agricultural Marketing Service, FSIS=Food Safety Inspection Service, GIPSA= Grain Inspection, Packers and Stockyards Administration]:

F.R. Date	Subject
05-03-17	GIPSA: United States Standards for Barley (FR)
05-09-17	AMS: 2017 Rates Charged for AMS Services [Document No. AMS-LPS-16-117] (N)
05-10-17	AMS: National Organic Program (NOP); Organic Livestock and Poultry Practices Second Proposed Rule [Document Number AMS-NOP-17-0031; NOP-15-06A] (PR)
	AMS: National Organic Program (NOP); Organic Livestock and Poultry Practices [Doc. No. AMS-NOP-15-0012; NOP-15-06] (FR/DED)
05-15-17	GIPSA: United States Standards for Lentils (N/RFC)
	GIPSA: United States Standards for Beans (N/RFC)
05-17-17	FSIS: Codex Alimentarius Commission: Meeting of the Codex Alimentarius Commission [Docket No. FSIS-2017-0019] (N/H)
	FSIS: Changes to the Inspection Coverage in Official Establishments That Slaughter Fish of the Order Siluriformes [Docket No. FSIS-2017-0003] (N/H)
05-18-17	APHIS: Importation, Interstate Movement, and Environmental Release of Certain Genetically Engineered Organisms; Public Meetings [Docket No. APHIS-2015-0057]
	USDA: Improving Customer Service (N)
05-25-17	AMS: United States Standards for Grades of Cauliflower [Doc. Number AMS-FV-10-0047, FV-16-330] (N)
	AMS: Minimum Quality and Handling Standards for Domestic and Imported Peanuts Marketed in the United States; Change to the Quality and Handling Requirements [Doc. No. AMS-SC-16-0102; SC16-996-3 PR1] (PR)
	AMS: Changes to Reporting and Notification Requirements and Other Clarifying Changes for Imported Fruits, Vegetables, and Specialty Crops [Doc. No. AMS-SC-16-0083; SC16-944/980/999-1 FIR] (FR)
	APHIS: Asian Longhorned Beetle: Update List of Regulated Articles [Docket No. APHIS-2015-0097] (FR)
05-30-17	AMS: Softwood Lumber Research, Promotion, Consumer Education and Industry Information Order; De Minimis Quantity Exemption Threshold [Document No. AMS-SC-16-0066] (PR)
	AMS: Beef Promotion and Research Rules and Regulations [No. AMS-LPS-15-0084] (FR)

FAS GAIN reports

Below is a partial list of Global Agriculture Information Network (GAIN) reports that were recently issued by the US Foreign Agriculture Service (FAS) in the *Food and Agricultural Import Regulations and Standards* (FAIRS) series as well as other reports related to import or export requirements. These provide valuable information on regulatory standards, export guides, and MRL (maximum residue limits). Information about, and access to, other GAIN reports may be found at the FAS [GAIN reports website](#).

- Brazil - [Updated Plant and Label Registration Procedures for Beef Products](#)
- Brazil - [Updated Plant and Label Registration Procedures for Fishery](#)
- China - [Released National Food Safety Standard-Food Processing Meal](#)
- China - [Released the National Food Safety Standard of Grains](#)
- EAEU - [WTO Notifications on the EAEU Common List of Pests](#)
- EU - [EFSA launches public consultation on GE risk assessment](#)
- France - [France re-instates ban on U.S. cherry imports](#)

- Guatemala - [Customs Revaluation Causing Delays](#)
- India - [Amendments to the Food Additives List Invites WTO Member Comments](#)
- India - [Draft Regulations for Organic Foods](#)
- India - [FSSAI Publishes FAQs on Products for Inborn Errors of Metabolism](#)
- India - [India Implements Food Fortification Regulation](#)
- Japan - [An Overview of the New Food Labeling Standard](#)
- Japan - [Draft Proposal on Using GI Marks for Non-Direct Sales](#)
- Japan - [Japan Initiates Review of GE Food Labeling Requirements](#)
- Japan - [Japan Implements Clean Wood Act](#)
- Philippines - [Executive Order Extends Tariff Concessions](#)
- Portugal - [FAIRS - Certificate](#)
- Russia - [National Report on Quarantine Phytosanitary Status in 2016](#)
- Singapore - [Halal in Singapore](#)
- Sri Lanka - [Exporter's Guide - 2017](#)
- Tunisia - [Exporter Guide Tunis Tunisia 12-30-2016](#)
- Turkey - [FAIRS - Certification](#)
- UK - [FAIRS - Certification](#)

CITA requests comments on Bahrain FTA commercial availability request

On May 22, 2017, the Committee for the Implementation of Textile Agreements (CITA) published in the *Federal Register* a [request for public comments](#) concerning a request for modification of the *U.S.-Bahrain Free Trade Agreement* (USBFTA) rules of origin for certain knit and woven apparel made from certain knit and woven fabrics.

The Government of the United States received a request from the Government of Bahrain, submitted on March 23, 2017, to initiate consultations under Article 3.2.3 of the USBFTA. Bahrain is requesting that the United States and Bahrain ("the Parties") consider revising the rules of origin for certain knit and woven apparel to address availability of supply of certain knit and woven fabrics in the territories of the Parties. The President of the United States may proclaim a modification to the USBFTA rules of origin for textile and apparel products after the United States reaches an agreement with the Government of Bahrain on a modification under Article 3.2.5 of the USBFTA to address issues of availability of supply of fibers, yarns, or fabrics in the territories of the Parties. CITA is soliciting public comments on this request, in particular with regard to whether certain knit and woven fabrics can be supplied by the U.S. domestic industry in commercial quantities in a timely manner.

Comments must be submitted by July 21, 2017 to the Chairman, Committee for the Implementation of Textile Agreements, Room 30003, United States Department of Commerce, Washington, DC 20230

CITA adds product to CAFTA-DR Annex 3.25

On May 10, 2017, the CITA published in the *Federal Register* a [determination](#) that certain two-way stretch polyester/rayon/ spandex twill weave fabric, as

specified in the *Federal Register* notice, is not available in commercial quantities in a timely manner in the *Dominican Republic – Central America – United States Free Trade Agreement* (CAFTA-DR) countries and therefore will be added in unrestricted quantities to the list in Annex 3.25 of the CAFTA-DR Agreement.

Additional Federal Register documents

The following *Federal Register* documents which may be of interest to international traders were published during the past month by various Federal agencies:

F.R. Date	Subject
05-01-17	Environmental Protection Agency (EPA): Trichloroethylene; Regulation of Vapor Degreasing Under TSCA Section 6(a); Methylene Chloride and N-Methylpyrrolidone; Regulation of Certain Uses Under TSCA Section 6(a); Reopening of Comment Periods [EPA-HQ-OPPT-2016-0387; EPA-HQ-OPPT-2016-0231; FRL-9961-66] (N/RO)
	EPA: Tioxazafen; Pesticide Tolerances [EPA-HQ-OPP-2015-0215; FRL-9955-97] (FR)
05-03-17	Drug Enforcement Adm. (DEA): Schedules of Controlled Substances: Temporary Placement of 4-Fluoroisobutyl Fentanyl into Schedule I [Docket No. DEA-452] (Temp. Scheduling Order)
05-04-17	International Trade Administration (ITA): Subsidy Programs Provided by Countries Exporting Softwood Lumber and Softwood Lumber Products to the United States; Request for Comment (N/RFC)
05-05-17	Energy: Energy Conservation Program for Consumer Products: Representative Average Unit Costs of Energy (N)
05-08-17	EPA: Assignment and Application of the "Unique Identifier" Under TSCA Section 14; Notice of Public Meeting and Opportunity To Comment [EPA-HQ-OPPT-2017-0144; FRL-9961-30] (N/H)
	EPA: Registration Review Draft Risk Assessments for Linuron and Several Pyrethroids; Re-opening of Comment Period [EPA-HQ-OPP-2015-0393; FRL-9958-71] (N/RO)
05-09-17	EPA: TSCA Reporting and Recordkeeping Requirements; Standards for Small Manufacturers and Processors; Reopening of Comment Period [EPA-HQ-OPPT-2016-0675; FRL-9960-84] (N)
05-10-17	EPA: Tolerances and Exemptions for Pesticide Chemical Residues in Food (C.F.R. Correction)
	National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA): Endangered and Threatened Wildlife and Plants; Final Rule to List 6 Foreign Species of Elasmobranchs Under the Endangered Species Act [Docket No. 150909839-7369-02] (FR)
05-11-17	EPA: Receipt of Information Under the Toxic Substances Control Act [EPA-HQ-OPPT-2013-0677; FRL-9961-94] (N)
	EPA: Certain New Chemicals; Receipt and Status Information for February 2017 [EPA-HQ-OPPT-2016-0699; FRL-9960-31] (N)
	EPA: Flonicamid; Pesticide Tolerances [EPA-HQ-OPP-2016-0013; FRL-9959-91] (FR)
	EPA: Fluazinam; Pesticide Tolerances [EPA-HQ-OPP-2016-0160; FRL-9960-50] (FR)
	National Institute of Standards and Technology (NIST): Request for Participation on Developing Industrial Wireless Systems Best Practices Guidelines (N)
05-12-17	NIST: National Cybersecurity Center of Excellence (NCCoE) Trusted Geolocation in the Cloud Building Block (N)
	EPA: Chemical Substances When Manufactured or Processed as Nanoscale Materials; TSCA Reporting and Recordkeeping Requirements [EPA-HQ-OPPT-2010-0572; FRL-9962-58] (FR/DED)
05-15-17	EPA: Pesticides; Certification of Pesticide Applicators Rule; Extension of Effective Date [EPA-HQ-OPP-2011-0183; FRL-9962-31] (FR/RFC)
05-22-17	ITA: Quarterly Update to Annual Listing of Foreign Government Subsidies on Articles of Cheese Subject to an In-Quota Rate of Duty (N)

F.R. Date	Subject
	National Highway Traffic Safety Administration (NHTSA): Federal Motor Vehicle Safety Standards: Minimum Sound Requirements for Hybrid and Electric Vehicles [Docket No. NHTSA-2016-0125] (FR/DED)
05-23-17	Energy: Energy Conservation Program: Energy Conservation Standards for Ceiling Fans [Docket No. EERE-2012-BT-STD-0045] (FR)
	EPA: Pyridate; Receipt of Application for Emergency Exemption, Solicitation of Public Comment [EPA-HQ-OPP-2017-0137; FRL-9961-70] (N)
	EPA: Compliance Date Extension; Formaldehyde Emission Standards for Composite Wood Products [EPA-HQ-OPPT-2017-0244; FRL-9962-85] (PR)
	EPA: Compliance Date Extension; Formaldehyde Emission Standards for Composite Wood Products [EPA-HQ-OPPT-2017-0244; FRL-9962-86] (FR)
05-25-17	EPA: Flazasulfuron; Pesticide Tolerances [EPA-HQ-OPP-2016-0112; FRL-9961-54] (FR)
	EPA: Fenazaquin; Pesticide Tolerances [EPA-HQ-OPP-2016-0029 FRL-9961-99] (FR)
	EPA: Isopyrazam; Pesticide Tolerances [EPA-HQ-OPP-2016-0143; FRL-9960-76] (FR)
05-26-17	Energy: Energy Conservation Program: Energy Conservation Standards for Dedicated-Purpose Pool Pumps [EERE-2015-BT-STD-0008] (FR) Confirmation of effective date and compliance date for direct final rule
	Energy: Energy Conservation Program: Energy Conservation Standards for Miscellaneous Refrigeration Products [EERE-2011-BT-STD-0043] (FR) Confirmation of effective date and compliance date for direct final rule
	Energy: Energy Conservation Program: Energy Conservation Standards for Residential Central Air Conditioners and Heat Pumps [EERE-2014-BT-STD-0048] (FR) Confirmation of effective date and compliance date for direct final rule
05-31-17	Labor - OSHA: Preparations for the 33rd Session of the UN Sub-Committee of Experts on the Globally Harmonized System of Classification and Labelling of Chemicals (UNSCGHS) [Docket No. OSHA-2016-0005] (N/H)

Commerce extends comment period for China NME investigation

On May 3, 2017, the Enforcement and Compliance, International Trade Administration, Department of Commerce published in the *Federal Register* a [notice](#) [Docket No.: 170328324-7425-02; A-570-053] extending the closing deadline for submitting comments to a request for public comment and information entitled *Certain Aluminum Foil From the People's Republic of China: Notice of Initiation of Inquiry Into the Status of the People's Republic of China as a Nonmarket Economy Country Under the Antidumping and Countervailing Duty Laws*, 82 Fed. Reg. 16162 (April 3, 2017). In the request for public comment and information, and as part of the less-than-fair-value investigation of certain aluminum foil from the PRC, Commerce is seeking broad input from the public regarding whether the PRC should continue to be treated as a nonmarket economy (NME) country under the antidumping and countervailing duty laws. Commerce is seeking public comment and information with respect to the factors to be considered under the Tariff Act of 1930, as amended (the Act).

To be assured of consideration, written comments and information must be received no later than May 10, 2017.

Antidumping and countervailing duty cases

[See separate *Antidumping Countervailing Duty and Safeguards Investigations, Orders & Reviews* section below.](#)

The Americas - South America

Argentina

Prohibition on the importation of certain used goods reinstated

On 15 May 2017, the *Boletín Oficial* published [Decree 333/2017](#) (5 May 2017), which reinstates a prohibition (for a period of five years) on the importation for consumption of certain used textile products covered by MERCOSUR Common Nomenclature (NCM) subheadings 6309.00.10 and 6309.00.90, which are presented in bulk or similar packaging. The reason given is that such goods pose a risk to health and public safety and the environment in general, which makes it impossible to carry out effective control over the import and marketing of such used products. Donations of used clothing to certain entities are exempt, but registration will be required.

Mercosur tariff classification

On 12 May 2017, the *Boletín Oficial* published [General Resolution 4048-E](#) (10 May 2017) of the Federal Administration of Public revenue (AFIP) which advises that the following items have been classified in the Mercosur Common Nomenclature (NCM) as indicated, according to the procedure established in General Resolution № 1618:

NCM TARIFF POSITION	DESCRIPTION OF THE MERCHANDISE	CLASSIFICATION CRITERIA №	SIGEA ACTION №/ RECORD №
6307.90.90	Textile article, 94% polyester and 6% elastomeric yarn, tubular in shape, approximately 6 cm wide and 35 cm long, closed at one end, of the types used on the inside of waterproof footwear.	01/17	13289-21769-2015
3926.90.90	Plastic manufacture, consisting of a flexible and slightly elastic polyethylene film, which has multiple small, symmetrical perforations on its entire surface, in rolls, of a kind used for the manufacture of feminine sanitary towels.	02/17	13289-24884-2015
3921.90.90	Polyethylene terephthalate glycol (PETG) copolymer resin plate, compact, rectangular and translucent, which has elongated brown elements of vegetable matter, of the types used as decoration panels	03/17	13289-1607-2016
9506.99.00	Wheels, folding, consisting of a metallic structure provided with a steering column, handlebar, rear brakes and two platforms, articulated to the steering column, where the occupant places his feet, located on the rear wheels; Whose propulsion is effected by the physical principle of conservation of the angular movement, allowing the displacement by means of the energy of movement towards one side and the other applied by the person on the steering column of the types used in outdoor sports.	04/17	13289-7131-2016
3918.90.00	Floor covering consisting principally of polyethylene and cellulose fibers, coated on one side and sides by a protective plastic film of uneven surface, ob-	05/17	1-251164-2016

NCM TARIFF POSITION	DESCRIPTION OF THE MERCHANDISE	CLASSIFICATION CRITERIA №	SIGEA ACTION №/ RECORD №
	tained by coextrusion, which has grooves in two of its edges that allows its insertion, of the types used in the construction of exterior floors.		
3918.90.00	Floor covering, consisting mainly of polyethylene and cellulose fibers, obtained by extrusion, which has through and rectangular cavities in its structure and grooves in two of its edges that allow its fitting, of the types used in the construction of exterior floors.	06/17	1-251165-2016

Boletin Oficial publications

The following Decrees, Administrative Decisions and Resolutions (Res.) which may be of interest to international traders were published in the *Boletin Oficial de la Republica Argentina* (Official Gazette) or the *Customs Bulletin* during the period covered by this Update [Unofficial translation].

BO Date	Subject
04-05-17	Decree: 310/2017 (03-05-17) Exemption of the payment of the import duty and other charges to the products originating and coming from the countries participating in the event "Forty Third Exhibition International Book Fair of Buenos Aires"
	Federal Adm of Public Revenue (AFIP): General Resolution 4038-E / 2017 (02-05-17) Preventive reference values for exports. General Resolution No. 3,912. Its repeal.
	AFIP: General Resolution 4039-E / 2017 (02-05-17) Values criterion of preventive character for imports. General Resolution No. 2730 and its amendment. Supplementary rule.
	AFIP: General Resolution 4037-E / 2017 (02-05-17) Tariff classification of goods in the Common Mercosur Nomenclature, according to the procedure established in General Resolution № 1.618.
05-05-17	National Administration of Medicines, Food and Medical Technology (ANMAT): Disp. № 4111/2017 (27-04-17) registration fees
	ANMAT: Disp. № 4112/2017 (27-04-17) Fees for medicinal products
	ANMAT: Disp. № 4262/2017 (03-05-17) export of food products
	ANMAT: Disp. № 4263/2017 (03-05-17) Prohibition of commercialization of certain food products
	ANMAT: Disp. № 4266/2017 (03-05-17) Prohibition of use and distribution of certain medical products
	ANMAT: Disp. № 4268/2017 (03-05-17) Prohibition of use and commercialization of certain cosmetics
	ANMAT: Disp. № 4271/2017 (03-05-17) Prohibition of commercialization of certain food products
	ANMAT: Disp. № 4273/2017 (03-05-17) Prohibition of commercialization of certain food products
	ANMAT: Disp. № 4275/2017 (03-05-17) Prohibition of commercialization of certain food products
	ANMAT: Disp. № 4277/2017 (03-05-17) Prohibition of use and commercialization of certain medical products
08-05-17	ANMAT: Disp. № 4279/2017 (03-05-17) Prohibition of commercialization of certain food products
	ANMAT: Disp. № 4281/2017 (03-05-17) Prohibition of commercialization of certain food products
	ANMAT: Disp. № 4284/2017 (03-05-17) Prohibition of commercialization of certain food products
AFIP: Gen. Res. № 4041-E/2017 (05-05-17) Single and fixed tariff to be paid	

BO Date	Subject
	for each destination and / or operation documented by the MALVINA Information System (SIM). General Resolution No. 4,040. Extension.
09-05-17	AFIP: Gen. Res. № 4043-E / 2017 (08-05-17) Economic Complementation Agreement No. 18 - Eighty-third Additional Protocol. Certificate of Digital Origin (COD) between the Argentine Republic and the Federative Republic of Brazil. RGN ° 3,942 and its supplementary. Supplementary rule
10-05-17	AFIP: General Subdirection of Metropolitan Customs Operations City of Buenos Aires Resolution 22-E / 2017 (04-05-17) - Establishment of on site Customs Office at the contemporary Art Fair "ArteBA '17"
11-05-17	National Health and Agricultural Quality Service; National Directorate of Plant Protection: Disposition 5-E / 2017 (05-05-17) Re: Document of Sanitary Vegetable Transit for cotton shipments "fiber, seed, grain, fibrilla, Cotton linters, cotton waste or scrap, waste and scrap of spinning mill and cotton in the rough, which may be marketed within the country, exported or imported, irrespective of their quality and modality, irrespective of the origin of the same"
12-05-17	Decree 331/2017 (11-05-17) Mercosur Common Nomenclature [temporary reduction in the extrazone import duties for certain goods [8703, 8704] for 6,000 vehicles for 36 months]
	AFIP: General Res. № 4048-E/2017 (10-05-17) Common Mercosur Nomenclature Tariff classification of goods, according to the procedure established in General Resolution № 1.618.
15-05-17	Decree 333/2017 (05-05-17) Tariff headings. Prohibition Production – Secretariat for Foreign Trade: Disp. 21E/2017 (10-05-17) initiation of a verification process of non-preferential origin for table, wall and turbo fans, with Electric motor, which can be connected to the mains, with and without timer, whatever the diameter of its blades and whatever its power, and foot fan, with a built-in electric motor, etc.
	Production – Secretariat for Foreign Trade: Disp. 22E/2017 (10-05-17) termination of a verification process of non-preferential origin for certain fans and other ventilation products from Multienron SDN BHD –Malaysian origin verified
	Production and AFIP: Joint Resolution 4049-E (12-05-17) Establishment of a simplified export regime
19-05-17	ANMAT: Disp. 5067/2017 (17-05-17) Prohibition on commercialization of certain food products
	ANMAT: Disp. 5062/2017 (17-05-17) Prohibition on commercialization of certain food products
	ANMAT: Disp. 5064/2017 (17-05-17) Prohibition on commercialization of certain medicinal products - amendment
24-05-17	ANMAT: Disp. 5113/2017 (19-05-17) Prohibition on commercialization of certain medical products

Antidumping and countervailing duty cases

[See separate **Antidumping Countervailing Duty and Safeguards Investigations, Orders & Reviews** section below.](#)

Brazil

Diário Oficial da União publications

The following notices, Ordinances (Portarias), Circulars and Resolutions of interest to international traders were published in the *Diário Oficial da União* (Official Gazette) during the period covered by this Update.

DOU Date	Subject
08-05-17	CAMEX: Res. № 34 (05-05-17) grants temporary reduction of the Import Tax rate pursuant to Resolution № 08/08 of the Mercosur Common Market Group, and changes the Brazilian List of Exceptions to the Mercosur Common External

DOU Date	Subject
	<u>Tariff</u> CAMEX: Res. № 35 (05-05-17) Incorporates Resolutions nº 01/17, 02/17 and 03/17 of the Mercosur Common Market Group into the Brazilian legal system. CAMEX: Res. № 36 (05-05-17) Amends the list of auto parts set out in Annex I to CAMEX Resolution 116 of December 18, 2014 CAMEX: Res. № 36 (05-05-17) Amends the list of auto parts set out in Annex I to CAMEX Resolution 116 of December 18, 2014 CAMEX: Res. № 37 (05-05-17) Alters the Import Tax rates on the IT and Telecommunications Goods, in the condition of Ex-Tariffs to 2% (two percent), until December 31, 2018. CAMEX: Res. № 38 (05-05-17) Alters the Import Tax rates on Capital Goods, in the condition of Ex-Tariffs to 2% (two percent), until December 31, 2018
11-05-17	CAMEX: Res. № 39 (10-05-17) Grants a temporary reduction of the Import Tax rate under MERCOSUR Common Market Group Resolution No. 08/08 and changes the Brazilian List of Exceptions to the Mercosur Common External Tariff
16-05-17	SECEX Ordinance № 19 (12-05-17) Correction - In Ordinance No. 19, dated May 12, 2017, published in the DOU no. 91, from May 15-2017, Section 1, pages 49 to 51, in Art. 1 -, which reads: "..... "(NR) "XXIV - CAMEX Resolution No. 39, dated May 10, 2017, published in the Official Gazette of May 11, 2017"

Antidumping and countervailing duty cases

See separate [Antidumping Countervailing Duty and Safeguards Investigations, Orders & Reviews](#) section below.

Chile

National Customs postings and Diario Oficial

The following documents, which may be of interest to international traders were posted to the National Customs Service (NCS) [website](#) or published in the [Diario Oficial de la República de Chile](#) (Official Gazette) or [Partial list; Unofficial translation].

Date	Subject
04-05-17	Hacienda: Ex. Res. № 2176 Extension, at the Customs Office of Arica, for presentation of the maritime import manifest on paper
09-05-17	Energy: Exempt resolution number 17, of 2017.- Clarifies resolution No. 47 exempt, of 2015, that approves the definitive technical specifications of the energy efficiency label for televisions

Classification opinions, advance rulings and classification valuation and origin decisions

The National Customs Service has recently redesigned its website. [Advance Classification Rulings](#) (Resoluciones Anticipadas Clasificación) from 2010 to the present are available. Post entry [Classification, valuation and origin decisions on claims](#) (fallos de reclamaciones) at the first and second instance levels from 2003 to the present are also available.

Colombia

TPTA information

Information, on the *Colombia-United States Trade Promotion Agreement* including presentations, rules of origin and TRQ information (all in Spanish) may be [found here](#). Sample (non-mandatory) Certificates of Origin are [available here](#).

Tariff Classification Resolutions

Tariff Classification Resolutions issued in 2013 may be found at http://www.dian.gov.co/DIAN/13Normatividad.nsf/pages/Clasificacion_arancelarias_2013. For prior years, please see http://www.dian.gov.co/DIAN/13Normatividad.nsf/pages/Clasificaciones_arancelarias.

MinCIT, MinHacienda and DIAN Documents

The following documents of interest to international traders were posted by the [Ministry of Commerce, Industry and Tourism](#) (MinCIT), [Ministry of Finance](#) (Hacienda) or the [National Directorate of Taxes and Customs](#) (DIAN):

Date	Subject
04-05-17	MinCIT: Res. № 058 By which the preliminary determination is adopted in the administrative investigation initiated by Resolution 009 of January 30, 2017 regarding dumping of "Cylindrical metal drums of a capacity of 208 liters classified in 7310.10.00.00 originating in Chile"
05-05-17	MinCIT: Resolution 063 "By which the term of answers to questionnaires is extended in the five-year review of sodium citrate originating in China initiated by Resolution 029 of March 16, 2017"

Peru

Tariff Classification database

A searchable [Tariff Classification Resolution \(ruling\) database](#) (from 2006 through the present) is available. It may be searched by the tariff number, resolution number, or description. The database currently has approximately 7400 resolutions, some with photographs.

SUNAT and *El Peruano* publications

The following documents of interest to international traders were posted during the past month by [SUNAT](#) (National Customs Superintendent and Tax Administration) or in the legal standards section of [El Peruano](#) (the Official Gazette) (dd-mm-yy):

Date	Subject
06-05-17	Economy and Finance: Vice Ministerial Resolution № 005 Reference prices and additional variable duties referred to in DS № 115
10-05-17	National Institute of Defense of Competition And Protection of Intellectual Property (INDECOPI): Resolution No. 107-2017 / CDB-INDECOPI The initiation of the investigation procedure is based on alleged subsidy practices in exports to Peru of ethanol in the form of denatured ethyl alcohol or undenatured anhydrous ethyl alcohol with a maximum of 0.5% moisture content originating in the USA.
	Agriculture and Irrigation: Directorial Resolution № 0017 Establish phytosanitary requirements of necessary compliance in the importation of husked grain rice of origin and origin Brazil
	Agriculture: Directorial Resolution No. 0016-2017-MINAGRI-SENASA-DSV Ap-

Date	Subject
	prove general and specific phytosanitary requirements of mandatory compliance for the international transit through Peruvian territory of various products
	Agriculture: Directive Resolution No. 0014 - Establishes phytosanitary requirements of mandatory compliance in the importation of fresh fruit of pear of origin and origin Portugal
	Agriculture: Directive Resolution No. 0013 - Establishes phytosanitary requirements of mandatory compliance in the importation of fresh apple fruit of origin and provenance Portugal
	Congress of the Republic: Legislative Resolution No. 30559 - Legislative Resolution approving the Cooperation Agreement for the Prevention and Control of the Laundering of Assets Derived from Any Illicit Activity between the Government of the Republic of Peru and the Government of the Republic of Colombia
11-05-17	SUNAT: Resolution No. 117-2017 / SUNAT - Superintendency Resolution approving the New Electronic Emission System Electronic Service Operator (SEE - QSE)
12-05-17	Agriculture: Directive Resolution No. 0018 - Establishes mandatory phytosanitary requirements for imports of seeds of the genus Capsicum of origin and provenance India

Asia-Pacific

[Please note that material pertaining to the Eurasian Economic Union (EAEU) and the Customs Union between Russia, Armenia, Belarus, Kazakhstan and the Kyrgyz Republic is shown under EUROPE.]

Australia

Australia - Hong Kong FTA negotiations launched

The Department of Foreign Affairs and Trade (DFAT) [announced](#) that Australia and Hong Kong launched negotiations for a free trade agreement (FTA) on 16 May 2017. Hong Kong is a Special Administrative Region of the People's Republic of China, and is able to enter into its own trade agreements. An Australia-Hong Kong FTA (A-HKFTA) would complement Australia's FTA with China and further integrate the Australian economy with Asia.

Australia is seeking a comprehensive FTA that meets the needs of Australian goods and services exporters, and investors.

For goods exporters, Australia could seek a commitment that Hong Kong would continue its zero tariffs levels on Australian goods exports. By addressing non-tariff barriers and customs procedures, we could aim to ensure that goods trade with Hong Kong operates as smoothly and simply as possible.

For services suppliers, Australia could seek to secure non-discriminatory access to the Hong Kong market, create greater regulatory certainty and automatically capture future unilateral liberalisation.

Australia could also seek to address a range of issues impacting on trade, including:

- digital trade (e.g. e-commerce);
- protection of intellectual property;
- temporary entry of business people;
- government procurement; and
- competition policy.

For investors, Australia could seek outcomes which protect investments, while at the same time, incorporate safeguards to ensure the Government could regulate for legitimate public welfare reasons, including public health and national security measures.

DFAT invites stakeholders to submit their views on the potential opportunities and impacts of an FTA with Hong Kong. See the DFAT [Submissions](#) page for more information.

Other resources:

- [Australia-Hong Kong FTA Fact Sheet \[PDF 323 KB\]](#)
- [Hong Kong country brief](#)
- [Hong Kong trade and economic fact sheet \[PDF 468 KB\]](#)
- [Austrade Hong Kong market profile](#)

New Zealand, Australia meet on food regulation

New Zealand and Australian Food Regulation Ministers [met in Adelaide on 28 April 2017](#) to discuss a range of food regulation issues, including finalising their investigation into low-tetrahydrocannabinol (THC) hemp seeds as a food. They also discussed labelling of sugars and fats and oils.

[See article under New Zealand for further details.](#)

DIBP notices and advices

The following Department of Immigration and Border Protection (DIBP) Notices and Cargo advices (ACCA) were issued during the period covered by this Up-date:

Date	Series and №	Title
17-05-17	DIBP 2017/13	Guidance on Refund Provisions under Australia's various Free Trade Agreements The

Australian Gazettes

The following documents were published in the *Government Notices Gazette*, the *Tariff Concessions Gazette* (TC) or other Gazettes as noted(dd-mm-yy):

Date	Matter
03-05-17	TC 17-20
05-05-17	Notice of revocation and specification of areas to which section 234AA of the Customs Act 1901 applies - Darwin International Airport C2017G00496
10-05-17	TC 17-21
17-05-17	TC 17-22
24-05-17	TC 17-23
31-05-17	TC 17-24

Australian Tariff Precedents

The Department of Immigration and Border Protection (DIBP) and one of its predecessors, Australian Customs and Border Protection Service (ACBP) publish and post its [Tariff Precedent Files](#). Tariff Precedents are considered statements from Customs made to provide guidance on various classification issues.

Antidumping and countervailing duty cases

See separate [Antidumping Countervailing Duty and Safeguards Investigations, Orders & Reviews](#) section below.

China (including Hong Kong SAR)

Australia - Hong Kong FTA negotiations launched

See article under [Australia](#) above.

MOFCOM and GAC notices

The following Ministry of Commerce (MOFCOM) and General Administration of Customs (GAC) notices were posted during the period covered by this Update (mm-dd-yy):

Date	Series and №	Subject
05-19-17	State Council № 680	Decision of the State Council on Amending the Regulations on the Supervision and Administration of Medical Devices

Antidumping and Countervailing Duty Cases

See separate [Antidumping Countervailing Duty and Safeguards Investigations, Orders & Reviews](#) section below.

India

Other CBEC and DGFT notifications, circulars and instructions

The following Central Board of Excise and Customs (CBEC) Customs notifications (NT-non tariff, T-tariff), circulars (Cir) and instructions (other than anti-dumping, countervailing duty and safeguard) and Directorate General of Foreign Trade (DGFT) notifications were issued during the period covered by this Update:

Date	Series and №	Subject
CBEC		
02-05-17	Circ. 16/2017	Monitoring of export obligation fulfilment under EPCG and Advance Authorization Schemes
09-05-17	Circ. 17/2017	Implementation of Notification No. 107/2016- customs (N.T.) dated 11.08.2016- Uploading the Departure Manifests by Airlines(carriers)- reg
	18/2017-Cus (T)	Amends notification No. 12/2012 dated 17.03.2012 so as to make effective rates of BCD on industrial grade palm stearin (crude, RBD or other) which were earlier classifiable under sub-heading 3823 11 and are now classifiable under 1511 90 30 consequent to the amendments carried out vide the Finance Act, 2017.
11-05-17	44/2017-Cus (NT)	Amendment to notification 62/94 –Customs (N.T), dated 21.11.1994 so as to allow unloading of imported goods and loading of export goods or any class of such goods at Dharma Port, Odisha
	45/2017-Cus (NT)	Amendment to notification no 142/2016-Customs (N.T.) dated 29.11.2016 - Courier Imports and Exports (Clearance) Amendment Regulations, 2016
15-05-17	47/2017-Cus (NT)	Tariff Notification in respect of Fixation of Tariff Value of Edible Oils, Brass Scrap, Poppy Seeds, Areca Nut, Gold and Sliver

Date	Series and №	Subject
16-05-17	19/2017-Cus (T)	Amends notification No. 101/2007 – Customs dated 11th September 2007 so as to notify the expanded schedule of tariff preferences under the India-Chile Preferential Trade Agreement (PTA).
	20/2017-Cus (T)	Amends notification no. 12/2012-customs dated 17.03.2012 extending the time period for furnishing the final Mega power project certificate from 60 months to 120 months and extending the period of validity of security in the form of Fixed Deposit Receipt or Bank Guarantee from 66 months to 126 months, in case of provisional mega power projects
	48/2017-Cus (NT)	Seeks to amend the Customs notification No. 84/2007- Customs (N.T.) dated 17th August, 2007 to give effect to the amendments to Rules of Origin of India-Chile PTA
22-05-17	21/2017-Cus (T)	Notification under Section 28A of Customs Act, 1962 to exempt import of cut & polished diamonds during period 9th March, 2012 to 1st March, 2017 by the authorized agencies/ offices in India of laboratories mentioned under para 4.74 of the Hand Book of Procedure
31-05-17	22/2017-Cus (T)	Seek to further amend Notification No. 73/2006-Customs dated 10th July, 2006 which exempts import against Duty Credit Certificate issued under Target Plus Scheme
	51/2017-Cus (NT)	Tariff Notification in respect of Fixation of Tariff Value of Edible Oils, Brass Scrap, Poppy Seeds, Areca Nut, Gold and Silver
DGFT		
08-05-17	TN: No.07/2018	Implementation of the Hon`ble Supreme Court`s Judgment dated 27th Oct 2015 in Civil Application No. 554 of 2006 with regard to recovery of Duty Free Credit Entitlement (DFCE) Scheme Scrips for the exports made in the year 2003-04.
	TN: No.06/2018	Implementation of the Hon`ble Supreme Court`s Judgment dated 27th Oct 2015 in Civil Application No. 554 of 2006 with regard to Target Plus Scheme (TPS) Scrips for the exports made in the year 2005-06 over 2004-05
	N: 06/2015-2020	Implementation of Target Plus Scheme as per the decision of the Hon`ble Supreme Court dt. 27.10.2015 in CA No. 554 of 2006.
16-05-17	N: 07/2015-2020	Export Policy of Fertilisers-Updating of List of Manufacturers/Units of Single Super Phosphate (SSP), DAP and NP/NPK.
17-05-17	PN: 07/2015-2020	SCOMET Export permission for " Stock and Sale" purposes

Antidumping and countervailing duty cases

See separate [Antidumping Countervailing Duty and Safeguards Investigations, Orders & Reviews](#) section below.

Malaysia

Federal Government Gazette

The following documents were published in the [Warta Kerajaan Persekutuan - Federal Government Gazette](#)

Date	Matter
11-05-17	P.U. (A) 136/2017 Customs Duties (Exemption) (Amendment) (No. 3) Order 2017 - Customs Act 1967
15-05-17	P.U. (B) 255/2017 Notice of Initiation of an Anti-Dumping Duty Investigation With Regard to the Imports of Cold Rolled Stainless Steel In Coils, Sheets or any

Date	Matter
	Other Form Originating or Exported From the People's Republic of China, The Republic of Korea, Chinese Taipei and the Kingdom of Thailand - Countervailing And Anti-dumping Duties Act 1993
23-05-17	P.U. (B) 271/2017 Notification of Values of Crude Petroleum Oil Under Section 12 – Customs Act 1967
	P.U. (B) 272/2017 Notification of Values of Crude Palm Oil Under Section 12 – Customs Act 1967
	P.U. (B) 273/2017 Notification of Values of Palm Kernel Under Section 12 – Customs Act 1967
24-05-17	P.U. (A) 146/2017 Customs Duties (Exemption) (Amendment) (No. 4) Order 2017 - Customs Act 1967
30-05-17	P.U. (A) 155/2017 Customs (Definitive Safeguards Duties) (Amendment) Order 2017 - Safeguards Act 2006 and Customs Act 1967

Customs rulings

Monthly compendiums of Customs classification rulings (with images where available) are available on the recently redesigned Royal Malaysian Customs Department website. Although the rulings are written in Malay, the product is usually listed in English and there are often English language descriptions and references to rulings in English from other Customs administrations. The rulings may be found under the topic: [Keputusan Ketetapan Kastam](#).

New Zealand

Import and export requirements for Korean goods

The New Zealand Customs Service has issued a [reminder](#) to importers, exporters and brokers to take care when lodging an entry to ensure the correct country name has been used for either the Democratic People's Republic of Korea or Republic of Korea, whether it be country of origin, country of destination or country of export.

- Democratic People's Republic of Korea is also known as North Korea
- Republic of Korea is also known as South Korea

New Regulations that come into effect on May 18 explicitly require all imports from or exports to the Democratic People's Republic of Korea (North Korea) to be presented to Customs for inspection ([Regulation 35](#)).

New Zealand, Australia meet on food regulation

New Zealand and Australian Food Regulation Ministers [met in Adelaide on 28 April 2017](#) to discuss a range of food regulation issues, including finalising their investigation into low-tetrahydrocannabinol (THC) hemp seeds as a food. They also discussed labelling of sugars and fats and oils.

Low-THC Hemp seeds as a Food

Ministers had requested that the Food Regulation Standing Committee (FRSC) investigate information gaps identified in considering the adoption of low-THC hemp seeds as a food. These covered marketing and labelling issues, legal and Treaty implications, maximum levels of cannabidiol (CBD) and the potential effects on road side drug testing.

Ministers noted the key finding of the Consumption Report is that it is highly unlikely that consumption of food products containing the levels of THC tested would result in any positive tests on oral fluid, blood or urine.

The *International Trade Compliance Update* is a publication of the Global International Commercial and Trade Practice Group of Baker McKenzie. Articles and comments are intended to provide our readers with information on recent legal developments and issues of significance or interest. They should not be regarded or relied upon as legal advice or opinion. Baker McKenzie advises on all aspects of International Trade law.

Comments on this *Update* may be sent to the Editor:

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A note on spelling, grammar and dates--

In keeping with the global nature of Baker McKenzie, the original spelling, grammar and date formatting of non-USA English language material has been preserved from the original source whether or not the material appears in quotes.

Translations of most non-English language documents are unofficial and are performed via an automated program and are for information purposes only.

Credits:

Unless otherwise indicated, all information is taken from official international organization or government websites, or their newsletters or press releases.

Source documents may be accessed by clicking on the blue hypertext links.

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In light of these findings Ministers supported the draft standard that will allow low-THC hemp seeds to be sold as a food. The standard will take effect six months after it has been gazetted and Ministers acknowledged that there is still a range of New Zealand and State and Territory legislation that currently prohibits the sale of low-THC hemp seeds as a food which will need to be amended. Ministers also supported the establishment of an Implementation and Monitoring working group.

Sugar Labelling

Ministers, at their November 2016 meeting, requested Food Standards Australia New Zealand (FSANZ), in consultation with the FRSC, to prepare a program of work to further investigate labelling approaches to providing information on sugars.

Ministers agreed to the work program that includes further evidence gathering activities by FSANZ on consumer understanding and behaviour, international approaches to sugar labelling, and an update of the policy context by the Australian Government Department of Health, to cover the broader policy context in relation to sugar. That work is expected to be presented at the Forum's next meeting in November 2017.

Fats and Oils

Ministers considered the labelling of specific sources of fats and oils in order to better protect the health and safety of consumers.

In November 2016, Ministers requested that FRSC clarify the policy issue in relation to naming sources of fats and oils to enable consumers to make informed choices in support of the dietary guidelines,

Ministers agreed to extend the scope of this project to cover all parts of the food label, including the identification of all fats and oils and to proceed with the development of regulatory and non regulatory options. The residual issues, such as additional consumer research will also be undertaken as part of this next stage with a progress report to be provided at the next Forum meeting.

New Zealand Gazette

The following international trade related documents were published in the *New Zealand Gazette* (dd-mm-yy):

Date	Matter
02-05-17	Tariff Concession Approvals, Withdrawals and Declines Notice (No. 14) 2017
09-05-17	Tariff Concession Approvals, Withdrawals and Declines Notice (No. 15) 2017
	Tariff Concession (Advertisement) Notice No. 2017/16
16-05-17	Tariff Concession (Advertisement) Notice No. 2017/16
23-05-17	Tariff Concession (Advertisement) Notice No. 2017/17
23-05-17	Tariff Concession Approvals, Withdrawals and Declines Notice (No. 17) 2017
30-05-17	Tariff Concession (Advertisement) Notice No. 2017/16

Vietnam

Vietnam releases the first draft of Solar Power Purchase Agreement (PPA), but certain key issues remain unresolved for foreign investors and financiers

Following the Prime Minister's issuance of [Decision No. 11](#) adopting the new policy for solar power, the Ministry of Industry and Trade of Vietnam ("MOIT") has released the [first draft of a Circular](#) ("Draft Circular") providing for detailed guidelines on the development of solar power projects in Vietnam. The Draft Circular includes a draft solar power purchase agreement template ("Draft PPA"), as well as detailed guidelines on the formulation and approval of national and provincial solar power development plans. However, the Draft Circular leaves certain key issues unresolved, which may have an impact on the bankability of solar projects, especially for large utility-scale solar power plants.

For full details, please see our [Client Alert: Vietnam Releases the First Draft of Solar Power Purchase Agreement \(PPA\), but Certain Key Issues Remain Unresolved for Foreign Investors and Financiers](#). For additional information please contact [Frederick Burke](#) (Ho Chi Minh City) or [Chi Lieu Dang](#) (Hanoi).

Government documents

The following Government laws, decrees, decisions, notices and other documents related to international trade were posted by the General Department of Vietnam Customs on its [website](#). Translations are automated and unofficial [dd-mm-yy]:

Date	Reference and Matter
03-05-17	Official Letter No. 3824 / BCT-XNK dated 03/05/2017 of the Ministry of Industry and Trade on measures to promote the export of pork
	Decision No. 1644 / QĐ-BNN-BVTM dated 3 May 2017 of MARD on the continuation of importation of high risk commodities carrying serratus peanut from India
	Official Letter No. 2933 / TCHQ-TXNK dated 03/05/2017 of the General Department of Customs on obstacles to coordinating state budget revenues according to Circular No. 184/2015 / TT-BTC
04-05-17	Directive No. 16 / CT-TTg dated 04/05/2017 of the Prime Minister on strengthening the capacity to approach the 4th Industrial Revolution
	Official Letter No. 2972 / TCHQ-TXNK dated 04/05/2017 of the General Department of Customs on Classification of goods (specialized chemical tanker)
05-05-17	Official Letter No. 3706 / BNN-CB dated 05/05/2017 of the Ministry of Agriculture and Rural Development on quality control of imported agricultural machinery and equipment.
	Official Letter No. 1496 / TXNK-DTQLT dated 05/05/2017 of the General Department of Customs on co-state budget collection with commercial banks
	Official Letter No. 2987 / TCHQ-TXNK dated 05/05/2017 by the General Department of Customs on answering the recommendations on tax policy and safeguard measures for processed glass products
08-05-17	Official Letter No. 923 / GSQL-GQ2 dated 08/05/2017 of the General Department of Customs on customs procedures of FDI enterprises
	Official Letter No. 1909 / KBNN-THPC dated 08/05/2017 of the State Treasury on guiding some articles in Circular No. 328/2016 / TT-BTC
09-05-17	Official Letter No. 926 / GSQL-GQ2 dated 09/05/2017 of the General Department of Customs on customs procedures of FDI enterprises
	Official Letter No. 929 / GSQL-GQ2 dated 09/05/2017 of the General Department of Customs on the right to import and export of EPEs with foreign investment capital
	Official Letter No. 3065 / TCHQ-GSQL dated 09/05/2017 of the General Department of Customs on standard exchange of data on petroleum management software to put into and out of petroleum depots, surveillance camera system
10-05-17	Official Letter No. 952 / GSQL-TH dated 10/05/2017 of the General Department of Customs on standard exchange of data on petroleum management software to put into and out of petroleum depots, surveillance camera system
	Official Letter No. 3086 / TCHQ-GSQL dated May 10, 2017 of the General Department of Customs on guiding the customs procedures for goods stored in bonded warehouses
	Document No. 3099 / TCHQ-GSQL dated 10/05/2017 of the General Department of Customs on measures to promote the export of pork
	Official Letter No. 6024 / BTC-CST dated 10/05/2017 of the Ministry of Finance on the tax policy for imported goods re-exported to the aid project to Laos
11-05-17	Official Letter No. 955 / GSQL-GQ2 dated 11/05/2017 of the General Department of Customs on customs procedures (import and export of manuals and transfer of surplus raw materials from this processing contract to Other co-processing)
	Document No. 956 / GSQL-GQ1 dated 11/05/2017 of the General Department of Customs on the implementation of OL No. 4451 / BTC-TCHQ
	Official Letter No. 3144 / TCHQ-TXNK dated 11/05/2017 of the General Department of Customs on Announcement of the signed commercial cooperation

Date	Reference and Matter
	agreement with the General Department of Customs Decision No. 1543 / QĐ-TCHQ dated 11/05/2017 of the General Department of Customs on the provisional Regulation on the format of data messages exchanged between customs offices and enterprises dealing in warehouses and storing yards. For cargo management at airports Document No. 3109 / TCHQ-TXNK dated 11/05/2017 of the General Department of Customs on import goods for environmental protection projects
12-05-17	Official Letter No. 969 / GSQL-GQ2 dated 12/05/2017 of the General Department of Customs on customs procedures (handling of waste, defective products, finished products of processing contract) Official Letter No. 3176 / TCHQ-TXNK dated 12/05/2017 by the General Department of Customs on Verification of C / O Document No. 3177 / TCHQ-TXNK dated 12/05/2017 of the General Department of Customs on customs fees in accordance with Circular 274/2016 / TT-BTC Decision No. 15/2017 / QĐ-TTg dated May 12, 1977 promulgating the list of imported goods subject to customs procedures at the border gate.
15-05-17	Official Letter No. 981 / GSQL-GQ3 dated 15/05/2017 of the General Department of Customs on the temporary import for re-export of fertilizer Official Letter No. 3232 / TCHQ-TXNK dated 15/05/2017 of the General Department of Customs on adjusting the HS code from 10 digits to 8 digits Document No. 3191 / TCHQ-TXNK dated 15/05/2017 of the General Department of Customs on Classification of "baby bathtub" Document No. 3192 / TCHQ-TXNK dated 15/05/2017 of the General Department of Customs on the Code of Merchandise (for Aluminum)
16-05-17	Official Letter No. 1652 / TXNK-TGHQ dated 16/05/2017 by the General Department of Customs on the problem of fee CIC Document No. 3257 / TCHQ-TXNK dated 16/05/2017 of the General Department of Customs on classification of commodities (sulfolane)
17-05-17	Official Letter No. 1000 / GSQL-GQ5 dated 17/05/2017 of the General Department of Customs on extending the period of goods clearance at the international border gate No. 2 Kim Thanh, Lao Cai Official Letter No. 1675 / TXNK -TH dated 17/05/2017 of the General Department of Customs on tax exemption of Ministry of Post and Telecommunication Official Letter No. 1656 / TXNK-CST dated 17 May, 2017 of the General Department of Customs on customs procedures, tax policy for goods exported to Laos Official Letter No. 1673 / TXNK-CST dated 17 May, 2017 of the General Department of Customs on tax policies and customs procedures with goods processed abroad
18-05-17	Official Letter No. 1679 / TXNK-CST dated 18/05/2017 of the General Department of Customs on import tax exemption for export production Official Letter No. 1678 / TXNK-CST dated 18/5/2017 of the General Department of Customs on identification of specialized means of transportation Document No. 3308 / TCHQ-TXNK dated 18/05/2017 of the General Department of Customs on the HS code and procedures for importing water from air
19-05-17	Official Letter No. 6519 / BTC-TCHQ dated 19/05/2017 of the Ministry of Finance on processing of import tax on manufactured goods, processing in non-tariff area Official Letter No. 1020 / GSQL-GQ2 dated 19/05/2017 of the General Department of Customs guiding the customs procedures
22-05-17	Official Dispatch No. 3370 / TCHQ-TXNK dated 22/05/2017 of the General Department of Customs on the HS code of Regelle gel Official Dispatch No. 3341 / TCHQ-TXNK dated 22/05/2017 of the General Department of Customs on the classification of goods (for bicycles) Official Dispatch No. 1023 / GSQL-GQ1 dated 22/05/2017 of the General Department of Customs on the validity of the operation license of foreign enterprises on medicines and medicinal materials in Vietnam.
23-05-17	Official Letter No. 3386 / TCHQ-TXNK dated 23/05/2017 of the General Department of Customs on the import tax rate of imported sugar from Laos
25-05-17	Decision 704 / QĐ-TTg of 2017 on the export of rice from the national reserve to Phu Yen province promulgated by the Prime Minister
29-05-17	Circular No. 07/2017 / TT-BCT stipulates the import border gate for fertilizer products promulgated by the Minister of Industry and Trade

Europe, Middle East and North Africa

European Union and EFTA

Announcements and news releases [dd-mm-yy]

Date	Title
05-05-17	EEA Joint Committee adopts Third Energy Package
10-05-17	EEA EFTA Comment on Audiovisual Media Services
12-05-17	EFTA Parliamentary Committee support stronger trade relations with Canada and Mexico
15-05-17	EFTA and Vietnam continue free trade negotiations EEA EFTA Comment on the European Supervisory Authorities
16-05-17	Ministers discuss Brexit and climate change at EEA Council Meeting
19-05-17	EFTA Council discusses third-country issues and upcoming Ministerial meeting
22-05-17	Workshop on the proposal for a European services e-card
24-05-17	EEA Joint Parliamentary Committee discussed developments in the EEA

EU adopts sanctions against further nine people in Democratic Republic of Congo

The European Council has adopted sanctions against nine individuals who hold positions of responsibility in the State administration and in the chain of command of the security forces in the Democratic Republic of the Congo for planning, directing or committing serious human rights violations. This is in addition to the seven people on whom the EU imposed sanctions as of 12 December 2016 due to the obstruction of the electoral process and related human rights violations.

[Decision \(CFSP\) 2017/905](#) and [Council Implementing Regulation \(EU\) 2017/904](#) were published in the [Official Journal](#) of 29 May 2017. The measures take effect immediately, and include a ban on entering the EU, an asset freeze and a prohibition on making funds or economic resources available to the listed individuals.

For additional information, contact [Ross L. Denton](#) of our London office.

EU issues list of customs authorities responsible for issuing BTIs

On 19 May 2017, the [Official Journal](#) published a [list of customs authorities designated by Member States for the purposes of receiving applications, or taking decisions relating to binding tariff information](#), adopted in accordance with Article 11 of [Commission Implementing Regulation \(EU\) 2015/2447](#) [2017/C 157/06].

EU adopts supply chain due diligence obligations for conflict minerals

On 19 May 2017, the [Official Journal](#) published [Regulation \(EU\) 2017/821 of the European Parliament and of the Council of 17 May 2017 laying down supply chain due diligence obligations for Union importers of tin, tantalum and tungsten, their ores, and gold originating from conflict-affected and high-risk areas](#). This Regulation establishes a Union system for supply chain due diligence ('Union system') in order to curtail opportunities for armed groups and security forces to trade in tin, tantalum and tungsten, their ores, and gold. The Regulation is designed to provide transparency and certainty as regards the supply practices of Union importers, and of smelters and refiners sourcing from conflict-affected and high-risk areas.

The Regulation lays down the supply chain due diligence obligations of Union importers of minerals or metals containing or consisting of tin, tantalum, tungsten or gold, as set out in Annex I to the Regulation. However the Regulation shall not apply to Union importers of minerals or metals where their annual import volume of each of the minerals or metals concerned is below the volume thresholds set out in Annex I. The volume thresholds are set at a level that ensures that the vast majority, but no less than 95 %, of the total volumes imported into the Union of each mineral and metal under the Combined Nomenclature code is subject to the obligations of Union importers set out in this Regulation.

With the exception of Article 7(4), the Regulation shall not apply to recycled metals, nor to stocks where a Union importer demonstrates that those stocks were created in the current form on a verifiable date prior to 1 February 2013

The Regulation requires the Commission to adopt a delegated act, in accordance with Articles 18 and 19, if feasible by 1 April 2020 but no later than 1 July 2020, to amend Annex I by establishing the volume thresholds for tantalum or niobium ores and concentrates, gold ores and concentrates, tin oxides and hydroxides, tantalates and carbides of tantalum, and to amend the existing thresholds every three years after 1 January 2021.

[Click here](#) for Statements by the Council and by the Commission relating to Regulation (EU) 2017/821 of the European Parliament and of the Council of 17 May 2017 laying down supply chain due diligence obligations for Union importers of tin, tantalum and tungsten, their ores, and gold originating from conflict-affected and high-risk areas.

EU grants Sri Lanka GSP+

On 18 May 2017, the *Official Journal* published [Commission Delegated Regulation \(EU\) 2017/836 of 11 January 2017 amending Annex III to Regulation \(EU\) No 978/2012 of the European Parliament and of the Council applying a scheme of generalised tariff preferences](#) which grants GSP+ status to the Democratic Socialist Republic of Sri Lanka. Article 10(4) of [Regulation \(EU\) No 978/2012](#) of the European Parliament and of the Council of 25 October 2012 permits a beneficiary country under the Generalised Scheme of Tariff Preferences ('GSP') to request to benefit from additional tariff preferences under the special incentive arrangement for sustainable development and good governance (GSP+). For that purpose, Article 9(1) of Regulation (EU) No 978/2012 establishes specific eligibility criteria for the granting of the tariff preferences provided under the GSP+. The country should be considered vulnerable due to a lack of sufficient diversification and insufficient integration with the international trading system. It should have ratified all the conventions listed in Annex VIII to Regulation (EU) No 978/2012 and the most recent available conclusions of the relevant monitoring bodies should not identify a serious failure to effectively implement any of those conventions. In relation to any of the relevant conventions, the country should not have formulated a reservation which is prohibited by the convention or which, for the exclusive purposes of Article 9 of Regulation (EU) No 978/2012, is considered to be incompatible with the object and purpose of that convention. It should accept without reservation the reporting requirements imposed by each convention and give the binding undertakings referred to in points (d), (e) and (f) of Article 9(1) of Regulation (EU) No 978/2012.

The Commission has examined the GSP+ request received on 12 July 2016, from Sri Lanka in accordance with the provisions of Article 10(1) of Regulation

(EU) No 978/2012, and the Commission has established that Sri Lanka meets the conditions. Accordingly, in Annex III to Regulation (EU) No 978/2012, 'Sri Lanka' and the corresponding alphabetical code 'LK' are inserted under columns B and A, respectively.

Commission amends classification of creamed coconut

On 12 May 2017, the *Official Journal* published [Commission Implementing Regulation \(EU\) 2017/803 of 8 May 2017 amending Regulation \(EEC\) No 316/91 concerning the classification of certain goods in the Combined Nomenclature](#).

Item 2 of the Annex to Commission Regulation (EEC) No 316/91 classified a white pasty substance known as 'creamed coconut' which is generally intended for use in the kitchen in the preparation of sauces and other foodstuff and manufactured by fine grinding of coconut pulp and pasteurized, under heading 2008 of the Combined Nomenclature as otherwise prepared nuts, not elsewhere specified or included. Classification of the product under heading 0801 of the Combined Nomenclature was excluded as pasteurisation was not permitted in Chapter 8.

Note 3 a) to Chapter 8 was introduced in the Harmonized System in 1992. It permits a moderate heat treatment for additional preservation or stabilisation of dried nuts of that Chapter. According to the historical documents from the Harmonized System, the term 'pasteurisation' originally proposed in the text of that note was in the end replaced by the more general expression 'moderate heat treatment'. The Explanatory Notes to the Combined Nomenclature of the European Union to Chapter 8 clarified at Union level that pasteurisation is, *inter alia*, admissible for dried fruits and nuts of that Chapter.

As a consequence, Regulation (EU) 2017/803 deletes item 2 from the table set out in the Annex to Regulation (EEC) No 316/91, in order to avoid potential divergences in tariff classification of desiccated coconut products such as creamed coconut which received a moderate heat treatment and to ensure the uniform application of the Combined Nomenclature within the Union.

Commission issues tariff classification regulations

[See separate section below](#) for tariff classification regulations issued by the European Commission during the period covered by this Update.

Amendments to the CN Explanatory Notes

[See separate section below](#) for amendments to the *Explanatory Notes to the Combined Nomenclature of the European Union* that were published in the *Official Journal* during the period covered by this Update.

Binding Tariff Information

The European Community has created the Binding Tariff Information (BTI) system as a tool to assist economic operators to obtain the correct tariff classification for goods they intend to import or export.

Binding Tariff Information is issued on request to economic operators by the customs authorities of the Member States. It is valid throughout the Community, regardless of the Member State which issued it. For information about an existing BTI, you may want to contact the [customs administration of the Member State](#) which issued it (List updated on 19 May 2017). However, remember that, according to the provisions for data protection, there are limitations as to the information an administration can provide. You can search and consult existing BTIs on the [EBTI-database](#).

Official Journal documents

The following documents of interest to international traders (excluding documents relating to day-to-day management of agricultural matters, individual protected designations of origin registrations, approvals or restrictions on specific substances and fishing rights) were published in the *Official Journal of the European Union*:

OJ Date	Subject
03-05-17	Council Regulation (EU) 2017/762 of 25 April 2017 amending Regulation (EU) No 479/2013 on the waiver from the requirement to submit entry and exit summary declarations for Union goods that are moved across the Neum corridor
	Commission Implementing Decision (EU) 2017/767 of 28 April 2017 amending the Annex to Implementing Decision 2014/709/EU concerning animal health control measures relating to African swine fever in certain Member States (notified under document C(2017) 2741)
04-05-17	Council Decision (EU) 2017/768 of 18 July 2016 on the signing, on behalf of the European Union and its Member States, and provisional application of a Protocol to the Euro-Mediterranean Agreement establishing an Association between the European Communities and their Member States, of the one part, and the Arab Republic of Egypt, of the other part, to take account of the accession of the Republic of Croatia to the European Union <ul style="list-style-type: none"> Protocol to the Euro-Mediterranean Agreement establishing an Association between the European Communities and their Member States, of the one part, and the Arab Republic of Egypt, of the other part, to take account of the accession of the Republic of Croatia to the European Union
	Commission Regulation (EU) 2017/771 of 3 May 2017 amending Regulation (EC) No 152/2009 as regards the methods for the determination of the levels of dioxins and polychlorinated biphenyls
	Commission Directive (EU) 2017/774 of 3 May 2017 amending, for the purpose of adopting specific limit values for chemicals used in toys, Appendix C to Annex II to Directive 2009/48/EC of the European Parliament and of the Council on the safety of toys, as regards phenol
05-05-17	Commission Regulation (EU) 2017/776 of 4 May 2017 amending, for the purposes of its adaptation to technical and scientific progress, Regulation (EC) No 1272/2008 of the European Parliament and of the Council on classification, labelling and packaging of substances and mixtures
	Commission Implementing Decision (EU) 2017/780 of 3 May 2017 amending the Annex to Implementing Decision (EU) 2017/247 on protective measures in relation to outbreaks of the highly pathogenic avian influenza in certain Member States (notified under document C(2017) 2938)
	Regulation (EU) 2017/745 of the European Parliament and of the Council of 5 April 2017 on medical devices, amending Directive 2001/83/EC, Regulation (EC) No 178/2002 and Regulation (EC) No 1223/2009 and repealing Council Directives 90/385/EEC and 93/42/EEC
	Regulation (EU) 2017/746 of the European Parliament and of the Council of 5 April 2017 on in vitro diagnostic medical devices and repealing Directive 98/79/EC and Commission Decision 2010/227/EU
06-05-17	Commission Implementing Regulation (EU) 2017/781 of 5 May 2017 withdrawing the approval of the active substance methyl nonyl ketone, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending Commission Implementing Regulation (EU) No 540/2011
	Commission Implementing Decision (EU) 2017/785 of 5 May 2017 on the approval of efficient 12 V motor-generators for use in conventional combustion engine powered passenger cars as an innovative technology for reducing CO2 emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council
	Corrigendum to Commission Implementing Regulation (EU) 2017/754 of 28 April 2017 opening and providing for the management of Union tariff quotas for

OJ Date	Subject
	certain agricultural and processed agricultural products originating in Ecuador (OJ L 113, 29.4.2017)
09-05-17	Commission Regulation (EU) 2017/786 of 8 May 2017 amending Regulation (EU) No 142/2011 as regards the definitions of fishmeal and fish oil
	Commission Implementing Regulation (EU) 2017/794 of 10 May 2017 approving silicon dioxide Kieselguhr as an existing active substance for use in biocidal products of product-type 18
	Commission Implementing Regulation (EU) 2017/795 of 10 May 2017 approving pyrogenic, synthetic amorphous, nano, surface treated silicon dioxide as an existing active substance for use in biocidal products of product-type 18
	Commission Implementing Regulation (EU) 2017/796 of 10 May 2017 approving dichlofluanid as an existing active substance for use in biocidal products of product-type 21
	Commission Implementing Decision (EU) 2017/800 of 8 May 2017 amending Decision 2009/821/EC as regards the lists of border inspection posts and veterinary units in Traces (notified under document C(2017) 2899)
11-05-17	Council Decision (EU) 2017/798 of 25 April 2017 authorising the opening of negotiations with the Government of Japan for an agreement on cooperation in the area of competition policy between the European Union and the Government of Japan
	Commission Implementing Decision (EU) 2017/801 of 8 May 2017 amending Implementing Decision (EU) 2016/715 setting out measures in respect of certain fruits originating in certain third countries to prevent the introduction into and the spread within the Union of the harmful organism <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa (notified under document C(2017) 2894)
	List of the bilateral investment agreements referred to in Article 4(1) of Regulation (EU) No 1219/2012 of the European Parliament and of the Council of 12 December 2012 establishing transitional arrangements for bilateral investment agreements between Member States and third countries (2017/C 147/01)
	Commission Implementing Regulation (EU) 2017/803 of 8 May 2017 amending Regulation (EEC) No 316/91 concerning the classification of certain goods in the Combined Nomenclature
	Commission Implementing Regulation (EU) 2017/805 of 11 May 2017 renewing the approval of the active substance flazasulfuron in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011
	Commission Implementing Regulation (EU) 2017/806 of 11 May 2017 approving the low-risk active substance <i>Bacillus amyloliquefaciens</i> strain FZB24, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011
12-05-17	Council Decision (CFSP) 2017/809 of 11 May 2017 in support of the implementation of United Nations Security Council Resolution 1540 (2004) on the non-proliferation of weapons of mass destruction and their means of delivery
	Commission Implementing Decision (EU) 2017/810 of 10 May 2017 on a derogation from mutual recognition of the authorisation of a biocidal product containing boric acid by France in accordance with Article 37 of Regulation (EU) No 528/2012 of the European Parliament and of the Council (notified under document C(2017) 2935)
	Commission communication in the framework of the implementation of Directive 2013/29/EU of the European Parliament and of the Council on the harmonisation of the laws of the Member States relating to the making available on the market of pyrotechnic articles (Publication of titles and references of harmonised standards under Union harmonisation legislation) [2017/C 149/01]
	Commission communication in the framework of the implementation of Directive 2014/53/EU of the European Parliament and of the Council on the harmonisation of the laws of the Member States relating to the making available on the market of radio equipment and repealing Directive 1999/5/EC (Publication of titles and references of harmonised standards under Union harmonisation legis-

OJ Date	Subject
	[ation]) [2017/C 149/02]
13-05-17	Council Decision (EU) 2017/817 of 11 May 2017 establishing the position to be taken on behalf of the European Union within the World Trade Organisation on the modification of paragraph C(ii) of Annex 3 to the WTO Agreement as regards the frequency of WTO Trade Policy Reviews and of the rules of procedure of the Trade Policy Review Body
	Council Implementing Decision (EU) 2017/818 of 11 May 2017 setting out a Recommendation for prolonging temporary internal border control in exceptional circumstances putting the overall functioning of the Schengen area at risk
	Commission Recommendation (EU) 2017/820 of 12 May 2017 on proportionate police checks and police cooperation in the Schengen area
	Commission Implementing Decision (EU) 2017/819 of 12 May 2017 amending the Annex to Implementing Decision (EU) 2017/247 on protective measures in relation to outbreaks of the highly pathogenic avian influenza in certain Member States (notified under document C(2017) 3331)
16-05-17	Commission Implementing Regulation (EU) 2017/822 of 15 May 2017 amending Implementing Regulation (EU) No 343/2011 opening and providing for the administration of Union tariff quotas for wines originating in Bosnia and Herzegovina
	Corrigendum to Commission Delegated Regulation (EU) 2016/1824 of 14 July 2016 amending Delegated Regulation (EU) No 3/2014, Delegated Regulation (EU) No 44/2014 and Delegated Regulation (EU) No 134/2014 with regard, respectively, to vehicle functional safety requirements, to vehicle construction and general requirements and to environmental and propulsion unit performance requirements (OJ L 279, 15.10.2016)
	Update of the list of border crossing points as referred to in Article 2(8) of Regulation (EU) 2016/399 of the European Parliament and of the Council on a Union Code on the rules governing the movement of persons across borders (Schengen Borders Code) [2017/C 152/05]
	Eighteenth Annual Report according to Article 8(2) of Council Common Position 2008/944/CFSP defining common rules governing the control of exports of military technology and equipment [2017/C 153/01]
17-05-17	Commission Implementing Regulation (EU) 2017/831 of 16 May 2017 approving the active substance <i>Beauveria bassiana</i> strain 147, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011
	Commission notice — Guidance document — EU regime governing intra-EU trade and re-export of ivory [2017/C 154/06]
	Commission Notice — Guidance on Worked Specimens under the EU Wildlife Trade Regulations [2017/C 154/07]
	Commission Delegated Regulation (EU) 2017/836 of 11 January 2017 amending Annex III to Regulation (EU) No 978/2012 of the European Parliament and of the Council applying a scheme of generalised tariff preferences
18-05-17	Commission Implementing Regulation (EU) 2017/838 of 17 May 2017 amending Regulation (EC) No 889/2008 as regards feed for certain organic aquaculture animals
	Commission Regulation (EU) 2017/839 of 17 May 2017 amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council as regards the use of nitrites (E 249-250) in 'golonka peklowana'
	Commission Implementing Regulation (EU) 2017/840 of 17 May 2017 concerning the non-approval of the active substance orthosulfamuron, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market
	Commission Implementing Regulation (EU) 2017/841 of 17 May 2017 amending Implementing Regulation (EU) No 540/2011 as regards the extension of the approval periods of the active substances alpha-cypermethrin, <i>Ampelomyces quisqualis</i> strain: aq 10, benalaxyd, bentazone, bifenazate, bromoxynil, carfentrazone ethyl, chlorpropham, cyazofamid, desmedipham, diquat, DPX KE 459 (flupyrifluron-methyl), etoxazole, famoxadone, fenamidone, flumioxazine, foramsulfuron, <i>Gliocladium catenulatum</i> strain: j1446, imazamox, imazosulfuron,

OJ Date	Subject
19-05-17	isoxaflutole, laminarin, metalaxyl-m, methoxyfenozide, milbemectin, oxasulfuron, pendimethalin, phenmedipham, pymetrozine, s-metolachlor, and tri-floxystrobin
	Commission Implementing Regulation (EU) 2017/842 of 17 May 2017 renewing the approval of the low-risk active substance <i>Coniothyrium minitans</i> strain CON/M/91-08 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011
	Commission Implementing Regulation (EU) 2017/843 of 17 May 2017 approving the active substance <i>Beauveria bassiana</i> strain NPP111B005, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011
	Corrigendum to Commission Delegated Regulation (EU) 2015/1011 of 24 April 2015 supplementing Regulation (EC) No 273/2004 of the European Parliament and of the Council on drug precursors and Council Regulation (EC) No 111/2005 laying down rules for the monitoring of trade between the Union and third countries in drug precursors, and repealing Commission Regulation (EC) No 1277/2005 (OJ L 162, 27.6.2015)
	Council Decision (EU) 2017/813 of 12 October 2015 on the position to be adopted on behalf of the European Union within the EU-Chile Association Committee regarding the replacement of Appendix II to Annex III to the Agreement establishing an association between the European Community and its Member States, of the one part, and the Republic of Chile, of the other part
	Council Decision (EU) 2017/814 of 12 October 2015 on the position to be adopted on behalf of the European Union within the EU-Chile Association Committee regarding the replacement of Article 12 of Annex III to the Agreement establishing an association between the European Community and its Member States, of the one part, and the Republic of Chile, of the other part
20-05-17	Commission Implementing Regulation (EU) 2017/855 of 18 May 2017 amending Implementing Regulation (EU) No 540/2011 as regards the conditions of approval of the active substance diflubenzuron
	Commission Implementing Regulation (EU) 2017/856 of 18 May 2017 amending Implementing Regulation (EU) No 540/2011 as regards the conditions of approval of the active substance fluroxypyr
	Council Decision (EU) 2017/861 of 11 May 2017 on the position to be adopted, on behalf of the European Union, within the EEA Joint Committee concerning an amendment to Protocol 3 to the EEA Agreement, concerning products referred to in Article 8(3)(b) of the Agreement [regarding tariffs]
	Commission Implementing Decision (EU) 2017/862 of 17 May 2017 laying down the animal health and veterinary certification conditions for the re-entry of registered horses for competition after temporary export to Turkmenistan, amending Annex I to Decision 93/195/EEC as regards the entry for Turkmenistan and amending Annex I to Decision 2004/211/EC as regards the entry for Turkmenistan in the list of third countries and parts thereof from which imports into the Union of live equidae and semen, ova and embryos of the equine species are authorised (notified under document C(2017) 3207)
	Regulation (EU) 2017/821 of the European Parliament and of the Council of 17 May 2017 laying down supply chain due diligence obligations for Union importers of tin, tantalum and tungsten, their ores, and gold originating from conflict-affected and high-risk areas
23-05-17	Corrigendum to Commission Regulation (EU) 2017/693 of 7 April 2017 amending Annexes II, III and V to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for bitertanol, chlormequat and tebufenpyrad in or on certain products (OJ L 101, 13.4.2017)
	Corrigendum to Commission Regulation (EU) 2016/427 of 10 March 2016 amending Regulation (EC) No 692/2008 as regards emissions from light passenger and commercial vehicles (Euro 6) (OJ L 82, 31.3.2016)
	Notice concerning the entry into force of the Protocol (2015) amending the An-

OJ Date	Subject
24-05-17	Annex to the Agreement on Trade in Civil Aircraft - The Protocol (2015) amending the Annex to the Agreement on Trade in Civil Aircraft will enter into force on 26 May 2017
	Commission Regulation (EU) 2017/871 of 22 May 2017 amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council as regards the use of phosphoric acid — phosphates — di — tri — and poly-phosphates (E 338-452) in certain meat preparations
	Commission Implementing Regulation (EU) 2017/872 of 22 May 2017 amending Regulation (EC) No 1235/2008 laying down detailed rules for implementation of Council Regulation (EC) No 834/2007 as regards the arrangements for imports of organic products from third countries
	Commission Implementing Regulation (EU) 2017/873 of 22 May 2017 concerning the authorisation of L-tryptophan produced by <i>Escherichia coli</i> as a feed additive for all animal species
	Commission Regulation (EU) 2017/874 of 22 May 2017 amending Annex III to Regulation (EC) No 1333/2008 of the European Parliament and of the Council as regards the use of butane (E 943a), isobutane (E 943b) and propane (E 944) in colour preparations
	Council Decision (EU) 2017/876 of 18 May 2017 on the accession of the European Union to the International Cotton Advisory Committee (ICAC)
	Decision No 1/2015 of the EU-Georgia Sanitary and Phytosanitary Subcommittee of 20 March 2015 adopting its Rules of Procedure [2017/878]
	Decision No 1/2015 of the EU-Georgia Geographical Indications Subcommittee of 25 November 2015 adopting its Rules of Procedure [2017/879]
	Commission Regulation (EU) 2017/880 of 23 May 2017 laying down rules on the use of a maximum residue limit established for a pharmacologically active substance in a particular foodstuff for another foodstuff derived from the same species and a maximum residue limit established for a pharmacologically active substance in one or more species for other species, in accordance with Regulation (EC) No 470/2009 of the European Parliament and of the Council
	Commission Implementing Regulation (EU) 2017/882 of 23 May 2017 on the derogations from the rules of origin laid down in Protocol 1 to the Economic Partnership Agreement between the European Union and its Member States, of the one part, and the SADC EPA States, of the other part, that apply within a quota for certain products from Namibia
24-05-17	Commission Implementing Decision (EU) 2017/887 of 22 May 2017 on measures to prevent the introduction into the Union of the foot-and-mouth disease virus from Tunisia and amending Implementing Decision (EU) 2017/675 (notified under document C(2017) 3221)
	Commission Implementing Decision (EU) 2017/888 of 22 May 2017 amending Decision 2003/467/EC as regards the official tuberculosis-free status of the region of Umbria of Italy and of the enzootic-bovine-leukosis-free status of Poland, amending Decision 2004/558/EC as regards the infectious bovine rhinotracheitis-free status of Germany, and amending Decision 2008/185/EC as regards the Aujeszky's disease-free status of certain regions of Poland and the approval of the eradication programme for Aujeszky's disease for the region of Veneto of Italy (notified under document C(2017) 3239)
	Commission Implementing Decision (EU) 2017/889 of 23 May 2017 identifying the Union of the Comoros as a non-cooperating third country in fighting illegal, unreported and unregulated fishing
	Regulation (EU) 2017/852 of the European Parliament and of the Council of 17 May 2017 on mercury, and repealing Regulation (EC) No 1102/2008 (Text with EEA relevance.)
	Directive (EU) 2017/853 of the European Parliament and of the Council of 17 May 2017 amending Council Directive 91/477/EEC on control of the acquisition and possession of weapons (Text with EEA relevance.)
	Corrigendum to Regulation (EU) 2017/625 of the European Parliament and of the Council of 15 March 2017 on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products, amending Regulations (EC) No 999/2001, (EC) No 396/2005, (EC) No 1069/2009, (EC) No 1107/2009,

OJ Date	Subject
	<u>(EU) No 1151/2012, (EU) No 652/2014, (EU) 2016/429 and (EU) 2016/2031 of the European Parliament and of the Council, Council Regulations (EC) No 1/2005 and (EC) No 1099/2009 and Council Directives 98/58/EC, 1999/74/EC, 2007/43/EC, 2008/119/EC and 2008/120/EC, and repealing Regulations (EC) No 854/2004 and (EC) No 882/2004 of the European Parliament and of the Council, Council Directives 89/608/EEC, 89/662/EEC, 90/425/EEC, 91/496/EEC, 96/23/EC, 96/93/EC and 97/78/ EC and Council Decision 92/438/EEC (Official Controls Regulation) (OJ L 95, 7.4.2017)</u>
	<u>Commission notice on guidance document on addressing microbiological risks in fresh fruits and vegetables at primary production through good hygiene [2017/C 163/01]</u>
25-05-17	<u>Commission Regulation (EU) 2017/893 of 24 May 2017 amending Annexes I and IV to Regulation (EC) No 999/2001 of the European Parliament and of the Council and Annexes X, XIV and XV to Commission Regulation (EU) No 142/2011 as regards the provisions on processed animal protein</u>
	<u>Commission Regulation (EU) 2017/894 of 24 May 2017 amending Annexes III and VII to Regulation (EC) No 999/2001 of the European Parliament and of the Council as regards the genotyping of ovine animals</u>
	<u>Commission Implementing Regulation (EU) 2017/895 of 24 May 2017 concerning the authorisation of a preparation of 3-phytase produced by <i>Komagataella pastoris</i> (CECT 13094) as a feed additive for chickens for fattening and laying hens (holder of authorisation Fertinagro Nutrientes S.L.)</u>
	<u>Commission Implementing Regulation (EU) 2017/896 of 24 May 2017 concerning the authorisation of a preparation of 6-phytase, produced by <i>Trichoderma reesei</i> (ATCC SD-6528) as a feed additive in solid form for all poultry species and all porcine species (other than suckling piglets) (holder of the authorisation Danisco (UK) Ltd)</u>
	<u>Commission Directive (EU) 2017/898 of 24 May 2017 amending, for the purpose of adopting specific limit values for chemicals used in toys, Appendix C to Annex II to Directive 2009/48/EC of the European Parliament and of the Council on the safety of toys, as regards bisphenol A</u>
	<u>Commission Implementing Decision (EU) 2017/903 of 23 May 2017 amending Decision 2011/163/EU on the approval of plans submitted by third countries in accordance with Article 29 of Council Directive 96/23/EC (notified under document C(2017) 3324) [substances and residue]</u>
30-05-17	<u>Commission Implementing Regulation (EU) 2017/912 of 29 May 2017 concerning the authorisation of the preparation of <i>Lactobacillus plantarum</i> DSM 29024 as a feed additive for all animal species</u>
	<u>Commission Implementing Regulation (EU) 2017/913 of 29 May 2017 concerning the authorisation of a preparation of fumonisin esterase produced by <i>Komagataella pastoris</i> (DSM 26643) as a feed additive for all avian species</u>
	<u>Council Decision (CFSP) 2017/915 of 29 May 2017 on Union outreach activities in support of the implementation of the Arms Trade Treaty</u>
	<u>Summary of European Union decisions on marketing authorisations in respect of medicinal products from 1 April 2017 to 30 April 2017 (Published pursuant to Article 13 or 38 of Regulation (EC) No 726/2004 of the European Parliament and of the Council) [2017/C 171/01]</u>
	<u>Summary of European Union decisions on marketing authorisations in respect of medicinal products from 1 April 2017 to 30 April 2017 (Decisions taken pursuant to Article 34 of Directive 2001/83/EC or Article 38 of Directive 2001/82/EC) [2017/C 171/02]</u>
31-05-17	<u>Commission Implementing Decision (EU) 2017/925 of 29 May 2017 temporarily authorising certain Member States to certify pre-basic material of certain species of fruit plants, produced in the field under non-insect proof conditions, and repealing Implementing Decision (EU) 2017/167 (notified under document C(2017) 2800)</u>
	<u>Summary of European Commission Decisions on authorisations for the placing on the market for the use and/or for use of substances listed in Annex XIV to Regulation (EC) No 1907/2006 of the European Parliament and of the Council concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH) (Published pursuant to Article 64(9) of Regulation (EC) No</u>

OJ Date	Subject
	1907/2006 [2017/C 172/02]

Restrictive measures established, amended, corrected

During the past month, the following restrictive measures were established, amended or corrected:

OJ Date	Restrictive Measure
05-05-17	Commission Implementing Regulation (EU) 2017/778 of 4 May 2017 amending for the 267th time Council Regulation (EC) No 881/2002 imposing certain specific restrictive measures directed against certain persons and entities associated with the ISIL (Da'esh) and Al-Qaida organisations
25-05-17	Council Implementing Decision (CFSP) 2017/901 of 24 May 2017 implementing Decision 2013/798/CFSP concerning restrictive measures against the Central African Republic Council Implementing Regulation (EU) 2017/890 of 24 May 2017 implementing Article 17(1) of Regulation (EU) No 224/2014 concerning restrictive measures in view of the situation in the Central African Republic
29-05-17	Council Implementing Regulation (EU) 2017/904 of 29 May 2017 implementing Article 9(2) of Regulation (EC) No 1183/2005 imposing certain specific restrictive measures directed against persons acting in violation of the arms embargo with regard to the Democratic Republic of the Congo Council Implementing Decision (CFSP) 2017/905 of 29 May 2017 implementing Decision 2010/788/CFSP concerning restrictive measures against the Democratic Republic of the Congo
30-05-17	Council Implementing Decision (CFSP) 2017/916 of 29 May 2017 implementing Decision 2013/798/CFSP concerning restrictive measures against the Central African Republic Council Implementing Regulation (EU) 2017/906 of 29 May 2017 implementing Article 17(3) of Regulation (EU) No 224/2014 concerning restrictive measures in view of the situation in the Central African Republic Council Decision (CFSP) 2017/917 of 29 May 2017 amending Decision 2013/255/CFSP concerning restrictive measures against Syria Council Implementing Regulation (EU) 2017/907 of 29 May 2017 implementing Regulation (EU) No 36/2012 concerning restrictive measures in view of the situation in Syria

Antidumping and countervailing duty cases

See separate [***Antidumping Countervailing Duty and Safeguards Investigations, Orders & Reviews***](#) section below.

Individual EU-EFTA Countries

France

Official Gazette (*Journal officiel*)

Date	Measure
03-05-17	Environment: 6 Order of 20 April 2017 made pursuant to Article R. 522-16 of the Environment Code and on the conditions of use of certain categories of biocidal products
05-05-17	Economy: 33 Order of 21 April 2017 made under the provisions of Article 265 q of the Customs Code Economy: 34 Order of 21 April 2017 pursuant to the provisions of Article 265 septies of the Customs Code
07-05-17	Environment: 14 Order of 4 May 2017 amending the Decree of 16 August 2016 on the prohibition of trade in elephant ivory and rhinoceros horn on the national

Date	Measure
10-05-17	territory
	Economy: 71 Order of 4 May 2017 repealing the Decree of 26 February 1969 on the definition of heavily taxed goods within the meaning of Article 7 of the Customs Code
	Economy: 72 Order of 5 May 2017 laying down the conditions for the labeling of manufactured nanomaterials in foodstuffs
	Defense: 109 Order of 28 April 2017 on the classification of certain weapons and ammunition pursuant to Article R. 311-3 of the Code of Homeland Security
10-05-17	Interior: 146 Decree No. 2017-909 of 9 May 2017 on the Control of the Movement of Arms and Materials of War
	Restrictive Measure
10-05-17	Economy: 39 Decree No. 2017-860 of 9 May 2017 on the control of the export, import and transfer of dual-use items and restrictive measures against Syria, Iran and Russia

Notices to importers

The following [notices](#) were posted by the Directorate General of Customs and Indirect Taxes:

Release Date	Ref. No. and Subject
25-04-17	2017/18-Notice to importers of certain fiberglass filament products originating in the People's Republic of China
04-05-17	2017/19-Notice to importers of certain products originating in the United States of America
05-05-17	2017/20-Notice to importers of certain processed and non-processed agricultural products originating in Ecuador
	2017/21-Notice to importers of certain light-weight thermal papers originating in the Republic of Korea
18-05-17	2017/22 Notice to importers of bicycles originating in Tunisia

Italy

The National Anti-corruption Authority approved the new regulation on the vigilance on public contracts

Following the extension of the powers granted to the National Anti-corruption Authority ("ANAC") by the new *Public Procurement Code* (Legislative Decree No. 50/2016), on February 15, 2017 the same Authority amended the Regulation on the vigilance on public contracts (the "Regulation").

The amended Regulation, which entered into force on March 1, 2017, governs the procedure to be followed by the ANAC for the use of its vigilance powers in order to enhance the effectiveness and the strength of said interventions, with particular regard to the prevention and fight against corruption and illegality.

Compared to the well known non-binding recommendation, in case of serious irregularities in the administrative acts, the ANAC now has the power to issue binding recommendations that must be complied with by the awarding authorities within the term established by the same Authority which in any case shall not exceed 60 days. In case of non-compliance, the responsible manager of the awarding authority shall be subject to a pecuniary fine of between EUR 250 and EUR 25,000. The fine shall also have an impact on the reputational system of the awarding authority.

To balance such a significant power, both awarding authorities and the other parties to the proceeding are granted the right to take part in the verification procedure, to access the relevant documents and to submit statements or written observations during the investigation phase.

The vigilance procedure can be started ex-officio by the same Authority or following a report from a third party. In this latter case, the report must be submitted by filling out a form available on the ANAC website. Reports made by administrative judges and those having criminal and/or economic and social relevance are treated as a priority.

In case there are no interpretative uncertainties or if the ANAC has already issued an opinion in a similar case, the responsible manager of the Authority can initiate a simplified procedure without carrying out any investigation.

For more information, please contact [Riccardo Ovidi](#) of our Rome office.

United Kingdom

Legislation (legislation.gov.uk)

Date	Measure
05-05-17	UK Public Act 2017 c. 22 - Criminal Finances Act 2017
16-05-17	SI 2017/655 - The Common Agricultural Policy (Control and Enforcement, Cross-Compliance, Scrutiny of Transactions and Appeals) (Amendment) (England) Regulations 2017

HMRC updates

The following Public Notices, [Customs Information Papers](#) (CIPs) were issued by HM Revenue & Customs:

Release Date	Ref. No. and Subject
Customs Information Papers	
08-05-17	Customs Information Paper 8 (2017): Export Control System EU upgrade 1 October 2017
Tariff and Anti-Dumping Notices	
02-05-17	Anti-Dumping Duty measure AD2197
04-05-17	Tariff Stop Press Notice 13 (2017): amendments to commodity codes in chapter 10
05-05-17	Tariff Stop Press Notice 14 (2017): changes to the monthly trade euro rate UK Trade Tariff: document, certificate and authorisation codes for harmonised declarations UK Trade Tariff: customs procedure codes UK Trade Tariff: imports and community transport inwards UK Trade Tariff: import prohibitions and restrictions UK Trade Tariff: DEP operators and host EPU details
11-05-17	Anti-Dumping Duty measure AD2198 Anti-Dumping Duty measure AD2191 Anti-Dumping Duty measure AD2196 Anti-Dumping Duty measure AD2199 Tariff Stop Press Notice 15 (2017): amendments to commodity codes in chapter 3 Tariff Stop Press Notice 16 (2017): changes to the monthly trade euro rate UK Trade Tariff: customs procedure codes
16-05-17	Anti-Dumping Duty measure AD2198 Anti-Dumping Duty measure AD2191 Anti-Dumping Duty measure AD2196 Anti-Dumping Duty measure AD2199 Tariff Stop Press Notice 15 (2017): amendments to commodity codes in chapter 3 Tariff Stop Press Notice 16 (2017): changes to the monthly trade euro rate UK Trade Tariff: customs procedure codes
18-05-17	Anti-Dumping Duty measure AD2191 Anti-Dumping Duty measure AD2196 Anti-Dumping Duty measure AD2199 Tariff Stop Press Notice 15 (2017): amendments to commodity codes in chapter 3 Tariff Stop Press Notice 16 (2017): changes to the monthly trade euro rate UK Trade Tariff: customs procedure codes
22-05-17	Anti-Dumping Duty measure AD2199 Tariff Stop Press Notice 15 (2017): amendments to commodity codes in chapter 3 Tariff Stop Press Notice 16 (2017): changes to the monthly trade euro rate UK Trade Tariff: customs procedure codes
23-05-17	Tariff Stop Press Notice 15 (2017): amendments to commodity codes in chapter 3 Tariff Stop Press Notice 16 (2017): changes to the monthly trade euro rate UK Trade Tariff: customs procedure codes
30-05-17	Tariff Stop Press Notice 16 (2017): changes to the monthly trade euro rate UK Trade Tariff: customs procedure codes

Release Date	Ref. No. and Subject
	UK Trade Tariff: country and currency codes
Other Documents and Notices	
02-05-17	Import and Export: pleasure craft on non-EU voyages - leaving or arriving in the UK (C1331)
03-05-17	Notice 205: official customs seals and trader sealing
05-05-17	Rates and allowances: monthly euro conversion rates for calculating customs duty
	Import and export: application for repayment or remission (C285)
08-05-17	Notice 205: official customs seals and trader sealing
09-05-17	Notice 340: importing scientific instruments free of duty and VAT
16-05-17	VAT Notice 702: imports

ECO Notices to Exporters and DIT documents

The following Export Control Organisation (ECO) [Notices to Exporters](#) and other Department for International Trade (DIT) documents were issued:

Date	Notice No. and Subject
26-05-17	Notice to exporters 2017/10: latest export control training bulletin published

Other EU-EFTA Countries

Import-export related measures

The following import, export or antibribery measures were published in the on-line editions of the official gazettes of the countries shown during the period covered by this Update. [This is a partial listing, unofficial translations.] *The date shown may be the signature date, release date or publication date, depending on local practice.

Date*	Measure
Germany	
09-05-17	Sixth regulation amending the Electrical and Electronic Equipment Ordinance (04-05-17) From No. 24 of May 9, 2017, page 1042
Ireland (Eire)	
02-05-17	S.I. No. 166 of 2017 European Communities (Wildlife Act, 1976) (Amendment) Regulations 2017
	S.I. No. 176 of 2017 European Union (Safety of Toys) (Amendment) Regulations 2017
	S.I. No. 177 of 2017 European Union (Marine Equipment) Regulations 2017
19-05-17	S.I. No. 195 of 2017 Food Standards (Ice Cream) (Revocation) Regulations 2017
26-05-17	S.I. No. 212 of 2017 European Communities (Beet Seed) (Amendment) Regulations 2017
	S.I. No. 213 of 2017 European Communities (Seed of Fodder Plants) (Amendment) Regulations 2017
	S.I. No. 214 of 2017 European Union (Cereal Seed) (Amendment) Regulations 2017
	S.I. No. 215 of 2017 European Union (Seed Potatoes) (Amendment) Regulations 2017
30-05-17	S.I. No. 217 of 2017 European Union (Recreational Craft and Personal Watercraft)(Procedures for Watercraft Identification) Regulations 2017
Luxembourg	
10-05-17	Mem. A475: Notice of publication in accordance with Article 40 of the amended law of 15 December 2010 on the safety of toys

Date*	Measure
	Mem A476: Notice of publication in accordance with Article 40 of the amended law of 15 December 2010 on the safety of toys
12-05-17	Mem A484: Law of 5 May 2017 on certain implementing rules and penalties for Regulation (EU) No 98/2013 of the European Parliament and of the Council of 15 January 2013 on the marketing and use of precursors of explosives Mem A485: Grand-Ducal Regulation of 5 May 2017 <ol style="list-style-type: none"> 1. implementing the Law of 5 May 2017 on certain implementing rules and penalties laid down in Regulation (EU) No 98/2013 of the European Parliament and of the Council of 15 January 2013 On the marketing and use of precursors of explosives; 2. on the training and monitoring of the knowledge of officials responsible for recording infringements of Regulation (EU) No 98/2013.
23-05-17	Mem A502: Law of 17 May 2017 implementing Regulation (EU) No 655/2014 of the European Parliament and of the Council of 15 May 2014 establishing a European order for the seizure of bank accounts, To facilitate the cross-border collection of claims in civil and commercial matters, amending the New Code of Civil Procedure and the amended Law of 23 December 1998 establishing a Financial Sector Supervisory Commission.
Malta	
02-05-17	№ 128 of 2017 – Examination of Varieties of Vegetable Species (Amendment) Regulations, 2017 - Government Gazette of Malta No. 19,769 – 02.05.2017 № 129 of 2017 – Examination of Varieties of Agricultural Plant Species (Amendment) Regulations, 2017 - Government Gazette of Malta No. 19,769 – 02.05.2017
30-05-17	№ 155 of 2017 – Public Procurement (Amendment) Regulations, 2017 Government Gazette of Malta No. 19,789 – 30.05.2017
Norway	
05-05-17	FOR-2017-05-04-530 Agriculture and Food Amendments to the Regulations on organic production and labeling of organic agriculture, aquaculture products, food and feed
09-05-17	FOR-2017-05-05-546 Health and Care Services Regulation amending the Regulation on feed additives
	FOR-2017-05-06-547 Climate and Environment Ministry Regulation amending the Regulation on the registration, evaluation, authorization and restriction of chemicals (REACH Regulation)
10-05-17	FOR-2017-05-06-548 Climate and Environment Ministry Amendments to product regulation (decaBDE)
	FOR-2017-05-06-550 Health and Care Services Amendments to the Regulations on limits for drug residues in food animals
	FOR-2017-05-06-550 Health and Care Services Amendments to the Regulations on limits for drug residues in food animals
	FOR-2017-05-08-552 Health and Care Services Amendments to the Regulations on residues of pesticides in food and feed
11-05-17	FOR-2017-05-08-553 Agriculture and Food Regulation amending the Regulation on honey
	FOR-2017-05-06-560 Health and Care Services Regulation amending the Regulation on food formation to consumers
	FOR-2017-05-08-561 Agriculture and Food Regulations on caseins and caseinates
12-05-17	FOR-2017-05-09-564 Agriculture and Food Regulation amending the Regulation on animal health conditions for the importation and exportation of equidae
	FOR-2017-05-11-566 Climate and Environment Ministry Regulation amending the Regulation on 19 June 2015 no. 716 on alien species (except the requirement for approval for 19 reptile)
15-05-17	FOR-2017-05-06-573 Health and Care Services Amendments to the Regulations on nutrition and health claims for food
16-05-17	FOR-2017-05-09-589 Agriculture and Food Regulations amending the TSE Regulation and regulations on trade in sheep and semen of sheep
18-05-17	FOR-2017-05-11-597 Agriculture and Food Regulations prohibiting the import, sale and keeping of exotic animals

Date*	Measure
22-05-17	FOR-2017-05-18-614 Ministry Regulation amending the Regulation on technical requirements and approval of vehicles, parts and equipment (Vehicle Regulations)
	FOR-2017-05-18-615 Ministry of Justice Regulation amending the Regulation on firearms, firearm parts and ammunition, etc. (Firearm regulations)
24-05-17	FOR-2017-05-23-639 Agriculture and Food Regulation amending the Regulation on animal health conditions for the importation and exportation of equidae
	FOR-2017-05-23-640 Industry and Fisheries Ministry Regulations repealing regulations on delegation of authority to the State Food Act on quality control of fish and fish products, etc.
26-05-17	FOR-2017-05-24-644 Ministry Regulation amending the Regulation on technical requirements and approval of vehicles, parts and equipment (Vehicle Regulations) and the Regulations on the recognition of car and trailer for car (bilforskriften)
29-05-17	FOR-2017-05-26-648 Climate and Environment Ministry Amendments of the REACH regulation (repealing § 2a and attachment)
30-05-17	FOR-2017-05-26-658 Agriculture and Food, and Industry and Fisheries Ministry of Health and Care Services Regulation amending the Regulation on additives for use in animal nutrition
31-05-17	FOR-2017-05-30-662 Agriculture and Food Regulation amending the Regulation on the special protection against the spread of foot-and-mouth disease into the Community
	FOR-2017-05-30-663 Agriculture and Food Regulation amending the Regulation on the temporary preventive measures to prevent infection of highly pathogenic avian influenza from wild birds to poultry and other captive birds
Poland	
28-04-17	Nº 872 Minister of Health of 27 April 2017. On the model certificate to obtain a permit for operations import
09-05-17	Nº 902 Council of Ministers of 24 April 2017. On the minimum level of diversification of natural gas supplies from abroad
10-05-17	Nº 909 Regulation of the Minister of Finance and Development of 27 April 2017. Amending the regulation on information on vacancies official in the Customs Service and the qualification procedure for the Customs Service
	Nº 914 Council of Ministers of 5 May 2017. Repealing the regulation on the introduction of measures laid down by the general product safety in relation to the lighters
11-05-17	Nº 926 Regulation of the Minister of Finance and Development on 4 May 2017. On the model of personal authorizations officer for Customs and Tax Service to access information and the scope, conditions and procedures for their submission
12-05-17	Nº 936 Council of Ministers of 4 May 2017. Amending the regulation on fund awards for special achievements in the Customs Service
17-05-17	Nº 965 Regulation of the Minister of Finance and Development of 10 May 2017. Amending the ordinance on benefits related to the transfer of the customs officer to serve in another town
	Nº 967 Regulation of the Minister of Finance and Development on 9 May 2017. Amending the Decree on the appointment of a customs official in the grade
18-05-17	Nº 970 Proclamation of the Marshal of the Polish Sejm of 21 April 2017. On the uniform text of the law on veterinary border control
	Nº 977 Regulation of the Minister of Finance and Development of 11 May 2017. Amending the Regulation on the award honors customs officers
	Nº 979 Minister of Health of 24 April 2017. Amending the regulation on the composition and labeling of dietary supplements
19-05-17	Nº 984 Regulation of the Minister of Finance and Development of 7 April 2017. On payments due to officers of Customs and Tax Service due to business travel to be completed in the territory of the Polish Republic
	Nº 989 Regulation of the Minister of Finance and Development of 10 May 2017. On the control of some of the customs and excise duty
23-05-17	Nº 1001 Regulation of the Minister of National Defense on 15 May 2017. Amending Regulation on the detailed list of products subject to conformity as-

Date*	Measure
	essment and the method and procedure of conformity assessment of products intended for the needs of national defense Nº 1002 Regulation of the Prime Ministers of 17 May 2017. Amending the Regulation on the principles of organization of provincial inspectorates of the Trade Inspection
	Nº 1004 Regulation of the Minister of Development and Finance of 15 May 2017. On the manner and conditions for the exercise of control of customs-duty naval vessels and military aircraft and equipment and equipment of military units, as well as supplies and equipment services subordinated to the minister responsible for internal affairs or his supervised
24-05-17	Nº 1008 Proclamation of the Marshal of the Polish Sejm on 11 May 2017. On the uniform text of the law on the administration of foreign trade service Nº 1010 Proclamation of the Marshal of the Polish Sejm on 11 May 2017. On the uniform text of the law on special economic zones Nº 1011 Regulation of the Minister of Energy dated 15 May 2017. On the pattern of the report on the types and quantities manufactured, exported and imported liquid fuels, as well as their destiny
26-05-17	Nº 1024 Announcement of the President of the Council of Ministers of 19 April 2017. On the uniform text of the Council of Ministers on the Łódź Special Economic Zone
29-05-17	Nº 1029 Regulation of the Minister of Agriculture and Rural Development dated 15 May 2017. Amending the regulation on the list of agri-food products imported from abroad and their minimum quantities subject to quality control of Nº 1031 Regulation of the Minister of Agriculture and Rural Development dated 16 May 2017. Amending the Regulation on the type of packaging of agricultural seed and vegetable, how they protect and detailed method of labeling and sealing
30-05-17	Nº 1036 Regulation of the Minister of Agriculture and Rural Development of 22 May 2017. Amending Regulation on the measures taken in connection with the occurrence of African swine fever Nº 1047 Regulation of the Minister of Development and Finance of 25 May 2017. On the documents relevant for the control and customs duty in the field of customs rules and other regulations related to the import and export of goods and the provisions of the export refunds, as well as persons obliged to store these documents Nº 1049 Proclamation of the Marshal of the Polish Sejm on 11 May 2017. On the uniform text of the law on combating money laundering and financing of terrorism
31-05-17	Nº 1050 Proclamation of the Marshal of the Polish Sejm on 11 May 2017. On the uniform text of the law on foreign trade in goods, technologies and services of strategic importance for national security and for the maintenance of international peace and security Nº 1063 Proclamation of the Marshal of the Polish Sejm on 11 May 2017. On the uniform text of the Act on Trade Inspection
Spain	
28-04-17	Economy, Industry and Competitiveness: Resolution of April 6, 2017, issued by the General Directorate of Industry and Small and Medium-sized Enterprises, which expanded Annexes I, II and III to the Order of November 29, 2001, References to the UNE standards which are transposition of harmonized standards, as well as the period of coexistence and the entry into force of the CE marking for several families of construction products. Economy, Industry, etc: (BOE-A-2017-4675)
01-05-17	Foreign Affairs: OECD system for the certification of forest reproductive material for international trade, approved by Council Decision C (2007) 69 of 20 June 2007 and subsequently amended by Council Decisions C (2008) 120, C (2008) 185, C (2008) 186, C (2010) 111 / REV1, C (2011) 16, C (2011) 17, C (2012) 51, C (2013) 30 and C (2014) 105. (BOE-A-2017-4717)
05-05-17	Agriculture: Order APM / 383/2017, of April 21, amending Annexes I, III, IV, V and VII of the General Regulation of the Registry of Commercial Varieties [of plants]. (BOE-A-2017-4871)

Date*	Measure
16-05-17	Economy: Resolution of May 3, 2017, of the General Directorate of Industry and Small and Medium Enterprise, which publishes the list of European standards that have been ratified during April 2017 as Spanish standards. (BOE-A-2017-5466)
	Economy: Resolution of May 3, 2017, issued by the General Directorate of Industry and Small and Medium-sized Enterprises, which publishes the list of UNE regulations canceled during April 2017. (BOE-A-2017-5467)
	Economy: Resolution of May 3, 2017, of the General Directorate of Industry and Small and Medium Enterprise, which publishes the list of UNE standards approved by the Spanish Association of Standardization during the month of April 2017. (BOE-A-2017-5468)
	Economy: Resolution of May 3, 2017, of the General Directorate of Industry and Small and Medium-sized Enterprises, which submits to public information the draft standards UNE that the Spanish Association of Standardization is in process, corresponding to the month of April 2017. (BOE-A-2017-5469)
	Economy: Resolution of May 3, 2017, of the General Directorate of Industry and Small and Medium-sized Enterprises, by which public projects are submitted to European and international standards that have been processed as draft UNE by the Spanish Association For the month of April 2017. (BOE-A-2017-5470)
20-05-17	Foreign Affairs: Amendments to Annex IX of the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and Their Disposal, adopted in Geneva on 10 May 2013 (BOE-A-2017-5604)
27-05-17	Royal Decree 534/2017, of 26 May, amending Royal Decree 951/2014, of November 14, which regulates the marketing of certain means of plant protection. (BOE-A-2017-5863)
	Royal Decree-Law 9/2017, of 26 May, which transposes directives of the European Union in the financial, mercantile and sanitary areas, and on the displacement of workers. (BOE-A-2017-5855)
Switzerland	
02-05-17	Order of the FDF on goods benefiting from customs relief according to their use (Ordinance on customs relief, OADou) (RS 631.012)
	Federal Decree approving the trade agreement between the Swiss Confederation and the Islamic Republic of Iran
	Trade Agreement between the Swiss Confederation and the Islamic Republic of Iran (RS 0.946.294.363)
05-05-17	Regulation of the BLV on measures to prevent the introduction of African swine fever from certain Member States of the European Union (RS 916.443.107)
09-05-17	Ordinance of the OSAV establishing measures to prevent the introduction of avian influenza in certain Member States of the European Union (RS 916.443.102.1)
16-05-17	Convention of 3 March 1973 on International Trade in Endangered Species of Wild Fauna and Flora – Modification to Annex III (RS 0453)
17-05-17	Ordinance of the OSAV establishing measures to prevent the introduction of avian influenza in certain Member States of the European Union (RS 916.443.102.1)
23-05-17	Ordinance on the progressive introduction of the free movement of persons between the Swiss Confederation and the European Union and its Member States and between the Member States of the European Association Of free trade (Ordinance on the introduction of free movement of persons, OLCP) (RS 142.203)
	Federal Law on the country's economic supply (Law on the country's procurement, LAP) (RS 531)
	Ordinance on the economic supply of the country (OAEPE) (RS 531.11)
	Ordinance on the Compulsory Storage of Food and Feed (RS 531.215.11)
	Ordinance on the compulsory storage of fertilizers (RS 531.215.25)
	Ordinance on the compulsory storage of medicines (RS 531.215.31)
	Ordinance on amendment of acts relating to the implementation of the law of 17 June 2016 on the country's procurement (RS 531.215.32)
	Ordinance on compulsory storage of liquid fuels (RS 531.215.41)
	Ordinance on the compulsory storage of natural gas (RS 531.215.42)
	FDF Ordinance on Rates of Export Contributions for Agricultural Commodities

Date*	Measure
	(RS 632.111.723.1) Ordinance on the Importation of Agricultural Products (Ordinance on Agricultural Imports, OIAgr) (RS 916.01)
	Ordinance of the DFI regulating trade in import, transit and export of animals and animal products with third countries (OIT-PT-DFI) (RS 916.443.106)
30-05-17	Order of the FDF on goods benefiting from customs relief according to their use (Ordinance on customs relief, OADou) (RS 631.012) Ordinance on the Importation of Agricultural Products (Ordinance on Agricultural Imports, OIAgr) (RS 916.01) Ordinance of the DFI on the safety of toys (Ordinance on toys, OSJo) (RS 817.023.11) Ordinance of the DFI on cosmetics (OCos) (RS 817.023.31) Ordinance of the DFI regulating trade in import, transit and export of animals and animal products with third countries (OIT-PT-DFI) (RS 916.443.106)
31-05-17	Ordinance of the DFI regulating trade in import, transit and export of animals and animal products with third countries (OIT-PT-DFI) (RS 916.443.106)

Restrictive measures established, amended, corrected

The following restrictive measures (grouped by country) were established, amended or corrected and published in the national official journals or agency websites during the period covered by this Update. [This is a partial listing, unofficial translations.] *The date shown may be the signature date, release date or publication date, depending on local practice.

Date*	Restrictive Measure
Ireland (Eire)	
02-05-17	S.I. No. 167 of 2017 European Union (Restrictive Measures concerning Somalia) Regulations 2017 S.I. No. 168 of 2017 European Union (Restrictive Measures concerning Egypt) Regulations 2017 S.I. No. 169 of 2017 European Union (Restrictive Measures concerning Iraq) (No.3) Regulations 2017 S.I. No. 170 of 2017 Criminal Justice (Terrorist Offences) Act 2005 (Section 42)(Restrictive Measures concerning Certain Persons and Entities Associated with the ISIL (Da'esh) and Al-Qaida Organisations)(No.2) Regulations 2017
05-05-17	S.I. No. 180 of 2017 European Union (Restrictive Measures concerning Libya) Regulations 2017
26-05-17	S.I. No. 208 of 2017 European Union (Restrictive Measures concerning Ukraine)(No. 2) Regulations 2017 S.I. No. 209 of 2017 Criminal Justice (Terrorist Offences) Act 2005 (Section 42)(Restrictive Measures concerning Certain Persons and Entities Associated with the ISIL (Da'esh) and Al-Qaida Organisations)(No. 3) Regulations 2017 S.I. No. 210 of 2017 European Union (Restrictive Measures concerning Yemen) Regulations 2017
Liechtenstein	
12-05-17	LGBI № 2017.124 Regulation of 9 May 2017 on the amendment of the regulation on measures against persons and organizations with links to the grouping "Al-Qaida" (LR № 946.222.22)
24-05-17	LGBI № 2017.130 Regulation of 23 May 2017 on the amendment of the Regulation on measures against the Central African Republic (LR № 946.224.1)
Norway	
23-05-17	FOR-2017-05-09-628 Foreign Affairs Regulation amending the Regulation on sanctions and restrictive measures against North Korea
Switzerland	
05-01-17	Amendment to the Ordinance of 2 October 2000 concerning measures against persons and organizations with connections to Usama bin Laden, the grouping

Date*	Restrictive Measure
	«Al-Qaïda» or the Taliban (RS 946.203) [with effect from 28-04-17]
05-02-17	Amendment of 1 May 2017 to the Ordinance of 11 November 2015 imposing measures against the Islamic Republic of Iran (RS 946.231.143.6) [with effect from 02-05-17]
	Amendment to the Ordinance of 2 October 2000 concerning measures against persons and organizations with connections to Usama bin Laden, the grouping «Al-Qaïda» or the Taliban (RS 946.203) [with effect from 01-05-17]
09-05-17	Amendment of 8 May to the Ordinance imposing measures against Libya (RS 946.231.149.82) [with effect from 09-05-17]
16-05-17	Order to block heritage values in the context of Egypt (O-Egypt)(RS 196.123.21)
18-05-17	Amendment to the Ordinance of 14 March 2014 imposing measures against the Central African Republic (RS 946.231.123.6) [with effect from 17-05-17]

Non EU-EFTA European Countries

Turkey

Legislation (laws, resolutions, orders, etc.)

The following documents were published in the on-line [T.C. Resmî Gazete](#).

Date	Subject
04-05-17	2017/9976 Decision on the Approval of the International Olive Oil and Table Olive Agreement (2015)
05-05-17	2017/10003 Decision of the Council of Ministers Decision dated 30/9/2013 and numbered 2013/5428 of the United Nations Security Council on the Freezing of the assets of persons, organizations or organizations listed in the resolutions of 1267 (1999), 1988 (2011) and 1989 (2011) 1) Decision on Amendment in the Numbered List 2017/10004 Decision of the Council of Ministers Decision dated 30/9/2013 and numbered 2013/5428 of the United Nations Security Council on the Freezing of the assets of persons, organizations or organizations listed in the resolutions of 1267 (1999), 1988 (2011) and 1989 (2011) 1) Decision on Amendment in the Numbered List 2017/10013 Decision on Freezing the Assets in the Presence of Persons, Organizations or Organizations Listed in Some Decisions of the United Nations Security Council
09-05-17	Regulation on the Procedures and Principles for the Confiscation of Customs Duty to Land Owners for Land Vehicles Due to the Incomplete Payment of Customs Duty According to the Anti-Smuggling Law No. 5607
10-05-17	Communiqué on the Implementation of Supervision of Imports (Communiqué No: 2009/8) Changes in Communiqué on Making
11-05-17	2017/9994 Decision of the Government of the Republic of Turkey and the Government of the Republic of Belarus on the Approval of the Mutual Trading Subsidy System Agreement 2017/10051 Decision on Payments to be Made with Turkish Lira in Free Zones 2017/10097 Annex to the Decision of the Council of Ministers dated 30/9/2013 and numbered 2013/5428 of the United Nations Security Council on the Freezing of the Assets of the Persons, Organizations or Organizations listed in the Decisions of 1267 (1999), 1988 (2011) and 1989 (2011) 1) Decision on Amendment in the Numbered List 2017/10099 Annex to Decision on Import Regime 2017/10101 Decision on the Application of Tariff Coordinator for Egyptian Importation to be Used by the General Directorate of the Crops Office
12-05-17	Communiqué on the Implementation of Imports Surveillance (No: 2017/3) [8541.40.90.00.14] Communiqué on the Prevention of Unfair Competition in Imports (No: 2017/13) [pipe fittings (others) under the customs tariff position 7307.19 originating from Brazil, Bulgaria, China, Indonesia, Thailand]

Date	Subject
	Communiqué on the Prevention of Unfair Competition in Imports (No: 2017/14) [synthetic staple fibers from polyesters originating in Korea and Indonesia]
14-05-17	Communiqué on the Prevention of Unfair Competition in Imports (No: 2017/11) [certain fibers and yarn in 7019 from Egypt]
	Communiqué on the Prevention of Unfair Competition in Imports (No: 2017/12) [pentaerythritol 2905.42.00.00.00 originating in China]
17-05-17	Communiqué on TS 3034 / T1 Road Vehicles-Suspension Systems-Shock Absorbers Standard (No: MSG-MS-2017/7)
18-05-17	Communiqué on Exemption of Taxes, Pictures and Duties in Exports, Transit Trade, Export Sales and Deliveries, Foreign Currency Earning Service and Activities (Exports: 2017/4)
	General Communiqué on Stamp Tax and Exemption of Duties in Exports and Other Foreign Exchange Programs
24-05-17	2019 Law on the Approval of the Memorandum of Understanding Between the Ministry of Customs and Trade of the Republic of Turkey and the State Customs Administration of the Republic of Azerbaijan on the Establishment of the Joint Committee in the Customs Area
	Communiqué on the Implementation of Imports Surveillance (No: 2017/6) [Subheadings within 7315.11, 7315.12 and 7315.19]
	Communiqué Pertaining to the Amendment of the Communiqué on the Prevention of Unfair Competition in Imports (Communiqué No: 2015/12) [8208.30.00.00.00]
26-05-17	List (H) of Permission for Processing of Outward Processing for April 2017 April
27-05-17	Regulation on the Amendment of the Regulation on the Procedures and Principles Regarding the Production and Trade of Tobacco Products
28-05-17	Communiqué on the Implementation of Imports Surveillance (No: 2017/8)

Ukraine

Legislation (laws, resolutions, orders, etc.)

The following Ukrainian Laws (Закон України), Resolutions (Постанова), Presidential Decrees (Указ Президента), Decrees of the Cabinet of Ministers (Розпорядження Кабінету Міністрів України), Regulations (Положення), Agency Orders (Наказ) and other pieces of legislation were posted on the [Parliamentary \(Верховної Ради\) website](#) during the period of coverage of this Update:

Date	Subject
26-04-17	On signing the Agreement between the Government of Ukraine and the Government of the Republic of Poland on the border road bridge maintenance facilities on the Ukrainian-Polish border
	Rasporyazhenye Cabinet of Ministers from 26.04.2017, № 286
	About proposed extension of the use of personal special economic and other restrictive measures (sanctions)
	Rasporyazhenye Cabinet of Ministers from 26.04.2017 number 288-p

Eurasian Economic Union (EAEU)

Decisions and recommendations of the Eurasian Economic Commission

The following Eurasian Economic Commission (EEC) decisions and recommendations have been posted in the documents section of the [Eurasian Economic Commission documentation page](#). In general, only Решения, Распоряжение and Recommendations having a direct effect on international traders are listed.

Publication Date	Title
Council (Совет) of the Eurasian Economic Commission Решения	
02-05-17	№ 15 (13-01-17) On Amendments to the list of categories of goods in respect of which special customs procedures and conditions of their placement can be installed under a customs procedure
10-05-17	№ 16 (03-03-17) About the order of the Eurasian Intergovernmental Council "On the representation of the Supreme Eurasian Economic candidacy Eurasian Economic Commission Board member council" and on draft decisions of the Supreme Eurasian Economic Council "On early termination of the Eurasian Economic Commission Board member powers" and "On the appointment of a member of the Board of the Eurasian Economic Commission"
18-05-17	№ 17 (05-04-17) The draft decision of the Supreme Eurasian Economic Council "On early termination of the Eurasian Economic Commission Board member powers" and "On the appointment of the Eurasian Economic Commission Board member" № 18 (05-04-17) Draft decision of the Supreme Eurasian Economic Council "On the basic guidelines of macroeconomic policies of states - members of the Eurasian Economic Union in the 2017 - 2018 years"
23-05-17	№ 19 (03-03-17) On Technical Regulation of the Eurasian Economic Union "On safety of chemical products" № 20 (28-04-17) On some issues of acceptance by the customs authorities of documents on the assessment of conformity with the technical regulations of the Eurasian Economic Union № 21 (17-05-17) On Technical Regulation of the Eurasian Economic Union "On safety equipment for children's playgrounds" № 22 (17-05-17) About the order of the Eurasian Intergovernmental Council "On the annual report of the Eurasian Economic Commission on the monitoring of the regulatory impact assessment of projects of the Eurasian Economic Commission decisions in 2016" № 23 (17-05-17) On Amendments to the Unified list of goods subject to veterinary control (supervision) № 24 (17-05-17) On approval of the temporary suspension of tariff preferential treatment under the Agreement on free trade between the Eurasian Economic Union and its Member States, on the one hand, and the Socialist Republic of Vietnam, on the other hand, on May 29, 2015
Council (Совет) Regulations/Orders	
02-05-17	№ 10 (03-03-17) The time and venue of the next meeting of the Council of the Eurasian Economic Commission
18-05-17	№ 11 (03-03-17) About the development and adoption in 2017 of decisions of the Eurasian Economic Commission, provided for by the Customs Code of the Eurasian Economic Union № 12 (17-05-17) On Amendments to the Council of the Eurasian Economic Commission dated October 18, 2016 № 32
23-05-17	№ 14 (17-05-17) On the implementation of the introduction of common forms of vehicle passport Agreement (the passport of the vehicle chassis) and the passport of self-propelled machines and other kinds of equipment and organization of the August 15, 2014 e-passport systems № 15 (17-05-17) Of acts of the Eurasian Economic Commission on the common market regulation of drugs and medical products in the framework of the Eurasian Economic Union
26-05-17	№ 16 (03-03-17) About the preparation of the draft Protocol amending the Treaty on the Eurasian Economic Union on 29 May 2014 with regard to the possibility of establishing exceptions to the principle of exhaustion of trademark rights and trademark of the Eurasian Economic Union
29-05-17	№ 17 (17-05-17) On the development of the means of identification marking system products in the Eurasian Economic Union
Board (Коллегии) of the Eurasian Economic Commission Решения	
04-05-17	№ 43 (02-05-17) On the customs declaration of foreign goods intended for use in organizing and holding of the World Cup FIFA 2018 and FIFA 2017 Confederations Cup a year or during training activities to prepare for them, and making

Publication Date	Title
12-05-17	changes in the characteristics of the movement of goods qualifier № 44 (11-05-17) On establishing the rates of import customs duties of the Common Customs Tariff of the Eurasian Economic Union in respect of certain types of goods in accordance with the Russian Federation's obligations under the WTO and on amendments in some decisions of the Eurasian Economic Commission
	№ 45 (11-05-17) On the extension of the antidumping measures in respect of metal with polymeric coating, originating from the People's Republic of China and imported into the customs territory of the Eurasian Economic Union
	№ 46 (11-05-17) On Amendments to the Order of changes and (or) additions to the information stated in the declaration of goods
	№ 47 (11-05-17) On the implementation of the states - members of the Eurasian Economic Union obligations under the functioning of the internal market of the Eurasian Economic Union
	№ 48 (11-05-17) The classification of the ink cartridge for an inkjet printer in accordance with the Single Commodity Nomenclature of Foreign Trade of the Eurasian Economic Union
	№ 49 (11-05-17) The classification of facade tiles in accordance with the Single Commodity Nomenclature of Foreign Trade of the Eurasian Economic Union
	№ 50 (11-05-17) On the classification of potato haulm topper in accordance with the Single Commodity Nomenclature of Foreign Trade of the Eurasian Economic Union
	№ 51 (11-05-17) On the classification of domestic steamer for clothes in accordance with the Single Commodity Nomenclature of Foreign Trade of the Eurasian Economic Union
	№ 52 (11-05-17) On the classification of salted dried fish and squid in accordance with the Single Commodity Nomenclature of Foreign Trade of the Eurasian Economic Union
	№ 53 (11-05-17) On the application of anti-dumping measures by the introduction of provisional anti-dumping duties on hot-rolled steel parts originating in Ukraine and imported into the customs territory of the Eurasian Economic Union
18-05-17	№ 54 (16-05-17) On amendments to some decisions of the Board of the Eurasian Economic Commission
	№ 55 (16-05-17) On the order of entry into force of amendments to the technical regulations of the Customs Union "On Safety of Toys" (TR CU 008/2011)
25-05-17	№ 56 (23-05-17) The classification of profiles, panels, decking and front panels made of wood-polymer composite according to the single commodity nomenclature of foreign activities Eurasian economic union
	№ 57 (23-05-17) On amendments to paragraph 2 of the Decision of the Board of the Eurasian Economic Commission dated September 22, 2015 № 122
31-05-17	№ 59 (30-05-17) On establishing the rates of import customs duties of the Common Customs Tariff of the Eurasian Economic Union in respect of certain types of goods in accordance with the Russian Federation's obligations under the WTO
	№ 60 (30-05-17) On Amendments to the Uniform veterinary (veterinary-sanitary) requirements for goods subject to veterinary control (supervision)
	№ 61 (30-05-17) On Amendments to the Customs Union Commission Decision of 7 April 2011 number 607
Board Распоряжение	
02-05-17	№ 42 (24-04-17) About the order of the Council of the Eurasian Economic Commission "On the implementation of the agreement on the introduction of common forms of vehicle passport (passport of the vehicle chassis) and the passport of self-propelled machines and other kinds of technology and organization of e-passport system on August 15, 2014"
04-05-17	№ 43 (02-05-17) About the order of the Council of the Eurasian Economic Commission "On Acts of the Eurasian Economic Commission on the common market regulation of drugs and medical products in the framework of the Euro-

Publication Date	Title
	sian Economic Union"
05-05-17	№ 44 (02-05-17) On Amendments to the Advisory Committee on the functioning of the internal market
12-05-17	№ 46 (11-05-17) Draft decision of the Council of the Eurasian Economic Commission "On Technical Regulation of the Eurasian Economic Union" On requirements to the means of fire safety and fire-fighting " № 47 (11-05-17) Draft decision of the Council of the Eurasian Economic Commission "On establishing the rates of import customs duties of the Common Customs Tariff of the Eurasian Economic Union in respect of certain types of goods in accordance with the commitments of the Russian Federation in the WTO"
18-05-17	№ 48 (16-05-17) About the plan of scientific research of the Eurasian Economic Commission for the 2017 - 2018 years № 49 (16-05-17) Draft decision of the Council of the Eurasian Economic Commission "On Technical Regulation of the Eurasian Economic Union" On the safety of packaged drinking water, including natural mineral water " № 50 (16-05-17) Draft decision of the Council of the Eurasian Economic Commission "On the draft order of the Eurasian Intergovernmental Council" On provision of the national census round in 2020 in the states - members of the Eurasian Economic Union
25-05-17	№ 51 (23-05-17) Draft decision of the Council of the Eurasian Economic Commission "On the draft order of the Eurasian Intergovernmental Council" On some issues of the use of trading platforms for centralized trade organizations within the common energy market of the Eurasian Economic Union and the funding for the formation of a common energy market of the Eurasian Economic Union " № 52 (23-05-17) About the Memorandum of Cooperation between the Eurasian Economic Commission and the World Energy Council in the field of energy № 53 (23-05-17) Draft Memorandum of Understanding between the Eurasian Economic Commission and the State industrial and commercial administrative management of the People's Republic of China in the field of competition policy and antitrust regulation
30-05-17	№ 55 (23-05-17) On Amendments to the Electricity Advisory Committee № 56 (30-05-17) Draft decision of the Council of the Eurasian Economic Commission "On establishing the rates of import customs duties of the Common Customs Tariff of the Eurasian Economic Union in respect of certain types of goods in accordance with the commitments of the Russian Federation in the WTO" № 57 (30-05-17) On Amendments to the composition of the working group of the Eurasian Economic Commission for the regulatory impact assessment of draft decisions of the Eurasian Economic Commission № 58 (30-05-17) On approval of the draft program of cooperation between the Eurasian Economic Commission and the Economic and Social Commission of the United Nations for Asia and the Pacific 2017 - 2019 years № 59 (30-05-17) On approval of the plan of foreign travel of members of the Board of the Eurasian Economic Commission, officials and employees of the Eurasian Economic Commission in the first half of 2017
	Board Recommendations
04-05-17	№ 12 (02-05-17) Information about the handbook of concepts used in the framework of the Eurasian Economic Union in the field of drugs

Classification decisions adopted by the Commission and preliminary decisions adopted by the States-Members

The Commission has posted a table which provides a [collection of classification decisions](#) under the common tariff adopted by the Commission. A separate website exists for [preliminary decisions on the classification of goods adopted by the customs authorities of states - members](#) of the Eurasian Economic Union. It was

last updated 20-04-2017. The table lists the tariff codes, a description, rationale (GRIs) for the decision.

Belarus

Preliminary decisions on tariff classification

The State Customs Committee maintains a [searchable database of preliminary decisions on the tariff classification of goods](#) (*База данных товаров, в отношении которых принято предварительное решение о классификации*). The database has been updated through April 2017. It may be searched by tariff code or description (in Russian).

Russian Federation

Russia partially lifts foreign trade sanctions against Turkey

On May 31, 2017 the Russian President signed a Decree on repeal of a number of foreign trade measures against Turkey ("Decree"). The Decree repeals the following prohibitions:

1. Prohibition to provide certain services and perform certain types of works by Turkish companies, or companies controlled by Turkish persons. Particularly, the prohibition applied to construction of buildings, engineering installations and specialized construction works; activities in the sphere of architecture, design and engineering; technical tests, research and analysis, activities of touristic agencies and other organizations providing services in the touristic sphere; hotel business and other places for temporary accommodation; provision of works and services for state and municipal needs; processing of wood.
2. Prohibition for Russian legal entities to employ Turkish nationals.
3. The Decree partially lifts travel ban for Turkish citizens and allows visits to Russia for members of aircraft crew teams, as well as civil servants and members of their families visiting Russia on short-term business trips under civil service passports or diplomatic passports.

Turkish citizens travelling with ordinary passports must obtain a Russian visa (i.e., except for diplomats and persons entering Russia under temporary live/work permits).

The Decree includes instructions for the Russian Government to introduce relevant amendments into respective implementing regulations, but does not establish any time lines for this task.

The Decree was issued a week after the meeting between Governments of Russia and Turkey when it was agreed to uplift mutual restrictions in foreign trade between these 2 countries (i.e., on May 22, 2017). [See article below]

The Decree is silent regarding the remaining import ban on food products originating from Turkey, which has also been expected to be partially lifted after the above mentioned meeting between Russia and Turkey on May 22, 2017.

The text of Decree is available in the Russian language on the President's website at: <http://www.kremlin.ru/events/president/news/54640>.

For additional information, please contact [Alexander Bychkov](#).

Russia and Turkey agree to lift mutual foreign trade sanctions

On May 22, 2017 the Governments of Russia and Turkey signed a statement on uplifting of mutual restrictions in foreign trade. Relevant document was signed by Deputy Prime Minister of the Russian Government Mr. A. Dvorkovich and Deputy Prime Minister of the Turkish Government Mr. Mehmet Simsek.

Relevant statements are available at the web-site of the Russian Government at: <http://government.ru/news/27756/> and <http://government.ru/news/27759/> (available in the Russian language).

There have been no official documents issued yet. According to official statements of the Russian Government, in order to start implementing the above agreement, Russia has been waiting for relevant steps to be made by Turkey first (i.e., Turkey applies certain limitations in trade toward Russia).

Russia imposed foreign trade restriction against Turkey back in November 2015. Currently Russia applies a food product import ban for certain specifically listed items of food products origination from Turkey and maintains restrictions in the sphere of labor for Turkish citizens (subject to certain exceptions) and provision of certain specifically listed works and services for companies that are under Turkish jurisdiction (e.g., construction, architecture, public procurement, etc.).

According to official statements in press, Russia and Turkey could still maintain certain limitations in mutual trade (particularly, Russia would likely preserve import limitations for certain food products, including tomatoes).

For additional information, contact [Ross L. Denton](#) of our London office.

Preliminary decisions on tariff classification

The Federal Customs Service (FCS) has a [searchable on-line database of preliminary decisions on tariff classification](#). It may be searched by tariff code, description (in Russian) or note number.

Legislation (acts, resolutions, orders, etc.)

The following Russian Federation (RF) Acts, Government Resolutions/Decrees (Постановление Правительства) (GR), Federal Customs Service (FCS) Orders and other pieces of legislation were published in the [Rossiyskaya Gazeta](#) or the Official Portal for Legal Information ([Официальный интернет-портал правовой информации](#)) during the period of coverage of this *Update*:

Date of Publication	Subject
02-05-17	Order of the Federal Customs Service of 06.02.2017 №178 “On Approval of the resolution on the replacement of foreign goods with equivalent goods (the use of equivalent compensation) for the application of customs procedures for processing on customs territory, if the permit for processing of customs declaration is used on foreign goods placed under the customs territory of the customs procedure for processing“ (Registered in the Ministry of Justice of Russia 28.04.2017 № 46532)
03-05-17	Federal Law of May 1, 2017 N 97-FZ “On Amendments to Article 21 of the Federal Law” On Foreign Investments in the Russian Federation “
04-05-17	Russian Federation Government Resolution dated 04/28/2017 number 513 “On the granting of subsidies from the federal budget of the joint stock company” Russian export center “to enhance the recognition of well-known Russian

Date of Publication	Subject
	brands abroad"
16-05-17	Russian Federation Government Resolution dated 05.10.2017 № 552 "On Amendments to the criteria for the creation of a special economic zone"
	Russian Federation Government Resolution dated 05.12.2017 № 561 "On implementation of the Guidelines for the development of" single window "in the system of regulation of foreign economic activity"
19-05-17	Russian Federation Government Resolution dated 5/17/2017 № 572 "On approval and introduction to the State Duma of the Federal Assembly of the Russian Federation the draft federal law" On the adoption of the Protocol on amendments to the Agreement on Trade-Related Aspects of Intellectual Property Rights. "
	Decree of the RF Government of 20.05.2017 № 974-p "On the signing of the Protocol amending the Agreement on cooperation in the field of legal protection and the protection of intellectual property and the creation of the Interstate Council on the legal protection of intellectual property protection by November 19, 2010"
26-05-17	Decree of the RF Government of 20.05.2017 № 975-p "On signing the Agreement on cooperation in combating the production and distribution of counterfeit products," Order of the Russian Government dated 24/05/2017 № 1017-r "On the signing of the Protocol amending the Agreement between the Government of the Russian Federation and the Government of the Republic of Armenia for technical and financial assistance to the Republic of Armenia in the framework of membership in the Eurasian Economic Union on May 21, 2015"
29-05-17	Order of the Ministry of Internal Affairs of the Russian Federation, the Russian Ministry of Industry and Trade, the Federal Customs Service of the № 115/666/370 3/10/2017 "On Amendments to the Regulations on the vehicle registration documents and passports of chassis of vehicles, approved by Order of the Russian Interior Ministry, Russian Ministry of Industry Ministry of Economic Development of Russia on June 23, 2005 № 496/192/134 " (Registered in the Ministry of Justice of Russia 26/05/2017 № 46857)
30-05-17	Federal Law of May 28, 2017 N 99-FZ "On ratification of the Protocol between the states - parties to the Treaty on the free trade zone of 18 October 2011 on the rules and procedures of public procurement regulation"

Middle East

Iran

Foreign Ministry releases list of 'banned' US entities in response to the additional Iranian individuals and firms to the list of US missile sanctions

On May 18, 2017, the Iranian Foreign Ministry [announced](#) that in response to the recent addition of names to the U.S. Iranian missile sanctions, it has added nine additional US individuals and companies to the list of 'banned' companies and individuals published on February 3, 2017. See the announcement for the reasons given by Iran for each party listed. The nine parties are:

1. Huntington Ingalls Industries
2. Booz Allen Hamilton
3. Horacio D. Rozanski: Booz Allen Hamilton CEO
4. KingFisher Systems
5. Roy L. Reed, Jr: KingFisher Systems CEO
6. DynCorp International

7. McAlester Army Ammunition Plant
8. The BIRD Foundation
9. The BSF Foundation

The original list attached to a statement issued on February 3, 2017 includes:

10. BENI Tal
11. RAYTHEON
12. ITT Corporation
13. Re/Max Real Estate
14. Oshkosh Corporation
15. Magnum Research Inc
16. Kahr Arms
17. M7 Aerospace
18. Military Armament Corporation
19. Lewis Machine and Tool Company
20. Daniel Defense
21. Bushmaster Firearms International
22. O.F. Mossberg & Sons
23. H-S Precision, Inc.

The Ministry announcement does not explain what 'banned' means.

Africa (except North Africa)

South Africa

South African Customs and Excise Act Amendments of Rules and Tariff Schedules

Date	Publication Details	Subject	Implementation Date
19-05-17	GG.40846 R.431	Amendment to rule 101A.12, published in Government Notice R.1874 of 8 December 1995, to amend the time reflected when any amended tariff heading or item to any schedule takes effect on the date of publication • Notice R.431	20-05-17
10-05-17	Revision	Customs & Excise Rules, 1995	

Trade compliance enforcement actions - import, export, IPR, FCPA

The links below will take you to official press releases and summaries of administrative and judicial trade compliance enforcement actions (arrests, indictments, penalties, seizures, convictions, debarments, etc.) involving US and foreign import, export, FCPA/anti-bribery, IPR border enforcement and related matters. Child pornography, controlled substance and currency related seizures and arrests will not be listed, unless connected to trade violations. [Foreign government cases are preceded by the letter (F) in parenthesis].

[Agency abbreviations: US agencies - APHIS= Animal & Plant Health Inspection Service; ATF=Bureau of Alcohol, Tobacco, Firearms and Explosives; BIS= Bureau of Industry and Security, Office of Export Enforcement (Commerce); CBP=US Customs and Border Protection; CPSC=Consumer Product Safety Commission; DDTC= State Dep't Directorate of Defense Trade Controls; DOJ=Department of Justice, including US Attorneys; DEA=Drug Enforcement Administration; DoD=Dep't of Defense components [NCIS, DCIS, CID, etc.); FBI=Federal Bureau of Investigation; FDA= US Food and Drug Administration; FRB= Federal Reserve Board of Governors; FTC= Federal Trade Commission; FWS= US Fish & Wildlife Service; GSA= General services Administration; HSI=US Immigration and Customs Enforcement, Homeland Security Investigations; NOAA=National Oceanic and Atmospheric Administration; OFAC=Office of Foreign Assets Control (Treasury); SEC=Securities and Exchange Commission; USCG= US Coast Guard; USPIS=Postal Inspection Service; USDA= US Department of Agriculture; ; DSS= Diplomatic Security Service. Local agencies - PD = Police departments; Non-US agencies - CBSA= Canada Border Services Agency; RCMP= Royal Canadian Mounted Police; SAT=Mexican Customs; HKCE= Hong Kong Customs & Excise; SFO = UK Serious Fraud Office.]

Date of Release	Subject
05-01-17	Import Merchandising Concepts L.P. and Two Individuals Agree to Pay \$275,000 to Settle False Claims Act Liability for Evading Customs Duties (DOJ, CBP)
05-04-17	Former Guinean Minister of Mines Convicted of Receiving and Laundering \$8.5 Million in Bribes from China International Fund and China Sonangol (DOJ, FBI, Guinea, Israel, Switzerland)
05-10-17	Virginia company and five individuals indicted on cigarette smuggling charges (DOJ, ICE, TTB, Va. and W.Va. local law enforcement)
05-15-17	California businessman pleads guilty in Houston to trafficking in counterfeit veterinary-product labels and packaging (DOJ, ICE, FDA)
05-19-17	Chinese National Pleads Guilty To Economic Espionage And Theft Of A Trade Secret From U.S. Company (DOJ, FBI)
05-22-17	Defense Contractor Employee Pleads Guilty to Selling Satellite Secrets to Under-cover Agent Posing as Russian Spy (DOJ, FBI, DoD)
05-23-17	Los Angeles-area woman arrested on federal charges alleging a scheme to smuggle restricted space communications technology to China (DOJ, ICE, BIS, DoD, CBP)
05-24-17	CBP Intercepts Over \$3M in Counterfeit Goods (CBP)
05-26-17	CBP Seizes \$360k Shipment of Counterfeit Earbuds near Washington Dulus (CBP)

Newsletters, Reports, Articles, Etc.

Baker & McKenzie Global VAT/GST Newsletter

Baker & McKenzie's [Global VAT/GST Newsletter](#) provides a quick update into important developments in the field of VAT/GST across the globe. In order to maximize the effectiveness of this newsletter to you, most articles are brief and are designed to flag topics that are likely to affect multi-national businesses. Contacts for the Global VAT/GST Newsletter are:

- Jochen Meyer-Burrow, Partner, jochen.meyer-burrow@bakermckenzie.com
- Martin Morawski, Associate, martin.morawski@bakermckenzie.com

Publications, Alerts, Newsletters

The following Baker & McKenzie publications, client alerts, legal alerts or newsletters released during the period of coverage of this *Update* may be of interest to you:

Subject
International Trade, Tax and Anti-corruption
Global International Trade Compliance Update – May 2017 (older issues)
International Commercial and Trade Client Report: National Security Investigations Could Sharply Limit Steel and Aluminum Imports
Other areas
Global IP Practice Group – IP Dispatch May 2017
EMEA Healthcare Industry Group Newsletter – May 2017
Kyiv Intellectual Property Client Alert: State Intellectual Property Service of Ukraine is finally liquidated: what's new for business? (Eng.); <u>Державну службу інтелектуальної власності України нарешті ліквідовано: що нового для бізнесу?</u> (Ukr.); <u>Государственную службу интеллектуальной собственности Украины наконец ликвидировали: что нового для бизнеса?</u> (Russ.)
Kyiv Employment and Migration Client Alert: Employees nearing retirement age have preferential right to keep their jobs (Eng.); <u>Встановлене право працівників передпенсійного віку на переважне право на залишення на роботі</u> (Ukr.); <u>Работникам предпенсионного возраста установлено преимущественное право на сохранение работы</u> (Russ.)
Kyiv Intellectual Property Client Alert: Intermediaries now liable for third party online copyright infringements in Ukraine (Eng.); <u>Посередники нестимуть відповідальність за порушення прав інтелектуальної власності в мережі Інтернет</u> (Ukr.); <u>Посредники будут нести ответственность за нарушения прав интеллектуальной собственности в сети Интернет</u> (Russ.)
Vietnam Renewable Energy Client Alert: Vietnam Releases the First Draft of Solar Power Purchase Agreement (PPA), but Certain Key Issues Remain Unresolved for Foreign Investors and Financiers
Vietnam Employment & Labor Client Alert: Draft Decree on Compulsory Social Insurance for Foreign Employees Working in Vietnam – How Much Would It Cost Your Business?

Webinars, Meetings, Seminars, Etc.

2017 Global Trade and Supply Chain Webinar Series

“2017: Beginning of a New Era in Global Trade and Business?”

We are very pleased to announce our 14th annual, **Global Trade and Supply Chain Webinar Series** entitled, “**2017: Beginning of a New Era in Global Trade and Business?**”. The series will include the latest international trade developments including the impact of the Trump presidency on trade policy and of Brexit. In addition to our usual topics of Customs, export controls/sanctions and FCPA/anti-bribery, we will also cover data privacy and intellectual property in the supply chain.

This year, we are very excited to expand our usual program to launch our **Customs Academy**, which will feature 6 “Customs 101” webinars ([indicated in green](#)). The Customs 101 program will be primarily aimed at participants who are new to Customs and/or those who would like a refresher and will include introductory sessions on key Customs topics such as tariff classification, valuation and origin; and an overview of Customs in some key jurisdictions.

Terrie Gleason, a partner in our Washington, DC office and Head of the Firm's Global Customs Focus Group,

Webinar Start Time:

08:00 AM (Pacific)
10:00 AM (Central)
11:00 AM (Eastern)

*see [timeanddate.com](#) for time in your location.

Duration:

90 Minutes

Login Details:

Log-in details will be sent via email one week before the event.

Focus Group Head:

Teresa A. Gleason

Head, Global Customs Focus Group (Washington, DC)
Tel: +1 202 452 7030
teresa.gleason@bakermckenzie.com

These webinars are all complimentary.

REGISTER NOW

and Jenny Revis, Of Counsel in the London office, will moderate these webinars and be joined by experts from across our global network.

All webinars will begin at 11:00 AM Eastern (US) and are scheduled to run approximately 90 minutes. If you reside in a different time zone and wish to verify your time - please click on the following link: www.timeanddate.com.

Webinar Dates and Topics:

January 31	<u>Major Customs Developments in North America and Asia</u>
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Speakers: Stu Seidel (Washington, DC), Brian Cacic (Toronto), Eugene Lim (Singapore), and Adriana Ibarra-Fernandez (Mexico City)

February 28	<u>Customs Basic: How to Classify Your Products</u>
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Speakers: Daniel Lund (London), Jose Hoyos-Robles (Mexico City), and Eunkyoung Shin (Chicago)

March 28	<u>New Era of Protectionism? – Trump Presidency and Brexit Developments</u>
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Speakers: Terrie Gleason and Stu Seidel (Washington DC), Ross Denton and Jessica Mutton (London)

April 25	<u>Customs Basic: How to Value Your Products</u>
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Speakers: Nicole Looks (Frankfurt), Eugene Lim (Singapore), Paul Burns (Toronto), and Daniel Sanchez-Elizondo (Guadalajara)

May 23	<u>Impact on Sanctions: Trump Administration's Effects on US, EU, and Russian Sanctions</u>
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Speakers: Alexander Bychkov (Moscow), Ben Smith (London), Alex Lamy (Washington, DC) and Alison Stafford Powell (Palo Alto)

June 27	<u>Customs Basic: Determining the Origin of Your Products</u>
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Speakers: Terrie Gleason (Washington, DC), Daniel Lund (London), and Adriana Ibarra-Fernandez (Mexico City)

July 25	<u>Major Developments in Data Privacy Laws – US, Canada and EU</u>
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Speakers: Brian Hengesbaugh (Chicago), Theo Ling (Toronto), Dean Dolan (Toronto), Dyann Heward-Mills (London), Michael Egan (Washington, DC)

August 22	<u>Customs Basic: Reducing your Duty Liability Through the Use of Customs Procedures</u>
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Speakers: Gooike van Slooten (Amsterdam), Paul Amberg (Chicago), Manuel Padron (Juarez), and Panya Sittisakonsin (Bangkok)

September 26	<u>Intellectual Property Considerations and Issues in Your Supply Chain</u>
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Speakers: Joyce Smith (San Francisco) and Gary Shapiro (San Francisco)

October 24	<u>Customs Basic: What You Need to Know about Customs in the EU, Russia and China</u>
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Speakers: Mariacristina Scarna and Giulia Bettarini (Milan)

Questions:

If you have any questions regarding this webinar series, please contact:

Sal Gonzalez

Business Development Specialist
Tel: +1 202 835 1661
sal.gonzalez@bakermckenzie.com

MCLE Credit:

Approved for 1.5 California general CLE credits, 1.5 Illinois general CLE credits, 1.5 New York areas of professional practice CLE credits, and 1.5 Texas general CLE credits. Florida and Virginia CLE applications can be made upon request. Participants requesting CLE for other states will receive Uniform CLE Certificates.

Baker & McKenzie LLP is a California and Illinois CLE approved provider. Baker & McKenzie LLP has been certified by the New York State CLE Board as an accredited provider in the state of New York for the period 12/12/15-12/11/18. This program may earn newly admitted New York attorneys credit under Areas of Professional Practice. Baker & McKenzie LLP is an accredited sponsor, approved by the State Bar of Texas, Committee on MCLE.



Pending - We have applied for CES and CCS credit for these webinars to the National Customs Brokers & Forwarders Association of America, Inc.

To register for this **complimentary webinar series**, click on the **Register Now** button above and provide your information. You can register for one or all webinars.

We hope you will participate in and enjoy this exciting webinar series!

Interested in learning more?



Alexander Brychov and Vladimir Efremov (Moscow), and Frank Pan (Shanghai)

November 28 Major Developments in FCPA/Anti-Bribery Regulation

Speakers: John McKenzie (San Francisco), Mini vandePol (Hong Kong), and Peter Tomczak (Chicago)

December 19 Customs Basic: What You Need to Know about Customs in the US, Mexico and Brazil

Speakers: Alejandro Martinez-Galindo (Guadalajara), Alessandra S. Machado (Sao Paulo), Meredith DeMent (Washington, DC), and Meghan Hamilton (Chicago)



Watch previously recorded International Trade Webinars



To receive our updates in real time, please follow us on Twitter: @BMcKTrade

2016 International Trade Compliance Webinar Series

Our 13th annual, International Trade Compliance Webinar Series entitled, ["TPP and New Developments in Global Trade"](#) had several sessions covering the Trans-Pacific Partnership (TPP), as well as sessions covering key developments in customs, export and FCPA. All webinars run approximately 90 minutes. If you missed a webinar, wish to see it again or want to download a presentation, you may so at [this new link](#) or by clicking the blue title below which indicates the material has been posted. Due to a redesign of our website, previous links are no longer valid.

Recorded Webinars:

Date	Topic
Presented January 26	Overview of the Trans-Pacific Partnership (TPP) Speakers: Frederick Burke (Ho Chi Minh City), Miguel Noyola (Chicago), Eugene Lim (Singapore), and Elizabeth Nightingale (Kuala Lumpur).
Presented February 16	The Trans-Pacific Partnership (TPP) and Labor and Environment Speakers: Frederick Burke (Ho Chi Minh City) and Thuy Hang Nguyen (Ho Chi Minh City).
Presented March 29	Customs Considerations in Free Trade Agreements, Including TPP and NAFTA Speakers: Adriana Ibarra (Mexico City), Stuart Seidel (Washington, DC), and Meredith DeMent (Washington, DC).
Presented April 19	The Latest on Trade Sanctions: Iran, Russia, and Other Developments Speakers: Steven Hill (Washington, DC), Philippe Reich (Zurich), Alexander Bychkov (Moscow), and Ben Smith (London).
Presented May 24	Cuba Sanctions Developments and Updates Speakers: Alison Stafford-Powell (Palo Alto), Alexandre Lamy (Washington, DC), Brian Cacic (Toronto), and Julia Pfeil (Frankfurt).
Presented June 21 1	FCPA Considerations Arising in Import/Export Operations Speakers: John McKenzie (San Francisco), Joan Meyer (Washington, DC) and Mini vandePol (Hong Kong).
Presented July 26	Update on Customs Valuation Issues Around the World – Transfer Pricing, First Sale, Royalties Speakers: Paul Burns (Toronto), Nicole Looks (Frankfurt), Jennifer Revis (London), and Eugene Lim (Singapore).

Practice Group Co-Chair: **Teresa A. Gleason**, Co-Chair, Global Customs and FTA Practice (Washington, DC), Tel: +1 202 452 7030, teresa.gleason@bakermckenzie.com

Questions: If you have any questions regarding this webinar series, please contact: **Sal Gonzalez**, Business Development Specialist, Tel: +1 202 835 1661 or sal.gonzalez@bakermckenzie.com.

MCLE Credit:

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tions can be made upon request. Participants requesting CLE for other states will receive Uniform CLE Certificates.

Baker & McKenzie LLP is a California and Illinois CLE approved provider. Baker & McKenzie LLP has been certified by the New York State CLE Board as an accredited provider in the state of New York for the period 12/12/15-12/11/18. This non-transitional program is not appropriate for newly admitted New York attorneys. Baker & McKenzie LLP is an accredited sponsor, approved by the State Bar of Texas, Committee on MCLE. Pending - We have applied for CES and CCS credit for these webinars to the National Customs Brokers & Forwarders Association of America, Inc.

WTO TBT Notifications

Member countries of the World Trade Organization (WTO) are required under the *Agreement on Technical Barriers to Trade* (TBT Agreement) to report to the WTO all proposed technical regulations that could affect trade with other Member countries. The WTO Secretariat distributes this information in the form of "notifications" to all Member countries. This chart summarizes notifications in English posted by the WTO during the past month. If you are interested in obtaining copies of any of these notifications, please contact stu-art.seidel@bakermckenzie.com who will try to obtain the text. Some notifications are only available in the official language of the country publishing the notification. *Note: All dates are given as mm/dd/yyyy; National flags are not scaled for relative comparison.*

Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
Argentina	ARG/68/Add.1	04/20/2017	Not given	Motor vehicles
Argentina	ARG/313/Add.1	04/20/2017	Not given	Psychotropic substances and narcotic drugs
Argentina	ARG/151/Add.16	05/23/2017	Not given	Bicycles
Argentina	ARG/297/Add.7	05/24/2017	Not given	Low-voltage electrical products
Armenia	ARM/80	05/10/2017	06/19/2017	Pressure equipment - pipelines having the nominal diameter of more than 25 mm. and the maximum allowable operating pressure of above 0.05MPa.
Bahrain, Kingdom of	BHR/477	05/01/2017	06/30/2017	Tea and herbs bags
Brazil	BRA/377/Add.1	05/15/2017	Not given	Festive or other entertainment articles, including conjuring tricks and novelty jokes (HS 9505)
Brazil	BRA/396/Add.9	05/15/2017	Not given	Festive or other entertainment articles, including conjuring tricks and novelty jokes (HS 9505)
Brazil	BRA/534/Add.3	05/15/2017	Not given	Refrigerating/freezing equipment
Brazil	BRA/560/Add.5	5/8/2017	Not given	Transmission apparatus incorporating reception apparatus (HS 8525.20), Television
Brazil	BRA/569/Add.5	05/15/2017	Not given	Water dispensers (HS 8516)
Brazil	BRA/652/Add.1/C orr.1	05/15/2017	Not given	Cigarette lighters (HS 9613)
Brazil	BRA/694/Add.1	04/26/2017	Not given	Wheat and corn flours enriched with iron and folic acid
Brazil	BRA/694/Add.2	05/22/2017	Not given	Wheat and corn flours enriched with iron and folic acid
Brazil	BRA/699/Add.1	04/26/2017	Not given	Food
Brazil	BRA/707/Add.1	05/22/2017	Not given	Medicines, Pharmaceutical products (HS 30)

Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
 Brazil	BRA/714	05/03/2017	Not given	Blueberries, etc, fresh (HS - 081040) - Cranberries, bilberries and other fruits of the genus Vaccinium (HS 081040)
 Brazil	BRA/715	05/15/2017	Not given	Electric motors (squirrel-cage motor) (HS 8501)
 Brazil	BRA/716	05/19/2017	05/26/2017	Tobacco products
 Brazil	BRA/717	05/19/2017	07/10/2017	Liquid-in-glass thermometers (HS 9025.11)
 Brazil	BRA/718	05/22/2017	06/09/2017	Food products
 Brazil	BRA/719	05/24/2017	07/19/2017	Beverage, wine and grape product
 Brazil	BRA/720	05/24/2017	Not given	HS Chapter 87 - Vehicles; HS - 8512 Electrical lighting or signalling equipment; for motor vehicles. Vehicles other than railway or tramway rolling-stock, and parts and accessories thereof (HS 87), Electrical lighting or signalling equipment (excluding articles of heading 85.39), windscreens wipers, defrosters and demisters, of a kind used for cycles or motor vehicles. (HS 8512) .
 Canada	CAN/522	04/26/2017	07/14/2017	Radiocommunications
 Canada	CAN/523	05/03/2017	07/06/2017	Prescription and Ethical Drug Products
 Canada	CAN/524	05/03/2017	07/06/2017	Playpens and playpen accessories
 Canada	CAN/525	05/08/2017	05/07/2017	Drug Products
 Chile	CHL/225/Add.1	04/18/2017	Not given	Household electric dishwashers ?
 Chile	CHL/327/Add.1	04/18/2017	Not given	Three-phase electric induction motors
 Chile	CHL/397	04/12/2017	06/11/2017	Non-road mobile machinery
 Chile	CHL/398	04/18/2017	06/17/2017	Emergency luminaires
 Chile	CHL/400	04/19/2017	06/18/2017	Fertilizers
 Chile	CHL/304/Add.2	05/12/2017	Not given	Televisions
 Colombia	COL/223/Add.1	04/26/2017	Not given	Denatured anhydrous fuel ethanol
 Colombia	COL/223	04/21/2017	07/18/2017	Denatured anhydrous fuel ethanol
 Colombia	COL/214/Add.2	05/09/2017	Not given	Detergents and soaps (HS 3401, 3402 and 3405.40)
 Costa Rica	CRI/166	04/20/2017	Not given	Hydraulic cement
 Costa Rica	CRI/167	05/22/2017	Not given	Alcoholic beverages
 Czech Republic	CZE/203	04/26/2017	06/25/2017	Activities associated with the use of nuclear energy; nuclear installation design process; categorisation of systems, structures and components of nuclear installations; requirements for systems, structures and components of nuclear installations; requirements for nuclear installation design in terms of protection against internal and external events and characteristics of the location where the nuclear installation is to be sited; requirements for selected equipment; safety assessment of the nuclear installation design; requirements for the documentation

Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
				for licensed activities
 Czech Republic	CZE/194/Add.1	05/04/2017	Not given	Packaging for transport, storage or disposal of radioactive or fissile material; Special-form radioactive material and low-dispersible radioactive material subject to type approval
 Ecuador	ECU/92/Add.3	04/20/2017	Not given	Hazardous materials
 Ecuador	ECU/328/Add.1	05/16/2017	Not given	Sugar labelling (17011200, 17011300, 17011400, 17019100, 17019910 and 17019990)
 Ecuador	ECU/32/Add.14	05/23/2017	Not given	Motor vehicles (HS 9900)
 Ecuador	ECU/99/Add.3	05/19/2017	Not given	Televisions with built-in tuners (HS 8528.72.00.21, 8528.72.00.29, 8528.72.00.31, 8528.72.00.39, 8528.72.00.41, 8528.72.00.49, 8528.72.00.90)
 European Union	EU/480	04/26/2017	06/25/2017	Road vehicles in general
 European Union	EU/481	04/26/2017	06/25/2017	Food
 European Union	EU/482	04/28/2017	06/27/2017	Construction products
 European Union	EU/483	04/28/2017	06/27/2017	Construction products
 European Union	EU/484	05/09/2017	07/08/2017	Short-range devices
 European Union	EU/485	05/19/2017	07/18/2017	Biocidal products
 European Union	EU/486	05/19/2017	07/18/2017	Biocidal products
 European Union	EU/487	05/19/2017	07/18/2017	Biocidal products
 France	FRA/172	04/12/2017	06/11/2017	Electrical power of lifts
 France	FRA/173	04/12/2017	06/11/2017	Fire safety of type M buildings
 India	IND/59	05/17/2017	07/16/2017	Solar Photovoltaics, Systems, Devices and Components Goods
 Jamaica	JAM/56	05/19/2017	06/28/2017	Brake Fluid
 Jamaica	JAM/57	05/19/2017	06/28/2017	Pneumatic tyres
 Jamaica	JAM/58	05/19/2017	06/28/2017	Pneumatic tyres
 Jamaica	JAM/59	05/22/2017	06/28/2017	Aggregates
 Jamaica	JAM/60	05/22/2017	07/13/2017	Surface active agents
 Japan	JPN/556	04/27/2017	05/26/2017	Pharmaceutical products (HS 30)
 Japan	JPN/557	05/08/2017	06/15/2017	Asphalt (HS 2706), 1-Chloro-2-propanol (HS 2922), 2-Chloro-1-propanol (HS 2922), S-tert-butylthiomethyl O,O-diethylphosphorodithioate (HS 2930), Phenyl isocyanate (HS 2929), 2,3-Butanedione (HS 2914), Boric acid (HS 2810), Portland cement (HS 2523), 2-methoxy-2-methylbutane (HS 2909), Carbonyl sulphide (HS 2830) and preparations containing them (hereinafter referred to as the "10 substances"). (HS: 2523, 2706, 2810, 2830, 2909, 2914, 2922, 2929, 2930).
 Japan	JPN/558	05/09/2017	07/08/2017	Light bulbs: Incandescent bulb, high-pressure mercury lamp which has built-in stabilizers, self-ballasted fluorescent lamp and self-ballasted LED lamp; Lighting equipment: Lighting equipment for

Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
				incandescent lamp, for fluorescent lamp and for LED lamp
 Japan	JPN/559	05/16/2017	07/15/2017	Medical Devices
 Kenya	KEN/575	05/23/2017	06/11/2017	Plant growing
 Kenya	KEN/576	05/23/2017	06/11/2017	Plant growing
 Kenya	KEN/577	05/23/2017	06/11/2017	Plant growing
 Kenya	KEN/578	05/23/2017	06/11/2017	Coffee and coffee substitutes
 Kenya	KEN/579	05/23/2017	06/11/2017	Tea
 Kenya	KEN/580	05/23/2017	06/11/2017	Plant growing
 Kenya	KEN/581	05/23/2017	06/05/2017	Tea
 Kenya	KEN/582	05/23/2017	06/05/2017	Tea
 Kenya	KEN/583	05/23/2017	06/05/2017	Tea
 Kenya	KEN/584	05/23/2017	06/11/2017	Plant growing
 Korea, Republic of	KOR/716	05/02/2017	05/22/2017	Cosmetics
 Korea, Republic of	KOR/717	05/16/2017	07/15/2017	Boilers, Pressure vessels, Ferrous metal heating furnace (subject to inspection)
 Kuwait	KWT/359	05/01/2017	06/30/2017	Tea and herbs bags
 Mexico	MEX/300/Add.7	04/18/2017	Not given	Petroleum products (headings 27.01 to 2901.10)
 Mexico	MEX/307/Add.2	04/27/2017	Not given	Denatured ethyl alcohol (HS 22072001)
 Mexico	MEX/319/Add.1	04/20/2017	Not given	Sleepers (cross-ties) of wood (tariff heading 4406)
 Mexico	MEX/332/Add.1	05/15/2017	Not given	Vapour recovery systems
 New Zealand	NZL/78	05/23/2017	07/22/2017	Air-conditioners (HS 8415)
 Nicaragua	NIC/152	5/17/2017	7/16/2017	Robusta green coffee
 Oman	OMN/302	05/01/2017	06/30/2017	Tea and herbs bags
 Oman	OMN/303	05/09/2017	07/08/2017	Vehicles
 Panama	PAN/92	04/13/2017	06/11/2017	Household refrigerators and freezers
 Panama	PAN/92/Add.1	05/11/2017	Not given	Household refrigerators and freezers
 Panama	PAN/92/Corr.1	05/11/2017	Not given	Household refrigerators and freezers
 Paraguay	PRY/92	05/15/2017	Not given	Incandescent and fluorescent lamps (MERCOSUR Common Nomenclature subheadings 8539.22.00, 8539.31.00 and 8539.29.90)
 Peru	PER/92	05/08/2017	08/02/2017	Pharmaceutical products classified under Chapter 30 of the Harmonized System or Customs Tariff
 Peru	PER/93	05/08/2017	08/02/2017	Medical devices classified under Chapter 30 of the Harmonized System or Customs Tariff
 Peru	PER/94	05/19/2017	08/16/2017	Pharmaceutical products classified under Chapter 30 of the Harmonized System or Customs Tariff
 Qatar	QAT/475	05/01/2017	06/30/2017	Tea and herbs bags

Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
 Saint Lucia	LCA/50	05/18/2017	Not given	Tobacco products
 Saint Lucia	LCA/51	05/18/2017	Not given	Mapping, Land Surveys & Titles (MSC 1.5 and MSC 3.5) sub-sectors of Central Government: 9015.20 Theodolites; 9015.80 Other instruments and appliances
 Saudi Arabia	SAU/980	04/28/2017	06/27/2017	Light duty vehicles
 Saudi Arabia	SAU/982	05/02/2017	06/01/2017	Motor vehicles
 Saudi Arabia	SAU/981	05/01/2017	06/30/2017	Tea and herbs bags
 Saudi Arabia	SAU/983	05/22/2017	07/22/2017	Top loading road tankers that carry high elevated temperatures materials
 Switzerland	CHE/217	05/08/2017	07/07/2017	Gas appliances
 Switzerland	CHE/217/Corr.1	05/09/2017	Not given	Gas appliances
 Switzerland	CHE/218	05/09/2017	07/08/2017	Personal protective equipment PPE
 Switzerland	CHE/219	05/11/2017	08/31/2017	Cableway installations designed to carry persons (HS 842860)
 Switzerland	CHE/202/Add.1	5/16/2017	Not given	Food and basic commodities
 Taiwan Economy	TPKM/213/Add.1	04/27/2017	Not given	Hot cathode fluorescent lamp and AC supplied electronic ballasts (HS Chapter 85)
 Taiwan Economy	TPKM/258/Add.2	05/04/2017	Not given	40 items of electrical products
 Taiwan Economy	TPKM/271	05/08/2017	07/07/2017	Pressure cookers for domestic use (HS 73239)
 Taiwan Economy	TPKM/272	05/16/2017	7/15/2017	Chargers and secondary lithium batteries for electrical bicycles and electrical assisted bicycles (HS chapter 85). Electrical machinery and equipment and parts thereof; sound recorders and reproducers, television image and sound recorders and reproducers, and parts and accessories of such articles (HS 85)
 Taiwan Economy	TPKM/273	05/17/2017	07/16/2017	Toilets and washing machines
 Taiwan Economy	TPKM/274	05/22/2017	07/22/2017	Baby walkers (Refer to attachment)
 Tanzania	TZA/89	05/18/2017	07/17/2017	Macaroni, spaghetti, vermicelli and noodles
 Tanzania	TZA/90	05/18/2017	07/17/2017	Salts
 Tanzania	TZA/91	05/18/2017	07/17/2017	Paint coating equipment
 Tanzania	TZA/92	05/18/2017	07/17/2017	Cleaning appliances
 Tanzania	TZA/93	05/18/2017	07/17/2017	Sweeping brooms
 Tanzania	TZA/94	05/18/2017	07/17/2017	Wet mops
 Tanzania	TZA/95	05/18/2017	07/17/2017	Cakes
 Tanzania	TZA/96	05/18/2017	07/17/2017	Buns
 Tanzania	TZA/97	05/18/2017	07/17/2017	Cookies
 Tanzania	TZA/98	05/18/2017	07/17/2017	Strainer mop buckets

Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
 Tanzania	TZA/99	05/18/2017	07/17/2017	Passenger cars
 Tanzania	TZA/100	05/18/2017	07/17/2017	Cattle feed supplements
 Tanzania	TZA/101	05/18/2017	07/17/2017	Compounded poultry feeds
 Tanzania	TZA/102	05/18/2017	07/17/2017	Dairy cattle premix
 Tanzania	TZA/103	05/18/2017	07/17/2017	Pig feed premixes
 Tanzania	TZA/104	05/18/2017	07/17/2017	Poultry feed premixes
 Tanzania	TZA/105	05/18/2017	07/17/2017	Compounded pig feed
 Tanzania	TZA/106	05/18/2017	07/17/2017	Engine coolants
 Tanzania	TZA/107	05/18/2017	07/17/2017	Automotive service greases
 Tanzania	TZA/108	05/18/2017	07/17/2017	Fruit wine
 Tanzania	TZA/109	05/18/2017	07/17/2017	Modified safari vehicles
 Tanzania	TZA/110	05/18/2017	07/17/2017	Refined sugar
 Tanzania	TZA/111	05/18/2017	07/17/2017	Brown sugar
 Tanzania	TZA/112	05/18/2017	07/17/2017	Stinging bee honey
 Tanzania	TZA/113	05/18/2017	07/17/2017	Icing sugar
 Thailand	THA/1/Rev.1/Add.3	04/26/2017	Not given	Food labelling (HS 4821)
 Thailand	THA/495/Add.1	04/26/2017	Not given	Foods
 Thailand	THA/496	04/26/2017	06/25/2017	Electrical wires and cables in general
 Uganda	UGA/538/Rev.1	04/26/2017	Not given	Reinforcing and Pre-stressing Steel for Concrete; Structural Steel Products; Roof Covering Steel Products; Cement, Building Lime and Other Hydraulic Binders; Pneumatic Tyres and Tubes for Automotive Vehicles and Trailers; Protective Safety Equipment; Gas cylinders, Valves and Regulators; Power cables and Luminaries (Lighting Equipment); Electronic, Sound and Communication Equipment; High Risk Foods and Food Products; High Risk Chemical Products, Personal Hygiene and Consumer Goods; Neutral spirit for manufacture of gins and alcoholic beverages; Toys; Electrical and Electronics; Automotive Products and Inputs; Chemical Products; Mechanical Materials and Gas Appliances; Textile, Leather, Plastics and Rubber; Furniture (wood and metal articles); Paper and Stationery; Protective Safety Equipment; Food and Food Products and Used Products, including used Motor Vehicles.
 Uganda	UGA/628/Corr.1	04/26/2017	Not given	Sodium bicarbonate - Sodium hydrogencarbonate (sodium bicarbonate) (HS 283630)
 Uganda	UGA/640	04/19/2017	06/18/2017	Vegetable-tanned leather; Preparations for the treatment of textile materials, leather, furskins or other materials (HS 340311); Polishes, creams and

Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
				similar preparations for footwear or leather (HS 340510)
 Uganda	UGA/641	04/20/2017	06/19/2017	Petroleum oils and oils obtained from bituminous minerals, crude. (HS 2709)
 Uganda	UGA/642	04/20/2017	06/19/2017	Crude oil. Petroleum oils and oils obtained from bituminous minerals, crude (HS 2709)
 Uganda	UGA/652	04/27/2017	06/26/2017	Equipment for petroleum and natural gas industries
 Uganda	UGA/652/Corr.1	05/03/2017	Not given	Equipment for petroleum and natural gas industries
 Uganda	UGA/653	04/27/2017	06/26/2017	Liquid fuels
 Uganda	UGA/654	04/27/2017	06/26/2017	Petroleum Products, Lubricants
 Uganda	UGA/655	04/27/2017	06/26/2017	Petroleum products in general
 Uganda	UGA/656	04/28/2017	06/27/2017	Petroleum products in general
 Uganda	UGA/657	04/27/2017	06/26/2017	Spark Ignition Engine Fuels
 Uganda	UGA/658	04/27/2017	06/26/2017	Liquified petroleum gas (HS 2711)
 Uganda	UGA/659	04/27/2017	06/26/2017	Petroleum oils and oils obtained from bituminous minerals, crude (HS 2709)
 Uganda	UGA/660	04/27/2017	06/26/2017	All products
 Uganda	UGA/661	04/27/2017	06/26/2017	For gas fuel or for both gas and other fuels (HS 732111), For gas fuel or for both gas and other fuels (HS 732181)
 Uganda	UGA/662	04/27/2017	06/26/2017	Aviation fuel, Sample Containers
 Uganda	UGA/663	04/27/2017	06/26/2017	Motor spirit, gasoline, petrol
 Uganda	UGA/664	04/28/2017	06/27/2017	Liquid fuels
 Uganda	UGA/665	05/01/2017	06/30/2017	Petroleum products in general
 Uganda	UGA/666	05/01/2017	06/30/2017	Petroleum
 Uganda	UGA/667	05/01/2017	06/30/2017	Ethanol, Ethanol Blends, denatured ethanol
 Uganda	UGA/668	05/01/2017	06/30/2017	Industrial Chemicals (HS 28 & 29)
 Uganda	UGA/669	05/01/2017	06/30/2017	Organic Liquids (HS 29)
 Uganda	UGA/670	05/01/2017	06/30/2017	Crude oils, lubricating oils (HS 150810)
 Uganda	UGA/671	05/01/2017	06/30/2017	Petroleum, Petroleum Products (HS 150810)
 Uganda	UGA/672	05/01/2017	06/30/2017	Petroleum, Petroleum Products (HS 2709)
 Uganda	UGA/673	05/18/2017	07/17/2017	Beer (HS 2203, 220720)
 Uganda	UGA/674	05/18/2017	07/17/2017	Potable spirit (HS 220720)
 Uganda	UGA/675	05/18/2017	07/17/2017	Still table wine (HS 2204)
 Uganda	UGA/676	05/18/2017	07/17/2017	Fortified wine (HS 2204)
 Uganda	UGA/677	05/18/2017	07/17/2017	Sparkling wine (HS 2204)

Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
 Uganda	UGA/678	05/18/2017	07/17/2017	Whisky (HS 220830)
 Uganda	UGA/679	05/18/2017	07/17/2017	Vodka (HS 220860)
 Uganda	UGA/680	05/18/2017	07/17/2017	Brandy
 Uganda	UGA/681	05/18/2017	07/17/2017	Neutral spirit (HS 22)
 Uganda	UGA/682	05/18/2017	07/17/2017	Gin
 Uganda	UGA/683	05/18/2017	07/17/2017	Rum - Rum and tafia (HS 220840)
 Uganda	UGA/684	05/24/2017	07/23/2017	Edible eggs in shell (HS 0407)
 Uganda	UGA/685	05/24/2017	07/23/2017	Commercial blasting explosives (HS 36)
 United Arab Emirates	ARE/363	05/01/2017	06/30/2017	Tea and herbs bags
 United States	USA/1031/Add.6	05/29/2017	Not given	Tobacco products (HS 2402)
 United States	USA/1062/Add.5	05/29/2017	Not given	Ceiling fans (HS 8414.51)
 United States	USA/1089/Add.1	05/08/2017	Not given	Diesel particulate filters
 United States	USA/1218/Add.2	05/03/2017	Not given	Sulfur content in fuels
 United States	USA/1224/Corr.1	05/18/2017	Not given	Continuous opacity monitoring
 United States	USA/1233/Add.1	05/03/2017	Not given	Volatile organic compounds
 United States	USA/1240/Add.1	05/16/2017	Not given	Volatile organic compounds
 United States	USA/1270/Add.2	05/03/2017	Not given	Trichloroethylene (TCE) (HS 290322)
 United States	USA/1271/Add.1	05/04/2017	Not given	Methylene chloride and N-Methylpyrrolidone (HS 290312)
 United States	USA/1288	05/08/2017	Not given	Organic foods
 United States	USA/1289	05/16/2017	07/26/2017	Table saws
 United States	USA/1290	05/16/2017	06/12/2017	Building standards
 United States	USA/1291	05/18/2017	06/14/2017	Garbanzo beans
 United States	USA/1292	05/18/2017	06/14/2017	Lentils (HS 071340)
 United States	USA/1293	05/29/2017	08/02/2017	Booster seats
 United States	USA/552/Rev.1/A dd.4/Corr.1	04/04/2017	Not given	Air conditioners, heat pumps (HS 8415.10, 8418.61)
 United States	USA/621/Add.6	05/08/2017	Not given	Food (HS 2101-2106)
 United States	USA/777/Add.5	05/29/2017	Not given	Hybrid and electric vehicles
 United States	USA/827/Rev.1	05/29/2017	Not given	Formaldehyde emissions, composite wood products
 United States	USA/983/Add.4	05/16/2017	Not given	Certain chemical substances
 United States	USA/983/Add.5	05/18/2017	Not given	Certain chemical substances

CBSA Advance Rulings

No new [advance rulings](#) were posted by the Canada Border Services Agency (CBSA) during the past month. In September of 2014, the CBSA enhanced the Advance Ruling ([Tariff Classification](#) and [Origin](#)) and [National Customs Ruling](#)

programs by publishing ruling letters in their entirety, with the applicant's consent, on the CBSA Web site.

It is important to note that rulings are binding only between the CBSA and the applicant. While posted rulings are for reference purposes only, they provide meaningful guidance and help other importers in complying with Canada's trade legislation.

CBP Rulings: Downloads and Searches

As US Customs and Border Protection (CBP) issues several thousand rulings a year, it is not practical to list each ruling. However, almost all rulings issued by US Customs or CBP from 1993 to the present and many issued before 1993 are available for search and downloading using the [CROSS search engine](#). Over 190,000 such rulings are in the database.

CBP Rulings: Revocations or Modifications

The following table summarizes proposals made or actions taken that were published in the weekly [Customs Bulletin and Decisions](#) during the past month by US Customs and Border Protection pursuant to 19 U.S.C. §1625(c) to revoke (R) or modify (M) binding rulings or treatment previously accorded to substantially identical merchandise. A (W) indicates the proposal has been withdrawn.

Published in CBP Bulletin (P) Proposed (A) Action	Product(s) or Issue(s)	Ruling(s) to be Modified (M) or Revoked (R)	Old Classification or Position	New Ruling	New Classification or Position	Comments Due (C) or Effective Date (E)
Proposed Revocations/modifications						
(P) 05-03-17	Tariff classification of aluminum ferrule/plastic button combinations for use, after further processing, as closures for vials.	NY N260351 (M)	3923.50.00	HQ H271369	8309.90.00 [GRI 1, 3(c)]	(C) 06-02-17
	Tariff classification of dried algae powder	NY N128055 (R)	1212.20.00 (2010 HTS)	HQ H284445	2102.20.60 [GRI 1; Chap. 12, Note 5(a)]	
	Dutiability of certain commission payments made by an importer	HQ H271308 (M)	Includable because not shown to be bona fide buying agents	HQ H284364	Holding unchanged- Corrects two misstatements in ruling	
(P) 01-18-17 (W) 05-10-17	Application of the coastwise laws to certain merchandise and vessel equipment that are transported between coastwise points	HQ 101925 (M) HQ 108223 (R) HQ 108442 (R) HQ 113838 (R) HQ 115185 (R) HQ 115218 (R) HQ 115311 (R) HQ 115522 (R) HQ 115771 (R) HQ 105644 (R) HQ 110402 (R) HQ 111889 (R) HQ 112218 (R) HQ 113841 (R)	Broad meaning of "vessel equipment" included items "used in furtherance of the mission" and "necessary for the accomplishment of the mission"	Withdrawn	No change - proposal to modify and revoke the listed rulings has been withdrawn	(W) 05-10-17

Published in CBP Bulletin (P) Proposed (A) Action	Product(s) or Issue(s)	Ruling(s) to be Modified (M) or Revoked (R)	Old Classification or Position	New Ruling	New Classification or Position	Comments Due (C) or Effective Date (E)
		HQ 114305 (R) HQ 114435 (R) HQ 115333 (R) HQ 115487 (R) HQ 115938 (R) HQ H004242 (R) HQ 111892 (R) HQ 115381 (R) HQ 116078 (R) HQ H029417 (R) HQ H032757 (R)				
Revocations/Modifications						
	Tariff classification of reusable bags of woven polypropylene strips used for yard waste and recycling.	HQ 955639 (R)	6307.90.9986	HQ H275824	6305.32.0010 [GRI 1; EN 63.05; AUSR 1(a)]	
(A) 05-03-17	Tariff classification of reusable diaper covers	NY N266884 (R) NY N266899 (R)	9619.00.21 9619.00.05 9619.00.74	HQ H271286	6111.20.60 6111.30.50 [GRIs 1, 3(b) and 6]	(E) 07-03-17
	Country of origin marking for dental instruments	NY A81309 (R)	Pakistan	HQ H278602	US (resulting from substantial transformation)	

European Classification Regulations

No Classification Regulations were published in the *Official Journal* during the period covered by this *International Trade Compliance Update*.

Amendments to the CN Explanatory Notes

No amendments to the explanatory notes to the *Combined Nomenclature of the European Union* were published in the *Official Journal* during the period covered by this *International Trade Compliance Update*.

Section 337 Actions

In the United States, section 337 of the Tariff Act of 1930 as amended (19 U.S.C. §1337) provides *in rem* relief from unfair practices in import trade, including unfair methods of competition in the importation of articles, importation and sale in the United States of articles which infringe US patents, registered trademarks, copyrights or mask works. Listed below are 337 actions published during the past month by the US International Trade Commission, the independent United States agency charged with enforcement of section 337.

Inv. №	Commodity	Action
337-TA-945	Certain Network Devices, Related Software and Components Thereof (II)	Commission Final Determination of Violation of Section 337; Termination of Investigation; Issuance of Limited Exclusion Order and Cease and Desist Order
337-TA-968	Certain Radiotherapy Systems and Treat-	Commission Determination to Grant a Joint Motion to Terminate

Inv. №	Commodity	Action
	ment Planning Software, and Components Thereof	the Investigation on the Basis of a Settlement Agreement; Termination of the Investigation
337-TA-971	Certain Air Mattress Systems, Components Thereof, and Methods of Using the Same	Commission Final Determination of Violation of Section 337; Issuance of a Limited Exclusion Order; Termination of Investigation
337-TA-972	Certain Automated Teller Machines, ATM Modules, Components Thereof, and Products Containing the Same	Final Determination Finding a Violation of Section 337; Issuance of a Limited Exclusion Order and Cease and Desist Orders; Termination of the Investigation
337-TA-982	Certain RF Capable Integrated Circuits and Products Containing the Same	Commission Determination Not To Review an Initial Determination Granting Complainant's Unopposed Motion To Terminate the Investigation in Its Entirety Based Upon Withdrawal of the Complaint; Termination of Investigation
337-TA-989	Certain Automated Teller Machines, ATM Modules, Components Thereof, and Products Containing the Same	Notice of Commission Determination To Review in Part a Final Initial Determination Finding a Violation of Section 337; Schedule for Filing Written Submissions on the Issues Under Review and on Remedy, the Public Interest and Bonding
337-TA-1019	Certain Krill Oil Products and Krill Meal for Production of Krill Oil Products	Notice of Commission Determination (1) Not to Review an Initial Determination Granting-in-Part an Unopposed Motion to Terminate the Investigation Based on Withdrawal of the Complaint as to Certain Respondents and (2) Not to Review an Initial Determination Granting an Unopposed Motion to Terminate the Investigation Based on a Settlement Agreement as to the Remaining Respondent; Termination of the Investigation
337-TA-1025	Certain Silicon-on-Insulator Wafers	Commission Determination Not To Review an Initial Determination; Granting a Joint Unopposed Motion To Terminate the Investigation Based Upon Settlement; Termination of the Investigation
337-TA-1050	Certain Dental Ceramics, Products Thereof, and Methods of Making the Same	Notice of Correction Concerning Institution of Investigation; Correction
337-TA-1051	Certain LTE Wireless Communication Devices and Components Thereof	Institution of Investigation based on a complaint filed on behalf of LG Electronics, Inc.; LG Electronics Alabama, Inc.; and LG Electronics MobileComm U.S.A., Inc. alleging patent infringement
337-TA-1052	Certain Thermoplastic-Encapsulated Electric Motors, Components Thereof, and Products and Vehicles Containing Same	Institution of Investigation based on a complaint filed on behalf of Intellectual Ventures II LLC alleging patent infringement
337-TA-1053	Certain Two-Way Radio Equipment and Systems, Related Software and Components Thereof	Institution of Investigation based on a complaint filed on behalf of Motorola Solutions, Inc. alleging patent infringement
337-TA-1054	Certain Height-Adjustable Desk Platforms and Components Thereof	Institution of Investigation based on a complaint filed on behalf of Varidesk LLC alleging patent infringement
337-TA-1055	Certain Mirrors With Internal Illumination and Components Thereof	Institution of Investigation based on a complaint filed on behalf of Electric Mirror, LLC and Kelvin 42 LLC alleging patent infringement
337-TA-1056	Certain Collapsible Sockets for Mobile Electronic Devices and Components Thereof	Institution of Investigation based on a complaint filed on behalf of PopSockets LLC alleging patent infringement
337-TA-1057	Certain Robotic Vacuum Cleaning Devices and Components Thereof such as Spare Parts	Institution of Investigation based on a complaint filed on behalf of iRobot Corporation alleging patent infringement

In addition to the above actions, the ITC has published notices indicating that it has received complaints filed on behalf of the following companies alleging violations of §337 with regard to the listed commodities and soliciting comments on any public interest issues raised by the complaints:

Ref. №	Commodity	Complaint filed on behalf of:
DN 3220	Certain Digital Cameras, Software, and Components Thereof	Carl Zeiss AG and ASML Netherlands B.V.

Ref. №	Commodity	Complaint filed on behalf of:
DN 3221	Certain Magnetic Tape Cartridges and Components Thereof	Sony Corporation; Sony Storage Media Solutions Corporation; Sony Storage Media Manufacturing Corporation; Sony DADC US Inc.; and Sony Latin America
DN 3222	Certain Consumer Electronic Devices, Including Televisions, Gaming Consoles, Mobile Phones and Tablets, and Network-Enabled DVD and Blu-Ray Players	ARRIS Enterprises LLC
DN 3223	Certain Pool and Spa Enclosures	Aqua Shield, Inc.
DN 3225	Certain Bar Code Readers, Scan Engines, Products Containing the Same, and Components Thereof	Honeywell International, Inc., Hand Held Products, Inc. d/b/a Honeywell Scanning & Mobility, and Metrologic Instruments, Inc. d/b/a Honeywell Scanning & Mobility

Antidumping, Countervailing Duty and Safeguards Investigations, Orders & Reviews

In order to assist our clients in planning, we are listing antidumping, countervailing duty and safeguards notices published or posted during the past month from the US, Canada, Mexico, the EU, Australia, India, Brazil, and occasionally other countries. (Click on blue text for link to official document.)

Key: AD, ADD=antidumping, antidumping duty; CV, CVD=countervailing duty or subsidy; LTFV=less than fair value.



United States Department of Commerce, International Trade Administration (ITA)

Case №	Merchandise/Country	Action
A-570-835	Furfuryl Alcohol From China	Final Results of Expedited Fourth Sunset Review of ADD Order
A-570-939	Tow-Behind Lawn Groomers and Parts Thereof From China	Rescission of Antidumping Duty Administrative Review; 2015-2016
A-570-053	Certain Aluminum Foil From China	Notice of Extension of Time for Public Comment Regarding Status of China as a Nonmarket Economy Country Under the AD and CVD Laws
A-570-924	Polyethylene Terephthalate Film, Sheet, and Strip From China	Rescission of ADD Administrative Review; 2015-2016
A-570-932	Certain Steel Threaded Rod From China	Preliminary Results of the ADD Administrative Review and Rescission of ADD Administrative Review, in Part; 2015-2016
A-570-983	Drawn Stainless Steel Sinks From China	Preliminary Results of the ADD Administrative Review and Preliminary Determination of No Shipments; 2015-2016
A-552-812	Steel Wire Garment Hangers From Vietnam	Rescission of ADD Administrative Review; 2016-2017
A-570-904	Certain Activated Carbon From China	Preliminary Results of ADD Administrative Review; 2015-2016
C-570-057	Certain Tool Chests and Cabinets From China	Initiation of CVD Investigation
A-570-056 A-552-821	Certain Tool Chests and Cabinets From China and Vietnam	Initiation of LTFV Investigations
A-583-803	Light-Walled Welded Rectangular Carbon Steel Tubing From Taiwan	Final Results of the Expedited Fourth Sunset Review of the ADD Order
A-823-805	Silicomanganese From Ukraine	Preliminary Results of ADD Administrative Review; 2015-2016
A-570-815 A-533-806 A-533-807	Sulfanilic Acid From India and China	Continuation of ADD and CVD Orders
C-489-823	Welded Line Pipe From Turkey	Rescission, in Part, of CVD Administrative Review; 2015
A-570-904	Certain Activated Carbon From China	Notice of Court Decision Not in Harmony With Final Results of Administrative Review and Notice of Amended Final Results With



United States Department of Commerce, International Trade Administration (ITA)

Case №	Merchandise/Country	Action
		Respect to Ningxia Huahui Activated Carbon Company, Ltd
A-580-886	Ferrovanadium From S. Korea	ADD Order
C-570-971	Multilayered Wood Flooring From China	Final Results and Partial Rescission of CVD Administrative Review; 2014
A-570-918	Steel Wire Garment Hangers From China	Notice of Court Decision Not in Harmony With Final Results of Administrative Review and New Shipper Review and Notice of Amended Final Results Pursuant to Court Decision
C-533-874 C-570-059	Certain Cold-Drawn Mechanical Tubing of Carbon and Alloy Steel From India and China	Initiation of CVD Investigations
C-602-811 C-351-851 C-834-808	Silicon Metal From Australia, Brazil, and Kazakhstan	Postponement of Preliminary Determinations of CVD Investigations
A-428-845 A-533-873 A-475-838 A-580-892 A-570-058 A-441-801	Certain Cold-Drawn Mechanical Tubing of Carbon and Alloy Steel From Germany, India, Italy, S. Korea, China, and Switzerland:	Initiation of LTFV Investigations
A-520-803	Polyethylene Terephthalate Film, Sheet and Strip From the United Arab Emirates	Partial Rescission of ADD Administrative Review; 2015-2016
C-570-054	Certain Aluminum Foil From China	Postponement of Preliminary Determination of CVD Investigation
A-583-008	Certain Circular Welded Carbon Steel Pipes and Tubes From Taiwan	Preliminary Results of ADD Administrative Review and Preliminary Determination of No Shipments; 2015-2016
A-570-045	1-Hydroxyethylidene-1, 1-Diphosphonic Acid From China	Amended Final Determination of Sales at LTFV, and ADD Order
C-570-046	1-Hydroxyethylidene-1, 1-Diphosphonic Acid From China	CVD Order
A-580-810	Welded ASTM A-312 Stainless Steel Pipe From S. Korea	Final Results of ADD Administrative Review and Final Determination of No Shipments; 2014-2015
A-570-905	Certain Polyester Staple Fiber From China	Final Results of the ADD Administrative Review; 2015-2016
C-489-830	Steel Concrete Reinforcing Bar From Turkey	Final Affirmative CVD Determination
A-201-830	Carbon and Certain Alloy Steel Wire Rod From Mexico	Final Results of ADD Administrative Review and Final Determination of No Shipments; 2014-2015
A-570-831	Fresh Garlic From China	Amended Final Results of ADD Administrative Review; 2010-2011
C-570-048	Certain Carbon and Alloy Steel Cut-to-Length Plate From China	Initiation of Expedited Review of the CVD Order
A-489-829	Steel Concrete Reinforcing Bar From Turkey	Final Determination of Sales at LTFV
A-588-876	Steel Concrete Reinforcing Bar From Japan	Final Affirmative Determination of Sales at LTFV
A-570-893	Certain Frozen Warmwater Shrimp From China	Rescission of ADDy Administrative Review; 2016-2017
A-557-813	Polyethylene Retail Carrier Bags From Malaysia	Final Results of ADD Administrative Review; 2015-2016
A-433-812 A-423-812 A-427-828 A-428-844 A-475-834 A-588-875 A-580-887 A-583-858	Certain Carbon and Alloy Steel Cut-To-Length Plate From Austria, Belgium, France, Germany, Italy, Japan, S. Korea, and Taiwan	Amended Final Affirmative AD Determinations for France, Germany, S. Korea and Taiwan, and ADD Orders
C-580-888	Certain Carbon and Alloy Steel Cut-to-Length Plate From S. Korea	CVD Order



United States Department of Commerce, International Trade Administration (ITA)

Case №	Merchandise/Country	Action
A-552-817	Certain Oil Country Tubular Goods From Vietnam	Rescission of ADD Administrative Review; 2015-2016
C-552-813	Steel Wire Garment Hangers From Vietnam	Rescission of CVD Administrative Review; 2016
C-122-860	100- To 150-Seat Large Civil Aircraft from Canada	Initiation of CVD Investigation
A-570-822 A-583-820	Certain Helical Spring Lock Washers From China and Taiwan	Continuation of ADD Orders
C-533-858	Certain Oil Country Tubular Goods from India	Rescission of CVD Administrative Review; 2015
C-489-502	Circular Welded Carbon Steel Pipes and Tubes from Turkey	Rescission of CVD Administrative Review; 2016
A-122-859	100- To 150-Seat Large Civil Aircraft from Canada	Initiation of LTFV Investigation
A-570-827	Certain Cased Pencils From China	Final Results of ADD Administrative Review; 2014-2015
A-570-881	Malleable Cast Iron Pipe Fittings From China	Notice of Rescission of the ADD Administrative Review; 2015-2016
C-570-971	Multilayered Wood Flooring From China	Notice of Correction to the Final Results of CVD Administrative Review; 2014
A-520-804	Certain Steel Nails From the United Arab Emirates	Preliminary Results of ADD Administrative Review; 2015-2016
A-552-814	Utility Scale Wind Towers From Vietnam	Notice of Amended Initiation of ADD Administrative Review; 2016-2017



United States International Trade Commission (USITC)

Inv. №	Merchandise/Country	Action
701-TA-480 731-TA-1188	High Pressure Steel Cylinders From China	(Review) Institution of Five-Year Reviews
731-TA-860	Tin- and Chromium-Coated Steel Sheet From Japan	(Third Review) Institution of a Five-Year Review
731-TA-891	Foundry Coke From China	(Third Review) Institution of a Five-Year Review
701-TA-578 731-TA-1368	100- to 150-Seat Large Civil Aircraft From Canada	(Preliminary) Institution of AD and CVD Investigations and Scheduling of Preliminary Phase Investigations
731-TA-410	Light-Walled Rectangular (LWR) Pipe and Tube From Taiwan	(Fourth review) Scheduling of an Expedited Five-Year Review
701-TA-571-572 731-TA-1347-1348	Biodiesel From Argentina and Indonesia	(Preliminary) Determinations that there is a reasonable indication that an industry in the United States is materially injured by reason of imports of the subject products, that are alleged to be sold in the United States at LTFV and to be subsidized by the governments of Argentina and Indonesia.
731-TA-1315	Ferrovanadium From Korea	(Final) Determination that an industry in the United States is materially injured
701-TA-558 731-TA-1316	1-Hydroxyethylidene-1, 1-Diphosphonic Acid ("HEDP") From China	(Final) Determinations of material injury for both LTFV sales and subsidies
731-TA-624-625	Helical Spring Lock Washers From China and Taiwan	(Fourth Review) Determinations that revocation of the ADD orders would be likely to lead to continuation or recurrence of material injury to an industry in the United States within a reasonably foreseeable time.
731-TA-540-541	Certain Welded Stainless Steel Pipe From Korea	(Fourth Review) Determinations that revocation of the ADD orders would be likely to lead to continuation or recurrence of material injury to an industry in the United States within a reasonably foreseeable time.



United States International Trade Commission (USITC)

Inv. №	Merchandise/Country	Action
		seeable time.
<u>701-TA-573-574</u> <u>731-TA-1349-1358</u>	Carbon and Certain Alloy Steel Wire Rod From Belarus, Italy, Korea, Russia, South Africa, Spain, Turkey, Ukraine, United Arab Emirates, and the United Kingdom	(Preliminary) Determinations that there is a reasonable indication that an industry in the United States is materially injured by reason of imports that are alleged to be sold in the United States at LTFV and that are alleged to be subsidized by the government of Turkey. The ITC also determines that an industry in the United States is threatened with material injury by reason of imports that are alleged to be subsidized by the government of Italy.
<u>731-TA-703</u>	Furfuryl Alcohol From China	(Fourth Review) Scheduling of an Expedited Five-Year Review
<u>731-TA-1359</u>	Carton Closing Staples From China	(Preliminary) Determination that there is a reasonable indication that an industry in the United States is materially injured by imports that are alleged to be sold in the United States at LTFV
<u>701-TA-561</u> <u>731-TA-1317-1318</u> <u>1321-1325, and 1327</u>	Carbon and Alloy Steel Cut-to-Length Plate From Austria, Belgium, France, Germany, Italy, Japan, Korea, and Taiwan	(Final) Determination that an industry in the United States is materially injured by reason of imports that have been found to be sold in the United States at LTFV and imports of the subject merchandise subsidized by the government of Korea
<u>731-TA-1063-1064</u> , <u>1066-1068</u>	Frozen Warmwater Shrimp From Brazil, China, India, Thailand, and Vietnam	(Second Review) Determinations that revocation of the ADD orders (China, India, Thailand, and Vietnam) would be likely to lead to continuation or recurrence of material injury to an industry in the United States within a reasonably foreseeable time; that revocation of the ADD (Brazil) would not be likely to lead to continuation or recurrence of material injury to an industry in the United States within a reasonably foreseeable time.
<u>TA-201-075</u>	Crystalline Silicon Photovoltaic Cells and Modules	Global Safeguard Investigation



Canadian International Trade Tribunal (CITT)

Ref. Number	Merchandise/Country	Action
<u>NQ-2016-003</u>	Concrete Reinforcing Bar Originating in or Exported From Belarus, Chinese Taipei, Hong Kong SAR, Japan, Portugal and Spain	Finding issued that the dumped goods have caused injury
<u>NQ-2016-004</u>	<i>Dumping</i> : Certain Fabricated Industrial Steel Components Originating In or Exported From China, S. Korea and Spain; <i>Subsidizing</i> : same from China	Finding that the dumping and subsidizing have caused injury



Canada Border Services Agency (CBSA)

Ref. Number	Merchandise/Country	Action
<u>RB 2017 RI</u>	<i>Dumping</i> : Certain Concrete Reinforcing Bar originating in or exported from China, S. Korea and Turkey; <i>Subsidizing</i> : same originating in or exported from China	Notice of Re-investigation to update the normal values and export prices and the amount of subsidy
<u>FISC 2016 IN</u>	<i>Dumping</i> : Certain Fabricated Industrial Steel Components originating in or exported from China, S. Korea and Spain; <i>Subsidizing</i> of same originating in or exported from China	Statement of Reasons concerning the final determinations
<u>SM2 2017 IN</u>	<i>Dumping</i> : Certain Silicon Metal originating in or exported from Brazil, Kazakhstan, Lao PDR,	Notice of Extension of Investigations due to the complexity and novelty of the issues presented by the investigations



Canada Border Services Agency (CBSA)

Ref. Number	Merchandise/Country	Action
	Malaysia, Norway, the Russian Federation and Thailand; <i>Subsidizing</i> : same originating in or exported from Brazil, Kazakhstan, Malaysia, Norway and Thailand.	
SM2 2017 IN	<i>Dumping</i> : Certain Silicon Metal originating in or exported from Brazil, Kazakhstan, Lao PDR, Malaysia, Norway, the Russian Federation and Thailand; <i>Subsidizing</i> : same originating in or exported from Brazil, Kazakhstan, Malaysia, Norway and Thailand.	Notice of Initiation of Section 20 Inquiry [respecting the alleged injurious dumping of certain silicon metal originating in or exported from Kazakhstan]



NAFTA Panels

Ref. Number	Merchandise/Country	Action
USA-CDA-2015-1904-01	Supercalendered paper from Canada	Panel decision issued on April 13, 2017; affirmed in part and remanded in part
MEX-USA-2012-1904-02	Monobutyl ether of ethylenglycol originating in the USA	Resolution that complies with the Final Decision of November 26, 2015 issued by the Binational Panel
MEX-USA-2012-1904-01	Chicken leg and thighs originating in the USA	Final decision of the panel



Mexico - Ministry of Economy

Ref. Number	Merchandise/Country	Action
E.C. 09/16	Rolled steel plate originating in the Russian Federation, irrespective of the country of export	Final resolution on the review of the validity of the ADD imposed



European Union

Ref. Number	Merchandise/Country	Action
(EU) 2017/763	Certain lightweight thermal paper originating in S.Korea	Commission Implementing Regulation of imposing a definitive ADD and collecting definitively the provisional duty
(EU) 2017/777	Bicycles originating in China extending to imports of bicycles consigned from Indonesia, Malaysia, Sri Lanka and Tunisia, whether declared as originating in Indonesia, Malaysia, Sri Lanka and Tunisia or not.	Commission Implementing Regulation initiating a review for the purposes of determining the possibility of granting an exemption from those measures to one Tunisian exporting producer, repealing the ADD with regard to imports from that exporting producer and making imports from that exporting producer subject to registration
2017/C 146/09	Tube and pipe fittings of iron or steel originating in or exported from Russia and Turkey	Notice of the impending expiry of certain AD measures on 30.01.2018
(EU) 2017/804	Certain seamless pipes and tubes of iron (other than cast iron) or steel (other than stainless steel), of circular cross-section, of an external diameter exceeding 406,4 mm, originating in China	Commission Implementing Regulation imposing a definitive ADD
(EU) 2017/220 Corrigendum	Certain stainless steel wires originating in India	Corrigendum to Commission Implementing Regulation following a partial interim review

**European Union**

Ref. Number	Merchandise/Country	Action
2017/C 162/07	Threaded tube or pipe cast fittings, of malleable cast iron, originating in China and Thailand	Notice of initiation of a partial interim review of the AD measures

**Australian Anti-Dumping Commission**

Ref. №	Merchandise/Country	Action
2017/47	Tomato Products, Prepared or Preserved From Italy	Findings in relation to a review of measures
2017/48	Aluminium Zinc Coated Steel From China and Korea	Findings in relation to three reviews of AD measures
2017/49	Zinc Coated (Galvanised) Steel From China and Korea	Findings in relation to six reviews of AD measures
2017/55	Resealable Can End Closures From Malaysia, the Philippines and Singapore	Initiation of an Exemption - EX0054
2017/61	Aluminium Road Wheels From China	Initiation of an Accelerated Review
2017/63	Zinc Coated Galvanised Steel From China	Initiation of Reviews of AD Measures
2017/64	Zinc Coated Galvanised Steel From China	Initiation of Accelerated Review
2017/65	Zinc Coated Galvanised Steel From India, Malaysia and Vietnam	Further Extension of Time to Publish SEF 370
2017/66	Aluminium Extrusions From China	Termination of an Accelerated Review of anti-dumping measures
2017/67	Various	Status Report as at 30 April 2017
2017/68	Steel Reinforcing Bar From China	Initiation of two reviews of AD Measures
2017/69	Pineapples (Consumer) From Thailand	Application for an Accelerated Review of AD Measures
2017/74	Aluminium Extrusions From Malaysia and Vietnam	Termination of an Investigation
2017/76	Rod in Coils From China	Initiation of two reviews of AD Measures
2017/77	Aluminium Extrusions From China	Initiation of an Accelerated Review
2017/81	Zinc Coated (Galvanised) Steel From India, Malaysia and Vietnam	Preliminary Affirmative Determination and Imposition of Securities

**China Ministry of Commerce (MOFCOM)**

Ref. №	Merchandise/Country	Action
19. 2017	Neoprene originating in Japan, US and EU	Final examination and approval of continuing to impose AD measures
27. 2017	Catechol originating in the US and Japan	Termination of ADD
26. 2017	Sugar (from all countries unless exempt developing country listed in Annex)	Safeguard measures – imposition of safeguard tariffs for a period of three years starting at 45% and gradually reduced to 35%

**Government of India Ministry of Finance (Department of Revenue)**

Notification №	Merchandise/Country	Action
14/2017-Cus (ADD)	Viscose Filament Yarn originating in or exported from China PR	Extends the levy of ADD, imposed on under notification No. 23/2012-Customs (ADD), dated 04.05.2012, for a further period of one year i.e. upto and inclusive of 03.05.2018.
15/2017-Cus (ADD)	Elastomeric Filament Yarn from China	Levies definitive ADD for a period of five years

**Government of India Ministry of Finance (Department of Revenue)**

Notification №	Merchandise/Country	Action
	PR, South Korea, Taiwan and Vietnam	
16/2017-Cus (ADD)	Partially Oriented Yarn (POY) originating in or exported from China PR	Extend the levy of ADD for a further period of one year i.e. upto and inclusive of 01.05.2018.
17/2017-Cus (ADD)	Hot Rolled Flat Products of alloy or non-alloy steel originating in or exported from China PR, Japan, Korea RP, Russia, Brazil or Indonesia	Levies definitive ADD for a period of five years (unless revoked, superseded or amended earlier) from the date of imposition of the provisional ADD, that is, 8th August, 2016..
18/2017-Cus (ADD)	Cold Rolled Flat Products of alloy or non-alloy steel originating in or exported from China PR, Japan, Korea RP, or Ukraine	Levies definitive ADD for a period of five years (unless revoked, superseded or amended earlier) from the date of imposition of the provisional ADD, that is, 17th August, 2016
19/2017-Cus (ADD)	Clear Float Glass, originating in, or exported from, Iran	Imposes definitive ADD
20/2017-Cus (ADD)	Aluminium Radiators, Aluminium Radiator Sub-Assemblies and Aluminium Radiator Core, originating in, or exported from, China PR	Imposes definitive ADD
21/2017-Cus (ADD)	Amoxycillin originating in or exported from China PR	Levies definitive ADD for a period of five years (unless revoked, superseded or amended earlier)
22/2017-Cus (ADD)	Polytetraflouoroethylene (PTFE) originating in or exported from Russia	Amends notification No. 23/2016-Customs (ADD) dated 06.06.2016 which ADD so as to revise of the amount of ADD applicable from US\$ 739.77/MT to US\$ 874.56/MT
23/2017-Cus (ADD)	Aluminium Foil originating in or exported from China PR	Levies definitive ADD

**Argentina Ministry of Production**

Ref. Number	Merchandise/Country	Action
Disp. 21-E/2017	Table, wall and turbo fans, with Electric motor, which can be connected to the mains, with and without timer, whatever the diameter of its blades and whatever its power, and foot fan, with a built-in electric motor, etc. Originating in China	Initiation of a verification process for goods declared as originating in Taiwan and Thailand (suspiciously replacing Malaysia and China)
Res. 396-E/2017	Ceramic sanitary ware: toilets, tanks or cisterns, washbasins, columns (pedestals) And bidets, originating in China	Opening of investigation for alleged dumping
Res. 204-E/2017	Malleable cast iron pipe fittings originating in Brazil and China	Maintaining AD duties except for companies with price commitments for 5 years

**Brazil Ministry of Development, Industry and Trade**

Reference	Merchandise/Country	Action
CAMEX Res. № 31	Agricultural tires originating in China	Dismisses the requests for reconsideration submitted pursuant to Camex Resolution No. 3 of February 16, 2017, which imposes a definitive ADD for a period of up to five (5) years
CAMEX Res. № 32	Frozen potatoes originating in Germany, Belgium, France and the Netherlands	Dismisses the request for reconsideration filed in the light of Camex Resolution No. 6 of February 16, 2017, which ratifies a price undertaking and applies a definitive ADD for a period of up to five (5) years



Reference	Merchandise/Country	Action
CAMEX Res. № 33	Glassware objects for table originating in Argentina, China and Indonesia	Clarifies that imports of soda-lime glass faucets, with tap, for juices and beverages in general, with a capacity greater than that of jugs, of more than 1.5 liters up to 10 liters, identified in this Resolution are not subject to the anti- dumping duty imposed by CAMEX Resolution 126 of December 22, 2016
SECEX Cir. 26	Citric acid, sodium citrate, potassium citrate, calcium citrate and mixtures thereof originating in China	Adjustment of price commitment for three companies
SECEX Cir. 27	Frozen potatoes from Belgium	Adjustment of price commitment for one company
SECEX Cir. 28	Potatoes from the Netherlands	Adjustment of price commitment for one company
CAMEX Res. № 1/2017	Frozen potatoes originating in Germany, Belgium, France and the Low Countries (Netherlands)	Reviews and Corrects information in Annex to CAMEX Res. № 6 of 16-02-2017



Ref. Number	Merchandise/Country	Action
Решение Коллегии ЕЭК № 45	Metal with polymeric coating, originating in China	On the extension of the AD measures in respect of goods imported into the customs territory of the Eurasian Economic Union
Решение Коллегии ЕЭК № 53	Hot-rolled steel parts originating in Ukraine	On the application of AD measures by the introduction of provisional ADD in respect of goods imported into the customs territory of the Eurasian Economic Union

Opportunity to Request Administrative Review

In a May 1, 2017 *Federal Register* [notice](#), the US Department of Commerce announced that it will receive requests to conduct administrative reviews of various antidumping (AD) and countervailing duty (CVD) orders and findings with May anniversary dates:

AD/CVD Proceedings - Country/ Merchandise	Case No.	Period
Antidumping Duty Proceedings		
Belgium: Stainless Steel Plate in Coil	A-423-808	5/1/16-4/30/17
Brazil: Iron Construction Castings	A-351-503	5/1/16-4/30/17
Canada: Citric Acid and Citrate Salt	A-122-853	5/1/16-4/30/17
Polyethylene Terephthalate Resin	A-122-855	10/15/15-4/30/17
India: Polyethylene Terephthalate Resin	A-533-861	10/15/15-4/30/17
Silicomanganese	A-533-823	5/1/16-4/30/17
Welded Carbon Steel Pipe and Tube	A-533-502	5/1/16-4/30/17
Indonesia: Polyethylene Retail Carrier Bags	A-560-822	5/1/16-4/30/17
Japan: Gray Portland Cement and Cement Clinker	A-588-815	5/1/16-4/30/17
Diffusion-Annealed Nickel-Plated Flat-Rolled Steel Products	A-588-869	5/1/16-4/30/17
Kazakhstan: Silicomanganese	A-834-807	5/1/16-4/30/17
Oman: Polyethylene Terephthalate Resin	A-523-810	10/15/15-4/30/17
S. Korea: Polyester Staple Fiber	A-580-839	5/1/16-4/30/17
SR of Vietnam: Polyethylene Retail Carrier Bags	A-552-806	5/1/16-4/30/17
South Africa: Stainless Steel Plate in Coils	A-791-805	5/1/16-4/30/17

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AD/CVD Proceedings - Country/ Merchandise	Case No.	Period
Taiwan: Certain Circular Welded Carbon Steel Pipes and Tubes	A-583-008	5/1/16-4/30/17
Polyester Staple Fiber	A-583-833	5/1/16-4/30/17
Polyethylene Retail Carrier Bags	A-583-843	5/1/16-4/30/17
Stainless Steel Plate in Coils	A-583-830	5/1/16-4/30/17
Stilbenic Optical Brightening Agents	A-583-848	5/1/16-4/30/17
Aluminum Extrusions	A-570-967	5/1/16-4/30/17
Circular Welded Carbon Quality Steel Line Pipe	A-570-935	5/1/16-4/30/17
Citric Acid and Citrate Salt	A-570-937	5/1/16-4/30/17
Iron Construction Castings	A-570-502	5/1/16-4/30/17
Oil Country Tubular Goods	A-570-943	5/1/16-4/30/17
Polyethylene Terephthalate Resin	A-570-024	10/15/15-4/30/17
Pure Magnesium	A-570-832	5/1/16-4/30/17
Stilbenic Optical Brightening Agents	A-570-972	5/1/16-4/30/17
Turkey: Circular Welded Carbon Steel Pipes and Tubes	A-489-501	5/1/16-4/30/17
Light-Walled Rectangular Pipe and Tube	A-489-815	5/1/16-4/30/17
United Arab Emirates: Steel Nails	A-520-804	5/1/16-4/30/17
Venezuela: Silicomanganese	A-307-820	5/1/16-4/30/17
Countervailing Duty Proceedings		
Brazil: Iron Construction Castings	C-351-504	1/1/16-12/31/16
India: Polyethylene Terephthalate Resin	C-533-862	8/14/15-12/31/16
SR of Vietnam: Polyethylene Retail Carrier Bags	C-552-805	1/1/16-12/31/16
South Africa: Stainless Steel Plate in Coils	C-791-806	1/1/16-12/31/16
PR of China: Aluminum Extrusions	C-570-968	1/1/16-12/31/16
Citric Acid and Citrate Salt	C-570-938	1/1/16-12/31/16
Polyethylene Terephthalate Resin	C-570-025	8/14/15-12/31/16
Suspension Agreements		
None		

Requested Reviews

In a May 9, 2017 *Federal Register* notice, the US Department of Commerce announced that it has received timely requests to conduct administrative reviews of various antidumping and countervailing duty orders and findings with March anniversary dates. See actual notices for companies requesting review:

AD/CVD Proceedings - Country/ Merchandise	Case No.	Period
Antidumping Duty Proceedings		
Brazil: Certain Uncoated Paper	A-351-842	8/27/15 - 2/28/17
Indonesia: Certain Uncoated Paper	A-560-828	8/26/15 - 2/28/17
Mexico: Large Residential Washers	A-201-842	2/1/16 - 1/31/17
Portugal: Certain Uncoated Paper	A-471-807	8/26/15 - 2/28/17
Republic of Korea: Large Residential Washers	A-580-868	2/1/16 - 1/31/17
Spain: Stainless Steel Bar	A-469-805	3/1/16 - 2/28
Thailand: Circular Welded Carbon Steel Pipes and Tubes	A-549-502	3/1/16 - 2/28/17
PR of China: Certain Tissue Paper Products	A-570-894	3/1/16 - 2/28/17
Glycine	A-570-836	3/1/16 - 2/28/17
Small Diameter Graphite Electrodes	A-570-929	2/1/16 - 1/31/17
Countervailing Duty Proceedings		
Indonesia: Certain Uncoated Paper	C-560-829	6/29/15 - 12/31/16
Rep. of Korea: Cut-To-Length Carbon-Quality Steel Plate	C-580-837	1/1/16 - 12/31/16
Turkey: Circular Welded Carbon Steel Pipes and Tubes	C-489-502	1/1/16 - 12/31/16
Suspension Agreements		
None		

Initiation of Sunset Reviews

In a May 1, 2017, *Federal Register notice*, the US Department of Commerce advised that it was automatically initiating a five-year ("Sunset") review of the anti-dumping and countervailing duty orders listed below.

AD/CVD DOC Case No.	ITC Case No.	Country	Merchandise
A-588-854	731-TA-860	Japan	Tin Mill Products (3 rd Review)
A-570-862	731-TA-891	PRC	Foundry Coke (3 rd Review)
A-570-977	731-TA-1188	PRC	High Pressure Steel Cylinders (1 st Review)
C-570-978	701-TA-480	PRC	High Pressure Steel Cylinders (1 st Review)

Advance Notification of Sunset Reviews

In a May 1, 2017, *Federal Register notice*, the US Department of Commerce advised that the following cases were scheduled for five-year ("Sunset") reviews for June 2017.

AD/CVD Proceedings - Merchandise/Country	Case No.
Antidumping Duty Proceedings	
Circular Welded Non-Alloy Steel Pipe from Brazil	A-351-809 (4 th Review)
Welded Carbon Steel Pipe and Tube from India	A-533-502 (4 th Review)
Stainless Steel Butt-Weld Pipe Fitting from Italy	A-475-828 (3 rd Review)
Stainless Steel Butt-Weld Pipe Fitting from Malaysia	A-557-809 (3 rd Review)
Circular Welded Non-Alloy Steel Pipe from Mexico	A-201-80 (4 th Review)
Stainless Steel Butt-Weld Pipe Fitting from the Philippines	A-565-801 (3 rd Review)
Circular Welded Non-Alloy Steel Pipe from S. Korea	A-580-809 (4 th Review)
Circular Welded Non-Alloy Steel Pipe from Taiwan	A-583-814 (4 th Review)
Certain Circular Welded Carbon Steel Pipe and Tubes from Taiwan	A-583-008 (4 th Review)
Certain Circular Welded Carbon Steel Pipe and Tubes from Thailand	A-549-502 (4 th Review)
Certain Circular Welded Carbon Steel Pipe and Tubes from Turkey	A-489-501 (4 th Review)
Countervailing Duty Proceedings:	
Certain Circular Welded Carbon Steel Pipe and Tubes from Turkey	C-489-502 (4 th Review)
Suspended Investigations:	
No Sunset Review of suspended investigations is scheduled for initiation in June 2017.	



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