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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)

### Trade Policy Review: The Gambia

The third review of the trade policies and practices of The Gambia took place on 23 and 25 January 2018. The basis for the review was a [report by the WTO Secretariat](#) and a [report by the Government of The Gambia](#).

### 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 dd-mm-yy
<a href="#">DS535</a>	United States - Certain Systemic Trade Remedies Measures - <a href="#">Request for consultations by Canada</a>	10-01-18
<a href="#">DS536</a>	United States - Anti-Dumping Measures on Fish Fillets from Viet nam - <a href="#">Request for consultations by Viet nam</a>	12-01-18
<a href="#">DS537</a>	Canada - Measures Governing the Sale of Wine - <a href="#">Request for consultations by Australia</a>	16-01-18
<a href="#">DS538</a>	Pakistan – Anti-Dumping Measures on Biaxially Oriented Polypropylene Film From the United Arab Emirates – <a href="#">Request for consultations by UAE</a>	30-01-18

### 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 dd-mm-yy
<a href="#">DS456</a>	India — Certain Measures Relating to Solar Cells and Solar Modules [Complainant: United States]	<a href="#">US request for retaliation against India is referred to arbitration</a>	12-01-18
<a href="#">DS488</a>	United States — Anti-Dumping Measures on Certain Oil Country Tubular Goods (OCTG) from Korea [Complainant: Korea]	<a href="#">DSB adopted panel ruling</a>	
<a href="#">DS427</a>	China — Anti-Dumping and Countervailing Duty Measures on Broiler Products from the United States [Complainant: US]	<a href="#">Compliance panel issues ruling</a>	18-01-18
<a href="#">DS471</a>	United States — Certain Methodologies and their Application to Anti-Dumping Proceedings Involving China	<a href="#">Arbitrator issued award on “reasonable period of time” – 15 months</a>	19-01-18

### 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 countries. [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)

### Announcements and news releases [dd-mm-yy]

Date	Title
03-01-18	<a href="#">Celebrating the 30th anniversary of the Harmonized System (HS), a universal language for international trade</a>
08-01-18	<a href="#">WCO supports Brazilian Customs Action Plan on Enforcement</a>
10-01-18	<a href="#">WCO addresses Customs Union Group under EU Bulgarian Presidency</a>
12-01-18	<a href="#">WCO underlines the potential of data analytics in Customs</a>
	<a href="#">Operation Cosmo 2 Global Planning Seminar</a>
16-01-18	<a href="#">WCO supports SAFE and AEO Implementation in Sri Lanka</a>
18-01-18	<a href="#">9th TFAWG to hold meeting on 15 and 16 February 2018</a>
22-01-18	<a href="#">More Expert trainers accredited on Rules of Origin in AP Region</a>
	<a href="#">Opening of the WCO's 74th Fellowship Programme</a>
26-01-18	<a href="#">Message from the World Customs Organization - International Customs Day 2018</a>
	<a href="#">Burkina Faso Customs enhances its senior management capacities in project management</a>
29-01-18	<a href="#">WCO lays down the foundation of a Framework of Standards Cross-Border E-Commerce</a>
	<a href="#">WCO celebrates International Customs Day 2018 and invites members to share best practices</a>
	<a href="#">WCO participates in World Economic Forum's 48th Annual meeting in Davos</a>
30-01-18	<a href="#">Next WCO Capacity Building Week to be held from 26 February to 2nd March 2018. Save the dates!</a>
	<a href="#">DMPT reaffirms the importance of data for securing and facilitating the cross-border e-business environment</a>
	<a href="#">WCO supports Ethiopian Revenues and Customs Authority (ERCA) in enhancing its Post Clearance Audit (PCA) Manual</a>

## Other International Matters

### Trans-Pacific Partnership (TPP)

#### TPP-11 countries agree to a revised agreement without the US

On January 23, 2018, the Canadian Prime Minister announced that the 11 countries still committed to the *Trans-Pacific Partnership*, now renamed the *Comprehensive and Progressive Agreement for Trans-Pacific Partnership* (CPTPP), have agreed to an agreement after talks in Japan this week. Trade ministers will attend a signing ceremony in Chile on March 8. Details will be announced shortly. Certain provisions will be suspended for now with the thought that a future US administration might join the pact. The negotiation's timeline and other material from New Zealand Foreign Affairs and Trade and Global Affairs Canada follow:

- On 9-10 November 2017 in Da Nang, Viet Nam, Trade Ministers from the 11 countries agreed to the core elements of the deal. A [joint Ministerial statement](#) on the outcome has been issued, along with [an outline of the Agreement](#).
- On 23 January 2018, in Tokyo, the remaining outstanding issues were resolved and negotiations for the CPTPP were concluded.
- The CPTPP is modelled on the [Trans Pacific Partnership \(TPP\)](#), which was signed in February 2016, but never made it into force following withdrawal of the United States. The new Agreement includes many of the elements that were negotiated as part of TPP, but with some [significant differences](#).
- [Overview of the CPTPP](#) [From New Zealand point-of-view]



- [A list of the provisions that Trade Ministers have agreed to suspend from the original TPP Agreement is available here.](#)
- [Explaining the CPTPP](#)
- [TPP and CPTPP - the differences](#)
- [Global Affairs Canada - FAQs](#)
- [Global Affairs Canada CPTPP page](#)

## CITES

### 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](#):

Date	Title
03-01-18	2018/001 <a href="#">Registration of operations that breed Appendix-I animal species in captivity for commercial purposes</a>
11-01-18	2018/002 <a href="#">Asian big cat captive facilities</a>
15-01-18	2018/003 <a href="#">List of valid Notifications</a> <ul style="list-style-type: none"> <li>• <a href="#">Annex: List of valid Notifications (total: 115)</a></li> </ul>
	2018/004 <a href="#">Questionnaire on annotations for Appendix-II orchids</a> <ul style="list-style-type: none"> <li>• <a href="#">Annex B: Questionnaire on annotations for Appendix-II orchids</a></li> </ul>
	2018/005 <a href="#">NIGERIA – Verification of permits and certificates issued by Nigeria for export of specimens of the species <i>Pterocarpus erinaceus</i></a>
	2018/006 <a href="#">Implementation of Resolution Conf. 12.8 (Rev. CoP17) (<i>Review of Significant Trade in specimens of Appendix-II species</i>) – Recommendations of the Standing Committee</a>
	2018/007 <a href="#">MADAGASCAR – Recommendation to suspend commercial trade from Madagascar of specimens of <i>Diospyros</i> spp. (populations from Madagascar; annotation #5) and <i>Dalbergia</i> spp. (annotation #15)</a>
16-01-18	2018/008 <a href="#">Stocks and Stockpiles of Specimens of CITES-Listed Species</a>
18-01-18	2018/009 <a href="#">Guidelines for the preparation and submission of annual illegal trade reports</a> <ul style="list-style-type: none"> <li>• <a href="#">Annex: Guidelines for the preparation and submission of the CITES annual illegal trade report</a></li> </ul>
	2018/010 <a href="#">GUINEA-BISSAU – Export of <i>Pterocarpus erinaceus</i></a>
22-01-18	2018/011 <a href="#">GUINEA-BISSAU – Withdrawal of a recommendation to suspend trade</a>
	2018/012 <a href="#">LIBERIA – Maintenance of a recommendation to suspend trade</a>
29-01-18	2018/013 <a href="#">Specimens produced from synthetic or cultured DNA</a>
30-01-18	2018/014 <a href="#">Asian big cat field pocket guide</a>
	2018/015 <a href="#">DJIBOUTI – Recommendation to suspend trade for non-submission of annual reports</a>
	2018/016 <a href="#">DOMINICA – Recommendation to suspend trade for non-submission of annual reports</a>
	2018/017 <a href="#">SAINT VINCENT AND THE GRENADINES – Recommendation to suspend trade for non-submission of annual reports</a>

## The Americas - Central America

### COSTA RICA

Documents published in *La Gaceta*

Date	Series and №	Subject
15-01-18	<a href="#">DGA-DGT-010-2017</a>	“Request for Technical Criterion of Tariff Classification of Goods” and



Date	Series and №	Subject
23-01-18	<a href="#">DGA-DGT-025-2017</a>	Addition to the "Procedure for the Authorization of the Passive Improvement of Goods" Section XV of Chapter III of "Special Procedures", of the Definitive and Temporary Importation Procedure, according to resolution RESDGA-203-2005, of June 22, 2005 and its modifications

## EL SALVADOR

### Documents

Date	Series and №	Subject
17-01-18	Bull. <a href="#">DGA 001-2018</a>	Extension of authorization resolutions of export companies of ferrous and non-ferrous products
	<a href="#">Annex to DGA 001-2018</a>	Form DVJ-GT-035

## NICARAGUA

### Documents

Date	Series, № and Subject
04-01-18	CT/ 001/2018 <a href="#">Extension of the Term of Validity of the MIFIC Ministerial Agreement № 012-2017, Pursuant To MIFIC Ministerial Agreement № 036-2017</a>
12-01-18	CT/002/2018 <a href="#">Modifications to the Central American Tariff System (SAC) Applicable in Nicaragua, Edition 2018, Pursuant to Resolution № 392-2017 (COMIECO-LXXXI).</a>

### 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
15-01-18	Commerce & Industries: <a href="#">Res. № 5 (05-01-18) Approving and ordering the publication of Res. № 390-2017 (COMIECO-LXXX) of 28-06-17 of the Council of Ministers for Economic Integration [relating to the Centroamerican Guide of Good Regulatory Practices and annexes].</a>
	Commerce & Industries: <a href="#">Res. № 6 (05-01-18) for which the publication is ordered of Resolution No 391-2017 (COMIECO-LXXX) approved by the Council of Ministers for Economic Integration on 06-29-17; Resolution No. 392-2017 (COMIECO-LXXXI) approved by the Council of Ministers for Economic Integration on 20-10-17. [HS 96.07]</a>
	Commerce & Industries: <a href="#">Res. № 7 (05-01-18) for which the publication is ordered of Resolution No 393-2017 (COMIECO-LXXXII) approved by the Council of Ministers for Economic Integration on 24-11-17; Resolution No. 394-2017 (COMIECO-LXXXII) approved by the Council of Ministers for Economic Integration on 24-11-17. [traveler's declaration]</a>



Publication Date	Title
	Commerce & Industries: <a href="#">Res. № 8 (05-01-18)</a> for which the publication is ordered of Resolution No 395-2017 (COMIECO-LXXXII) approved by the Council of Ministers for Economic Integration on 24-11-17 [ <i>yellow corn</i> ]
	Commerce & Industries: <a href="#">Res. № 9 (05-01-18)</a> for which the publication is ordered of Resolution No 396-2017 (COMIECO-LXXXII) approved by the Council of Ministers for Economic Integration on 24-11-17 [ <i>cheeses</i> ]
16-01-18	National Customs Authority: <a href="#">Adm. Res. № 020 (08-01-18)</a> Reorganization of the Customs Appeals Commission
	Cabinet Council: <a href="#">Cabinet Decree No. 1 (10-01-18)</a> Modifying the National Import Tariff
31-01-18	National Customs Authority: <a href="#">Adm. Res. № 044 (26-01-18)</a> Through which the Customs Appeals Commission is reorganized.

## 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
	Canadian Food Inspection Agency (CFIA): <a href="#">Proposed Regulations Amending the Health of Animals Regulations pursuant to the Health of Animals Act</a> (PR)
	Environment/Health: <a href="#">Order Amending Schedule 3 to the Canadian Environmental Protection Act, 1999</a> (PR)
01-06-18	Environment/Health: Proposed <a href="#">Prohibition of Asbestos and Asbestos Products Regulations pursuant to the Canadian Environmental Protection Act, 1999</a> (PR)
	Health: <a href="#">Proposed Regulations Repealing the Asbestos Products Regulations pursuant to the Canada Consumer Product Safety Act</a> (PR)
01-13-18	Environment/Health: <a href="#">Publication of results of investigations and recommendations for a substance — oils, lard, sulfurized (sulfurized lard oil), CAS RN 11 61790-49-6 — specified on the Domestic Substances List (paragraphs 68(b) and (c) of the Canadian Environmental Protection Act, 1999)</a>

#### 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
	Global Affairs: <a href="#">Regulations Amending the Regulations Implementing the United Nations Resolutions on the Democratic People's Republic of Korea (DPRK) (SOR/2018-1, Jan. 11, 2018)</a> pursuant to the United Nations Act (R) [UNSC Res. 2321 (2016), 2356 (2017), 2371 (2017), 2375 (2017)]
01-24-18	Global Affairs: <a href="#">Regulations Amending the Regulations Implementing the United Nations Resolutions on the Democratic People's Republic of Korea (DPRK) (SOR/2018-2, Jan. 11, 2018)</a> pursuant to the United Nations Act (R) [UNSC Res. 2397 (2017)]



## 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](#).

[See separate section below](#) for the advance rulings posted by the CBSA.

## 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
01-04-18	<a href="#">D21-1-1</a>	(Revised) Customs Privileges for Diplomatic Missions, Consular Posts and Accredited International Organizations (Tariff Item No. 9808.00.00)
01-05-18	<a href="#">CN 18-01</a>	Notification of Canadian International Trade Tribunal Decision on Centrifugal Opening Knives
	<a href="#">CN 18-02</a>	Exports of waste materials and recyclables and scrap materials to China under the Export and Import of Hazardous Waste and Hazardous Recyclable Material Regulations

## Antidumping and countervailing duty cases

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

## MEXICO

### Extension to the list of goods which importation or exportation is restricted when North Korea is the country of departure or destination

On December 28, 2017 the Ministry of Economy published in the *Diario Oficial de la Federación* (the *Federal Official Gazette*) an *Administrative Regulation* that modifies the one that establishes measures to restrict the exportation or importation of diverse goods to or from the indicated countries, entities and persons.

By means of this administrative regulation, the Mexican government extends the list of goods which importation and exportation is restricted when the Democratic People's Republic of Korea is the country of departure or destination. . The aim of the regulation is to implement internally Resolutions 2087 (2013) and 2375 (2017), as well as communications S/2006/853, S/2006/853 Corr.1, S/2014/253, S/2016/308, S/2016/1069, S/2017/728, S/2017/760 y S/2017/822 of the United Nations Security Council.

Among the restricted goods there are conventional dual-use arms, condensate and liquefied natural gas, refined products derived from petroleum, crude oil, textile goods, nuclear materials, equipment and technology of ballistic and dual-use missiles of the nuclear field and related technology.

This list continues to be the most comprehensive among the lists of embargoes implemented by Mexico.



The full text of the amendment in Spanish can be [found here](#).

At Baker McKenzie, we are at your service to assist you in any matter related to the implementation of this administrative regulation, or with any matter related to export restrictions. For additional information, please contact the authors, [José Hoyos Robles](#) or [Edith Salcedo Hinojosa](#), or any member of the Mexican International Trade practice with whom you normally work. Contact information may be found on the [Client Alert, here](#).

### Additional HTS Codes are included in the Sectorial Importer's Registry Sector 13 (Hydrocarbons)

On December 18<sup>th</sup>, 2017, the Ministry of Treasury and Public Credit ("MTPC") published on the *Federal Official Gazette* ("FOG") the *Foreign Trade General Rules for 2018* ("FTGR") and its Annex 10, which entered into force on January 1, 2018.

The Annex 10 of the FTGR includes, in its Section A, Sector 13, the Harmonized Tariff Schedule codes ("HTS codes") that are subject to the Sectorial Importer's Registry of Hydrocarbons.

By means of this Annex 13, some HTS codes were added to the Sectorial Importer's Registry Sector 13, which were not previously contemplated, such as natural gas, propane, biodiesel and its mixtures, among others.

Below please find the list of the HTS codes that were added to Sector 13:

HTS Code	Description
2710.20.01	Petroleum oils and oils obtained from bituminous minerals (other than crude oils) and preparations not elsewhere specified or included, containing by weight 70% or more of petroleum oils or oils obtained from bituminous minerals, in which these oils constitute the base element, containing biodiesel, except waste oils.
2711.11.01	Liquefied natural gas
2711.12.01	Liquefied propane
2711.19.01	Butane and propane, mixed together, liquefied
2711.21.01	Natural gas, in a gaseous state
3826.00.01	Biodiesel and its mixtures, which do not contain petroleum oils, or bituminous minerals, or which contain them in a proportion lower than 70%, by weight.

By virtue of the above, as of January 1<sup>st</sup>, 2018, companies wishing to import the goods listed above, must request before the MTPC the registry in the Sectorial Importers Registry Sector 13, through the web page of the Administrative Tax Service (SAT), otherwise, they will not be able to import the referred goods.

Notwithstanding the foregoing, rule 1.3.8 of the FTGR establishes that taxpayers obliged to register in said Sector 13 may import these goods until the respective authorization request is resolved by the authorities. Said benefit will be applicable until March 30, 2018, and only for the first application submitted.

Taxpayers who are already registered in the Sectorial Importer's Registry Sector 13 as of January 1<sup>st</sup>, 2018, may continue to import the goods classified in such sector (which also includes products such as gasoline and diesel), provided that they comply with the specific requirements established in the FTGR, no later than March 30, 2018.



Our Mexican International Commercial Practice Group and Energy, Mining & Infrastructure Industry Group will be pleased to address any inquiry that may arise as a result of the above referred publication. Authors: [Daniel Sánchez Elizondo](#) and [Ana Victoria Parra Aceves](#).

### Amendments to the GIEDL, Resolution that subjects oil products to import and export permits, and sectorial importer's registry Sector 13 (Hydrocarbons)

On 5th October 2017, the Ministry of Economy published in the *Federal Official Gazette* (FOG) the “Decree by which the General Import and Export Duties Law is modified” (GIEDL), through which new Harmonized Tariff Schedule codes (HTS codes) were created, as well HTS codes of various products were eliminated, among them, crude oils of petroleum, diesel and gasoline. The foregoing, by virtue of the opening of international trade of hydrocarbons to the private sector in Mexico, hence it was necessary to have an improved statistical control to identify the commerce of this kind of goods. This agreement entered into force 60 calendar days as of its publication in the FOG, that is, on 3 December 2017.

In this regard, the HTS codes that were eliminated as of December 3, 2017, are the following:

HTS code	Description
2710.12.04	Gasoline, except for that included in HTS code 2710.12.03
2710.19.04	Diesel (gas oil), or diesel oil and their mixtures

The HTS codes that were created and which entered into force as of December 3, 2017, are the following:

HTS code	Description
2709.00.02	Crude petroleum or bituminous mineral oils. Heavy
2709.00.03	Crude petroleum or bituminous mineral oils. Medium
2709.00.04	Crude petroleum or bituminous mineral oils. Light
2710.12.08	Gasoline with octane lower than 87
2710.12.09	Gasoline with octane greater or equal to 87 but less than 92
2710.12.10	Gasoline with octane greater or equal to 92 but less than 95
2710.12.91	Other gasolines
2710.19.09	Diesel oil (gas oil) and its mixtures, with sulfur content less than or equal to 15 ppm
2710.19.10	Diesel oil (gas oil) and its mixtures, with sulfur content exceeding 15 ppm but less than 500 ppm
2710.19.91	Other diesel oils (gas oil) and their mixtures

Based on the above, on December 4, 2017, the Ministry of the Economy published in the FOG the “Agreement that modifies the diverse establishing the classification and codification of Hydrocarbons and Petroleum products, which importation and exportation is subject to Permit by the Ministry of Energy” (the “Agreement”), with the purpose of updating Annexes I and II of the Agreement, to be as follows:

- Annex I. Goods subject to the requirement of Import Permit by the Ministry of Energy:

2709.00.02, 2709.00.03, 2709.00.04, 2709.00.99, 2710.12.03, 2710.12.08, 2710.12.09, 2710.12.10, 2710.12.91, 2710.19.08, 2710.19.09, 2710.19.10, 2710.19.91, and 2711.19.01.



- Annex II. Goods subject to the requirement of Export Permit by the Ministry of Energy:

2709.00.02, 2709.00.03, 2709.00.04, 2709.00.99, 2710.12.03, 2710.12.08, 2710.12.09, 2710.12.10, 2710.12.91, 2710.19.05, 2710.19.08, 2710.19.09, 2710.19.10, 2710.19.91, 2711.11.01, 2711.19.01 and 2711.21.01.

The Agreement entered into force on December 4, 2017.

It is important to consider that, in accordance with the second transitory article of the Agreement, the Import/Export Permits of Hydrocarbons and Petroleum products that have been granted by the Ministry of Economy before the entry into force of the Agreement, will remain being effective until their validity is concluded.

On December 8, 2017, the “Third Resolution of Amendments to the Foreign Trade General Rules 2017” (FTGR) and Annex 10, Section A (HTS codes subject to the Sectorial Importers' Registry) with respect to Sector 13 (Hydrocarbons) was published in the FOG. By means of this publication HTS codes 2710.12.04 and 2710.19.04 were abolished and HTS codes 2710.12.08, 2710.12.09, 2710.12.10, 2710.12.91, 2710.19.09, 2710.19.10 and 2710.19.9 were added. This amendment became effective on December 3, 2017.

Our Mexican International Commercial Practice Group and our Energy, Mining & Infrastructure Industry Group will be pleased to address any inquiry that may arise as a result of the above referred publication. Author: [Daniel Sánchez Elizondo](#)

## Diario Oficial

The following documents of interest to international traders were published in the [Diario Oficial de la Federación](#): *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
12-28-17	Economy: <a href="#">Decree regulating final import of used vehicles</a>
	Economy: <a href="#">Acuerdo that modifies the measures that are established to restrict the export or import of various goods to the countries, entities and persons indicated</a>
	Economy: <a href="#">Acuerdo that modifies the Acuerdo by which the Ministry of Economy issues rules and criteria of a general nature in matters of Foreign Trade.</a>
	Economy: <a href="#">Acuerdo that modifies the Acuerdo by which the quota and allocation mechanism is established to import milk powder originating in the Eastern Republic of Uruguay.</a>
01-10-18	Economy: <a href="#">Acuerdo that modifies the Acuerdo that establishes the classification and codification of merchandise and products whose import, export, hospitalization or exit is subject to sanitary regulation by the Ministry of Health .</a>
01-15-18	Economy: <a href="#">Acuerdo that modifies the Acuerdo by which measures are established to restrict the export or import of various goods to the countries, entities and persons indicated</a>
01-23-18	Hacienda: <a href="#">Resolution that modifies the general provisions applicable to general warehouses of deposit, exchange houses, credit unions and regulated multiple purpose financial corporations</a>
	Environment: <a href="#">Notice by means of which the parameters for the calculation of carbon dioxide (CO<sub>2</sub>) emissions in new light automotive vehicles with gross</a>



Publication Date	Title
	<a href="#">vehicle weight not exceeding 3 857 kilograms, which use gasoline or diesel as fuel whose year is disclosed -modelo be 2018.</a>
01-29-18	Economy: <a href="#">Acuerdo that discloses the export and import quotas for non-originating textile and clothing goods that are subject to tariff preference treatment, in accordance with the North American Free Trade Agreement</a>
30-01-18	Foreign Relations: <a href="#">Decree approving the First Amendment Protocol to the Additional Protocol to the Framework Agreement of the Pacific Alliance, signed in Paracas, Ica, Republic of Peru, on July 3, 2015.</a>

## 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; 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
01-18-18	<a href="#">Notice of January 17, 2018 - Continuation of the National Emergency With Respect to Terrorists Who Threaten To Disrupt the Middle East Peace Process</a>
01-25-18	<a href="#">Presidential Determination No. 2018-03 of January 23, 2018 - Presidential Determination Pursuant to Section 4533(a)(5) of the Defense Production Act of 1950</a>
	<a href="#">Presidential Determination No. 2018-04 of January 23, 2018 - Presidential Determination Pursuant to Section 4533(a)(5) of the Defense Production Act of 1950</a>
	<a href="#">Proclamation 9693 of January 23, 2018 - To Facilitate Positive Adjustment to Competition From Imports of Certain Crystalline Silicon Photovoltaic Cells (Whether or Not Partially or Fully Assembled Into Other Products) and for Other Purposes</a>
	<a href="#">Proclamation 9694 of January 23, 2018 - To Facilitate Positive Adjustment to Competition From Imports of Large Residential Washers</a>

## President approves safeguards for washing machines and solar cells

On January 22, 2018, U.S. Trade Representative (USTR) Robert Lighthizer announced that President Trump has approved recommendations to impose safeguard tariffs under section 201 of the *Trade Act of 1974* on certain crystalline silicon photovoltaic (CSPV) cells, whether or not partially or fully assembled into other products (including, but not limited to, modules, laminates, panels, and building-integrated materials) ("CSPV products") and on imported large residential washing machines and certain washer parts.



USTR made the recommendations to the President based on consultations with the interagency Trade Policy Committee (TPC) in response to findings by the independent, bipartisan U.S. International Trade Commission (ITC) that increased foreign imports of washers and solar cells and modules are a substantial cause of serious injury to domestic manufacturers.

On January 25, the *Federal Register* published two Presidential Proclamations implementing the safeguard measures and modifying the Harmonized Tariff Schedule of the United States (HTS).

[Proclamation 9693 of January 23, 2018 - To Facilitate Positive Adjustment to Competition From Imports of Certain Crystalline Silicon Photovoltaic Cells \(Whether or Not Partially or Fully Assembled Into Other Products\) and for Other Purposes](#)

- Applies to certain crystalline silicon photovoltaic (CSPV) cells, whether or not partially or fully assembled into other products (including, but not limited to, modules, laminates, panels, and building-integrated materials) (“CSPV products”) and specifically includes:
  - solar cells, whether or not assembled into modules or made up into panels provided for in subheading 8541.40.60 in Annex I to the proclamation;
  - parts or subassemblies of solar cells provided for in subheadings 8501.31.80, 8501.61.00, and 8507.20.80 in Annex I to the proclamation;
  - inverters or batteries with CSPV cells attached provided for in subheadings 8501.61.00 and 8507.20.80 in Annex I to the proclamation; and
  - DC generators with CSPV cells attached provided for in subheading 8501.31.80 in Annex I to the proclamation.
- Modifies subchapter III of chapter 99 of the HTS as provided in the Annex to the proclamation. Any merchandise subject to the safeguard measure that is admitted into U.S. foreign trade zones on or after 12:01 a.m. EST, on February 7, 2018, must be admitted as “privileged foreign status” as defined in 19 C.F.R. 146.41, and will be subject upon entry for consumption to any quantitative restrictions or tariffs related to the classification under the applicable HTS subheading. Except as provided in clause (3) below, imports of CSPV products of WTO Member developing countries, as listed in subdivision (b) of Note 18 in Annex I to this proclamation, shall be excluded from the safeguard measure established in this proclamation. Imports of solar cells of those countries that are not partially or fully assembled into other products shall not be counted toward the tariff-rate quota limits that trigger the over-quota rates of duties.
- If, after the safeguard measure established in this proclamation takes effect, the USTR determines that:
  - (a) the share of total imports of the product of a country listed in subdivision (b) of Note 18 in Annex I to this proclamation exceeds 3 percent,
  - (b) imports of the product from all listed countries with less than 3 percent import share collectively account for more than 9 percent of total imports of the product, or
  - (c) a country listed in subdivision (b) of Note 18 in Annex I to this proclamation is no longer a developing country for purposes of this proclamation;

the USTR is authorized, upon publication of a notice in the Federal Register, to revise subdivision (b) of Note 18 in Annex I to the proclamation to remove the relevant country from the list or suspend operation of that subdivision, as appropriate.
- Within 30 days after the date of this proclamation, the USTR shall publish in the Federal Register procedures for requests for exclusion of a particular product from the safeguard measure established in this proclamation. If the USTR deter-



mines, after consultation with the Secretaries of Commerce and Energy, that a particular product should be excluded, the USTR is authorized, upon publishing a notice of such determination in the Federal Register, to modify the HTS provisions created by Annex I to this proclamation to exclude such particular product from the safeguard measure.

- In order to make technical corrections necessary to reflect the end of the suspension of Argentina's designation as a GSP beneficiary developing country, the HTS is modified as set forth in Annex II to the proclamation.
- Any provision of previous proclamations and Executive Orders that is inconsistent with the actions taken in the proclamation is superseded to the extent of such inconsistency.
- Except as provided for in clause (8) of the proclamation, the modifications to the HTS made by this proclamation, including Annex I, shall be effective with respect to goods entered, or withdrawn from warehouse for consumption, on or after 12:01 a.m. eastern standard time on February 7, 2018, and shall continue in effect as provided in Annex I to this proclamation, unless such actions are earlier expressly reduced, modified, or terminated. Any modifications to the HTS made pursuant to clause (3) or (4) of the proclamation shall take effect as indicated in a Federal Register notice published in accordance with those clauses. One year from the termination of the safeguard measure established in this proclamation, the U.S. note and tariff provisions established in Annex I to this proclamation shall be deleted from the HTS.
- (8) The modifications to the HTS set forth in Annex II to this proclamation shall be effective with respect to the articles entered, or withdrawn from warehouse for consumption, on or after the dates set forth in the relevant sections of Annex II.
- For imports of solar cells and modules, the President approved applying safeguard tariffs for the next four years with the following terms:

	Year 1 2/7/18–2/6/19	Year 2 2/7/19–2/6/20	Year 3 2/7/20–2/6/21	Year 4 2/7/21–2/6/22
Safeguard Tariff on Modules and Cells	30%	25%	20%	15%
Cells exempted from Tariff	2.5 gigawatts	2.5 gigawatts	2.5 gigawatts	2.5 gigawatts

[Proclamation 9694 of January 23, 2018 - To Facilitate Positive Adjustment to Competition From Imports of Large Residential Washers:](#)

- Applies to imported large residential washing machines and certain washer parts, including
  - all cabinets, or portions thereof, designed for use in washers;
  - all assembled tubs designed for use in washers which incorporate, at a minimum, a tub and a seal;
  - all assembled baskets designed for use in washers which incorporate, at a minimum, a side wrapper, a base, and a drive hub; and
  - any combination of the foregoing parts or subassemblies.
- Modifies subchapter III of chapter 99 of the HTS as provided in the Annex to the proclamation. Any merchandise subject to the safeguard measure that is admitted into U.S. foreign trade zones on or after 12:01 a.m. EST, on February 7, 2018, must be admitted as "privileged foreign status" as defined in 19 C.F.R. 146.41, and will be subject upon entry for consumption to any quantitative restrictions or tariffs related to the classification under the applicable HTS subheading.



- Excludes imports of washers and covered washer parts that are the product of Canada from the safeguard measure established in this proclamation, and such imports shall not be counted toward the tariff-rate quota limits that trigger the over-quota rates of duty.
- Except as provided below, imports of washers and covered washer parts that are the product of WTO Member developing countries, as listed in subdivision (b)(2) of Note 17 in the Annex to the proclamation, shall be excluded from the safeguard measure established in this proclamation, and such imports shall not be counted toward the tariff-rate quota limits that trigger the over-quota rates of duties.
- If, after the safeguard measure established in this proclamation takes effect, the USTR determines that:
  - (a) the share of total imports of the product of a country listed in subdivision (b) (2) of Note 17 in the Annex to the proclamation exceeds 3 percent,
  - (b) imports of the product from all listed countries with less than 3 percent import share collectively account for more than 9 percent of total imports of the product, or
  - (c) a country listed in subdivision (b)(2) of Note 17 in the Annex to this proclamation is no longer a developing country for purposes of this proclamation;

the USTR is authorized, upon publication of a notice in the *Federal Register*, to revise subdivision (b)(2) of Note 17 in the Annex to the proclamation to remove the relevant country from the list or suspend operation of that subdivision, as appropriate.

- If, after the safeguard measure established in this proclamation takes effect, the USTR determines that the out-of-quota quantity in units of covered washer parts entered under the tariff lines in chapter 99 enumerated in the Annex to this proclamation has increased by an unjustifiable amount and undermines the effectiveness of the safeguard measure, the USTR is authorized, upon publishing a notice of such determination in the *Federal Register*, to modify the HTS provisions created by the Annex to this proclamation so as to modify the tariff-rate quota on covered washer parts with a quantitative restriction on covered washer parts at a level that the USTR considers appropriate.
- Any provision of previous proclamations and Executive Orders that is inconsistent with the actions taken in this proclamation is superseded to the extent of such inconsistency.
- The modifications to the HTS made in the proclamation, including the Annex hereto, shall be effective with respect to goods entered, or withdrawn from warehouse for consumption, on or after 12:01 a.m. EST on February 7, 2018, and shall continue in effect as provided in the Annex to this proclamation, unless such actions are earlier expressly reduced, modified, or terminated. One year from the termination of the safeguard measure established in this proclamation, the U.S. note and tariff provisions established in the Annex to this proclamation shall be deleted from the HTS.

For imports of large residential washers, the President approved applying a safeguard tariff-rate quota for three years with the following terms:

	Year 1 2/7/18 – 2/6/19	Year 2 2/7/19–2/6/20	Year 3 2/7/20–2/6/21
First 1.2 million units of imported finished washers	20%	18%	16%
All subsequent imports of finished washers	50%	45%	40%
Tariff on covered parts	50%	45%	40%
Covered parts excluded from tariff	50,000 units	70,000 units	90,000 units



USTR has prepared a [Fact Sheet](#) on these section 201 cases.

## White House announces continuation of JCPOA waivers for US sanctions targeting Iran but threatens that this is the “last chance”

On January 12, 2018, the Trump Administration released a [statement](#) that the US Government would renew waivers of certain sanctions provisions in compliance with the US Government’s commitments under the *Joint Comprehensive Plan of Action* (“JCPOA”). This same statement indicated, however, that future waivers would not be issued unless both the US Congress and US allies in Europe take action. This development further escalates the uncertainty about the future of the JCPOA that followed the Trump Administration’s October 2017 decision not to recertify Iran’s compliance with the requirements of the nuclear deal as described [here](#).

On the same day, the US Treasury Department’s Office of Foreign Assets Control [announced](#) the designation of [fourteen parties](#) as Specially Designated Nationals due to their involvement in human rights abuses and censorship in Iran or their support for designated WMD proliferators.

### Why are the waivers necessary?

By way of background, as part of the JCPOA, the US Government committed to suspending certain sanctions provisions targeting Iran. Many of these provisions were so-called “secondary sanctions” that primarily targeted non-US companies engaging in business in or with Iran entirely outside US jurisdiction. While some of these provisions were removed by executive order, others are required under US statute and could only be “waived” by the US President. Such waivers are limited in time and must be renewed at certain statute-specific intervals—the shortest of which is 120 days. Failure to do so would result in these sanctions going back into effect in violation of US commitments under the JCPOA.

### What changes to the JCPOA does President Trump require?

In the statement issued by the White House on January 12, President Trump reiterated that he was dissatisfied with the JCPOA because it “gave Iran far too much in exchange for far too little.” President Trump then stated that the deal’s flaws must be fixed or else the US Government would withdraw from the agreement. President Trump specifically listed four critical components that he said must be included in future legislation to be passed by the US Congress on this topic:

1. A demand that Iran allow immediate inspections at all sites requested by international inspectors;
2. Measures to “ensure that Iran never comes close to possessing a nuclear weapon”;
3. A requirement that such provisions have no expiration date and that failure to comply by Iran would lead to automatic resumption of sanctions; and
4. An explicit statement that “long-range missile and nuclear weapons programs are inseparable,” and that “Iran’s development and testing of missiles should be subject to severe sanctions.”

In addition to these directions to US legislators, President Trump also indicated that he will require US allies in Europe to take action. According to the statement, President Trump’s decision to waive sanctions at this time was intended to pro-



vide European allies with a “last chance” to supplement the agreement to address his concerns. Specifically, the Trump Administration’s statement calls on European allies to reach a supplemental agreement that imposes new multilateral sanctions should Iran develop or test long-range missiles, thwart inspections, or make progress toward a nuclear weapon. President Trump threatened that he will not again waive sanctions as required under the JCPOA without such an agreement and that he would withdraw US participation in the deal “immediately” if he judged that no agreement would be reached.

### What happens next?

The January 12, 2018 waiver of at least some sanctions provisions will expire in 120 days, giving Congress and European allies a short amount of time to meet the Trump Administration’s demands. US news outlets report that President Trump is satisfied with Congress’s progress on new sanctions legislation targeting Iran, and the January 12 statement provides an outline for Congress when finalizing such legislation in upcoming weeks. The larger questions, however, surround whether other European allies or other parties to the agreement (including Iran) would accept changes to the basic deal that served as the foundation of the JCPOA. International response to President Trump’s demands has been muted, and Iran’s foreign minister responded to President Trump’s statement by [tweeting](#) that the JCPOA “is not renegotiable.”

If no agreement can be reached that satisfies President Trump’s requirements and he decides to withdraw from the JCPOA, some or all of the sanctions relaxed by the US Government as part of the JCPOA’s implementation could eventually “snap back” into effect. The reimposition of such sanctions would dramatically complicate trade between non-US entities and Iran that has grown in volume under the more relaxed sanctions environment of the JCPOA.

For additional information, please contact the authors, [Sylvia A. Lis](#), [Joseph A. Schoorl](#) and [Meghan Hamilton](#) or any member of the US Outbound Trade group with whom you normally work.

### President extends national emergency for those who threaten Middle East peace process

On January 18, 2018, the *Federal Register* published Presidential [Notice of January 17, 2018 - Continuation of the National Emergency With Respect to Terrorists Who Threaten To Disrupt the Middle East Peace Process](#) which extends for an additional year the national emergency first declared on January 23, 1995 by Executive Order (EO) 12947 to deal with the unusual and extraordinary threat to the national security, foreign policy, and economy of the United States constituted by grave acts of violence committed by foreign terrorists that disrupt the Middle East peace process. Modifications to the Annex to that EO were made in 1998 and clarifications were made in 2005. The national emergency is being continued because these terrorist activities continue to threaten the Middle East peace process and to pose an unusual and extraordinary threat to the national security, foreign policy, and economy of the United States.

### US House of Representatives passes Miscellaneous Tariff Bill

On January 16, 2018, the US House of Representatives passed the bi-partisan [Miscellaneous Tariff Bill Act of 2017](#) (HR 4318, or MTB) by a vote of 402-0. The MTB temporarily reduces or suspends the duty on approximately 1,700 items (including chemicals) used in production in the United States that are generally



not available domestically in sufficient numbers to meet demand and for which there is no domestic opposition. There has been no Miscellaneous Tariff Bill since the last one expired in 2012. The MTB places the covered items in Chapter 99 of the *Harmonized Tariff Schedule of the United States*. Most of the provisions will expire at the end of 2020. The MTB is the first piece of legislation under a revamped process contained in the [American Manufacturing Competitiveness Act of 2016](#) that requires requests to first be filed with an independent agency (the US International Trade Commission) that will review all proposals and prepare a report to Congress. Prior to the new process, tariff suspensions were individually introduced by their sponsors, then referred to the ITC, Customs and Border Protection and other relevant agencies for screening, after which the successful provisions were combined into a single piece of legislation that was frequently tacked on to other pending legislation. An identical bill ([S. 2108](#)) was introduced in the US Senate in November.

## USTR proposes changes to ITACS as part of new charters

On January 23, 2018 the Office of the United States Trade Representative (USTR) published in the *Federal Register* a notice announcing that USTR and the Secretary of Commerce (Secretary) plan to establish a new four-year charter term for the Industry Trade Advisory Committees (ITACs) established pursuant to section 135 of the *Trade Act of 1974*, as amended (19 U.S.C. 2155), beginning in February 2018. As part of the re-chartering process, the Secretary and the Trade Representative are proposing changes to the current slate of ITACs and invite interested parties to submit their view on these changes.

For the 2018-2022 charter term, after considering the statutory factors listed in section 135, the Secretary and USTR propose to streamline the ITACs as follows based on the nature of the U.S. industry in various sectors, the level of interest in serving on an ITAC (using the number of members and applications for appointment during the 2014-2018 charter terms), the level of activity of each ITAC (using the number of meetings and recommendations submitted during the 2014-2018 charter terms), and constraints on the resources to support and engage with the ITACs.

- Combining the current ITACs on Distribution Services and on Services and Finance Industries into one ITAC on Services.
- Combining the current ITACs on Forest Products and on Building Materials, Construction, and Nonferrous Metals into one ITAC on Forest Products, Building Materials, Construction, and Nonferrous Metals.
- Changing the name of the ITAC on Information and Communications Technologies, Services, and Electronic Commerce to the ITAC on Digital Economy to reflect the innovation in and full scope of that industry sector.
- Discontinuing the Committee of Chairs of the ITACs to both preserve staff resources and to ensure that all ITAC members receive relevant, timely, and unfiltered information directly from appropriate government staff.

This streamlining would result in eleven sectoral ITACs and three functional ITACs for the new four-year charter term as follows:

Industry Trade Advisory Committees on:

- (ITAC 1) Aerospace Equipment



- (ITAC 2) Automotive Equipment and Capital Goods
- (ITAC 3) Chemicals, Pharmaceuticals, Health/Science Products and Services
- (ITAC 4) Consumer Goods
- (ITAC 5) Forest Products, Building Materials, Construction and Nonferrous Metals
- (ITAC 6) Energy and Energy Services
- (ITAC 7) Steel
- (ITAC 8) Digital Economy
- (ITAC 9) Small and Minority Business
- (ITAC 10) Services
- (ITAC 11) Textiles and Clothing
- (ITAC 12) Customs Matters and Trade Facilitation
- (ITAC 13) Intellectual Property Rights
- (ITAC 14) Standards and Technical Trade Barriers

The deadline for submission of written comments is February 5, 2018 at midnight EST.

## USTR releases 2017 Out of Cycle review of Notorious Markets

On January 11, 2018, USTR posted on its website the [2017 Out of Cycle review of Notorious Markets](#). The report overview section states that:

The Notorious Markets List (List) highlights prominent and illustrative examples of online and physical marketplaces that reportedly engage in, facilitate, turn a blind eye to, or benefit from substantial piracy and counterfeiting. A goal of the List is to motivate appropriate action by owners, operators, and service providers in the private sector of these and similar markets, as well as governments, to reduce piracy and counterfeiting.

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The List is not an exhaustive account of all physical and online markets worldwide in which IP infringement may take place. The List does not make findings of legal violations. Nor does it reflect the U.S. Government's analysis of the general IP protection and enforcement climate in the countries connected with the listed markets. A broader analysis of IP protection and enforcement in particular countries or economies is presented in the annual Special 301 Report published on or around April 30 of each year...

In addition to listing notorious markets, the report also details positive developments where markets or specific websites were closed or some previously listed online markets reportedly took various measures to prevent and deter infringing activities.

## USTR continues and seeks nominations for TACA

On January 11, 2018, USTR published in the *Federal Register* a notice announcing that it is establishing a new four-year charter term and accepting applications from qualified individuals interested in serving as a member of the Trade Advisory Committee on Africa (TACA). The TACA is a trade advisory committee that provides general policy advice and guidance to the USTR on trade policy and



development matters that have a significant impact on the countries of sub-Saharan Africa.

USTR will accept nominations on a rolling basis for membership on the TACA for the four-year charter term beginning in March 2018. To ensure consideration before the new charter term, applications should be submitted by February 2, 2018.

## ITC publishes 2018 HTS

The [\*Harmonized Tariff Schedule of the United States 2018 Basic Edition\*](#) (HTS; USITC Pub. No. 4750) was published by the US International Trade Commission (ITC). It took effect on January 1, 2018. This edition incorporates all changes to the HTS that took effect after the January 2017 printed edition was published through [\*Presidential Proclamation 9687 of \[December 22, 2017\]: To Take Certain Actions Under the African Growth and Opportunity Act and for Other Purposes\*](#) (82 Fed. Reg. 61413), effective January 1, 2018, and other dates specified therein. It is available either as a [full document](#) download, or a [chapter-by-chapter](#) download.

Two sets of changes to the Harmonized System have caused heading and sub-heading numbers and product coverage in some rules of origin for free trade agreements to be inconsistent with those in tariff schedule chapters. First, the rules of origin provisions for various United States free trade agreements have NOT been updated since major changes to the HTS were proclaimed effective on February 3, 2007, and will therefore contain tariff numbers that do not exist in the chapters of the HTS; these outdated rules are included in terms of HS 2002. However, the rules for the *North American Free Trade Agreement*, the *United States-Australia Free Trade Agreement*, the *United States-Singapore Free Trade Agreement*, the *United States-Chile Free Trade Agreement*, the *United States-Bahrain Free Trade Agreement*, and the *United States-Korea Free Trade Agreement* have been updated, and the pertinent general notes do reflect proclaimed rectifications through 2007. See Presidential Proclamation 8097, which modified the HTS to reflect World Customs Organization changes to the Harmonized Commodity Description and Coding System and was effective as of February 3, 2007; proclaimed modifications appear on the Web site of the United States International Trade Commission, [www.usitc.gov](http://www.usitc.gov).

Second, for the second set of HS changes, the rules of origin for the *United States-Chile Free Trade Agreement* have been updated, as shown in the change record for the 2018 edition, to reflect the modifications to the HTS made by Presidential Proclamation 8771 of December 29, 2011 and effective as of February 3, 2012. This proclamation modified the HTS to reflect the WCO changes to the Harmonized System recommended to be effective in 2012. In addition, the rules of origin for the *United States-Korea Free Trade Agreement* were updated effective on and after January 1, 2014, pursuant to Presidential Proclamation 9072. Presidential Proclamation 9555 set forth modifications to the rules of origin for the *United States-Oman Free Trade Agreement* (scheduled to become effective February 1, 2017), the *United States-Panama Trade Promotion Agreement* (to become effective pursuant to a future *Federal Register* notice from USTR), and the *Dominican Republic-Central America-United States Free Trade Agreement* (also to become effective pursuant to a future *Federal Register* notice from USTR). No other FTA rules of origin provisions have been updated since the 2012 Harmonized System update, and these provisions may reflect HTS numbers as in effect in 2002 or 2007.



## 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:
<a href="#">Inv. No. 332-562 and Inv. 332-563 Global Digital Trade 2: The Business-to-Business Market, Key Foreign Trade Restrictions, and U.S. Competitiveness; and Global Digital Trade 3: The Business-to-Consumer Market, Key Foreign Trade Restrictions, and U.S. Competitiveness</a> (H)	USTR

## CBP revises policy of searches of personal electronics devices

We wanted to highlight for you an interesting development regarding searches and seizures of personal electronic devices by U.S. Customs and Border Protection (CBP) at the border.

CBP recently [announced](#) that, in fiscal year 2017 (which ended September 30, 2017), it searched the personal electronic devices of 30,200 travelers (inbound and outbound), which is up over 60% from the prior year. Devices include any communication, electronic, and digital devices, including computers, tablets, removable media, disks, drives, tapes, mobile phones, cameras, music and other media players. These searches and seizures are stated to be conducted to identify and respond to terrorism threats, smuggling attempts, illegal immigration, etc. and have been the subject of multiple lawsuits. CBP also updated its directive [“Border Search of Electronic Devices” \(CBP Directive No. 3340-049A\)](#).

### What You Should Know

CBP has broad authority to search individuals, and their belongings, entering or exiting the country. There is no reasonable suspicion, probable cause, or warrant requirement. Encrypted and passcode protected content may also be searched. Travelers that refuse to assist CBP in accessing protected content may have their devices detained.

In addition to reviewing content stored on the device (a ‘basic search’), CBP may also conduct an ‘advanced search’ if there is reasonable suspicion of activity in violation of laws enforced or administered by CBP (e.g., customs, export control, immigration laws, etc.). An advanced search is any search in which an Officer connects external equipment, through a wired or wireless connection, to an electronic device not merely to gain access to the device, but to review, copy, and/or analyze its contents.

Not all device content is treated equally. For example, CBP treats content stored on the device differently than content stored remotely (CBP may only access content stored on the device). In addition, CBP must initiate specific procedures when a traveler contends that certain content is privileged or sensitive.

Considering the prominent role of electronic devices in today’s society, CBP’s updated Directive, and the Trump Administration’s focus on border security, device searches at the border will likely continue to increase.



## Recommendations

If your company has executives or employees who travel frequently, we recommend preparing those individuals to respond appropriately if/when CBP Officers ask to search their devices (e.g., do employees have to provide their passcodes, if requested by CBP?). For example, updating your company's travel policies to address this issue and then publishing the updates internally could be a good start to preparing employees for this eventuality. In addition, we recommend that all companies review their company's data storage policies to ensure the company's most sensitive data is stored remotely, rather than locally on devices (or that employees have only limited amounts of sensitive data stored locally). While these are not traditional "customs compliance issues," they are nevertheless important issues the in-house trade compliance team should be raising internally.

We are working with clients on these issues and would be happy to discuss how best to implement the recommendations discussed above with you further. If you would like to do so, please let us know.

We hope this is helpful. For additional information, please contact the authors, [Ted Murphy](#) or [Aaron Applebaum](#).

## CBP announces modification of the NCAP test regarding reconciliation and transition of the test from ACS to ACE

On January 18, 2018, US Customs and Border Protection (CBP) published in the *Federal Register* a [general notice](#) announcing, as of February 24, 2018, that certain previously announced modifications to the National Customs Automation Program (NCAP) test regarding reconciliation will become operational, and that the test program will transition from the Automated Commercial System (ACS) to the Automated Commercial Environment (ACE).

Section 637 of Title VI of the *North American Free Trade Agreement (NAFTA) Implementation Act* (Pub L. 103-182, 107 Stat. 2057, 2170, December 8, 1993), commonly known as the *Customs Modernization Act* or Mod Act amended Section 484 of the *Tariff Act of 1930* to establish a new section (b), entitled "Reconciliation", a planned component of the NCAP. (19 U.S.C. 1484(b), 19 U.S.C. 1411(a)(2)(C)). Reconciliation is the process that allows an importer, at the time an entry summary is filed, to identify indeterminable information (other than that affecting admissibility) to CBP and to provide that outstanding information at a later date. The importer identifies the outstanding information by means of an electronic "flag" which is placed on the entry summary at the time the entry summary is filed and payment (applicable duty, taxes, and fees) is made.

The *Security and Accountability for Every (SAFE) Port Act of 2006* (Pub. L. 109-347, 120 Stat. 1884) modified the Mod Act and added subsection (d) to 19 U.S.C. 1411. This subsection established the International Trade Data System (ITDS) which allows for the collection and distribution of standard import and export data required by CBP through a single portal system. The Automated Commercial Environment (ACE), the "single window," is an automated and electronic system for commercial trade processing which is intended to streamline business processes, facilitate growth in trade, ensure cargo security, and foster participation in global commerce, while ensuring compliance with U.S. laws and regulations and reducing costs for CBP and all of its communities of interest. The ability to meet these objectives depends on successfully modernizing CBP's business functions and the information technology that supports those functions.



Over the last several years, CBP has tested ACE and provided significant public outreach to ensure that the trade community is fully aware of the transition from ACS to ACE. On December 12, 2016, CBP published a notice in the *Federal Register* (81 Fed. Re. 89486) announcing modifications to the reconciliation test and the transition of the test from ACS to ACE, effective January 14, 2017. CBP subsequently published notices in the *Federal Register* announcing that the effective date for the modifications to the reconciliation test and for mandatory filing of reconciliation entries in ACE had been delayed until further notice.

This notice announces that, beginning February 24, 2018, all reconciliation entries must be filed in ACE regardless of whether the underlying entry was filed in ACS or ACE and regardless of whether it is a replacement, substitution or follow-up to a reconciliation entry originally filed in ACS, and ACS is decommissioned for the filing of such entries. In addition, as of February 24, 2018, the test modifications announced in the December 12, 2016 notice will become operational.

### **CBP announces ACE as sole authorized EDI system for electronic drawback filings**

On January 18, 2018, CBP published in the *Federal Register* a [general notice](#) announcing that, as of February 24, 2018, the Automated Commercial Environment (ACE) will be the sole electronic data interchange (EDI) system authorized by CBP for processing electronic drawback filings under part 181 (NAFTA drawback) and part 191 (non-TFTEA drawback) of Title 19 of the Code of Federal Regulations. The document also announces that the Automated Commercial System (ACS) will no longer be a CBP-authorized EDI system for purposes of processing such filings. The notice further announces the deployment of a new ACE filing code for all electronic drawback filings, replacing the six distinct drawback codes previously filed in ACS.

A separate *Federal Register* document will be published containing proposed regulations regarding TFTEA-Drawback claims, which are those claims filed under 19 U.S.C. 1313, as amended by the *Trade Facilitation and Trade Enforcement Act of 2015* (TFTEA) (Pub. L. 114–125, 130 Stat. 122, February 24, 2016). The electronic filings referred to in this document, i.e., non-TFTEA drawback claims, are limited to drawback claims filed in compliance with the regulations in parts 181 and 191 and under 19 U.S.C. 1313, as it was in effect prior to the TFTEA amendments.

CBP announces the deployment of a new ACE filing code 47 for drawback as of February 24, 2018, which will replace the following six drawback codes previously filed in ACS:

- 41 - Direct Identification Manufacturing Drawback
- 42 - Direct Identification Unused Merchandise Drawback
- 43 - Rejected Merchandise Drawback
- 44 - Substitution Manufacturing Drawback
- 45 - Substitution Unused Merchandise Drawback
- 46 - Other Drawback

The notice also announces that the following entry types will not be automated in either ACS or ACE due to low shipment volume:

- 04 - Appraisalment



- 05 - Vessel – Repair
- 24 - Trade Fair
- 25 - Permanent Exhibition
- 26 - Warehouse – Foreign Trade Zone (FTZ) (Admission)
- 33 - Aircraft and Vessel Supply (For Immediate Exportation)
- 64 - Barge Movement
- 65 - Permit To Proceed
- 66 - Baggage

## Domestic Interested Party will contest CBP's tariff classification of certain steel tube fitting

On January 16, 2018, CBP published in the *Federal Register* a [notice of petitioner's notice of desire to contest a classification determination](#) [USCBP-2018-0001] pursuant to [section 516, Tariff Act of 1930, as amended \(19 U.S.C. §1516\)](#).

In [New York ruling letter \(NY\) E83408](#), dated July 8, 1999, a steel tube fitting from Taiwan is described as "...a cold forged nonalloy steel male threaded connector body having a center hex nut, one flare tube end and one male pipe end. These tube fittings connect a piece of rigid tubing to a valve, manifold or another piece of rigid tubing in a hydraulic system." The US Customs Service (CBP's predecessor agency) classified the steel tube fitting in subheading 7307.99.50, HTSUS (1999), which provides for "Tube or pipe fittings (for example couplings, elbows, sleeves), of iron or steel: Other: Other: Other." In 1999, the column one, general rate of duty for subheading 7307.99.50, HTSUS, was 4.3 percent *ad valorem*.

On October 29, 2014, counsel filed a petition on behalf of Brennan Industries, Inc. ("Petitioner"), requesting that CBP reclassify the articles under consideration (and as described in NY E83408) in subheading 8412.90.90, HTSUS (2014), which provides for "Other engines and motors, and parts thereof: Parts: Other." The column one, general rate of duty for subheading 8412.90.90, HTSUS, in 1999, 2014 and today is free.

On February 9, 2016, CBP published a [Notice of Receipt of a Domestic Interested Party Petition](#) in the *Federal Register* (81 Fed. Reg. 6880). The notice invited written comments on the petition from interested parties. The comment period closed on April 11, 2016. One comment was timely received in response to this notice, which was submitted by the Petitioner. The comment reiterated the Petitioner's position that the merchandise is classified in subheading 8412.90.90, HTSUS, as other parts of other engines and motors.

In HQ ruling letter H259349, dated October 5, 2016, CBP denied the domestic party petition and affirmed the classification determination set forth in the previously issued ruling letter (i.e., NY E83408). Consistent with the determination in NY E83408, CBP determined in H259349 that the articles at issue are parts of general use of heading 7307, HTSUS, as defined by Note 2 to Section XV. Accordingly, these parts are excluded from Section XVI of the HTSUS because, by operation of Note 1(g) to Section XVI, a good cannot be a part of general use of Section XV and also be *prima facie* classifiable as a part in Section XVI.

In HQ H259349, CBP also notified the Petitioner of its right to contest the decision by filing a notice with CBP indicating its desire to contest the decision, and that the notice must be filed not later than thirty days from the date of issuance of the ruling letter, pursuant to 19 U.S.C. 1516(c) and § 175.23, CBP Regulations (19 C.F.R. 175.23).

By letter dated November 2, 2016, the Petitioner filed a timely notice under 19 U.S.C. 1516(c) and 19 C.F.R. 175.23 of its desire to contest CBP's decision in HQ H259349 regarding the classification of the steel tube fittings under consideration. The Petitioner has designated, under 19 U.S.C. 1516(c) and 19 C.F.R. 175.23, eight (8) ports of



entry where Petitioner believes that merchandise of the kind covered by the petition is being imported into the United States, and at which the Petitioner desires to protest. The ports of entry are as follows: Seattle, WA, Tacoma, WA, Long Beach, CA, Los Angeles, CA, New York, NY, Savannah, GA, Houston, TX, Charleston, SC.

Upon application by the Petitioner to any of the Port Directors of the ports listed, the Port Director(s) shall make available to the Petitioner information on merchandise of the kind covered by the petition (as described in NY E83408) entered after the date of publication of this notice in order that the petitioner may determine whether the entry presented raises the issue involved in the petition. See 19 U.S.C. 1516(c); 19 CFR 175.25. By this notice, Port Directors at these ports are directed to notify the Petitioner by mail when the first of such entries is liquidated. See 19 U.S.C. 1516(c) and 19 CFR 175.25(b).

## CBP publishes quarterly IRS interest rates used in calculating interest on overdue accounts and refunds on customs duties

On January 9, 2018, CBP published in the *Federal Register* a [general notice](#) advising 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 January 1, 2018, 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. This notice is published for the convenience of the importing public and CBP personnel.

## 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
01-08-18	<a href="#">Agency Information Collection Activities: Application for Allowance in Duties</a> [OMB No. 1651-0007] (N) [CBP Form 4315]
	<a href="#">Agency Information Collection Activities: Application for Identification Card</a> [OMB No. 1651-0008] (N) [CBP Form 3078]
	<a href="#">Agency Information Collection Activities: Crew Member's Declaration</a> [OMB No. 1651-0021] (N) [CBP Form 5129]
	<a href="#">Agency Information Collection Activities: Crew's Effects Declaration</a> [OMB No. 1651-0020] (N) [CBP Form 1304]
	<a href="#">Agency Information Collection Activities: Declaration for Free Entry of Returned American Products</a> [OMB No. 1651-0011] (N) [CBP Form 3311]
	<a href="#">Agency Information Collection Activities: Guarantee of Payment</a> [OMB No. 1651-0127] (N) [Form I-510]
	<a href="#">Agency Information Collection Activities: Petition for Remission or Mitigation of Forfeitures and Penalties Incurred</a> [OMB No. 1651-0100] (N) [CBP Form 4609]
01-19-18	<a href="#">Agency Information Collection Activities: Drawback Process Regulations</a> [OMB No. 1651-0075] (N) [CBP Forms 7551, 7552 and 7553]

## CBP publications and fact sheets

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

### ACE Monthly Trade Update

- [Business Rules and Process Document \(Trade – External\) ACE Entry Summary \(Version 8.0c\) January 2018](#)



- [Drawback Error Dictionary \(January 2018\)](#)
- [CATAIR –Implementation Guide – PGA Message Set for Shipments Subject to NHTSA Regulations \(February 1, 2018\)](#)
- [CATAIR - Drawback/TFTEA Drawback Entry Summary Create/Resubmission \(January 2018 DRAFT 2.1\)](#)

## Revocations or modifications of CBP rulings

[See separate section below.](#)

## CBP moves to new AD/CVD URL

[CSMS# 18-000099](#) (Jan. 29, 2018) announced that CBP has moved the AD/CVD (antidumping / countervailing duty) public message site from <http://adcvd.cbp.dhs.gov> to a new URL: <https://aceservices.cbp.dhs.gov/adcvdweb>. The old site will remain active temporarily, but will eventually be deactivated. CBP suggests updating any saved links or favorites with the new URL shown above.

## Brokers can submit Triennial Status Report and Fees online

[CSMS# 18-000057](#) (Jan. 17, 2018) announced that the 2018 Customs Broker Triennial Status Report and fee required of all licensed customs brokers may be submitted online via Pay.gov, at <https://pay.gov/public/form/start/65766021>. The deadline for submission is Feb. 28, 2018 at 11:59 p.m. EST.

Pay.gov accepts credit card, debit card, and digital wallet (i.e. PayPal and Amazon Pay) payments. No additional fees are charged for any payments, receipts are provided electronically and all reports/fees can be made at pay.gov eliminating the need to work with each port through which a broker's license was delivered.

Each entity holding a broker's license must file a status report with CBP and pay a processing fee of \$100 every three years, in accordance with 19 CFR § 111.30(d). Licensed customs brokers who are also permitted must include an employee list with each status report submitted to CBP in accordance with 19 CFR § 111.28(b). In addition, each individually licensed broker must state whether or not he/she still meets the applicable requirements of 19 CFR § 111.11 and 111.19 and has not engaged in any conduct that could constitute grounds for suspension or revocation under section 111.53. Broker employee lists and any additional detail can be uploaded as a PDF file attachment during the Pay.gov online process.

Individuals are considered to be "actively engaged" in transacting customs business when they are currently transacting or have recently transacted customs business on behalf of others as a sole proprietor, or when they are employed by a licensed customs broker which is currently transacting or has recently transacted customs business on behalf of others. Those who work for another broker and are not directly involved in any activities which fall under the scope of the definition of customs business may report that they are not actively engaged in customs business.

Partnerships, corporations, and associations must also report to customs in a status report whether or not they are actively engaged in customs business. An organization which currently transacts or recently transacted customs business on behalf of others should report that they are "actively engaged" in customs business.

Brokerages may report on behalf of licensed broker staff, however, only one status report/payment transaction can be processed at a time in pay.gov.

- It is recommended that brokers/brokerages create an account with pay.gov prior to submitting the Triennial report and fee. This provides for an accessible history of payment transactions.
- Before advancing to the payment information screen, select "PDF preview" at the bottom of the form and save or print the completed form for your record.



- To provide for receipts to multiple e-mail accounts, check the box indicating you would like to receive an e-mail confirmation and enter as many e-mail addresses as needed separated by a comma.

Failure to file a Triennial Status Report will result in the customs broker's license to be revoked by operation of law, without prejudice.

CBP encourages all brokers to submit the report and fee electronically via Pay.gov; however, CBP will accept a paper status report and payment at the port that originally delivered the license.

CBP has a customs broker [FAQ section, here](#).

## 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
01-02-18	<a href="#">18-000001</a>	ACE PRODUCTION Entry Summary functionality Deployed, Thursday Dec 28, 2017
	<a href="#">18-000002</a>	FDA Delays in Processing on Jan 2, 2018
	<a href="#">18-000003</a>	CBP - Port of Savannah (1703) Closure Due to Inclement Weather
	<a href="#">18-000004</a>	CBP - Port of Brunswick, GA (1701) Closure Due to Inclement Weather
	<a href="#">18-000005</a>	Local Closure for Port 1601 (Charleston) on January 3, 2018
	<a href="#">18-000006</a>	Update - Local CBP Port Closures for 1701 (Brunswick,GA) and 1703 (Savannah,GA)
01-03-18	<a href="#">18-000008</a>	Local Closure for Ports 1701 (Brunswick,GA) and 1703 (Savannah,GA) on January 4, 2018
	<a href="#">18-000009</a>	ACE PRODUCTION FTZ Deployment, Thursday January 4, 2018 @0500ET
	<a href="#">18-000010</a>	Local Closure for Port 1401 (Norfolk-Newport News) on January 4, 2018
	<a href="#">18-000011</a>	Local Closure for Port 1601 (Charleston) on January 4, 2018
01-04-18	<a href="#">18-000012</a>	Delayed Opening for Port 1601 (Charleston) on January 5, 2018
	<a href="#">18-000013</a>	Extension of In-bond Regulation Enforcement Dates
	<a href="#">18-000014</a>	Update - Local Closure for Port 1401 (Norfolk-Newport News) on January 4 and 5, 2018
01-05-18	<a href="#">18-000015</a>	Reminder: January 6, 2018 Statements Deployment
01-07-18	<a href="#">18-000016</a>	Status of January 6, 2018 Statements Deployment
	<a href="#">18-000017</a>	Update: Sunday, January 7th ACE Statements Deployment call moved from 1:00 to 3:00PM ET
	<a href="#">18-000018</a>	Completed: January 7th 2018 ACE Statements Deployment @ 14:55
	<a href="#">18-000019</a>	Clarification on ACE Daily Statement Q1, Q2, and QA Records
01-09-18	<a href="#">18-000024</a>	ACE Statement Payment Authorization Reminder
01-10-18	<a href="#">18-000027</a>	Missing ISF Status Notifications
	<a href="#">18-000028</a>	ACE-Final Statement - Q7 Record Correction
	<a href="#">18-000030</a>	ACS- ACH Payments Rejecting on ACE- SU Accepted Changes - 1-10-2018
	<a href="#">18-000031</a>	CERT testing begins for interim US Fish and Wildlife Service Message Set
	<a href="#">18-000032</a>	ACE PRODUCTION Deployment, Thur 1/11/2018 @0500ET, impact CargoRel, ES, NAFTA
01-11-18	<a href="#">18-000033</a>	Rollback of ESV Causing NAFTA Summary Rejections
	<a href="#">18-000034</a>	Reminder: ACE Reports Deployment
	<a href="#">18-000035</a>	Resubmission of NAFTA Entry Summaries



Date	CSMS#	Title
	<a href="#">18-000036</a>	ACE Deployment G3B Issue Tracker - 1/11 Update
	<a href="#">18-000037</a>	ACE Monthly Trade Update
	<a href="#">18-000038</a>	ACE Statements – PF generated in advance of schedule 1-12-18
01-12-18	<a href="#">18-000039</a>	ACE Statement Deployment 1-11-18 @ 22:00
	<a href="#">18-000040</a>	ACE Statement Deployment - 1-11-18 @ 22:00 - Clarification
	<a href="#">18-000041</a>	ACE Deployment G3B Issue Tracker - 1/12 Update
	<a href="#">18-000042</a>	ACE Deployment G3B Issue Tracker - 1/12 Update
	<a href="#">18-000043</a>	ACE CERTIFICATION FQ Deploy Saturday 1/13/2018 at 2230 ET
01-15-18	<a href="#">18-000044</a>	Clarification - Batch & Block A & B Output Records Date Fields
01-16-18	<a href="#">18-000045</a>	ACE-Final Statements for 01-12-2018 Delayed
	<a href="#">18-000046</a>	Local Closure Day for Ports 2101, 5301, 5309, 5310, 5311, 5506, and 5507
	<a href="#">18-000047</a>	UPDATE - ACE Final Statements For 01-12-18 Delayed
	<a href="#">18-000048</a>	Deactivation of Port Code 2871 for Exports
	<a href="#">18-000049</a>	Statements Reports
	<a href="#">18-000050</a>	ACE Deployment G3B Issue Tracker - 1/16 Update & 1/17 Support Call Information
	<a href="#">18-000051</a>	ACE Deployment G3B Issue Tracker - 1/16 Update & 1/17 Support Call Information
01-17-18	<a href="#">18-000052</a>	Local Closure for Port 1603 (Greenville) on January 17, 2018
	<a href="#">18-000053</a>	Local Closure for Port 1512
	<a href="#">18-000054</a>	Update: 2018 Customs Broker Triennial Status Report and Fee Submission
	<a href="#">18-000055</a>	Local Closure Day for Ports 2101, 5301, 5309, 5310, and 5311
	<a href="#">18-000056</a>	ACE PRODUCTION FTZ Deployment, Thursday Jan 18, 2018 @0500ET
	<a href="#">18-000057</a>	New FDA CFSAN Product Code
01-18-18	<a href="#">18-000058</a>	ACE-Missing Final and Preliminary Monthly Statements Have Been Generated
	<a href="#">18-000059</a>	Publication of Two FRNs Concerning Core Drawback Filings and Reconciliation in ACE
	<a href="#">18-000060</a>	ACE Deployment G3B Issue Tracker - 1/18 Update
	<a href="#">18-000061</a>	ACE Deployment G3B Issue Tracker - 1/18 Update
	<a href="#">18-000062</a>	TFTEA Drawback Testing Data in ACE Certification
	<a href="#">18-000063</a>	Preliminary Monthly Statements with Invalid Total Amount
	<a href="#">18-000064</a>	Statement Updates SU/SQ issue is Resolved for January 18, 2018
01-19-18	<a href="#">18-000065</a>	FTZ Zone Operator Bond
	<a href="#">18-000066</a>	ACS-ACH Payments Rejecting on 1/19/18 - Solution
	<a href="#">18-000067</a>	FDA ITACS Emergency Maintenance
	<a href="#">18-000068</a>	ACE-Missing Final Statements - Resolution
01-23-18	<a href="#">18-000069</a>	ACS Collections
	<a href="#">18-000070</a>	ACE - Final Monthly Statements & ACS Payment Status for 01/23/2018
	<a href="#">18-000071</a>	FDA ITACS Emergency Maintenance Ongoing
	<a href="#">18-000072</a>	Initiation of AD/CVD Investigations: Certain Plastic Decorative Ribbon from the PRC
	<a href="#">18-000073</a>	ACE Final Monthly Statements & ACH Payments Update for 01/23/2018
	<a href="#">18-000074</a>	ACE-Final Daily Statements & SU Update receiving ASF output message
	<a href="#">18-000075</a>	ACE-Update-CSMS 18-000081- Final Daily Statements & SU ASF messages
	<a href="#">18-000076</a>	ACE CERTIFICATION Protest UI and MID deployment, Thurs Jan 25, 2017 @0600ET
	<a href="#">18-000077</a>	Resolved: ACE Statement Update ASF errors
01-24-18	<a href="#">18-000078</a>	FDA ITACS Now Functional
	<a href="#">18-000079</a>	Updates on Statements Reports in ACE
	<a href="#">18-000080</a>	ACE PRODUCTION FTZ and PGA Deployment, Thurs 1/25/2018



Date	CSMS#	Title
		@0500ET, impact CR,ES,FTZ
	<a href="#">18-000089</a>	ACE PRODUCTION FTZ and PGA Maintenance, Thurs 1/25/2018 @0500ET, impact CR,ES,FTZ
	<a href="#">18-000090</a>	ACE Entry Summary Business Process for Trade 8.0c – 01/22/2018
01-25-18	<a href="#">18-000091</a>	Updated Procedures for Domestic Non-Tax Paid Tobacco Product Bonded Warehouse
	<a href="#">18-000092</a>	FDA Changes to FEI Syntax and Units of Measure for Tobacco
01-26-18	<a href="#">18-000093</a>	Statement Processing Delays
	<a href="#">18-000095</a>	Statement Processing Delays - 01-26-2018
	<a href="#">18-000096</a>	Statement Processing Delays - Status - 01/26/18
	<a href="#">18-000097</a>	ACE Statement Reports Update
01-29-18	<a href="#">18-000098</a>	Updated NHTSA PGA Message Set Manual posted to CBP.gov
	<a href="#">18-000099</a>	New URL for AD/CVD Public Message Site
	<a href="#">18-000100</a>	ACE PRODUCTION Protest UI, MID and FQ deployment, Tuesday Jan 30, 2017 @0500ET
01-30-18	<a href="#">18-000101</a>	Updated Drawback CATAIR and Error Dictionary Posted to CBP.gov
01-31-18	<a href="#">18-000103</a>	Message to Alcohol Importers From CBP and TTB
	<a href="#">18-000104</a>	Update: FWS Message Set Samples
	<a href="#">18-000105</a>	ACE PRODUCTION Deployment, Thur 2/1/2018 @0500ET, impact Cargo Release & Entry Summary
02-01-18	<a href="#">18-000106</a>	Harmonized System Update 1801 created January 31, 2018

## Foreign Trade Zones

The following documents were published in the *Federal Register* by the Foreign-Trade Zones Board:

F.R. Date	Document
01-02-18	<a href="#">Foreign-Trade Zone 35 — Philadelphia, Pennsylvania: Authorization of Production Activity; Estee Lauder Inc.; (Skin Care, Fragrance, and Cosmetic Products); Bristol and Trevoise, Pennsylvania [B-57-2017]</a>
01-04-18	<a href="#">Foreign-Trade Zone 23 – Erie County, New York - Authorization of Production Activity; Cummins, Inc.- Subzone 23D - (Diesel and Gas Engines) Lakewood and Jamestown, New York [B-58-2017]</a>
01-09-18	<a href="#">Foreign-Trade Zone 41 – Milwaukee, Wisconsin - Notification of Proposed Production Activity - Quad/Graphics, Inc. – Chemical Research/Technology (Offset and Gravure Publication Printing Ink) Hartford and Sussex, Wisconsin [B-01-2018]</a>
01-12-18	<a href="#">Foreign-Trade Zone 186 – Waterville, Maine: Application for Production Authority; Flemish Master Weavers; Subzone 186A; Invitation for Public Comment on Additional Information [B-28-2017]</a>
	<a href="#">Foreign-Trade Zone 40 – Cleveland, Ohio; Notification of Proposed Production Activity; Swagelok Company; (Valve Component Parts); Solon, Willoughby Hills, Highland Heights, and Strongsville, Ohio [B-03-2018]</a>
	<a href="#">Foreign-Trade Zone 49 – Newark/Elizabeth, New Jersey; Application for Expansion of Subzone 49C; E.R. Squibb &amp; Sons, LLC; New Brunswick, New Jersey [B-02-2018]</a>
	<a href="#">Foreign-Trade Zone 49-Newark/Elizabeth, New Jersey; Application for Expansion of Subzone 49C; E.R. Squibb &amp; Sons, LLC; New Brunswick, New Jersey [B-02-2018] [Note: this notice is identical to the previous one.]</a>
01-17-18	<a href="#">Foreign-Trade Zone 98 – Birmingham, Alabama; Application for Expansion of Subzone 98D; Hyster-Yale Group, Inc., Sulligent, Alabama [S-6-2018]</a>
	<a href="#">Foreign-Trade Zone 18 – San Jose, California; Application for Subzone Expansion - Lam Research Corporation, Fremont and Livermore, California [S-01-2018]</a>
01-18-18	<a href="#">Approval of Subzone Status; Orgill, Inc., Tifton, Georgia [S-185-2017]</a>



F.R. Date	Document
01-22-18	<a href="#">Foreign-Trade Zone 47 – Boone County, Kentucky; Authorization of Production Activity; Valeo North America, Inc.; (Automotive Clutch and Compressor Assemblies); Winchester, Kentucky [B-59-2017]</a>
	<a href="#">Approval of Subzone Status; Valeo North America, Inc., Winchester, Kentucky [S-150-2017]</a>
01-23-18	<a href="#">Approval of Subzone Status; Plaza Warehousing &amp; Realty Corporation, Caguas, Puerto Rico [S-147-2017]</a>
01-30-18	<a href="#">Foreign-Trade Zone 272 – Lehigh, Pennsylvania - Authorization of Production Activity; Fuling Plastic USA, Inc. (Disposable Plastic and Paper Service Ware and Kitchenware Products) Allentown, Pennsylvania [B-61-2017]</a>
01-31-18	<a href="#">Foreign-Trade Zone 127 – West Columbia, South Carolina; Authorization of Limited Production Activity; BGM America, Inc., Subzone 127A (Sailboats, Cabin Cruiser Powerboats, Outboard Motor Boats) Marion, South Carolina [B-62-2017]</a>
	<a href="#">Foreign-Trade Zone 105 – Providence, Rhode Island; Application for Reorganization under Alternative Site Framework [B-04-2018]</a>
	<a href="#">Foreign-Trade Zone 179—Madawaska, Maine; Application for Reorganization Under Alternative Site Framework [B-05-2018]</a>

## Treasury identifies Russian oligarchs and senior political figures and new CAATSA sanctions targeting Russia go into effect

On January 29, 2018, the US Treasury Department (“Treasury”) delivered [five reports](#) to Congress, as required under the [Countering America’s Adversaries Through Sanctions Act](#) (“CAATSA”). Please see our prior blog post on CAATSA [here](#). Among these reports was a list identifying Russian senior political figures, oligarchs, and parastatal entities pursuant to CAATSA Section 241. This report was released during the same week that other CAATSA sanctions targeting Russia have gone into effect.

### CAATSA Section 241 Report

Under CAATSA Section 241, Congress required Treasury, in consultation with the Director of National Intelligence and the Secretary of State, to submit a report (“Report”) on:

1. Russian oligarchs and the most “significant” senior foreign political figures as determined by their closeness to the Russian regime and their net worth, including an identification of any indices of corruption with respect to such individuals;
2. Russian parastatal entities, including an assessment of their role in the Russian economy and their leadership structures;
3. the exposure of key US economic sectors to Russian politically exposed persons and parastatal entities (e.g., banking, securities, insurance);
4. the potential effects of imposing debt and equity restrictions on Russian parastatal entities or designating such entities on the [US List of Specially Designated Nationals and Blocked Persons \(“SDN List”\)](#); and
5. the potential impacts of imposing secondary/extraterritorial sanctions with respect to Russian oligarchs, state-owned enterprises, and parastatal entities.

The [Report](#) delivered to Congress names 114 senior Russian political figures and 96 oligarchs in an unclassified annex, including the Russian Prime Minister and other Cabinet Ministers, among others. The Report indicates that the list of senior political figures consists of (i) senior members of the Russian Presidential Administration; (ii) members of the Russian Cabinet; and (iii) other senior political lead-



ers. The list of oligarchs includes those individuals determined by Treasury to have an estimated net worth of \$1 billion or more.

The Report also includes a classified annex that is not publicly available. The classified annex includes additional Russian senior political figures and oligarchs, as well as the list of Russian parastatal entities and the remaining analysis required under CAATSA Section 241. Parastatal entities are defined as those entities in which Russian state ownership is at least 25% and that had 2016 revenues of approximately \$2 billion or more.

### Implications of the Report

Notably, CAATSA Section 241 does not require that the identified individuals and entities be designated on US restricted parties lists (e.g., the SDN List, [the Sectoral Sanctions Identifications List](#)) or otherwise sanctioned by the US Government. In the Report and a subsequent [FAQ](#), Treasury confirmed that the Report is not a sanctions list and inclusion in it “does not constitute the determination by any agency that any of those individuals or entities meet the criteria for designation under any sanctions program.” It also does not, “in and of itself, imply, give rise to, or create any other restrictions, prohibitions, or limitations on dealings with such persons by either U.S. or foreign persons.”

At a [Senate Committee hearing on January 30](#), Treasury Secretary Steven Mnuchin warned that he expects some of the individuals identified in the Report will be sanctioned in the next few months. Some of the individuals listed in the unclassified annex to the Report are already targeted by US sanctions programs (i.e., they are already SDNs). These individuals are identified with an asterisk (\*) in the Report.

### Related Developments and Context

The Report follows an announcement by the Trump Administration that it would not impose sanctions on parties engaging in “significant transactions” with parties linked to Russia’s defense and intelligence sectors under CAATSA Section 231. The Administration was required to impose such sanctions by January 29, but reportedly did not do so because it had determined that the threat of sanctions was “deterrent enough.” The State Department previously published [the list of Russian defense and intelligence sector entities](#) and corresponding guidance on October 27, 2017, as described in our blog post [here](#).

On January 29, the expanded prohibitions under [Directive 4](#) also took effect for activities involving certain Russian energy companies and deepwater, Arctic offshore, or shale projects, as described in our blog post [here](#). The Report also follows the [designation of 21 individuals and 9 entities on the SDN List](#) to target misappropriation of Ukrainian state assets, Russian officials and their supporters, and parties operating in Crimea, including the transfer of four Siemens turbines to Crimea in contravention of EU sanctions. The European Union previously imposed sanctions on some of the same Russian parties in connection with the transfer of the Siemens turbines to Crimea, as described in our blog post [here](#).

For further information, please contact the authors [Bart M. McMillan](#), [Alexandre \(Alex\) Lamy](#), [Hannah N. Zarkar](#), [Inessa Owens](#) or any member of the Outbound Trade team with whom you normally work.



## CRS issues report on the Export Control Reform Initiative

On January 8, 2018, the Congressional Research Service (CRS) issued a report entitled: [The U.S. Export Control System and the Export Control Reform Initiative](#) (Report R41916). The report reviews the legal basis for export controls and discusses the different licensing and enforcement agencies.

In August 2009, the Obama Administration launched a comprehensive review of the U.S. export control system. In April 2010, then-Defense Secretary Robert M. Gates proposed an outline of a new system based on four singularities:

- a single export control licensing agency for dual-use, munitions exports, and Treasury-administered embargoes,
- a unified control list,
- a single primary enforcement coordination agency, and
- a single integrated information technology (IT) system.

The rationalization of the two control lists was the Obama Administration's focus. The Administration made no specific proposals concerning the single licensing agency, although the Administration implemented some elements of a future single system, such as a consolidated screening list and harmonization of certain licensing policies.

CRS states that:

In considering the future of the U.S. export control system, Congress may weigh the merits of a unified export control system—a chief goal of President Obama's proposal—or the continuation of the present bifurcated system by reauthorizing the EAA or enacting replacement legislation. In doing so, Congress may debate the record of the present dual-use system maintained by emergency authority, the aims and effectiveness of the present non-proliferation control regimes, the maintenance of the defense industrial base, and the balance between maintaining economic competitiveness and preserving national security.

## Treasury publishes list of countries requiring cooperation with an international boycott

On January 8, 2018, the Department of the Treasury published a [current list](#) of countries which require or may require participation in, or cooperation with, an international boycott (within the meaning of section 999(b)(3) of the *Internal Revenue Code of 1986*). On the basis of the best information currently available to Treasury, the following countries require or may require participation in, or cooperation with, an international boycott: Iraq, Kuwait, Lebanon, Libya, Qatar, Saudi Arabia, Syria, United Arab Emirates and Yemen.

## BIS amends EAR to correct errors

On January 8, 2018, the Bureau of Industry and Security published in the *Federal Register* a [final rule](#) [170207157-7157-01] that amends the *Export Administration Regulations* (EAR) to correct an error in the text of Export Control Classification Numbers (ECCNs) 0D606, 0E606, and 8A609.

On December 27, 2017, BIS published a final rule, *Revisions, Clarifications, and Technical Corrections to the Export Administration Regulations* (82 Fed. Reg. 61153), which made corrections to certain provisions of the EAR, including the Commerce Control List (part 774 of the EAR)(CCL). The corrections were editorial in nature and did not affect license requirements. In this final rule, BIS is amending ECCNs 0D606 and 0E606 by reinstating original text that was erroneously replaced with the text for ECCNs 0D614 and 0E614, respectively, in the



December 27 rule. In addition, this rule reinstates paragraph (2) of the Special Conditions for STA in ECCN 8A609. Part 774.

## 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
01-09-18	State: <a href="#">Designation of Abukar Ali Adan, aka Abukar Ali Aden, aka Sheikh Abukar, aka Ibrahim Afghan, as a Specially Designated Global Terrorist</a> [Public Notice: 10255] (N)
	State: <a href="#">E.O. 13224 Designation of Muhammad al-Ghazali, aka Rashid, aka Muhammad Abd al-Karim al-Ghazali, aka Abu Hisham Mawari, aka Abu Hisham al-Mawari, aka Abu Sa'id, aka Abu Faris, as a Specially Designated Global Terrorist</a> [Public Notice: 10253] (N)
	State: <a href="#">Designation of Wanas al-Faqih as a Specially Designated Global Terrorist</a> [Public Notice: 10254] (N)
01-10-18	OFAC: <a href="#">Notice of OFAC Sanctions Action</a> (N) [Removal of one name]
01-11-18	OFAC: <a href="#">Notice of OFAC Sanctions Actions</a> (N) [4 individuals]
01-19-18	OFAC: <a href="#">Notice of OFAC Sanctions Actions</a> (N) [5 individuals, 9 entities]
01-24-18	OFAC: <a href="#">Notice of OFAC Sanctions Actions</a> (N) [update and removal]
01-24-18	State: <a href="#">E.O. 13224 Designation of Abdelatif Gaini as a Specially Designated Global Terrorist</a> [Public Notice 10283] (N)
	State: <a href="#">E.O. 13224 Designation of Khalid Batarfi, aka Khaled Batarfi, aka Khaled Saeed Batarfi, aka Abu Miqdad, aka Abu al-Miqdad al-Kindi, aka Khalid bin Umar Batarfi, aka Khalid Saeed Batarfi, as a Specially Designated Global Terrorist</a> [Public Notice 10284] (N)
	State: <a href="#">E.O. 13224 Designation of Siddhartha Dhar, aka Abu Rumaysah, aka Abu Dhar, aka Saiful Islam, aka Jihadi Sid, aka Abu Rumaysah al Britani, aka Siddhartha Dhar as a Specially Designated Global Terrorist</a> [Public Notice 10282] (N)
01-26-18	BIS: <a href="#">Addition of Certain Entities; Removal of Certain Entities; and Revisions of Entries on the Entity List</a> [Docket No. 170804727-7727-01] (FR)
01-31-18	OFAC: <a href="#">Notice of OFAC Sanctions Actions</a> (N) [6 individuals]
	State: <a href="#">Imposition of Missile Proliferation Sanctions on Two North Korean Entities</a> [Public Notice 10290] (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= HOMELAND SECURITY; STATE=DEPARTMENT OF STATE.

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

F.R. Date	Subject
01-03-18	State: <a href="#">Department of State 2018 Civil Monetary Penalties Inflationary Adjustment</a> [Public Notice 10236] (FR)
	State: <a href="#">Requests for Nominations to the Advisory Committee on International Postal and Delivery Services</a> [Public Notice: 10238] (N)
01-05-18	ITA: <a href="#">Applications To Serve as Accountability Agents in the Asia Pacific Economic Cooperation (APEC) Privacy Recognition for Processors (PRP) System</a> [Docket No.: 160721646-6646-01] (N)



F.R. Date	Subject
01-08-18	Commerce: <a href="#">Civil Monetary Penalty Adjustments for Inflation</a> [Docket No. 171219999—7999—01] (FR)
01-11-18	State: <a href="#">Secretary of State's Determination Under The International Religious Freedom Act of 1998</a> [Public Notice 10265] (N)
01-17-18	ITA: <a href="#">Environmental Technologies Trade Advisory Committee (ETTAC) Public Meeting</a> (N) [Feb. 06, 2018, Washington, DC]
01-19-18	State: <a href="#">Department of State 2018 Civil Monetary Penalties Inflationary Adjustment; Correction</a> [Public Notice 10273] (FR/C)
01-22-18	State: <a href="#">U.S. Department of State Cuba Internet Task Force; Notice of Open Meeting</a> [Public Notice: 10280] (N) [Feb. 07, 2018, Washington, DC]
01-26-18	BIS: <a href="#">Proposed Information Collection; Comment Request; Miscellaneous Short Supply Activities</a> (N)
	State: <a href="#">Meeting of the United States-Jordan Joint Forum on Environmental Technical Cooperation and Request for Comments on the Meeting Agenda and the 2018–2021 Work Program</a> [Public Notice: 10288] (N) [Feb. 12, 2018, Amman, Jordan]
01-29-18	State: <a href="#">Defense Trade Advisory Group; Notice of Membership</a> [Public Notice: 10289] (N) [Applications must be postmarked by 03-02-18]
01-31-18	ITA: <a href="#">Call for Applications for the International Buyer Program Quarter 1 Calendar Year 2019</a> [Docket No. 171213999-7999-01] (N)
	ITA: <a href="#">Call for Applications for the International Buyer Program Select for Quarter 1 Calendar Year 2019</a> [Docket No. 171213999-7999-02] (N)
	State: <a href="#">Schedule of Fees for Consular Services, Department of State and Overseas Embassies and Consulates – Passport Services Fee Changes</a> [Public Notice 10027] (N)
	State: <a href="#">Schedule of Fees for Consular Services, Department of State and Overseas Embassies and Consulates</a> [Public Notice 9450] (FR)

## 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
01-17-18	CPSC: <a href="#">Clothing Storage Unit Tip Overs; Extension of Comment Period</a> [Docket No. CPSC-2017-0044] (ANPR/E)
01-22-18	FTC: <a href="#">Adjustments to Civil Penalty Amounts</a> (FR)
	FTC: <a href="#">Labeling and Advertising of Home Insulation: Trade Regulation Rule</a> (PR)
01-23-18	FTC: <a href="#">Rules and Regulations Under the Textile Fiber Products Identification Act</a> (FR)
01-26-18	CPSC: <a href="#">Prohibition of Children's Toys and Child Care Articles Containing Specified Phthalates: Revision of Determinations Regarding Certain Plastics</a> [Docket No. CPSC-2016-0017] (FR)

## CBP and TTB issue instructions under Craft Beverage law

On January 31, 2018, US Customs and Border Protection (CBP) issued [CSMS #18-000103, Message to Alcohol Importers From CBP and TTB](#) which advises that under the [Craft Beverage Modernization and Tax Reform Act of 2017](#) (as contained in Subpart A of Public Law 115-97, the recently tax reform legislation), appropriate procedures must be established in order for an importer to receive a lower effective excise tax rate on qualifying imports of beer, wine, and distilled spirits. The Alcohol and Tobacco Tax and Trade Bureau (TTB) and CBP will be updating their websites with forthcoming guidance to importers.



Until such procedures are established and guidance is issued, importers of beer, wine, and distilled spirits seeking to qualify for excise tax relief, based on qualifying assignments made by a foreign producer, should continue to pay the full excise tax rates. Importers will be provided with the opportunity to seek the applicable excise tax relief, on entries made after the law went into effect, once forthcoming procedures and guidance have been issued.

## TTB Federal Register documents

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

Date	Subject
01-12-18	<a href="#">Civil Monetary Penalty Inflation Adjustment—Alcoholic Beverage Labeling Act</a> [Docket No. TTB–2018–0002; Notice No. 171] (N)

## FDA reminds shippers of dairy products to Chile, China and the EU to apply for listing

On January 18, 2018, the US Food and Drug Administration (FDA) [posted a notice](#) on the FDA website reminding US manufacturers and processors eligible to ship dairy products to Chile, China, or the European Union (EU) that they must apply for inclusion on the applicable lists through the FDA's Dairy Listing Module (DLM). On July 25, 2016, the FDA launched a new electronic system to facilitate applications for US manufacturers and processors of milk products to be included on lists of firms eligible to export to these countries. Some foreign countries use a list to identify US manufacturers and processors that are eligible to ship dairy products to their countries. To help U.S. exporters that are interested in exporting dairy products to these countries, the FDA has established and currently maintains country-specific lists for dairy products for China, Chile, and the EU.

FDA has fully transitioned to the DLM for the Chile and China lists. All firms currently listed on the EU dairy list must apply in DLM by March 1, 2018, if they wish to remain on the list. All currently listed firms that have not applied in DLM by that date will be removed from the EU dairy list and will not be able to obtain the export certificates necessary to ship dairy products to the EU.

The FDA is encouraging firms to use the new electronic system to apply for inclusion on the applicable lists. Firms may apply via the [FDA Unified Registration and Listing Systems \(FURLS\) Dairy Listing Module \(DLM\)](#).

## 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
01-02-18	<a href="#">Food Additives Permitted in Feed and Drinking Water of Animals; Formic Acid as a Feed Acidifying Agent in Complete Poultry Feeds</a> [Docket No. FDA–2017–F–2130] (FR)
01-05-18	<a href="#">Policy Regarding Certain Entities Subject to the Current Good Manufacturing Practice and Preventive Controls, Produce Safety, and/or Foreign Supplier Verification Programs; Guidance for Industry; Availability</a> [Docket No. FDA–2017–N–6908] (N)



F.R. Date	Subject
01-16-18	<a href="#">Clarification of When Products Made or Derived from Tobacco Are Regulated as Drugs, Devices, or Combination Products; Amendments to Regulations Regarding "Intended Uses"; Proposed Partial Delay of Effective Date</a> [Docket No. FDA-2015-N-2002] (PR/DED)
01-17-18	<a href="#">Food Labeling: Health Claims; Soy Protein and Coronary Heart Disease; Extension of Comment Period</a> [Docket No. FDA-2017-N-0763] (PR/E)
01-19-18	<a href="#">Public Warning and Notification of Recalls Under 21 CFR Part 7, Subpart C; Draft Guidance for Industry and Food and Drug Administration Staff; Availability</a> [Docket No. FDA-2016-D-3548] (N)
	<a href="#">Laser Products--Conformance with IEC 60825-1 Ed. 3 and IEC 60601-2-22 Ed. 3.1 (Laser Notice No. 56); Draft Guidance for Industry and Food and Drug Administration Staff; Availability</a> [Docket No. FDA-2017-D-7011] (N)
	<a href="#">Product Title and Initial U.S. Approval in Highlights for Human Prescription Drug and Biological Products--Content and Format; Draft Guidance for Industry; Availability</a> [Docket No. FDA-2017-D-6969] (N)
01-25-18	<a href="#">Foreign Supplier Verification Programs for Importers of Food for Humans and Animals: What You Need To Know About the Food and Drug Administration Regulation; Small Entity Compliance Guide; Availability</a> [Docket No. FDA-2011-N-0143] (N)
	<a href="#">Application of the Foreign Supplier Verification Program Regulation to Importers of Grain Raw Agricultural Commodities: Guidance for Industry; Availability</a> [Docket No. FDA-2017-D-6592] (N)
	<a href="#">Foreign Supplier Verification Programs for Importers of Food for Humans and Animals; Draft Guidance for Industry; Availability</a> [Docket No. FDA-2017-D-5225] (N)
	<a href="#">Hazard Analysis and Risk-Based Preventive Controls for Human Food; Draft Guidance for Industry; Availability</a> [Docket No. FDA-2016-D-2343] (N)
	<a href="#">Considerations for Determining Whether a Measure Provides the Same Level of Public Health Protection as the Corresponding Requirement in 21 CFR Part 112 or the Preventive Controls Requirements in Part 117 or 507; Draft Guidance for Industry; Availability</a> [Docket No. FDA-2017-D-0397] (N)
01-26-18	<a href="#">International Drug Scheduling: Convention on Psychotropic Substances; Single Convention on Narcotic Drugs; World Health Organization; Scheduling Recommendations; Carfentanil; 4-fluoroamphetamine (4-FA) and Ten Other Substances; Request for Comments</a> [Docket No. FDA-2018-N-0181] (N/RFC)
	<a href="#">Removal of Certain Time of Inspection and Duties of Inspector Regulations for Biological Products; Companion to Direct Final Rule</a> [Docket No. FDA-2017-N-7007] (PR)
	<a href="#">Removal of Certain Time of Inspection and Duties of Inspector Regulations for Biological Products</a> [Docket No. FDA-2017-N-7007] (FR)
01-31-18	<a href="#">Listing of Color Additives Exempt From Certification; Calcium Carbonate; Confirmation of Effective Date</a> [Docket No. FDA-2016-C-2767] (FR)

## 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 Service, AMS=Agricultural Marketing Service, FSIS=Food Safety Inspection Service]:

F.R. Date	Subject
01-10-18	FSIS: <a href="#">2018 Rate Changes for the Basetime, Overtime, Holiday, and Laboratory Services Rates</a> [Docket Number FSIS-2017-0054] (N)
01-16-18	APHIS: <a href="#">Notice of Determination of the Classical Swine Fever Status of Mexico</a> [Docket No. APHIS-2016-0038] (N)
	APHIS: <a href="#">Notice of Affirmation of Addition of Treatments for Aircraft for Certain</a>



F.R. Date	Subject
	<a href="#">Hitchhiking Pests</a> [Docket No. APHIS-2016-0035] (N)
01-17-18	AMS: <a href="#">National Organic Program; Amendments to the National List of Allowed and Prohibited Substances (Crops, Livestock and Handling)</a> [Document Number AMS-NOP-14-0079; NOP-14-05] (PR)
	AMS: <a href="#">United States Standards for Grades of Pork Carcasses</a> [Docket No. AMS-LPS-17-0046] (N/RO)
	APHIS: <a href="#">Addition of the Philippines to the List of Regions Affected by Highly Pathogenic Avian Influenza</a> [Docket No. APHIS-2017-0090] (N)
01-30-18	APHIS: <a href="#">Importation of Orchids in Growing Media From Taiwan</a> [Docket No. APHIS-2016-0005] (FR)
01-31-18	AMS: <a href="#">Watermelon Research and Promotion Plan; Redistricting and Importer Representation</a> [Document Number AMS-SC-16-0097] (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](#).

- Austria - [FAIRS - Certification](#)
- Austria - [FAIRS - Narrative](#)
- Bulgaria - [FAIRS - Certification](#)
- Bulgaria - [FAIRS - Narrative](#)
- Canada - [Health Canada Opens Consultations on Neonicotinoids](#)
- Canada - [Health Canada Public Comment for Quinoxifen Registration Decision](#)
- Czech Rep. - [FAIRS - Certification](#)
- Dom. Rep. - [FAIRS - Certification](#)
- Dom. Rep. - [FAIRS - Narrative](#)
- El Salvador - [FAIRS - Certification](#)
- El Salvador - [FAIRS - Narrative](#)
- EU - [Deadline for FDA Electronic Listing of EU Establishment List](#)
- EU - [European Court Examines Whether Some NBTs Are Exempted from GMO Law](#)
- France - [Exporter Guide](#)
- Germany - [FAIRS - Certification](#)
- Ghana - [FAIRS - Narrative](#)
- Guatemala - [FAIRS - Certification](#)
- Honduras - [FAIRS - Certification](#)
- Honduras - [FAIRS - Narrative](#)
- Hong Kong - [Amended ML of Metallic Contaminants Eases Burden for U.S. Exporters](#)



- India - [Additional List of Permissible Import of Specialty Foods with Labels](#)
- India - [Amendments in Functional Foods Regulation Invite WTO Member Comments](#)
- India - [Compliance Timeline Extended on Labeling for Instant Noodles](#)
- India - [Draft Standard for Infant Nutrition Foods Invite WTO Member Comments](#)
- India - [FAIRS - Narrative](#)
- India - [FSSAI Operationalizes Certain Provisions of Food Additives](#)
- India - [FSSAI Publishes List of Health Claims for Fortified Foods](#)
- India - [FSSAI Publishes Product Approval Revalidation Procedures](#)
- India - [Standards for Spices and Additional Additives List Invite Comments](#)
- India - [Use of Stickers as Fortification Logo for Edible Oils](#)
- Israel - [Certificate of Origin Update](#)
- Israel - [FAIRS - Narrative](#)
- Israel - [FAIRS Export Certificate Report 2017 - Errata](#)
- Italy - [FAIRS - Certification](#)
- Italy - [FAIRS - Narrative](#)
- Jamaica - [FAIRS - Certification](#)
- Jamaica - [FAIRS - Narrative](#)
- Jordan - [Jordan Levies New Special Taxes on Food and Beverage Products](#)
- Kazakhstan - [FAIRS - Certification](#)
- Kazakhstan - [Russia Lifts Ban on Poultry Transit to Kazakhstan](#)
- Korea - [FAIRS - Narrative](#)
- Mexico - [Mexico Publishes New Regulations for Eggs and Egg Products](#)
- New Zealand - [FAIRS - Narrative](#)
- Pakistan - [Exporter Guide](#)
- Panama - [FAIRS - Certification](#)
- Panama - [FAIRS - Narrative](#)
- Poland - [FAIRS - Narrative](#)
- Romania - [FAIRS - Narrative](#)
- Romania - [New Romanian African Swine Fever Detection](#)
- Russia - [FAIRS - Certification](#)
- Russia - [FAIRS - Narrative](#)
- Thailand - [Exporter Guide](#)
- Thailand - [FAIRS - Certification](#)
- Thailand - [FAIRS - Narrative](#)
- Ukraine - [FAIRS - Narrative](#)
- Ukraine - [Feed Regulations Change](#)



- Vietnam - [FAIRS - Narrative](#)

## Regulatory Agenda

Executive Order 12866, entitled “Regulatory Planning and Review,” and the *Regulatory Flexibility Act*, as amended, require departments and agencies, in the spring and fall of each year, to publish in the *Federal Register* an agenda of regulations under development or review over the next 12 months. The purpose of the agenda is to provide information to the public on regulations that are currently under review, being proposed, or issued by the respective department or agency in order to facilitate comments and views by interested members of the public. The semi-annual regulatory agendas for departments and agencies of interest to international traders are listed below:

F.R. Date	Department or Agency and Title
01-12-18	Agriculture: <a href="#">Semiannual Regulatory Agenda, Fall 2017</a>
	Commerce: <a href="#">Fall 2017 Semiannual Agenda of Regulations</a>
	Consumer Product Safety Commission: <a href="#">Semiannual Regulatory Agenda</a>
	Defense: <a href="#">Improving Government Regulations: Unified Agenda of Federal Regulatory and Deregulatory Actions</a>
	Energy: <a href="#">Fall 2017 Unified Agenda of Regulatory and Deregulatory Actions</a>
	Environmental Protection Agency: <a href="#">Fall 2017 Unified Agenda of Regulatory and Deregulatory Actions</a> [FRL-9968-33-OP]
	Federal Communications Commission: <a href="#">Unified Agenda of Federal Regulatory and Deregulatory Actions–Fall 2017</a>
	General Services Administration: <a href="#">Unified Agenda of Federal Regulatory and Deregulatory Actions</a>
	Health and Human Services: <a href="#">Regulatory Agenda</a>
	Homeland Security: <a href="#">Unified Agenda of Federal Regulatory and Deregulatory Actions</a> [DHS Docket No. OGC-RP-04-001]
	Interior: <a href="#">Semiannual Regulatory Agenda</a> [167D0102DM; DS6CS00000; DLSN00000.00000; DX6CS25]
	Justice: <a href="#">Regulatory Agenda</a>
	Labor: <a href="#">Semiannual Agenda of Regulations</a>
	DOD, GSA, NASA: <a href="#">Semiannual Regulatory Agenda</a> [Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council]
	Nuclear Regulatory Commission: <a href="#">Unified Agenda of Federal Regulatory and Deregulatory Actions</a> [NRC-2017-0185]
	Regulatory Information Service Center: <a href="#">Introduction to the Unified Agenda of Federal Regulatory and Deregulatory Actions-Fall 2017</a>
	Securities and Exchange Commission: <a href="#">Regulatory Flexibility Agenda</a> [Release Nos. 33-10424, 34-81839, IA-4789, IC-32857, File No. S7-07-17]
	Transportation: <a href="#">Department Regulatory and Deregulatory Agenda; Semiannual Summary</a> [DOT-OST-1999-5129]
	Treasury: <a href="#">Semiannual Agenda and Fiscal Year 2017 Regulatory Plan</a>

## Government procurement: DoD amends DFARS to implement State Sponsor of Terrorism designation for N. Korea

On January 31, 2018, the Department of Defense (DoD) published in the *Federal Register* a [final rule](#) [Docket DARS-2017-0019] amending the *Defense Federal Acquisition Regulation Supplement* (DFARS) to implement the November 20, 2017 designation by the Department of State of North Korea as a state sponsor of terrorism, in accordance with section 6(j)(1)(A) of the *Export Administration Act of 1979*. A state sponsor of terrorism is a country, the government of which has repeatedly provided support for acts of international terrorism.



The Department of State previously designated North Korea as a state sponsor of terrorism in January 1988, but rescinded the designation in October 2008. Consistent with the November 20, 2017, action, North Korea is added to the list of countries that are state sponsors of terrorism in the definition of “state sponsor of terrorism” in paragraph (a) of the provisions at DFARS 252.225- 7049, Prohibition on Acquisition of Commercial Satellite Services from Certain Foreign Entities—Representation; and DFARS 252.225-7050, Disclosure of Ownership or Control by the Government of a Country that is a State Sponsor of Terrorism. The provision at DFARS 252.225-7050 implements 10 U.S.C. 2327, which prohibits DoD from entering into a contract with a firm that is owned or controlled by the government of a country that is a state sponsor of terrorism. The provision at 252.225-7049 implements 10 U.S.C. 2279, which restricts acquisitions of commercial satellite services from any entity—

- Owned by the government of a covered foreign country (China, North Korea, or any state sponsor of terrorism); or
- Planning or expected to provide or use launch or other satellite services under the contract from a covered foreign country.

### Government procurement: DoD, GSA and NASA publish foreign acquisition thresholds

On January 24, 2018, the Department of Defense (DoD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA) published in the *Federal Register* a [final rule](#) [FAC 2005–97; FAR Case 2018–001; Docket No. 2018–0004; Sequence No. 1] amending the *Federal Acquisition Regulation* (FAR) to incorporate revised thresholds for application of the *WTO Government Procurement Agreement* and the free trade agreements, as determined by the United States Trade Representative. At the same time, the agencies published a [summary presentation of the final rule](#) [Docket No. FAR 2018–0001, Sequence No. 1] and a [Small Entity Compliance Guide](#) [Docket No. FAR 2018–0001, Sequence No. 1] on the same subject. The final rule implements the new thresholds in FAR subpart 25.4, Trade Agreements, and other sections in the FAR that include trade agreements thresholds (i.e., 22.1503, 25.202, 25.603, 25.1101, and 25.1102). The thresholds effective January 24, 2018 are as follows:

Trade agreement	Supply contract (equal to or exceeding)	Service contract (equal to or exceeding)	Construction contract (equal to or exceeding)
WTO GPA	\$180,000	\$180,000	\$6,932,000
FTAs:			
Australia FTA	80,317	80,317	6,932,000
Bahrain FTA	180,000	180,000	10,441,216
CAFTA–DR (Costa Rica, Dominican Republic, El Salvador, Guatemala, Honduras, and Nicaragua)	80,317	80,317	6,932,000
Chile FTA	80,317	80,317	6,932,000
Colombia FTA	80,317	80,317	6,932,000
Korea FTA	100,317	100,317	6,932,000
Morocco FTA	180,000	180,000	6,932,000
NAFTA:			
– Canada	25,000	80,317	10,441,216
– Mexico	80,317	80,317	10,441,216



Oman FTA	180,000	180,000	10,441,216
Panama FTA	180,000	180,000	6,932,000
Peru FTA	180,000	180,000	6,932,000
Singapore FTA	80,317	80,317	6,932,000
Israeli Trade Act	50,000		

In addition changes to other clauses are also made.

## NMFS proposes trusted trader program for imports

On January 17, 2018, the National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), published in the *Federal Register* a [proposed rule](#) [Docket No. 161228999-7867-01] that would establish a Commerce Trusted Trader Program (CTTP) as part of an effective seafood traceability process to combat Illegal, Unreported, and Unregulated (IUU) fishing and seafood fraud. The voluntary CTTP supplements the Seafood Import Monitoring Program (SIMP), recently implemented under the *Magnuson-Stevens Fishery Conservation and Management Act*. Qualified importers who choose to participate in the CTTP would benefit from reduced reporting and recordkeeping requirements, and streamlined entry into U.S. commerce for seafood imports subject to the SIMP.

U.S. Customs and Border Protection (CBP) and the U.S. Food and Drug Administration (FDA) are both developing their own voluntary Trusted Trader programs designed to reduce costs to both the government and industry, and streamline processing of imports. While the CTTP shares many features with these programs, it is designed and intended to apply only to the SIMP. Details of the proposal are in the *Federal Register*.

Written comments must be received by March 19, 2018.

## 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
01-02-18	Environmental Protection Agency (EPA): <a href="#">Certain New Chemicals; Receipt and Status Information for October 2017</a> [EPA-HQ-OPPT-2017-0410; FRL-9971-47] (N)
	EPA: <a href="#">Receipt of Information Under the Toxic Substances Control Act</a> [EPA-HQ-OPPT-2013-0677; FRL-9972-16] (N)
	EPA: <a href="#">Phenylethyl acetate; Exemption From the Requirement of a Tolerance</a> [EPA-HQ-OPP-2015-0717; FRL-9970-03] (FR)
01-03-18	National Highway Traffic Safety Administration (NHTSA): <a href="#">Final Decision That Certain Canadian-Certified Vehicles Are Eligible for Importation</a> [Docket No. NHTSA-2017-0062; Notice 2] (Final Decision)
01-04-18	Drug Enforcement Administration (DEA): <a href="#">Schedules of Controlled Substances: Temporary Placement of Cyclopropyl Fentanyl in Schedule I</a> [Docket No. DEA-474] (Temp.)
01-05-18	EPA: <a href="#">Pesticide Product Registration: Receipt of Applications for New Active Ingredients</a> [EPA-HQ-OPP-2017-0007; FRL-9971-45] (N)
01-10-18	EPA: <a href="#">Civil Monetary Penalty Inflation Adjustment Rule</a> [FRL-9972-92-OECA] (FR)
01-11-18	Energy: <a href="#">Inflation Adjustment of Civil Monetary Penalties</a> (FR)
	Federal Maritime Commission (FMC): <a href="#">Inflation Adjustment of Civil Monetary Penalties</a> [Docket No. 18-01] (FR)



F.R. Date	Subject
	General Services Administration (GSA): <a href="#">Program Fraud Civil Remedies Act of 1986, Civil Monetary Penalties Inflation Adjustment</a> [FPMR Case 2018-101-1; Docket No. 2018-0005; Sequence No. 1] (FR)
01-12-18	Nuclear Regulatory Commission (NRC): Adjustment of Civil Penalties for Inflation for Fiscal Year 2018 [NRC-2016-0166] (FR)
01-16-18	US Fish and Wildlife Service (FWS): <a href="#">Endangered and Threatened Wildlife and Plants; Taxonomical Update for Orangutan</a> [Docket No. FWS-HQ-ES-2017-0081; 4500090024] (FR)
01-18-18	Energy: <a href="#">Energy Conservation Program: Test Procedure for Microwave Ovens</a> [EERE-2017-BT-TP-0024] (RFI)
	National Highway Traffic Safety Administration (NHTSA): <a href="#">Removing Regulatory Barriers for Vehicles with Automated Driving Systems</a> [Docket No. NHTSA-2018-0009] (RFC)
01-22-18	Common rule for a number of departments and agencies: <a href="#">Federal Policy for the Protection of Human Subjects: Delay of the Revisions to the Federal Policy for the Protection of Human Subjects</a> (IR: FR/DED/RFC)
01-23-18	Dep't of Defense (DoD): <a href="#">Civil Monetary Penalty Inflation Adjustment</a> [Docket ID: DOD-2016-OS-0045] (FR)
01-23-18	FWS: <a href="#">Species Proposals for Consideration at the Eighteenth Regular Meeting of the Conference of the Parties to the Convention on International Trade in Endangered Species of Wild Fauna and Flora</a> [FWS-HQ-IA-2017-0079; XXXXX-XXX-0000 FY18-XX] (N)
01-26-18	National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA): <a href="#">Technical Amendment To Update Internet Web Addresses in Marine Mammal Protection Act and Dolphin Protection Consumer Information Act Regulations</a> [Docket No. 170803723-8016-01] (FR)
	EPA: <a href="#">Pesticide Product Registration; Receipt of Applications for New Uses</a> [EPA-HQ-OPP-2017-0008; FRL-9971-42] (N)
	EPA: <a href="#">Receipt of Several Pesticide Petitions Filed for Residues of Pesticide Chemicals in or on Various Commodities</a> [EPA-HQ-OPP-2017-0006; FRL-9971-46] (N/RFC)
	EPA: <a href="#">Flonicamid; Pesticide Tolerances for Emergency Exemptions</a> [EPA-HQ-OPP-2017-0498; FRL-9971-94] (FR)
	EPA: <a href="#">Calcium Salts of Phosphorous Acid; Exemption From the Requirement of a Tolerance</a> [EPA-HQ-OPP-2016-0578; FRL-9970-96] (FR)
	EPA: <a href="#">Chlorfenapyr; Pesticide Tolerances</a> [EPA-HQ-OPP-2016-0333; FRL-9970-88] (FR)
	EPA: <a href="#">Difenoconazole; Pesticide Tolerances</a> [EPA-HQ-OPP-2016-0254; FRL-9971-95] (FR)
	EPA: <a href="#">Bacillus thuringiensis Cry51Aa2.834 16; Exemption From the Requirement of a Tolerance</a> [EPA-HQ-OPP-2017-0401; FRL-9972-62] (FR)
	NHTSA: <a href="#">Federal Motor Vehicle Safety Standard No. 108; Lamp, Reflective Devices, and Associated Equipment; Denial of Petition for Rulemaking</a> (N)
01-29-18	Justice: <a href="#">Civil Monetary Penalties Inflation Adjustment</a> [Docket No. OAG 159; AG Order No. 4093-2018] (FR)
01-30-18	DEA: <a href="#">Schedules of Controlled Substances: Extension of Temporary Placement of MABCHMINACA in Schedule I of the Controlled Substances Act</a> [Docket No. DEA-421] (TR/Sched. Order)
	DEA: <a href="#">Schedules of Controlled Substances: Placement of MAB-CHMINACA into Schedule I</a> [Docket No. DEA-421] (PR)
	NMFS/NOAA: <a href="#">Endangered and Threatened Wildlife and Plants: Listing the Oceanic Whitetip Shark as Threatened Under the Endangered Species Act</a> [Docket No. 151110999-7999-03] (FR)
01-31-18	DoD/DFARS: <a href="#">Defense Federal Acquisition Regulation Supplement: Procurement of Commercial Items</a> (DFARS Case 2016-D006) [Docket DARS-2016-0028] (FR)



## Antidumping and countervailing duty cases

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

## The Americas - South America

### ARGENTINA

#### 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]. [Note that prohibitions on the commercialization or use of medicines, cosmetics, food, and medical devices under the authority of the Administración Nacional de Medicamentos, Alimentos y Tecnología Médica (ANMAT) are no longer reported.]

BO Date dd-mm-yy	Subject
02-01-18	<a href="#">Decree 1126/2017 (29-12-17) Common Nomenclature of MERCOSUR</a>
	Production/ Foreign Trade: <a href="#">Provision 81-E / 2017 (28-12-17)</a> [Non-Preferential Origin Verification Sunglasses from Taiwan]
	Production,/Foreign Trade: <a href="#">Provision 82-E (28-12-17)</a> [Non-Preferential Origin Verification Sunglasses from Taiwan and Hong Kong]
	Production,/Foreign Trade: <a href="#">Provision 80-E (28-12-17)</a> [Non-Preferential Origin Verification Sunglasses from Taiwan and Hong Kong]
03-01-18	<a href="#">Decree 1/2018 (02-01-18) Modification. Decree No. 1126/2017. Common Nomenclature of MERCOSUR</a>
04-01-18	Federal Adm. of Public Revenues (AFIP): <a href="#">General Resolution 4181-E (03-01-18) General Baggage Regime. Resolution No. 3,751 (ANA) of December 29, 1994, its amendments and their complementary ones. Duty free stores. Its modification</a> [The travelers will enjoy an additional franchise of US \$ 500 (five hundred us dollars), or its equivalent in another currency, with respect to the goods acquired in the free shops of arrival, leaving their excess - provided that they match in concept of luggage- subject to the payment of a single tax with an aliquot of 50% (fifty percent)].
	AFIP: <a href="#">General Resolution 4182-E (03-01-18) Postal delivery system. General Resolution No. 3,915 and its amendment. Its modification</a>
08-01-18	AFIP/Commerce: <a href="#">Joint Resolution 4185-E (05-01-18) creating the Integral System of Monitoring of Imports (SIMI)</a> ; repeal of AFIP Res. 3823.
11-01-18	Production-Commerce Secretary: <a href="#">Resolution 5-E/2018 (08-01-18) Processing of Import Licenses.</a>
12-01-18	Production – Foreign Trade: <a href="#">Prov. 2-E/2018 (10-01-18) Verification of non-preferential origin for sunglasses from Taiwan.</a>
17-01-18	<a href="#">Decree 51/2018 (16-01-18) Establishing extazone import quotas and tariff relief for electric buses with annex</a>
	AFIP: <a href="#">Res. № 2-E/2018 (12-01-18) regarding sealing containers and security controls for Special Customs Area</a>
	Production, Foreign Trade Undersecretary: <a href="#">Prov. 4-E/2018 (16-01-18) listing the expiration date for the presentation of the final exam application due to expiration of the validity period.</a>
18-01-18	AFIP: <a href="#">Res. № 1-E/2018 (11-01-18) re: Customs Transit Security Initiative (ISTA)</a>
	AFIP: <a href="#">Res. № 3-E/2018 (12-01-18) re: Customs Transit Security Initiative (ISTA)</a>
26-01-18	AFIP: <a href="#">Gen. Res. 4195-E/2018 (25-01-18) Register of Vegetable Coal Exporters (RECAR). General Resolution No. 3,493. Modification</a>



BO Date dd-mm-yy	Subject
30-01-18	AFIP: <a href="#">Gen. Res. 4197-E/2018 (29-01-18) Admission of operators of the Customs Regime "in Factoria" to the Authorized Economic Operator Program. Pilot plan.</a>
31-01-18	AFIP: <a href="#">Gen. Res. 4200-E/2018 (30-01-18) Regime of Suspended Destination of Temporary Importation. Resolution No. 2,771 / 96 (ANA). Its replacement.</a>

## 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 (other than ADD/CVD) were published in the *Diário Oficial da União* (Official Gazette) or posted on government websites during the period covered by this Update.

Date dd-mm-yy	Subject
CAMEX	
13-12-17	<a href="#">CAMEX Res. № 90</a> Changes to 0% (zero percent) the Import Tax rates on Capital Goods, as Ex-Tariffs
	<a href="#">CAMEX Res. № 91</a> Changes to 0% (zero percent) the Import Tax rates on the IT and Telecommunications Goods, in the condition of Ex-Tariffs
	<a href="#">CAMEX Res. № 93</a> Amends the list of autoparts contained in Annexes I and II of CAMEX Resolution 116 of December 18, 2014
	<a href="#">CAMEX Res. № 94</a> The effect of the tariff reduction for the product is 3,4-dichlorophenyl isocyanate, NCM 2929.10.30 provided for in CAMEX Resolution No. 1 of January 19, 2017
19-12-17	<a href="#">CAMEX Res. № 95</a> Incorporates the Resolutions No. s 23/17 and 28/17 of the Mercosur Common Market Group the Brazilian legal system and other measures
20-12-17	<a href="#">CAMEX Res. № 97</a> Grants temporary reduction in the rate of import duty under Resolution № 08/08 Group of the MERCOSUR Common Market
21-12-17	<a href="#">CAMEX Res. № 98</a> Alters the Brazilian List of Exceptions to the Mercosur Common External Tariff.
29-12-17	<a href="#">CAMEX Res. № 99</a> Grants temporary reduction in the rate of import duty under Resolution № 08/08 Group of the MERCOSUR Common Market.
15-01-18	<a href="#">CAMEX Res. № 01</a> Alters the Brazilian List of Exceptions to the Mercosur Common External Tariff <a href="#">Correction</a>
SECEX (Foreign Trade Secretariat)	
04-12-17	<a href="#">SECEX Portaria № 42 (01-12-17)</a> Establishes criteria for the allocation of import quotas, determined by CAMEX Resolution No. 89, dated November 30, 2017
	<a href="#">SECEX Portaria № 43 (01-12-17)</a> Establishes criteria for the allocation of import quotas, determined by CAMEX Resolution No. 89, dated November 30, 2017.
18-12-17	<a href="#">SECEX Portaria № 44 (15-12-17)</a> Alters SECEX Portaria No 17, dated May 9, 2017, to expand the list of entities authorized to issue Certificates of Digital Origin (COD) in commerce with Argentina, under the Economic Complementa-tion Agreements (ACE) Nos. 14 and 18
19-12-18	<a href="#">SECEX Portaria № 45 (18-12-17)</a> Changes Annex XVII, Portaria SECEX nº 23, of July 14, 2011, to modify the criterion of redistribution of the quotas of exports of poultry meat and create framework for the quotas of export of milk.
20-12-17	<a href="#">SECEX Portaria № 46 (18-12-17)</a> Amends Portaria SECEX nº 23, of July 14,



Date dd-mm-yy	Subject
	2011, which regulates foreign trade operations, to include art. 239-A.
21-12-17	<a href="#">SECEX Portaria № 47 (20-12-17)</a> Changes to Portaria SECEX No. 23, dated July 14, 2011, to provide for the distribution of tariff quotas for the export of vehicles to Colombia, which are dealt with in articles 2 and 3 of Appendix 5.1 of Annex II to the Economic Complementation Agreement between the Governments of the Argentine Republic, the Federative Republic of Brazil, the Republic of Paraguay and the Republic of Uruguay, the States Parties of Mercosur, and the Government of the Republic of Colombia (ACE-72), as well as the procedures to be adopted for imports of vehicles of that country
26-12-17	<a href="#">SECEX Portaria № 48 (22-12-17)</a> Establishes criteria for allocation of quotas for imports, determined by CAMEX Resolution 97, of December 20, 2017.
	<a href="#">SECEX Portaria № 49 (22-12-17)</a> Establishes criteria for allocation of quotas for imports, determined by CAMEX Resolution 97, of December 20, 2017
	<a href="#">SECEX Portaria № 50 (22-12-17)</a> Establishes criteria for the allocation of import quotas, determined by CAMEX Resolution 97, of December 20, 2017.
	<a href="#">SECEX Portaria № 51 (22-12-17)</a> Promotes changes in subsection XVIII of art. 1 of Annex III of SECEX Portaria No. 23, of July 14, 2011, and adjustments in the distribution of import tariff quotas, based on CAMEX Resolutions No. 94, dated December 13, 2017 and No. 98, dated December 21, 2017
28-12-17	<a href="#">SECEX Portaria № 52 (27-12-17)</a> Provides for the administrative treatment of exports through the Single Foreign Trade Portal of the Integrated Foreign Trade System-SISCOMEX.
15-01-18	<a href="#">SECEX Circular № 03, of 12-01-18</a> Extends the deadline for submitting suggestions to amend the Decree that regulates the rules that govern administrative procedures related to the application of safeguard measures, within the framework of the public consultation established through SECEX Circular No. 66 of 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 dd-mm-yy	Subject
05-01-18	Hacienda: <a href="#">Exempt Decree № 399, of 2017. - Replaces List of Capital Goods established by decree № 365, of 2012</a>
10-01-18	Hacienda: <a href="#">Exempt Decree № 411, of 2017. - Declares the Expo India 2018 international exhibition.</a>
12-01-18	Hacienda: <a href="#">Decree № 1,140, of 2017.- Approves regulations for the Authorized Economic Operator certification, which establishes the activities that can be certified and the requirements, conditions, prerogatives and obligations of the people who have access to the certification</a>
16-01-18	Hacienda: <a href="#">Exempt Resolution № 7.535, of 2017. - Modifies Compendium of Customs Rules</a>
25-01-18	Hacienda: <a href="#">Exempt Resolution № 7,153, of 2017. - Modifies Compendium of Customs Rules</a>
	Hacienda: <a href="#">Extract of Exempt Resolution № 246, of 2018. - It establishes Authorized Economic Operator Program, as well as the requirements, conditions and</a>



Date dd-mm-yy	Subject
	<a href="#">particular obligations for the activities of export and clearance of merchandise by customs agents</a>
27-01-18	Hacienda: <a href="#">Exempt Decree No 15, of 2018. - Applies reductions of customs duties for the importation of raw sugar, refined sugar grades 1 and 2, and refined sugar grades 3 and 4, and sub-standards</a>
	Hacienda: <a href="#">Exempt Decree No 14, of 2018. - Declares international the twelfth-version of the International Papudo Integration Fair 2018</a>
29-01-18	Hacienda: <a href="#">Extract of Exempt Resolution No 309, of 2018.- Add Annex N ° 5 to Appendix XI of Chap. III on benefits for travelers in general and for crewmembers of ships, aircraft and other international transport vehicles</a>

### Selected advance publications

Date	Closing date comments	Matter	Download Document
15-01-18	06-02-18	Fast delivery shipping companies (Express carriers), under Law No. 20,997, which modernizes customs legislation.  In view of the fact that the Regulation on the matter is being processed before the Office of the Comptroller General of the Republic, this draft Resolution may undergo modifications of form or substance.	<a href="#">Draft Resolution</a>  <a href="#">Annex 3</a> <a href="#">Annex 4</a> <a href="#">Annex 5</a> <a href="#">Annex 6</a> <a href="#">Appendix</a> <a href="#">Chapter VII</a>
16-01-18	09-02-18	Establish the requirements and obligations to be met by the Inspection Bodies, Testing Laboratories, among others, to assist the National Customs Service in certain processes related to the export or import, as appropriate, of copper concentrate, precious metals and liquid bulk, under Law No. 20,997, which modernizes customs legislation.	<a href="#">Draft Resolution</a> <a href="#">Copper Concentrates</a>  <a href="#">Draft Resolution</a> <a href="#">Precious Metals</a>  <a href="#">Draft Resolution</a> <a href="#">Fuels</a>
23-01-18	06-02-18	Draft Resolution that authorizes the establishment and operation of the Free Trade Warehouses (Duty Free Shop), at Santiago Arturo Merino Benítez International Airport (AMB).	<a href="#">Draft Resolution</a>

### 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 may be found [here](#).



## 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
18-12-17	<a href="#">Decree 2111 "Whereby the Economic Complementation Agreement signed between the Governments of the Argentine Republic, the Federative Republic of Brazil, the Republic of Paraguay and the Eastern Republic of Uruguay, States Parties of MERCOSUR, is given provisional application, and the Government of the Republic of Colombia, in the city of Mendoza of the Argentine Republic on July 21, 2017"</a>
27-12-17	Transport: <a href="#">Decree 2229 (27-12-17) By which a Title is added to Part 3 of Book 2 of Decree 1079 of 2015, in relation to the conditions, terms, and requirements to authorize the temporary internment of vehicles, motorcycles and minor river vessels with registration from the neighboring country, to residents in the Special Border Development Units</a>
09-01-18	Hacienda: <a href="#">Decree 2218 (27-12-17) "By which measures are adopted for the prevention and control of customs fraud in imports of fibers, yarns, fabrics, clothing and footwear"</a>
12-01-18	MinCIT: <a href="#">Circular 01 (12-01-18) "Values of BACEX and VUCE computer services - Validity 2018"</a>
15-01-18	MinCIT: <a href="#">Circular 02 (15-01-18) "Circular Addition No. 038 of 2017 - Distribution and administration of export quota for sugar and products with sugar within the agreement for the commercial promotion Colombia - United States"</a>
19-01-18	MinCIT & Customs: <a href="#">Joint Circular 01 (19-01-18) "Application of Decree 2218 of 2017 - By which measures are adopted for the prevention and control of customs fraud in imports of fibers, yarns, fabrics, clothing and footwear"</a>
22-01-18	MinCIT: <a href="#">Circular 003 (22-01-18) "Elimination of physical provision of the letter of responsibility in the maritime terminals of the city of Buenaventura"</a>
23-01-18	MinCIT: <a href="#">Circular 004 (22-01-18) "Modification circular 024 of 2016 updated by circular 038 of 2016, for products that require authorization, permission and certification prior to export by the entities that act in the Single Window of Foreign Trade – VUCE"</a>
31-01-18	MinCIT: <a href="#">Circular 005 (30-01-18) "Presentation of the annual report on the issuance of certificates to the supplier and exports made by the international marketing companies"</a>
	MinCIT: <a href="#">Circular 006 (30-01-18) "Circular modification No. 038 of 2017, added by circular 002 of 2018 - Distribution and administration of the export quota of sugar and sugar products within the agreement for the commercial promotion Colombia - United States"</a>

## 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
06-01-18	External Relations: <a href="#">Ministerial Resolution No. 0001 / RE-2018</a> - publish a summary of the substantive paragraphs of Resolution 2397 (2017) of the United Nations Security Council regarding the non-proliferation of weapons in the Democratic People's Republic of Korea
14-01-18	Foreign Trade and Tourism: <a href="#">Ministerial Resolution № 022-2018-MINCETUR</a> Approved Performance Indicators and Indicators for the Foreign Trade and Tourism Sector corresponding to Fiscal Year 2018
15-01-18	Agriculture: <a href="#">Directorial Resolution No. 0001-2018-MINAGRI-SENASA-DSA</a> Animal health requirements approved for the import of reptiles from the United States of America
21-01-18	SUNAT: <a href="#">Resolution № 020-2018/SUNAT</a> Modifies the Resolution of Superintendence No. 155-2017 / SUNAT regarding the designation of Exporters as electronic issuers of the Electronic Emission System
22-01-18	SUNAT: <a href="#">Resolution № 02-2018-SUNAT/310000</a> Modify the Specific Procedure Electronic Mandate DESPA-PE.00.18 (version 1)
24-01-18	SUNAT: <a href="#">Resolution No. 01-2018-SUNAT / 310000</a> Modify the general procedure Certification of the authorized economic operator DESPA-PG.29 (version 2)
25-01-18	SUNAT: <a href="#">Circular № 01-2018-SUNAT / 310000</a> Circular about land cargo manifest via web
26-01-18	SUNAT: <a href="#">Resolution No. 03-2018-SUNAT / 310000</a> Modify the Instructions for Customs Declaration of Goods (DAM) DESPA - IT.00.04 (version 2)

## 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

### DHA notices and advices

The following Department of Home Affairs (DHA, formerly Immigration and Border Protection or DIBP) Notices and Cargo advices (ACCA) were issued during the period covered by this Update:

Date	Series and №	Title
29-01-18	<a href="#">DHA Notice № 2018/01</a>	Changes to by-laws under Item 15, and working pages for Items 10, 11 and 15 of Schedule 4 of the Customs Tariff Act 1995: <i>[Changes to the definition of 'Family'; Replacement of the phrase "permanent resident" with "arriving resident"; changes to import processing charges for importation of goods under status of forces agreements — see DIBPN No.2017/42]</i>

### 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
10-01-18	<a href="#">TC18-01</a>
17-01-18	<a href="#">TC18-02</a>
24-01-18	<a href="#">TC18-03</a>
31-01-18	<a href="#">TC18-04</a>



## Australian Tariff Precedents

The Department of Immigration and Border Protection (DIBP) has published a [List of Current Precedents](#), updated through 13 June 2017. Tariff Precedents are considered statements from Customs made to provide guidance on various classification issues. New information and tariff classification guides can be found on [Tariff Public Advice Products](#) webpage

## Antidumping and countervailing duty cases

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

## CHINA (INCLUDING HONG KONG SAR)

### What to Watch: Draft Export Control Law of China

The Ministry of Commerce (“MOFCOM”) of the People’s Republic of China (“China”) published the draft *Export Control Law* (“ECL”) for public comments via a circular on 16 June 2017. If enacted, the ECL will be the first set of comprehensive and unified export control legislation in China, which is aimed at upgrading the country’s existing regime consisting of various administrative regulations and rules. The ECL is still in the draft form and no further update has been announced since its publication last year, but it is widely expected to be introduced in the National People’s Congress within 2018.

#### 1. Controlled Items, Blacklists and Embargoes

The draft ECL sets forth four categories of controlled items (“Control Lists”), including dual-use items which may be used for civilian and military purposes, military items, nuclear items, as well as other goods, technologies, services and items that are related to national security. Items outside the Control Lists could also be temporarily controlled for up to two years, subject to the approval of the State Council, the Central Military Commission and their designated authorities (“Competent Authorities”). In addition, activities subject to ECL control need not involve items on the Control Lists as long as the exporter knows or should know that the export may give rise to national security and terrorism concerns.

The Competent Authorities may also maintain blacklists of foreign importers and end-users that breach the ECL, and may prohibit the export of controlled items to such persons

Furthermore, the draft ECL provides that if China is subject to any discriminatory export control measures by any country, the State may adopt retaliatory measures against such country. The State may also put in place any necessary controls over the export of any goods, technologies and services in order to safeguard security and interests during wartime or urgent situations concerning international relations.

If the draft ECL is passed in its current form, companies must be prepared to regularly monitor dynamic updates to the scope of controlled items, countries and persons in order to ensure full compliance with the law.

#### 2. Controlled Activities and Licensing

The draft ECL introduces the concepts of deemed export and re-export in China, which will bring China’s system many steps closer to the export control regimes



in western countries. Deemed exports include the provision of controlled items by a citizen, legal person or other organization in China to any foreign person; the item need not be physically exported from China. Re-export controls cover the export of controlled items (i.e. items comprising a prescribed amount of content controlled by China) from one overseas jurisdiction to another.

It remains unclear whether or precisely how China will implement provisions controlling deemed export and re-export transactions. Given their potentially extra-territorial reach, there may be practical challenges in enforcing such requirements. Furthermore, if ultimately adopted, the deemed export provisions may significantly impact multinational corporations with a presence in China or with access to Chinese controlled items and technology outside of China. In view of the breadth of the draft legislation, even the sharing of information related to controlled items between colleagues (one of whom is employed by a Chinese subsidiary) may be included within the scope of the ECL's control regardless of whether there is actual cross-border transfer.

The ECL requires licences (categorized into General Licences and Individual Licences) to be obtained from the Competent Authorities for carrying out controlled activities. Additionally, exporters may also be subject to recordkeeping and monopoly qualification requirements.

### 3. End-Use Requirements

The Competent Authorities may request the exporters to submit end-use certificates or documents issued by the importers or the relevant agencies in the countries of import. The exporters are also under a positive obligation to review the end-users and uses of the exported items, and to immediately report to the Competent Authorities of any change in end-users or uses. Further, the importers shall undertake not to alter the ultimate uses of the imported items, or transfer the imported items to any third parties other than the end-users, without the approval of the Competent Authorities. In this regard, the Competent Authorities are empowered under the ECL to conduct on-site verifications on the end-users and end uses.

### 4. Enforcement and Penalties

The draft ECL grants Competent Authorities broad investigative powers. They may, for example, enter the business premises of parties under investigation, conduct interviews with relevant parties, access and copy relevant documents, examine the conveyance used for export, seize items and even freeze bank account of the export operators.

The draft ECL prescribes the following key penalties:

- Export without a Permit – The operator may receive a warning from the Competent Authorities, as well as administrative penalty of not more than 10 times the illegal business revenues and confiscation of any illegal gains derived from such activity. Persons directly in charge and other persons directly held liable (not expressly defined, but may include employees or agents of the exporter) may also be given a warning and fined up to CNY 300,000.
- Fraudulent Acquisition or Trading of a Permit – In addition to the above penalties, the Competent Authorities may withdraw the licence of any party that obtains it by fraud, bribery or other illegal means, or falsifies, alters, leases, lends, or trades a licence for the export of controlled items.



## 5. Implications

The ECL is still in the draft form and it remains to be seen how the legislative provisions will be enforced, whether any exemptions will be introduced, and if there will be any meaningful updates to the draft before it is introduced to the National People's Congress. Given the potentially wide-sweeping impact, multinationals that may be affected are well advised to start early to understand the implications of the new law on their compliance obligations, supply chains, and business operations.

For additional information, please contact the authors, [Anne Peng](#) or [Jon Cowley](#).

### GAC issues order for revised advance rulings process

On December 26, 2017, the General Administration of Customs (GAC) released [GAC Order \(Decree\) \[2017\] 236 - The Interim Administrative Procedure for Customs Advance Rulings](#), which comes into effect on February 1, 2018. The new provisions permit importers and exporters to request advance rulings from China Customs in advance of the actual import or export of the goods involved in the ruling request.

Rulings may be requested from the subsidiary office of Customs where the importer of record (IOR) or the exporter of record (EOR) are registered. It does not appear that other parties may apply for a ruling. Ruling requests may be requested for tariff classification, customs valuation issues, origin and other areas prescribed by GAC, but only one issue per application.

Rulings must be applied for on a specified form accompanied by other relevant documentation (with Chinese translations, if in another language), in most cases three months prior to the planned importation or exportation. Customs will decide whether to accept the application within 10 days of receipt, and if accepted, will issue a "preliminary" ruling within 60 days that is valid for three years unless revoked or withdrawn by Customs before then, or if the law or regulations change (in which case, there is an automatic revocation). If testing or expert opinions are needed, the time for those operations is not included within the 60 day period. Importers or exporters must follow the rulings.

Customs may cancel a ruling if the materials submitted by the applicant are untrue, inaccurate or incomplete; the decision of the preliminary decision is wrong; there is another need to cancel the ruling. If canceled, the cancellation relates back to the issuance. GAC should be issuing implementation regulations or guidance shortly.

### 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
12-15-17	<a href="#">MOFCOM, GAC Joint Bulletin [2017] № 74</a>	Announcement on the Release of China's Toxic Chemicals Strictly Restricted (2018))
12-13-17	<a href="#">GAC Ann. [2017] № 61</a>	On the Administrative Measures for the Place of Origin of Imported and Exported Goods under the Customs of the People's Republic of China <The Government of the People's Republic of China and



Date	Series and №	Subject
		the Georgian Government Free Trade Agreement
12-14-17	<a href="#">GAC Ann. [2017] № 62</a>	Announcement on Relevant Business Dealing after the Transitional Period of Canceling the Processing Trade Taiwan Deposit System
12-10-17	<a href="#">GAC Ann. [2017] № 63</a>	Announcement on Publication of the Administrative Verdict for Classification of Products (III) in 2017
12-20-17	<a href="#">GAC Order [2017] 235</a>	On the promulgation of the “General Administration of Customs on the revision of some rules and regulations decision” order
12-21-17	<a href="#">GAC Ann. [2017] № 64</a>	Concerning the Implementation of the Free Trade Agreement between the Government of the People's Republic of China and the Government of Georgia
12-25-17	<a href="#">GAC Ann. [2017] № 65</a>	On Tariff Adjustment Scheme for 2018
	<a href="#">GAC Ann. [2017] № 67</a>	On Further Promoting Preferential Trade Agreements Declaring Paperless Goods
12-26-17	<a href="#">GAC Order [2017] 236</a>	The Interim Administrative Procedure for Customs Advance Ruling
12-28-17	<a href="#">GAC Ann. [2017] № 66</a>	Notice on Regulating the Requirements for Non-Chinese-made Vehicles Declared under Item 8703 of General Trade Import Tariff
12-27-17	<a href="#">GAC Ann. [2017] № 68</a>	Relevant Matters on Postponing the Annual Report on the Registration Information of Customs Brokers
	<a href="#">GAC Ann. [2017] № 69</a>	On Revising the “Rules for Filing Customs Declaration of Import and Export Goods of the Customs of the People's Republic of China”
12-28-17	<a href="#">GAC Ann. [2017] № 70</a>	On the quantity of agricultural products imported from New Zealand in 2017 and the level of import trigger in 2018
12-29-17		<a href="#">Interpretation of Proposal on the Origin of the Free Trade Agreement between the Government of the People's Republic of China and the Government of Georgia</a>
12-31-17	<a href="#">MOFCOM № 96 of 2017</a>	Cataloging the Issuance of Import Permits for Goods by 2018
01-01-18	<a href="#">MOFCOM/AQSIQ/GAC № 1 of 2018</a>	General Administration of Quality Supervision, Inspection and Quarantine of the General Administration of Customs Announcement No. 2018 Announcement Relevant Matters Relating to the Resumption of Automatic Import Permission in Guangdong Province
01-03-18	<a href="#">GAC Ann. [2018] 1</a>	Concerning the Importation of Special Safeguards on Cheese Originating in New Zealand by 2018
01-04-18	<a href="#">GAC Ann. [2018] 2</a>	Concerning the Implementation of Special Safeguard Measures on Importing Butter and Other Fat and Oil Originating in New Zealand by 2018
01-05-18	<a href="#">MOFCOM/GAC № 4 of 2018</a>	Implementing Resolution 2397 of the UN Security Council regarding North Korea
	<a href="#">GAC Ann. [2018] 3</a>	Concerning the Implementation of Special Safeguards to Import Solid and Non-solid Milk and Cream Originating in New Zealand, 2018
01-09-18	<a href="#">GAC Ann. [2018] 4</a>	Notice on Publication of Legal Instruments and List Formats Relevant to Bonded Supervision Places
01-10-18	<a href="#">GAC Ann. [2018] 5</a>	Announcement on the Quantity of Two Types of Agricultural Products Imported from Australia and the Trigger Levels of Import in 2018 in 2017
01-12-18	<a href="#">SAT/GAC Joint [2018] 5</a>	On the expansion of customs tax exemption granted to the General Administration of Customs special taxpayers pilot announcement
01-15-18	<a href="#">GAC Ann. [2018] 6</a>	Announcement on Relevant Matters Concerning the Place of Origin under Partial Preferential Trade Ar-



Date	Series and №	Subject
		rangements
	<a href="#">GAC Ann. [2018] 7</a>	Announcement on Matters Concerning the Automatic Tax Calculation of the Customs Declaration on the Import of Goods Resulting from Trade Relief Measures
01-16-18	<a href="#">GAC Ann. [2018] 8</a>	Announcement of Commodity Range and Quantity Restrictions on Commodities Operated by Taiwan's Small Commodity Exchange Market in Taiwan
	<a href="#">GAC Ann. [2018] 9</a>	Promotion of paper-less entry documents
	<a href="#">GAC Ann. [2018] 10</a>	Notice Concerning the Pilot Reform Printing of Dedicated Customs Payment Letter
01-29-18	<a href="#">GAC Ann. [2018] 11</a>	Announcement of customs logistics regulatory rules and regulations related to the format of the notice
01-30-18	<a href="#">GAC Ann. [2018] 12</a>	Announcement on Formatting and Issuance of Specification Forms for the Measures for the Administration of Goods Passed into and Out of the Customs by the Customs of the PRC
01-31-18	<a href="#">GAC Ann. [2018] 14</a>	"Interim Measures on Administration of Advance Ruling by the General Administration of Customs of the PRC"
	<a href="#">GAC Ann [2018] 15</a>	Announcement on the Format of Legal Documents Involving the Measures for the Administration of the Administration of Tax Collection on the Import and Export Goods of the Customs of the PRC

## Antidumping and Countervailing Duty Cases

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

## Hong Kong Trade and Industry Department (TID) notices (dd-mm-yy)

STC = STRATEGIC TRADE CONTROLS; CIC= COMMERCIAL INFORMATION CIRCULARS;  
UNSC =UNITED NATIONS SANCTIONS CIRCULARS

Date	Matter
02-01-18	STC 1/2018 <a href="#">Air Transshipment Cargo Exemption Scheme for Specified Strategic Commodities (SCTREX): List of Valid Registrants (as at 1 January 2018)</a>
10-01-18	STC 2/2018 <a href="#">Officers Authorized to Sign on Strategic Commodities Licences and Delivery Verification Certificates under Import and Export Ordinance, Cap 60 Import and Export (Strategic Commodities) Regulations</a>

## INDIA

### India joins the Australia Group

On January 19, 2018, the Ministry of External Affairs [announced](#) that India has joined the [Australia Group](#) (AG) following the completion of internal procedures for joining the Group. The AG decided to admit India as the Group's 43rd Participant through a consensus decision.

India's entry into the Group would be mutually beneficial and further contribute to international security and non-proliferation objectives. The AG is the cooperative and voluntary group of countries working to counter the spread of materials, equipment and technologies that could contribute to the development or acquisition of chemical and biological weapons (CBW) by states or terrorist groups.



The other AG members are: Argentina, Australia, Austria, Belgium, Bulgaria, Canada, Croatia, Republic of Cyprus, Czech Republic, Denmark, Estonia, European Union, Finland, France, Germany, Greece, Hungary, Iceland, Ireland, Italy, Japan, Republic of Korea, Latvia, Lithuania, Luxembourg, Malta, Mexico, Netherlands, New Zealand, Norway, Poland, Portugal, Romania, Slovak Republic, Slovenia, Spain, Sweden, Switzerland, Republic of Turkey, Ukraine, United Kingdom and United States.

Further information on the Australia Group can be found at [its website](#).

## India launches safeguard investigation on solar cells

The WTO [announced](#) that on 19 December 2017, India notified the WTO's Committee on Safeguards that it initiated on 19 December 2017 a safeguard investigation on solar cells, whether or not assembled in modules or panels. Further information is available in [G/SG/N/6/IND/44](#).

## 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
<b>CBEC</b>		
TARIFF NOTIFICATIONS		
14-12-17	<a href="#">91/2017-Cus(T)</a>	Increases import tariff rate on specified electronic goods under First Schedule to the Customs Tariff Act by invoking section 8A (1) of the Customs Tariff Act.
	<a href="#">92/2017-Cus(T)</a>	Further amends notification No. 50/2017-Customs so as to prescribe effective rate of BCD on various goods.
21-12-17	<a href="#">93/2017-Cus(T)</a>	Imposes 30% Basic Customs Duty on Chana (Chickpeas) and Masoor (Lentils).
22-12-17	<a href="#">94/2017-Cus(T)</a>	Further amends Notification No. 69/2011-Customs, dated 29th July, 2011 so as to provide a deepen the concessional rate of basic customs duty in respect of tariff item 8708 40 00 [gear box and parts thereof, of specified motor vehicles], w.e.f. 1st of January, 2018, when imported under the India-Japan Comprehensive Economic Partnership Agreement (JCEPA).
	<a href="#">95/2017-Cus(T)</a>	Amends notification No. 152/2009-Customs dated 31.12.2009 so as to provide deeper tariff concessions in respect of specified goods imported from Korea RP under the India-Korea Comprehensive Economic Partnership Agreement (CEPA) w.e.f. 01.01.2018
29-12-17	<a href="#">96/2017-Cus(T)</a>	Amends notification No. 46/2011-Customs dated 01.06.2011 so as to provide deeper tariff concessions in respect of specified goods when imported from ASEAN under the India-ASEAN Free Trade Agreement w.e.f. 01.01.2018.
29-12-17 01-01-18	<a href="#">97/2017-Cus(T)</a> <a href="#">Corrigendum</a>	Amends notification No. 53/2011-Customs dated 01st July, 2011 so as to provide deeper tariff concessions in respect of specified goods imported from Malaysia under the India-Malaysia Comprehensive Economic Cooperation Agreement (IMCECA) w.e.f. 01.01.2018
05-01-18	<a href="#">01/2018-Cus(T)</a>	Amends notification No. 82/2017-Customs dated 27.10.2017[8]7 to amend the effective rate of customs duty



Date	Series and №	Subject
		of tariff item 6001 9200.
	<a href="#">02/2018-Cus(T)</a>	Amends notification 50/2017-Customs dated 30.06.2017 so as to exclude petroleum coke from the purview of concessional 5% Basic Customs Duty (BCD).
12-01-18	<a href="#">03/2017-Cus(T)</a>	Inclusion of Dhamra and Dighi Ports in the list of ports mentioned in Export Promotion (EP) Schemes Notifications.
18-01-18	<a href="#">04/2018-Cus(T)</a>	Temporary Import of Professional Equipment and Sports Goods under A.T.A. Carnet
25-01-18	<a href="#">05/2018-Cus(T)</a>	Amends Notification No.50/2017-Customs (Rate).
NON-TARIFF NOTIFICATIONS		
15-01-18	<a href="#">5/2018 Cus(NT)</a>	Tariff Notification in respect of Fixation of Tariff Value of Edible Oils, Brass Scrap, Poppy Seeds, Areca Nut, Gold and Silver.
22-01-18	<a href="#">8/2018-Cus(NT)</a>	Regarding amendment in notification No. 89/2017-Cus(NT) dated 21.09.2017 relating to AIRs of Duty Drawback
31-01-18	<a href="#">10/2018-Cus(NT)</a>	Tariff Notification in respect of Fixation of Tariff Value of Edible Oils, Brass Scrap, Poppy Seeds, Areca Nut, Gold and Silver- Reg
CIRCULARS AND INSTRUCTIONS		
08-12-17	<a href="#">Cir. 48/2017</a>	Clarification on Customs (Import of Goods at Concessional Rate of Duty) Rules, 2017 –reg
12-12-17	<a href="#">Cir. 49/2017</a>	Refund/Claim of Countervailing duty as Duty Drawback.
18-12-17	<a href="#">Cir. 50/2017</a>	Sale of goods and display of prices at duty free shops in Indian currency – amendment of circular 31/2016 - Customs dated 6th July 2016
21-12-17	<a href="#">Cir. 51/2017</a>	Implementing Electronic Sealing for Containers by exporters under self-sealing procedure by Circular 26/2017-Cus dated 01-07-2017,36/2017 dated 28-08-2017, 37/2017 dated 20-09-2017,41 dated 30-10-2017 and 44/2017 dated 18-11-2017
22-12-17	<a href="#">Cir. 52/2017</a>	Customs procedure for export of cargo in containers and closed bodied trucks from ICDs/CFSS through Land Customs Stations (LCSs)
11-01-18	<a href="#">Cir. 01/2018</a>	Guidelines for the sale of seized/confiscated gold.
12-01-18	<a href="#">Cir. 02/2018</a>	Know your customer (KYC) norms
15-01-18	<a href="#">Inst. 01/2018</a>	Classification of Telecommunication Antenna used at Base Transceiver Station/NodeB/eNodeB
17-01-18	<a href="#">Cir. 03/2018</a>	Amendment in the AEO Programme Circular No. 33/2016 dated 22-07-16
24-01-18	<a href="#">Cir. 04/2018</a>	Amendments to the All Industry Rates of Duty Drawback effective from 25.01.2018
DGFT		
05-12-17		<a href="#">Foreign Trade Policy Statement 2017 – Mid Term Review</a>
		<a href="#">Foreign Trade Policy 2015-20</a> (eff. 05-12-17)
		<a href="#">Foreign Trade Procedures 2015-20</a>
	<a href="#">N. 41/2015-2020</a>	Revised and updated FTP, 2015-2020
06-12-17	<a href="#">N. 42/2015-2020</a>	Amendment in import policy condition of pepper classified under Chapter 09 of ITC (HS), 2017 àSchedule à1 (Import Policy)
29-12-17	<a href="#">N. 43/2015-2020</a>	Export Policy of Onions - Imposition of Minimum Export Price (MEP).
18-01-18	<a href="#">N. 44/2015-2020</a>	Amendment in policy condition No.3 of Chapter 72 of ITC (HS), 2017 - Schedule - I (Import Policy).
19-01-18	<a href="#">N. 45/2015-2020</a>	Export Policy of Onions - Imposition of minimum Export Price (MEP)
24-01-18	<a href="#">N. 46/2015-2020</a>	Amendment in import policy condition of Urea under ITC (HS)Code 3102 10 00 of Chapter 31 of ITC (HS), 2017 - Schedule - I (Import Policy)
31-01-18	<a href="#">N. 47/2015-2020</a>	Notification of Indian Trade Classification ( Harmonised Sys-



Date	Series and №	Subject
		tem) of Export Items, 2018 [ Schedule 2, Export Policy of ITC (HS), 2018]

## 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
30-11-17	<a href="#">Act № 799 Malaysian Border Security Agency Act 2017</a>
02-01-18	<a href="#">P.U. (A) 1/2018 Dangerous Drugs (Amendment) Regulations 2017 - Dangerous Drugs Act 1952</a>
16-01-18	<a href="#">P.U. (B) 18/2018 Notification of Values of Crude Petroleum Oil Under Section 12 - Customs Act 1967</a>
	<a href="#">P.U. (B) 19/2018 Notification of Values of Crude Palm Oil Under Section 12 - Customs Act 1967</a>
30-01-18	<a href="#">P.U. (B) 54/2018 Notification of Values of Palm Kernel Under Section 12 - Customs Act 1967</a>
	<a href="#">P.U. (B) 55/2018 Notification of Values of Crude Petroleum Oil Under Section 12 - Customs Act 1967</a>

## 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

### Synthetic Greenhouse Gas (Goods) Levy changes from 1 January 2018

New levy rates and additional goods will apply to the Synthetic Greenhouse Gas (Goods) Levy as of 1 January 2018.

The [Climate Change \(Synthetic Greenhouse Gas Levies\) Amendment Regulations 2017](#) (Schedule 2) provides for the levy rate changes and expansion of the Levy to some new goods and gases. The amendments relate to the synthetic greenhouse gas levy imposed by section 227 of the [Climate Change Response Act 2002](#). The amendments—

- specify the price of carbon for the 2018 levy year; and
- prescribe the rates of levy for leviable motor vehicles and goods for the 2018 levy year; and
- expand the list of leviable goods to include—
  - air-conditioning units and heat pumps containing R32; and



- parts for refrigerating or freezing units containing HFC-134a; and
- dehumidifiers containing R32 or R404A; and
- aeroplanes and other aircraft containing HFC-134a; and
- polyurethanes containing HFC-245fa; and
- fire extinguishers containing HFC-227ea; and
- industrial ink-jet printing machines containing HFC-134a.

The 2018 levy year starts on 1 January 2018 and ends at the close of 31 December 2018. For more information go to the [Ministry of the Environment page](#).

## Annual tobacco products excise duties increase

The annual indexation increase to excise and excise-equivalent duty rates together with a separate 10 percent increase took place on 1 January 2018.

The annual indexation increase is based on the movement in the All Groups Consumers Price Index (excluding credit services) over the 12-month period to 30 September 2017. In addition to the annual indexation increase, the duty rates also increase by 10 percent. This is the second of the four 10 percent increases announced in the 2016 Budget and legislated for in the *Customs and Excise Act 1996*.

The new rates are those set out in the [Excise and Excise-equivalent Duties Table \(Tobacco Products Indexation and Separate 10% Increase\) Amendment Order 2017](#).

<b>Tobacco product</b>	<b>Rate of excise and excise-equivalent duty from 1 January 2018 (GST excluded)</b>
Manufactured cigarettes - exceeding in weight 0.8 kg actual tobacco content per 1,000 cigarettes	\$1,177.87 per kilo tobacco content (KTC)
Manufactured cigarettes - not exceeding in weight 0.8 kg actual tobacco content per 1,000 cigarettes	\$826.58 per 1,000 cigarettes
Smoking tobacco, homogenised or reconstituted tobacco	\$1,177.87 per kilo tobacco content (KTC)
Other tobacco products, eg snuff, cigars, cheroots and cigarillos	\$1,033.20 per kilo tobacco content (KTC)

## Tariff Replacement Pages effective 1 January

The New Zealand Customs Service has issued replacement set for Amendments to the [Working Tariff Document](#). These replacement pages came into effect on 1 January.

Part I: Standard Tariff: This sets out the classification of all international trade goods and import duty rates.

Part II: Concessions: This outlines the concession categories to reduce or waive duty that would usually be applied under Part I.

The Working Tariff Document also includes a duties table which provides for the imposition of an [excise and excise-equivalent tax](#) on certain goods such as alcoholic beverages, tobacco and fuel. This tax is applied equally to such goods whether they are locally manufactured or imported.



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.

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

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The Tariff Act 1988 provides for implementation of the Government's policies on Tariff Industry Assistance at the border.

The structure of the Tariff also meets New Zealand's obligations under the *International Convention on the Harmonized Commodity Description and Coding System*, commonly known as the Harmonised System.

## **New Zealand Gazette**

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

Date	Matter
05-12-17	<a href="#">Excise and Excise-equivalent Duties Table (Tobacco Products Indexation and Separate 10% Increase) Amendment Order 2017</a>
07-12-17	<a href="#">Tariff Concession Approvals, Withdrawals and Declines Notice (No. 47) 2017</a>
	<a href="#">Tariff Concession Approvals, Withdrawals and Declines Notice (No. 48) 2017</a>
21-12-17	<a href="#">Tariff Concession (Advertisement) Notice No. 2017/52</a>
	<a href="#">Variation of the Arrangement for Use of an Automated Electronic System</a>
19-01-18	<a href="#">Tariff Concession Approvals, Withdrawals and Declines Notice (No. 2) 2018</a>

## **SINGAPORE**

### **A summary of the Singapore Tourist Refund Scheme**

Singapore receives many tourists every year and the Singapore government has stressed the importance of visitors enjoying a good shopping experience as well as a hassle-free GST refund claim process.

Generally, purchases of goods and services in Singapore from GST-registered retailers are subject to GST at 7%. However, a GST refund is available to tourists on goods purchased from GST-registered retailers operating under a Tourist Refund Scheme. All goods on which GST is charged (standard-rated goods) are eligible for GST refund except:

- Goods wholly or partly consumed in Singapore.
- Goods exported for business or commercial purposes.
- Goods that will be exported by freight.
- Accommodation in a hotel, hostel, boarding house, or similar establishments.
- Services are not eligible for GST refund under the TRS.

All GST-registered retailers may choose to operate the TRS on their own (as independent retailers) or engage the services of Central Refund Agencies - of which there are currently four (4) CRAs in Singapore. GST-registered retailers who choose to offer GST refunds to tourists under the TRS may apply to do so, albeit only via an electronic TRS system.

Under the eTRS system, tourists who wish to seek a refund of GST for their purchases are no longer required to fill out the different refund forms issued by the participating retailers at each retail outlet. Instead, all relevant purchases are captured and verified through the eTRS system managed centrally by IRAS and administered by the CRAs and IRs. The participating retailers will verify the status of the tourists and issue the relevant eTRS ticket (or the tourist can use their credit or debit cards as eTRS tokens) through the eTRS system to the eligible



tourists at the point of sale. Subsequently, the tourists may apply for the relevant GST refunds using the eTRS self-help kiosk using the eTRS ticket or eTRS token when they exit Singapore via Changi International Airport or Seletar Airport.

Note that all the CRAs and IRs have to seek approval from the Inland Revenue Authority of Singapore (IRAS) before they can participate directly in the eTRS. There are specific conditions applicable to tourists in respect of the tourist refunds, and the CRAs and IRs also need to meet detailed conditions and technical systems requirements before they can apply to operate under the eTRS system directly. The details are discussed in the administrative guide on eTRS released by IRAS which has recently been updated (November 2017).

For GST-registered retailers that do not wish to be an IR and set up their own system to link up directly to the eTRS central system managed by IRAS (ie, Central Clearing House), such retailers can still engage the services of the CRAs to participate under the TRS and there is no requirement to seek any specific approval from the IRAS.

The eTRS system allows the IRAS to detect any unusual claim promptly through an online central system. IRAS takes a serious view of anyone who willfully make false declarations to seek GST refunds under the TRS or abuse the scheme. Further, as a control measure, physical inspection of the goods may be carried out by Singapore Customs officers at the departure points before a GST refund claim is approved.

For additional information, please contact the authors, [Zhixiang Ke](#) or [Wei Hann Tan](#).

## VIETNAM

### New regulations on logistics services business

The Government of Vietnam has recently issued Decree No. 163/2017/ND-CP (“Decree 163”) to replace Decree No. 140/2007/ND-CP dated 05 September 2007 regarding the business conditions for engaging in logistics services business (“Decree 140”). Decree 163 will enter into force from 20 February 2018.

In comparison with Decree 140, Decree 163 offers certain notable provisions as follows:

#### A. Classification of logistics services

Per Decree 140, logistics services were classified into three groups, comprising: (i) principal logistics services (e.g., goods pickup and loading services, warehousing and storage services, transportation agency services), (ii) transportation-related logistics services (e.g., carriage services in terms of seaway, internal waterways, railway), and (iii) other related logistics services (e.g., distribution services, postal services).

Decree 163 no longer endeavors to group logistics services as aforementioned. Under Decree 163, the following activities are considered “logistics services” and thus are within its purview:

№	Logistics Activity	Notes
1	Container handling services, except for services	



<b>Nº</b>	<b>Logistics Activity</b>	<b>Notes</b>
	provided at airports	
2	Container warehousing services classified as auxiliary services for sea transport	
3	Warehousing services classified as all auxiliary services for multimodal transport	
4	Delivery services	Replacing “postal services” as in Decree 140
5	Freight transport agency services	
6	Customs brokerage services (including customs clearance services)	
7	Other services including bill of landing inspection, cargo brokerage services, cargo inspection, sampling and weighing services; goods receipt and acceptance services; and preparation of transport documents	
8	Wholesaling auxiliary services and retailing auxiliary services including management of goods in storage, and collection, collation and classification of goods and their delivery	Narrower than Decree 140, which covered “wholesale distribution services” and “retail distribution services”
9	Cargo transport services classified as sea transport services	Narrower than “seaway transportation services” under Decree 140, which encompassed both freight and passenger transportation
10	Cargo transport services classified as inland waterway transport services	Narrower than “internal waterway transportation services” under Decree 140, which encompassed both freight and passenger transportation
11	Cargo transport services classified as rail transport services	Narrower than “railway transportation services” under Decree 140, which encompassed both freight and passenger transportation
12	Cargo transport services classified as road transport services	Narrower than “road transportation services” under Decree 140, which encompassed both freight and passenger transportation
13	Air carriage services	
14	Multimodal transport services	This activity is newly provided, previously not included in Decree 140
15	Technical inspection and analysis services	
16	Other auxiliary services for transport	

## B. Conditions for conducting logistics services

Aside from the market access conditions which were somewhat more restrictive than Vietnam’s WTO commitments, Decree 140 also required those engaging in the principal logistic services to have adequate facilities, equipment and working facilities which ensure technical and safety standards, as well as a team of able staff. Such requirements have been criticized for being too generic and vague, leaving the authority wide room in which to exercise their discretion.

Decree 163 has removed these technical specifications, instead directing potential investors in logistics business to the specific regulations in their respective



fields (e.g., law on aviation for air carriage services) for the relevant technical requirements. Decree 163 lists out a number of market access conditions in terms of foreign ownership limitations and personnel requirements applicable to certain logistics services, in an effort to be more compatible with those stipulated under the Vietnam's WTO Schedule of Commitments in Services.

Notably, despite its attempts not to introduce additional market access conditions, Decree 163 still requires that logistics service providers who conduct part or all of their logistic services over the Internet, cellular network or other "open networks" to comply with regulations on e-commerce, in addition to the respective field-specific regulations.

For further information, please contact the author, [Lan Phuong Nguyen](#). If you would like to discuss opportunities for your logistics business and how our Firm can assist you with your operation in Vietnam, please do not hesitate to contact us.

## 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
25-12-17	<a href="#">Announcement No. 3739-3804 dated December 20, 2007 of the Customs Sub-Department 2 on the analysis results attached with the commodity code.</a>
04-01-18	<a href="#">Decision No. 27 / QĐ-TCHQ dated 04/01/2018 of the General Department of Customs on Deletion of fines for late payment arising before July 1, 2007 for Xuan Ha Joint Stock Company government</a>
	<a href="#">Official Letter No. 62 / TCHQ-TXNK dated 04/01/2018 of the General Department of Customs on goods temporarily imported for re-export</a>
	<a href="#">Official Letter 79 / BTC-CST dated 04/01/2018 of the Ministry of Finance on environmental protection tax for plastic bags</a>
05-01-18	<a href="#">Document No. 66 / TCHQ-TXNK dated 05/01/2018 of the General Department of Customs on tax policies for goods of EPEs</a>
	<a href="#">Official Letter No. 78 / TCHQ-GSQL dated 05/01/2018 guiding the inspection of electronic form D of electronic form through ASEAN Single Window</a>
	<a href="#">Official Letter No. 85 / TCHQ-GSQL dated 05/01/2018 on the pilot application of automatic customs management and supervision under Decision 2722 / QĐ-BTC</a>
	<a href="#">Notice No. 01-15 of 01/2018 of Customs Sub-Department 6 on the analysis results attached with the goods code.</a>
08-01-18	<a href="#">Decision No. 38 / QĐ-TCHQ dated 08/01/2018 of the General Department of Customs on clearing tax arrears and fine arrears arising before July 1, 2007 for Sheng Jia Joint Venture Company</a>
09-01-18	<a href="#">Official Letter No. 126 / TCHQ-GSQL dated 09/01/2018 on strict control of transshipment of Salmonella agona transit food</a>
	<a href="#">Announcement No. 39-78 of 01/2018 of Customs Sub-Department 2 on the analysis results attached with the commodity code.</a>
10-01-18	<a href="#">Official Letter No. 154 / TCHQ-TXNK dated 10/01/2018 of the General Department of Customs on Classification of "IQF Freezers"</a>
11-01-18	<a href="#">Official Letter No. 164 / TCHQ-TXNK dated 11/01/2018 of the General Department of Customs on the classification of "water bath"</a>
	<a href="#">Document No. 161 / TCHQ-GSQL dated 11/1/2018 on the bonded warehouse continues to operate after the suspension</a>
	<a href="#">Decision No. 55 / QĐ-TTg dated 11/01/2018 of the Government approving the plan for the implementation of the Agreement on cooperation and mutual assistance in customs between the Government of the Socialist Republic of Vietnam and the Government of the Republic of Italy</a>



Date	Reference and Matter
	<a href="#">Notice No. 43-48 of 01/2018 of Customs Sub-Department 3 on the analysis results attached with the goods code.</a>
	<a href="#">Notice No. 17-18 January 01, 1818 of the Customs Inspection Department 6 on the analysis results attached with the goods code.</a>
12-01-18	<a href="#">Official Letter No. 120 / TCHQ-GSQL dated 09/01/2018 on the response to the petition</a>
	<a href="#">Document No. 202 / TCHQ-TXNK dated 12/01/2018 of the General Department of Customs on import tax exemption</a>
	<a href="#">Notice No. 195 / TB-TCHQ dated 12/01/2018 of the General Department of Customs on the results of identification before the code.</a>
15-01-18	<a href="#">Notice No. 32-50 TB-KD1 of 01/2018 of Customs Sub-Department 1 on the analysis results attached with the goods code.</a>
	<a href="#">Notice No. 49-197 January 01/1818 of Customs Sub-Department 3 on the analysis results attached with the goods code.</a>
	<a href="#">Notice No. 82-137 of 01/2018 of Customs Sub-Department 2 on the analysis results attached with the goods code.</a>
	<a href="#">Official Letter No. 247 / TCHQ-TXNK dated 15/01/2018 of the General Department of Customs on classification of liquid health food items</a>
16-01-18	<a href="#">Report No. 19-25 January 01, 1818 of the Customs Inspection Department 6 on the analysis results attached with the goods code.</a>
	<a href="#">Official Dispatch No. 591 / BTC-CST dated 16/01/2018 of the Ministry of Finance on Quarantine and Quality Control of Animal Feed</a>
	<a href="#">Decision No. 116 / QĐ-TCHQ dated 16/1/2018 of the General Department of Customs promulgating a detailed plan to implement reforms and modernization of customs sector in 2018.</a>
18-01-18	<a href="#">Notice No. 27-28 January 01, 1818 of the Customs Inspection Department 6 on the analysis results attached with the goods code.</a>
	<a href="#">Notice No. 16-17 of 01/2018 of Customs Sub-Department 5 on the analysis results attached with the goods code.</a>
	<a href="#">Notice No. 117-171 of 01/2018 of Customs Sub-Department 3 on the analysis results attached with the goods code.</a>
	<a href="#">Announcement No. 293-295, 503 of 01/2018 of the General Department of Customs on the results of pre-determination of codes.</a>
	<a href="#">Announcement No. 317-319, 504-508 January 01, 1818 of the General Department of Customs on the results of determination before the code.</a>
	<a href="#">Official Letter No. 292 / TCHQ-TXNK dated 18/01/2018 of the General Department of Customs on dossiers of duty exemption for import of goods in direct service of security and defense</a>
	<a href="#">Document No. 322 / TCHQ-TXNK dated 18/01/2018 of the General Department of Customs on Customs Valuation</a>
	<a href="#">Document No. 326 / TCHQ-TXNK dated 18/01/2018 of the General Department of Customs on goods imported for investment projects</a>
[Note: remainder of January will appear in next month's Update]	

## Europe, Middle East and North Africa

### *EUROPEAN UNION and EFTA*

#### EU revises GSP tariff preferences listings

On 31 January 2018, the *Official Journal* published [Commission Delegated Regulation \(EU\) 2018/148 of 27 September 2017 amending Annexes II, III and IV to Regulation \(EU\) No 978/2012 of the European Parliament and of the Council applying a scheme of generalised tariff preferences](#) which revised the listings of several countries under the generalised tariff preferences scheme, the *Generalised Scheme of Preferences* (GSP), which is reviewed each January. Regulation (EU) 978/2012 provides that a country that has been classified by the World Bank as a high-income or an upper-middle income country for 3 consecutive years, or a country that benefits from a preferential market access arrangement



which provides the same tariff preferences as the GSP, or better, for substantially all trade, should not benefit from GSP, although GSP benefits will continue for 1 year after entry into force of a change in status to high-income or an upper-middle income country for 3 consecutive years and 2 years after the date of application of a preferential market access arrangement so that GSP beneficiary country and economic operators are given sufficient time for an orderly adaptation to the country's GSP status revision. Accordingly, the following actions have been taken:

- Paraguay has been classified by the World Bank as upper-middle income country in 2015, 2016 and 2017. Therefore, Paraguay no longer qualifies for GSP beneficiary country status and will be removed from the list of GSP beneficiary countries in Annex II to Regulation (EU) 978/2012, with application from 1 January 2019;
- Preferential market access arrangements started to apply to Côte d'Ivoire on 3 September 2016, to Swaziland on 10 October 2016, and to Ghana on 15 December 2016. Therefore, Côte d'Ivoire, Swaziland and Ghana are also be removed with application from 1 January 2019; and
- Paraguay also ceases to be a GSP+ beneficiary country under Article 9(1) of Regulation (EU) No 978/2012 and is therefore removed from Annex III to that Regulation with application from 1 January 2019;
- As the UN graduated Equatorial Guinea from the least-developed country category on 4 June 2017, Equatorial Guinea no longer qualifies for Everything But Arms (EBA) beneficiary status under Annex IV. The removal of Equatorial Guinea from the list of EBA beneficiary countries will apply following a transitional period of 3 years, namely from 1 January 2021.
- Furthermore, Equatorial Guinea has been classified by the World Bank as high income country in 2015 and as upper-middle income country in 2016 and 2017. Therefore, Equatorial Guinea no longer qualifies for GSP beneficiary country status and will also be removed from the list of GSP beneficiary countries in Annex II with application from 1 January 2021.

## Commission issues notice on effect of Brexit on import/export licences

On 25 January, the European Commission posted a four-page document entitled, [Notice to stakeholders - withdrawal of the United Kingdom and EU rules in the field of import/export licences for certain goods](#), which points out that unless a ratified withdrawal agreement establishes another date, all Union primary and secondary law will cease to apply to the United Kingdom from 30 March 2019, 00:00h (CET) ('the withdrawal date'). The United Kingdom will then become a 'third country'. The notice states in pertinent part:

In view of the considerable uncertainties, in particular concerning the content of a possible withdrawal agreement, stakeholders engaged in shipments of goods which are subject to import/export licences or which may become subject to import/export licences as of the withdrawal date are reminded of legal repercussions, which need to be considered when the United Kingdom itself becomes a third country.

Subject to any transitional arrangement that may be contained in a possible withdrawal agreement, as of the withdrawal date, for shipments of goods to/from third countries, including the United Kingdom, the following applies with regard to import/export licences:

\*\*\*

As of the withdrawal date, where the import/export of goods is subject to a licensing requirement under Union law, shipments from the EU-27 to the United Kingdom and vice versa will require such an import/export licence.



\*\*\*

As of the withdrawal date, import/export licences issued by the United Kingdom as an EU Member State on the basis of Union law are no longer valid for shipments to the EU-27 from third countries or vice versa.

\*\*\*

Import/export licences exist in a wide range of policy areas and for a wide variety of goods, including the following:

- Waste (Regulation (EC) No 1013/2006);
- Certain hazardous chemicals (Regulation (EU) No 649/2012);
- Ozone-depleting substances (Regulation (EC) No 1005/2009);
- Mercury and certain mixtures of mercury (Regulation (EU) No 2017/852);
- Drug precursors (Council Regulation (EC) No 111/2005);
- Genetically-modified organisms (Regulation (EC) No 1946/2003);
- Specimens of endangered species (Council Regulation (EC) No 338/97);
- Cultural goods (Council Regulation (EC) No 116/2009);
- Rough diamonds (Council Regulation (EC) No 2368/2002);
- “Dual use goods” (Council Regulation (EC) No 428/2009);
- Firearms and ammunition (Regulation (EU) No 258/2012);
- Military technology and equipment (Council Common Position 2008/944/CFSP);
- Certain goods which could be used for capital punishments/torture (Council Regulation (EC) No 1236/2005).

The Notice suggests that Stakeholders concerned may want to consider taking the necessary steps in order to prepare for possible changes.

## CN amended

On 26 January 2018, the *Official Journal* published [Commission Implementing Regulation \(EU\) 2018/125 of 24 January 2018 amending Annex I to Council Regulation \(EEC\) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff](#) which amended Chapter 27 of the Combined Nomenclature set out in Annex I to Regulation (EEC) No 2658/87, additional note 2(f) as follows:

(1) in the first paragraph, the first indent, including the footnote, is replaced by the following:

‘— not exceeding that shown in line I of the following table when the sulphated ashes content is less than 1 % by the ISO 3987 method and the saponification number is less than 4 by the ISO 6293-1 or 6293-2 method (except where the product contains one or more bio-components, in which case the requirement in this indent for the saponification number to be less than 4 does not apply).’;

(2) the following fourth paragraph is inserted:

‘The term “bio-components” means animal or vegetable fats, animal or vegetable oils, or mono-alkyl esters of fatty acids (FAME).’.

## 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. 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
04-01-18	<a href="#">Decision No 1/2017 of the EU-Colombia-Peru Trade Committee of 24 November 2017 amending Appendix 1 of Annex XII ('Government Procurement') to the Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part [2018/1]</a>
	<a href="#">Decision No 1/2017 of the EU-Georgia Association Committee in Trade configuration of 6 December 2017 establishing the list of arbitrators referred to in Article 268(1) of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Georgia, of the other part [2018/2]</a>
	<a href="#">Communication from the Commission establishing formal recognition that Commission Decision 2006/473/EC recognising certain third countries and certain areas of third countries as being free from <i>Xanthomonas campestris</i> (all strains pathogenic to Citrus), <i>Cercospora angolensis</i> Carv. et Mendes and <i>Guignardia citricarpa</i> Kiely (all strains pathogenic to Citrus) has become obsolete [2018/C 1/01]</a>
05-01-18	<a href="#">Commission Implementing Regulation (EU) 2018/3 of 4 January 2018 fixing the trigger volumes for the years 2018 and 2019 for the purposes of possible application of additional import duties on certain fruit and vegetables</a>
	<a href="#">Council Decision (EU) 2018/4 of 18 December 2017 on the position to be adopted, on behalf of the European Union, within the EEA Joint Committee concerning amending the rules of procedure of the EEA Joint Committee</a>
	<a href="#">Corrigendum to 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, benalaxyl, bentazone, bifenazate, bromoxynil, carfentrazone ethyl, chlorpropham, cyazofamid, desmedipham, diquat, DPX KE 459 (flupyrsulfuron-methyl), etoxazole, famoxadone, fenamidone, flumioxazine, foramsulfuron, <i>Gliocladium catenulatum</i> strain: j1446, imazamox, imazosulfuron, isoxaflutole, laminarin, metalaxyl-m, methoxyfenozide, milbemectin, oxasulfuron, pendimethalin, phenmedipham, pymetrozine, s-</a>



OJ Date	Subject
	<a href="#">metolachlor, and trifloxystrobin ( OJ L 125, 18.5.2017 )</a>
	<a href="#">Corrigendum to Commission Implementing Regulation (EU) 2017/842 of 17 May 2017 renewing the approval of the low-risk active substance <i>Coniothyrium mini-tans</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 ( OJ L 125, 18.5.2017 )</a>
06-01-18	<a href="#">Commission Implementing Decision (EU) 2018/11 of 5 January 2018 concerning certain interim protective measures relating to African swine fever in Poland (notified under document C(2018) 59)</a>
11-01-18	<a href="#">Commission Regulation (EU) 2018/35 of 10 January 2018 amending Annex XVII to Regulation (EC) No 1907/2006 of the European Parliament and of the Council concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH) as regards octamethylcyclotetrasiloxane ('D4') and decamethylcyclopentasiloxane ('D5')</a>
12-01-18	<a href="#">Decision No 1/2017 of the EU-EFTA Joint Committee on common transit of 5 December 2017 amending the Convention of 20 May 1987 on a common transit procedure [2018/29]</a>
13-01-18	<a href="#">Commission Decision (EU) 2018/59 of 11 January 2018 amending Decision 2009/300/EC as regards the content, and period of validity, of the ecological criteria for the award of the EU Eco-label to televisions (notified under document C(2018) 6)</a>
	<a href="#">Commission Implementing Decision (EU) 2018/60 of 12 January 2018 concerning certain interim protective measures relating to African swine fever in Romania (notified under document C(2018) 219)</a>
16-01-18	<a href="#">Corrigendum to Commission Regulation (EU) 2017/978 of 9 June 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 fluopyram; hexachlorocyclohexane (HCH), alpha-isomer; hexachlorocyclohexane (HCH), beta-isomer; hexachlorocyclohexane (HCH), sum of isomers, except the gamma isomer; lindane (hexachlorocyclohexane (HCH), gamma-isomer); nicotine and profenofos in or on certain products ( OJ L 151, 14.6.2017 )</a>
	<a href="#">Information concerning the extension of the Grains Trade Convention (1995)</a>
	<a href="#">Information concerning the extension of the International Sugar Agreement (1992)</a>
	<a href="#">Commission Regulation (EU) 2018/70 of 16 January 2018 amending Annexes II, III and IV to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for ametoctradin, chlorpyrifos-methyl, cyproconazole, difenoconazole, fluazinam, flutriafol, prohexadione and sodium chloride in or on certain products</a>
	<a href="#">Commission Implementing Decision (EU) 2018/71 of 12 December 2017 exempting the production and wholesale of electricity in the Netherlands from the application of Directive 2014/25/EU of the European Parliament and of the Council on procurement by entities operating in the water, energy, transport and postal services sector and repealing Directive 2004/17/EC (notified under document C(2017) 8339)</a>
17-01-17	<a href="#">Corrigendum to Commission Delegated Regulation (EU) 2017/2268 of 26 September 2017 amending Council Regulation (EC) No 428/2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items ( OJ L 334, 15.12.2017 )</a>
	<a href="#">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 1907/2006) [2018/C 15/02]</a>
	<a href="#">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</a>



OJ Date	Subject
	<a href="#"><u>1907/2006</u></a> [2018/C 15/03]
18-01-18	<a href="#"><u>Commission Regulation (EU) 2018/73 of 16 January 2018 amending Annexes II and III to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for mercury compounds in or on certain products</u></a>
	<a href="#"><u>Commission Regulation (EU) 2018/74 of 17 January 2018 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 polyphosphates (E 338-452) in frozen vertical meat spits</u></a>
	<a href="#"><u>Commission Regulation (EU) 2018/75 of 17 January 2018 amending the Annex to Regulation (EU) No 231/2012 laying down specifications for food additives listed in Annexes II and III to Regulation (EC) No 1333/2008 of the European Parliament and of the Council as regards specifications for Microcrystalline cellulose (E460(i))</u></a>
	<a href="#"><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 1907/2006)</u></a> [2018/C 16/02]
19-01-18	<a href="#"><u>Commission Regulation (EU) 2018/78 of 16 January 2018 amending Annexes II and III to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for 2-phenylphenol, bensulfuron-methyl, dimethachlor and lufenuron in or on certain products</u></a>
	<a href="#"><u>Commission Regulation (EU) 2018/79 of 18 January 2018 amending Regulation (EU) No 10/2011 on plastic materials and articles intended to come into contact with food</u></a>
	<a href="#"><u>Commission communication in the framework of the implementation of Regulation (EU) No 305/2011 of the European Parliament and of the Council laying down harmonised conditions for the marketing of construction products and repealing Council Directive 89/106/EEC (Publication of references of European Assessment Documents in accordance with Article 22 of Regulation (EU) No 305/2011)</u></a> [2018/C 19/04]
20-01-18	<a href="#"><u>Commission Implementing Regulation (EU) 2018/82 of 19 January 2018 correcting Regulation (EC) No 891/2009 opening and providing for the administration of certain Community tariff quotas in the sugar sector</u></a>
	<a href="#"><u>Commission Implementing Regulation (EU) 2018/83 of 19 January 2018 amending Annex I to Regulation (EU) No 605/2010 as regards the list of third countries or parts thereof from which the introduction into the European Union of consignments of raw milk, dairy products, colostrum and colostrum-based products is authorised</u></a>
	<a href="#"><u>Commission Implementing Regulation (EU) 2018/84 of 19 January 2018 amending Implementing Regulation (EU) No 540/2011 as regards the extension of the approval periods of the active substances chlorpyrifos, chlorpyrifos-methyl, clothianidin, copper compounds, dimoxystrobin, mancozeb, mecoprop-p, metiram, oxamyl, pethoxamid, propiconazole, propineb, propyzamide, pyraclostrobin and zoxamide</u></a>
	<a href="#"><u>Commission Implementing Decision (EU) 2018/85 of 18 January 2018 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(2018) 92)</u></a>
	<a href="#"><u>Commission Implementing Decision (EU) 2018/86 of 19 January 2018 concerning certain protective measures relating to African swine fever in Romania (notified under document C(2018) 422)</u></a>
	<a href="#"><u>Update of reference amounts for the crossing of the external borders, as referred to in Article 6(4) 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)</u></a> [2018/C 21/03]
	<a href="#"><u>Notice to undertakings intending to place hydrofluorocarbons in bulk on the market in the European Union in 2019</u></a> [2018/C 21/04]



OJ Date	Subject
23-01-18	<a href="#">Commission Delegated Regulation (EU) 2018/94 of 16 November 2017 fixing a flat-rate reduction for the import duty for sorghum in Spain imported from third countries</a>
	<a href="#">Commission Regulation (EU) 2018/97 of 22 January 2018 amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council as regards the use of sweeteners in fine bakery wares</a>
	<a href="#">Commission Regulation (EU) 2018/98 of 22 January 2018 amending Annexes II and III to Regulation (EC) No 1333/2008 of the European Parliament and of the Council and the Annex to Commission Regulation (EU) No 231/2012 as regards calcium sorbate (E 203)</a>
	<a href="#">Council Decision (CFSP) 2018/101 of 22 January 2018 on the promotion of effective arms export controls</a>
	<a href="#">Commission Regulation (EU) 2018/62 of 17 January 2018 replacing Annex I to Regulation (EC) No 396/2005 of the European Parliament and of the Council (Text with EEA relevance.) [Maximum levels of residue on food]</a>
24-01-18	<a href="#">Commission Delegated Regulation (EU) 2018/105 of 27 October 2017 amending Delegated Regulation (EU) 2016/1675, as regards adding Ethiopia to the list of high-risk third countries in the table in point I of the Annex</a>
25-01-18	<a href="#">Commission Implementing Regulation (EU) 2018/112 of 24 January 2018 renewing the approval of the low-risk active substance laminarin 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</a>
	<a href="#">Commission Implementing Regulation (EU) 2018/113 of 24 January 2018 renewing the approval of the active substance acetamiprid 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</a>
	<a href="#">Regulation No 125 of the Economic Commission for Europe of the United Nations (UNECE) — Uniform provisions concerning the approval of motor vehicles with regard to the forward field of vision of the motor vehicle driver [2018/116]</a>
26-01-18	<a href="#">Commission Delegated Regulation (EU) 2018/122 of 20 October 2017 amending Annexes I, II, VI, VIII and IX to Regulation (EU) No 1007/2011 of the European Parliament and of the Council on textile fibre names and related labelling and marking of the fibre composition of textile products</a>
	<a href="#">Commission Implementing Regulation (EU) 2018/125 of 24 January 2018 amending Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff [see article above]</a>
	<a href="#">Commission Implementing Regulation (EU) 2018/128 of 25 January 2018 correcting certain language versions of Implementing Regulation (EU) 2015/504 implementing Regulation (EU) No 167/2013 of the European Parliament and of the Council with regard to the administrative requirements for the approval and market surveillance of agricultural and forestry vehicles</a>
	<a href="#">Commission Implementing Regulation (EU) 2018/129 of 25 January 2018 concerning the authorisation of L-arginine produced by <i>Corynebacterium glutamicum</i> KCCM 80099 as a feed additive for all animal species</a>
	<a href="#">Commission Implementing Regulation (EU) 2018/130 of 25 January 2018 concerning the authorisation of a preparation of endo-1,4-beta-xylanase (EC 3.2.1.8) produced by <i>Trichoderma reesei</i> (BCCM/MUCL 49755) as a feed additive for pigs for fattening (holder of authorisation Berg and Schmidt GmbH Co. KG)</a>
	<a href="#">Commission Implementing Decision (EU) 2018/133 of 24 January 2018 amending Decision 2008/911/EC shing a list of herbal substances, preparations and combinations thereof for use in traditional herbal medicinal products (notified under document C(2018) 213)</a>
	<a href="#">Commission Implementing Decision (EU) 2018/134 of 24 January 2018 amending Decision 2008/911/EC establishing a list of herbal substances, preparations and combinations thereof for use in traditional herbal medicinal products (notified under document C(2018) 218)</a>
	<a href="#">Council Decision (EU) 2018/104 of 20 November 2017 on the signing, on behalf</a>



OJ Date	Subject
	<a href="#">of the Union, and provisional application of the Comprehensive and Enhanced Partnership Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Armenia, of the other part</a> <ul style="list-style-type: none"> <li>• <a href="#">Comprehensive and enhanced Partnership Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Armenia, of the other part</a></li> </ul>
	<a href="#">Summary of European Union decisions on marketing authorisations in respect of medicinal products from 1 December 2017 to 31 December 2017 (Published pursuant to Article 13 or Article 38 of Regulation (EC) No 726/2004 of the European Parliament and of the Council)</a> [2018/C 30/01]
	<a href="#">Summary of European Union decisions on marketing authorisations in respect of medicinal products from 1 December 2017 to 31 December 2017 (Decisions taken pursuant to Article 34 of Directive 2001/83/EC or Article 38 of Directive 2001/82/EC)</a> [2018/C 30/02]
27-01-18	<a href="#">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)</a> [2018/C 31/07]
30-01-18	<a href="#">Commission Implementing Decision (EU) 2018/143 of 19 January 2018 confirming or amending the provisional calculation of the average specific emissions of CO<sub>2</sub> and specific emissions targets for manufacturers of new light commercial vehicles for the calendar year 2016 pursuant to Regulation (EU) No 510/2011 of the European Parliament and of the Council (notified under document C(2018) 184)</a> <a href="#">Commission Implementing Decision (EU) 2018/144 of 19 January 2018 confirming or amending the provisional calculation of the average specific emission of CO<sub>2</sub> and specific emissions targets for manufacturers of passenger cars for the calendar year 2016 pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (notified under document C(2018) 186)</a>
31-01-18	<a href="#">Council Decision (EU) 2018/145 of 9 October 2017 on the conclusion, on behalf of the Union, of the Multilateral Agreement between the European Community and its Member States, the Republic of Albania, Bosnia and Herzegovina, the Republic of Bulgaria, the Republic of Croatia, the former Yugoslav Republic of Macedonia, the Republic of Iceland, the Republic of Montenegro, the Kingdom of Norway, Romania, the Republic of Serbia and the United Nations Interim Administration Mission in Kosovo on the establishment of a European Common Aviation Area (ECAA)</a> <a href="#">Council Regulation (EU) 2018/147 of 29 January 2018 amending Regulation (EU) No 1370/2013 as regards the quantitative limitation for buying-in skimmed milk powder</a> <a href="#">Commission Delegated Regulation (EU) 2018/148 of 27 September 2017 amending Annexes II, III and IV to Regulation (EU) No 978/2012 of the European Parliament and of the Council applying a scheme of generalised tariff preferences</a>

### Restrictive measures established, amended, corrected

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

OJ Date	Restrictive Measure
09-01-18	<a href="#">Council Implementing Regulation (EU) 2018/12 of 8 January 2018 implementing Regulation (EU) 2017/1509 concerning restrictive measures against the Democratic People's Republic of Korea</a> <a href="#">Council Implementing Decision (CFSP) 2018/16 of 8 January 2018 implementing Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea</a>



OJ Date	Restrictive Measure
11-01-18	<a href="#">Council Implementing Regulation (EU) 2018/31 of 10 January 2018 implementing Article 11(1) of Regulation (EU) No 377/2012 concerning restrictive measures directed against certain persons, entities and bodies threatening the peace, security or stability of the Republic of Guinea-Bissau</a>
	<a href="#">Council Implementing Decision (CFSP) 2018/36 of 10 January 2018 implementing Decision 2012/285/CFSP concerning restrictive measures directed against certain persons, entities and bodies threatening the peace, security or stability of the Republic of Guinea-Bissau</a>
12-01-18	<a href="#">Commission Implementing Regulation (EU) 2018/50 of 11 January 2018 amending for the 280th 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</a>
	<a href="#">Corrigendum to Council Regulation (EU) 2017/1509 of 30 August 2017 concerning restrictive measures against the Democratic People's Republic of Korea and repealing Regulation (EC) No 329/2007 ( OJ L 224, 31.8.2017 )</a>
13-01-18	<a href="#">Council Implementing Regulation (EU) 2018/53 of 12 January 2018 implementing Regulation (EU) 2017/1509 concerning restrictive measures against the Democratic People's Republic of Korea</a>
	<a href="#">Council Implementing Decision (CFSP) 2018/58 of 12 January 2018 implementing Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea</a>
22-01-18	<a href="#">Council Implementing Regulation (EU) 2018/87 of 22 January 2018 implementing Regulation (EU) 2017/1509 concerning restrictive measures against the Democratic People's Republic of Korea</a>
	<a href="#">Council Decision (CFSP) 2018/89 of 22 January 2018 amending Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea</a>
	<a href="#">Council Implementing Regulation (EU) 2018/88 of 22 January 2018 implementing Regulation (EU) 2017/2063 concerning restrictive measures in view of the situation in Venezuela</a>
	<a href="#">Council Decision (CFSP) 2018/90 of 22 January 2018 amending Decision (CFSP) 2017/2074 concerning restrictive measures in view of the situation in Venezuela</a>
26-01-18	<a href="#">Commission Implementing Regulation (EU) 2018/126 of 24 January 2018 amending Council Regulation (EU) 2016/44 concerning restrictive measures in view of the situation in Libya</a>
	<a href="#">Council Implementing Decision (CFSP) 2018/132 of 25 January 2018 implementing Decision (CFSP) 2015/1333 concerning restrictive measures in view of the situation in Libya</a>
30-01-18	<a href="#">Council Implementing Regulation (EU) 2018/137 of 29 January 2018 implementing Regulation (EU) No 101/2011 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Tunisia</a>
	<a href="#">Council Decision (CFSP) 2018/141 of 29 January 2018 amending Decision 2011/72/CFSP concerning restrictive measures directed against certain persons and entities in view of the situation in Tunisia</a>

## Antidumping and countervailing duty cases

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

## Individual Countries

### FRANCE

#### Official Gazette (*Journal officiel*)

Date	Measure
24-01-18	<a href="#">11 Decree No. 2018-38 of 22 January 2018 on the publication of the Framework Agreement for Partnership and Cooperation between the European Union and</a>



Date	Measure
	<a href="#">its Member States, of the one part, and Mongolia, of the other part, signed at Ulaanbaatar on April 30, 2013 (1)</a>
26-01-18	Action and Public Accounts: <a href="#">42 Order of 19 January 2018 concerning the formalities applicable to the production, sale, import, export and transfer of explosive products</a>

## Notices to importers

The following [notices](#) were posted by Directorate General of Customs and Indirect Taxes (For laws and regulations, decrees, etc. please see listings under *Other EU-EFTA Notices - Import-export related measures*, below) :

Release Date	Ref. No. and Subject
04-01-18	<a href="#">DA 18-001 Circular of 2 January 2018 relating to the Declaration of Exchange of Goods between Member States of the European Union</a>
10-01-18	<a href="#">DA 18-002 Circular of January 10, 2018 relating to the rates of duty on alcohol, alcoholic beverages and non-alcoholic beverages applicable for the year 2018</a> <a href="#">2018/01 - Notice to importers of bicycles originating in or from Sri Lanka</a>
11-01-18	<a href="#">2018/02 - Notice to importers of goods originating in Ukraine</a>
15-01-18	<a href="#">2018/03-Notice to Importers of Steel Cables from South Korea</a>
18-01-18	<a href="#">2018/04-Notice to importers of bicycles originating in Tunisia</a> <a href="#">2018/05-Notice to importers of bicycles originating in the People's Republic of China</a>
19-01-18	<a href="#">2018/06-Notice to Importers of Civil Aircraft and Products Destined for Civil Aircraft</a>

## UNITED KINGDOM

### DIT releases guide to trade legislation

On 8 January 2018, the Department for International Trade (DIT) released [Preparing for a UK trade policy: a guide to trade legislation](#), a guide to the Trade Bill which establishes a new trade policy after leaving the EU, and the trade-related tax measures in the Taxation (Cross-Border) Trade Bill.

The government have introduced the [Trade Bill](#) into Parliament to ensure that the UK is ready for when it leaves the EU, providing continuity for individuals, businesses and international trading partners.

Additionally, the government has also introduced the [Taxation \(Cross-Border Trade\) Bill](#) which, amongst other things, will allow the UK to set preferential or additional duties in certain circumstances. For example, preferential rates for developing countries (unilateral preferences) and additional duties relating to trade remedies following an independent investigation.

According to DIT, the [Trade Bill](#) will:

- create the necessary powers for the UK to transition trade agreements that currently exist between the EU and other countries (and which we are party to through our EU membership)
- enable the UK to have continued access to £1.3 trillion worth of government contracts and procurement opportunities in 47 countries



- allow the UK to implement the [Agreement on Government Procurement](#) (GPA) as an independent member instead of as part of the EU
- establish a new independent UK body, the Trade Remedies Authority, to defend UK businesses against unfair trade practices
- ensure the UK government has the legal ability to gather and share trade information, as evidence to support UK businesses against surges in imports and unfair practices

Further tax-related elements of the UK's trade policy will be legislated in the Treasury's [Taxation \(Cross-Border Trade\) Bill](#)

Trade Bill documents include:

- [Preparing for our future UK trade policy](#) (9 October 2017 - Policy paper)
- [Information about the Trade Bill](#) (7 November 2017 - Policy paper)
- [Trade White Paper: Preparing for our future UK trade policy - government response](#) (5 January 2018 - Policy paper)
- [Preparing for a UK trade policy: a guide to trade legislation](#) (8 January 2018 – Guidance)

### Legislation ([legislation.gov.uk](http://legislation.gov.uk))

Date	Measure
17-01-18	<a href="#">SR 2018/16 - The Animal Feed (Basic Safety Standards) Regulations (Northern Ireland) 2018</a>
25-01-18	<a href="#">SI 2018/75 - The Tobacco Products Manufacturing Machinery (Licensing Scheme) Regulations 2018</a>
	<a href="#">SI 2018/71 - The Plant Health (England) (Amendment) Order 2018</a>
	<a href="#">SSI 2018/22 - The Plant Health (Import Inspection Fees) (Scotland) Amendment Regulations 2018</a>
26-01-18	<a href="#">SI 2018/85 - The Proceeds of Crime Act 2002 (Recovery of Listed Assets: Code of Practice) (England and Wales and Scotland) Regulations 2018</a>
	<a href="#">SI 2018/84 - The Proceeds of Crime Act 2002 (Investigations: Code of Practice) Order 2018</a>
	<a href="#">SI 2018/83 - The Proceeds of Crime Act 2002 (Cash Searches: Code of Practice) Order 2018</a>
	<a href="#">SI 2018/82 - The Proceeds of Crime Act 2002 (Search, Seizure and Detention of Property: Code of Practice) Order 2018</a>
	<a href="#">SI 2018/81 - The Terrorism Act 2000 (Code of Practice for Authorised Officers) Order 2018</a>
	<a href="#">SI 2018/80 - The Criminal Finances Act 2017 (Consequential Amendment) Regulations 2018</a>
	<a href="#">SI 2018/78 - The Criminal Finances Act 2017 (Commencement No. 4) Regulations 2018</a>
31-01-18	<a href="#">SI 2018/93 - The Proceeds of Crime Act 2002 (Investigative Powers of Prosecutors: Code of Practice) Order 2018</a>
Date	Restrictive Measure
19-01-18	<a href="#">SI 2018/60 - The Andrey Lugovoy and Dmitri Kovtun Freezing Order 2018</a>

### HMRC and updates

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



Date	Ref. No. and Subject
<b>Tariff and Anti-Dumping Notices</b>	
02-01-18	<a href="#">Tariff Stop Press Notice 46 (2017): changes to the monthly trade euro rate</a>
03-01-18	<a href="#">Tariff Notice 51 (2017): rails for attaching wall-tile panels</a>
04-01-18	<a href="#">Tariff Notice 54 (2017): padded heat treatment mats</a>
	<a href="#">Tariff Notice 54 (2017): padded heat treatment mats</a>
08-01-18	<a href="#">Tariff Notice 55 (2017): wires for wooden telegraph poles</a>
10-01-18	<a href="#">UK Trade Tariff: customs duty relief on pharmaceutical products</a>
	<a href="#">UK Trade Tariff: correlation tables</a>
11-01-18	<a href="#">Tariff Stop Press Notice 45 (2017): changes to commodity codes</a>
	<a href="#">Polyesters of high tenacity yarn imported from China (Anti-Dumping Duty 2254)</a>
	<a href="#">Electronically power-assisted cycles imported from China (Anti-Dumping Duty 2256)</a>
12-01-18	<a href="#">Silicon imported from Bosnia and Herzegovina and Brazil (Anti-Dumping Duty 2255)</a>
15-01-18	<a href="#">UK Trade Tariff: imports and community transport inwards</a>
	<a href="#">UK Trade Tariff: excise duties, reliefs, drawbacks and allowances</a>
16-01-18	<a href="#">UK Trade Tariff: additional information codes for harmonised declarations</a>
	<a href="#">Tariff Stop Press Notice 1 (2018): changes to commodity codes</a>
17-01-18	<a href="#">Tariff Stop Press Notice 2 (2018): changes to commodity codes in chapters 16 and 29</a>
	<a href="#">Imported bicycles from Sri Lanka produced by City Cycle Industries (Anti-Dumping Duty 2257)</a>
	<a href="#">Bicycles imported from Tunisia (Anti-Dumping Duty 2259)</a>
	<a href="#">Change of address of CS Company Limited (Anti-Dumping Duty 2258)</a>
18-01-18	<a href="#">Tariff Notice 1 (2018): kerosene (medium oils)</a>
30-01-18	<a href="#">Tariff Stop Press Notice 4 (2018): changes to the monthly trade euro rate</a>
31-01-18	<a href="#">Tariff Stop Press Notice 3 (2018): change to commodity codes in chapter 84</a>
	<a href="#">Tariff Notice 2 (2018): cuboid textile article (mattress cover)</a>
<b>Other Documents and Notices</b>	
02-01-18	<a href="#">Rates and allowances: monthly euro conversion rates for calculating customs duty</a>
08-01-18	<a href="#">Preparing for a UK trade policy: a guide to trade legislation</a>
16-01-18	<a href="#">Department for International Trade (DIT) areas of research interest 2017 to 2018: research and evidence</a>
18-01-18	<a href="#">Exploring small producers and importers of soft drinks with added sugar</a>
	<a href="#">Notice 143: a guide for international post users</a>
25-01-18	<a href="#">Excise Notice 2004: Tobacco Duty - Tobacco Products Manufacturing Machine Licensing Scheme</a>
	<a href="#">Tobacco Duty: Illicit Trade Protocol - licensing of tobacco manufacturing machinery</a>
26-01-18	<a href="#">Notice 236: Returned Goods Relief</a>
28-01-18	<a href="#">Application for transit and other simplifications: Union/Common transit, Customs status and TIR (C1343)</a>
29-01-18	<a href="#">Rates and allowances: monthly euro conversion rates for calculating customs duty</a>

## 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
04-01-18	<a href="#">Revoked open general export licences (Turkey)</a>
	<a href="#">Revoked open general export licences (technology for dual-use items)</a>
	<a href="#">Revoked open general export licences (oil and gas exploration: dual-use items)</a>
	<a href="#">Revoked open general export licences (low value shipments)</a>
	<a href="#">Revoked open general export licences (cryptographic development)</a>



Date	Notice No. and Subject
17-01-18	<a href="#">Notice to exporters 2018/01: consolidated list updated</a>
29-01-18	<a href="#">Notice to Exporters 2018/02: guidance on completing MOD form 680 applications</a>

## 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
<b>GERMANY</b>	
29-01-18	<a href="#">Ordinance on the transfer of responsibilities to main customs offices in the area of several main customs offices (Hauptzollamtszulschafterverordnung - HZAZustV)</a> (16.01.18) from No. 5 of 29.01.2018, page 158
<b>IRELAND (EIRE)</b>	
29-12-17	<a href="#">S.I. No. 596 of 2017 Statistics (Outward Foreign Affiliates) Order 2017</a>
09-01-18	<a href="#">S.I. No. 1 of 2018 Legal Metrology (Measuring Instruments) Act 2017 (Commencement) Order 2018.</a>
	<a href="#">S.I. No. 2 of 2018 Legal Metrology (European Conformity Assessment of Measuring Instruments) Regulations 2018</a>
	<a href="#">S.I. No. 3 of 2018 European Communities (Official Controls on the Import of Food of Non-Animal Origin) (Amendment) Regulations 2018.</a>
12-01-18	<a href="#">S.I. No. 6 of 2018 European Union (Payment Services) Regulations 2018</a>
30-01-18	<a href="#">S.I. No. 645 of 2017 European Union (Agricultural or Forestry Vehicle Type Approval and Entry into Service) Regulations 2017</a>
	<a href="#">S.I. No. 21 of 2018 European Communities (Control of Organisms Harmful to Plants and Plant Products) (Amendment) Regulations 2018</a>
<b>ITALY</b>	
17-01-18	<a href="#">Legislative Decree No 221 15/12/2017 GU, No 13, 17/01/2018 Implementation of the delegation to the Government pursuant to Article 7 of the Law of 12 August 2016, n. 170, for the adaptation of the national legislation to the provisions of the European legislation for the reordering and simplification of the procedures for the authorization of the export of dual-use products and technologies and the application of sanctions in the field of trade embargoes, as well as for each type of export operation of proliferating materials. (18G00007)</a>
<b>LUXEMBOURG</b>	
08-01-18	<a href="#">Mem. № A19: Ministerial Regulation of 8 January 2018 amending Annex IC of the Grand-Ducal Regulation of 29 October 2010 implementing the Act of 27 October 2010 on the Implementation of United Nations Security Council Resolutions and Acts adopted by the European Union containing prohibitions and financial restrictive measures against certain persons, entities and groups in the fight against the financing of terrorism.</a>
18-01-18	<a href="#">Mem № A67: Publication of the Annex to Commission Directive (EU) 2017/2054 of 8 November 2017 amending Directive 2009/43 / EC of the European Parliament and of the Council as regards the list of products related to the defense, in accordance with article 1 of the amended law of 28 June 2012 on the conditions for transfers of defense-related products in the European Union.</a>
25-08-18	<a href="#">Mem № A85: Grand-Ducal Regulation of 24 January 2018 amending the amended Grand-Ducal Regulation of 23 December 2013 fixing the autonomous excise duty and various provisions on manufactured tobacco.</a>
	<a href="#">Mem № A86: Ministerial Regulation of 24 January 2018 on the Taxation of Man-</a>



Date*	Measure
	<a href="#">Manufactured Tobacco</a>
<b>MALTA</b>	
05-01-18	<a href="#">1 of 2018 - Organic Production and Labelling of Organic Products Regulations, 2018 - Government Gazette of Malta No. 19,931 - 05.01.2018</a>
	<a href="#">2 of 2018 - Seeds of Agricultural Plants and Vegetables Regulations, 2018 - Government Gazette of Malta No. 19,931 - 05.01.2018</a>
	<a href="#">3 of 2018 - Good Manufacturing Practice for Veterinary Medicinal Products Rules, 2018 - Government Gazette of Malta No. 19,931 - 05.01.2018</a>
12-01-18	<a href="#">15 of 2018 - Organic Production and Labelling of Organic Products Regulations, 2018 - Government Gazette of Malta No. 19,934 - 12.01.2018</a>
23-01-18	<a href="#">25 of 2018 - Species Protection (Designation of National Species) Regulations, 2018 - Government Gazette of Malta No. 19,938 - 23.01.2018</a>
	<a href="#">26 of 2018 - Various Provisions relating to Public Procurement (Amendment) Regulations, 2018 - Government Gazette of Malta No. 19,938 - 23.01.2018</a>
	<a href="#">27 of 2018 - Plant Quarantine (Harmful Organisms) (Amendment) Regulations, 2018 - Government Gazette of Malta No. 19,940 - 26.01.2018</a>
<b>NORWAY</b>	
03-01-18	FOR-2017-12-22-2400 Ministry of Finance <a href="#">Regulations for change in the Customs Regulations</a>
05-01-18	FOR-2018-01-04-14 Ministry of Justice and Emergency Affairs <a href="#">Regulations concerning change in regulations for the management of hazardous substances</a>
08-01-18	FOR-2018-01-04-15 Ministry of the Environment and Environment, Ministry of Labor and Social Affairs <a href="#">Regulations concerning change in biocidal regulation (Biocidal Regulations)</a>
19-01-18	FOR-2018-01-19-57 Ministry of Health and Care Services, Ministry of Food and Fisheries, Ministry of Agriculture and Food <a href="#">Regulations amending the Regulation on additives for use in feedstuffs</a>
22-01-18	FOR-2018-01-19-62 Ministry of Agriculture and Food <a href="#">Regulations amending the regulation of animal by-products</a>
25-01-18	FOR-2017-11-15-2444 Ministry of Defense <a href="#">Decree on change in procurement regulations for the defense sector</a>
26-01-18	FOR-2018-01-24-95 Ministry of Agriculture and Food, Ministry of Health and Care <a href="#">Regulations amending the regulation on the use of veterinary medicinal products</a>
31-01-18	FOR-2018-01-30-116 Ministry of Agriculture and Food, Ministry of Health and Care <a href="#">Regulations amending the regulation on animal and public health conditions for the import, transit and intermediate storage of milk and milk products from third countries</a>
<b>POLAND</b>	
02-01-18	<a href="#">№ 6 Regulation of the Minister of Development and Finance of December 12 2017 amending the ordinance on establishing the development plan of the Pomeranian Special Economic Zone</a>
10-01-18	<a href="#">№ 55 Announcement of the Minister of Development and Finance of 19 December 2017 regarding the publication of a uniform text of the Regulation of the Minister of Finance on detailed conditions regarding the place of collection of excise goods and the operation of a tax warehouse</a>
	<a href="#">№ 64 Regulation of the Minister of Development and Finance of 9 January 2018 amending the regulation on tenders and negotiations and criteria for assessing intentions for economic undertakings to be undertaken by entrepreneurs in the Legnica Special Economic Zone</a>
	<a href="#">№ 65 Regulation of the Minister of Development and Finance of 9 January 2018 amending the regulation on tenders and negotiations and criteria for the assessment of intentions for business ventures to be undertaken by entrepreneurs in the Łódź Special Economic Zone</a>
	<a href="#">№ 66 Regulation of the Minister of Development and Finance of 9 January 2018 amending the regulation on tenders and negotiations and criteria for the assessment of intentions for economic undertakings to be taken by entrepreneurs in the Słupsk Special Economic Zone</a>
	<a href="#">№ 67 Regulation of the Minister of Development and Finance of 9 January 2018</a>



Date*	Measure
	<a href="#">amending the regulation on tenders and negotiations and criteria for the assessment of intentions for economic undertakings to be undertaken by entrepreneurs in the Kraków Technology Park</a>
	№ 68 <a href="#">Regulation of the Minister of Development and Finance of January 9, 2018 amending the regulation on tenders and negotiations and criteria for the assessment of intentions regarding business ventures to be undertaken by entrepreneurs in the Kamienna Góra Special Economic Zone of Small Entrepreneurship</a>
	№ 69 <a href="#">Regulation of the Minister of Development and Finance of January 9, 2018 amending the regulation on tenders and negotiations as well as the criteria for the assessment of intentions for business ventures to be undertaken by entrepreneurs in the Special Economic Zone "Starachowice"</a>
	№ 70 <a href="#">Regulation of the Minister of Development and Finance of 9 January 2018 amending the regulation on tenders and negotiations and criteria for the assessment of intentions for economic undertakings to be undertaken by entrepreneurs in the Suwałki Special Economic Zone</a>
	№ 71 <a href="#">Regulation of the Minister of Development and Finance of January 9, 2018 amending the regulation on tenders and negotiations and criteria for the assessment of intentions for economic undertakings to be undertaken by entrepreneurs in the Pomeranian Special Economic Zone</a>
	№ 72 <a href="#">Regulation of the Minister of Development and Finance of January 9, 2018 amending the regulation on tenders and negotiations and criteria for the assessment of intentions for business ventures to be undertaken by entrepreneurs in the Special Economic Zone EURO-PARK Mielec</a>
	№ 73 <a href="#">Regulation of the Minister of Development and Finance of 9 January 2018 amending the regulation on tenders and negotiations and criteria for the assessment of intentions for business ventures to be undertaken by entrepreneurs in the Wałbrzych Special Economic Zone INVEST-PARK</a>
	№ 74 <a href="#">Regulation of the Minister of Development and Finance of January 9, 2018 amending the regulation on tenders and negotiations and criteria for the assessment of intentions regarding business ventures to be undertaken by entrepreneurs in the Kostrzyn-Słubice Special Economic Zone</a>
	№ 76 <a href="#">Regulation of the Minister of Development and Finance of January 9, 2018 amending the regulation on tenders and negotiations and criteria for the assessment of intentions for business ventures to be undertaken by entrepreneurs in the Katowice Special Economic Zone</a>
	№ 77 <a href="#">Regulation of the Minister of Development and Finance of January 9, 2018 amending the regulation on tenders and negotiations and criteria for the assessment of intentions for business ventures to be undertaken by entrepreneurs in the Tarnobrzeg Special Economic Zone EURO-PARK WISŁOSAN</a>
	№ 78 <a href="#">Regulation of the Minister of Development and Finance of 9 January 2018 amending the regulation on tenders and negotiations and criteria for the assessment of intentions for economic undertakings to be undertaken by entrepreneurs in the Warmian-Masurian Special Economic Zone</a>
	№ 81 <a href="#">Regulation of the Council of Ministers of January 10, 2018 amending the regulation on public aid granted to entrepreneurs operating on the basis of a permit to conduct business in the areas of special economic zones</a>
11-01-18	№ 82 <a href="#">Regulation of the Council of Ministers of 22 December 2017 on implementation by the Agency for Restructuring and Modernization of Agriculture tasks related to the establishment of temporary extraordinary support measures for producers of certain fruits in connection with the continuation of the ban on their import from the European Union to the Russian Federation</a>
12-01-18	№ 115 <a href="#">Regulation of the Minister of Development and Finance of 7 December 2017 on the investigation and disciplinary proceedings in relation to the officers of the Customs and Tax Service</a>
15-01-18	№ 122 <a href="#">Announcement of the Speaker of the Sejm of the Republic of Poland of 24 November 2017 regarding the publication of the consolidated text of the Act on Biocidal Products</a>
17-01-18	№ 135 <a href="#">Amendments to Annexes A and B to the European Agreement concerning the international carriage of dangerous goods by road (ADR), done at Geneva on 30 September 1957.</a>



Date*	Measure
	№ 136 <a href="#">Government statement of 18 December 2017 on the entry into force of amendments to Annexes A and B to the European Agreement concerning the international carriage of dangerous goods by road (ADR), done at Geneva on 30 September 1957.</a>
	№ 139 <a href="#">Announcement of the Minister of Development and Finance of January 2, 2018 regarding the publication of a uniform text of the Regulation of the Minister of Finance regarding the entry on the list of customs agents</a>
18-01-18	№ 146 <a href="#">Regulation of the Minister of Finance of January 16, 2018 amending the ordinance on lists of goods for the purposes of collecting goods and services tax on imports</a>
	№ 167 <a href="#">Announcement of the Speaker of the Sejm of the Republic of Poland of December 8, 2017 regarding the publication of the uniform text of the Act - Customs Law</a>
19-01-18	№ 169 <a href="#">Announcement of the Speaker of the Sejm of the Republic of Poland of November 24, 2017 regarding the publication of a uniform text of the Act on the Transport of Dangerous Goods</a>
	№ 170 <a href="#">Announcement of the Minister of Development and Finance of January 2, 2018 regarding the publication of a uniform text of the Regulation of the Minister of Finance on the jurisdiction of the local customs authorities</a>
30-01-18	№ 266 <a href="#">Decree of the Minister of Internal Affairs and Administration of 11 January 2018 regarding the publication of a uniform text of the Regulation of the Minister of the Interior on conducting conformity assessment of products intended for state security purposes and the list of these products</a>
31-01-18	№ 280 <a href="#">Announcement of the Speaker of the Sejm of the Republic of Poland of January 11, 2018 regarding the publication of a single text of the Act on special rules for settling taxes on goods and services and reimbursement of public funds for the implementation of projects financed with funds from the European Union budget or European Member States Free Trade Agreements by local government units</a>
<b>SPAIN</b>	
12-01-18	Economy, etc.: <a href="#">Order EIC / 1337/2017, of December 18, by which Annexes I and II of Royal Decree 2028/1986, of June 6, are updated on the rules for the application of certain directives of the EEC, relating to the type approval of motor vehicles, trailers, semi-trailers, motorcycles, mopeds and agricultural vehicles, as well as parts and pieces of such vehicles. (BOE-A-2018-405 )</a>
15-01-18	Finance: <a href="#">Resolution of December 29, 2017, of the General Directorate for the Regulation of Gambling, by which it is agreed to authorize a liquidity modality different from that of the participation of players with Spanish user registration for the online poker game, and by which certain resolutions on gaming activities provided for in Law 13/2011, of May 27, regulating the game are modified. (BOE-A-2018-461)</a>
17-01-18	Foreign Affairs: <a href="#">Protocol to the Stabilization and Association Agreement between the European Communities and their Member States, on the one hand, and Bosnia and Herzegovina, on the other, to take into account the accession of the Republic of Croatia to the European Union. (BOE-A-2018-554)</a>
	Economy: <a href="#">Resolution of January 8, 2018, of the General Directorate of Industry and of the Small and Medium-Sized Company, publishing the list of European standards that have been ratified during the month of December 2017 as Spanish standards. (BOE-A-2018-773)</a>
	Economy: <a href="#">Resolution of January 8, 2018, of the General Directorate of Industry and of the Small and Medium-Sized Company, publishing the list of UNE regulations canceled during the month of December 2017)</a>
22-01-18	<a href="#">Resolution of January 8, 2018, of the General Directorate of Industry and of the Small and Medium-Sized Companies, by which the list of UNE standards approved by the Spanish Normalization Association is published, during the month of December 2017.(BOE-A-2018-775)</a>
	<a href="#">Resolution of January 8, 2018, of the General Directorate of Industry and of the Small and Medium-Sized Companies, by which the UNE standard projects that the Spanish Standardization Association has in process, corresponding to the month of December, are submitted to public information. of 2017. (BOE-A-2018-</a>



Date*	Measure
	<a href="#">776 )</a> <a href="#">Resolution of January 8, 2018, of the General Directorate of Industry and of the Small and Medium-sized Enterprise, by which the European and international standards projects that have been processed as UNE standard projects by the Spanish Association are submitted to public information of Normalization, corresponding to the month of December of 2017. (BOE-A-2018-777)</a>
26-01-18	Economy, etc.: <a href="#">Royal Decree 7/2018, of January 12, which establishes the requirements for documentation, possession and marking of trade in threatened species of wild fauna and flora, in accordance with the provisions of the European Union regulations on application of the Convention on International Trade in Endangered Species of Wild Fauna and Flora. (BOE-A-2018-985)</a>
<b>SWITZERLAND</b>	
03-01-18	<a href="#">Ordinance of the DFI regulating the import, transit and export of animals and animal products with third countries (OITE-PT-DFI) (RS 916.443.106)</a>
09-01-18	<a href="#">Ordinance of the Swiss Institute for Therapeutic Products on the enactment of the pharmacopoeia and the recognition of other pharmacopoeias (RS 812.214.11)</a>
12-01-18	<a href="#">FSVO Order instituting measures to prevent the introduction into Switzerland of African swine fever present in certain Member States of the European Union (RS 916.443.107)</a>
16-01-18	<a href="#">Ordinance of the DEFR on the use of Swiss indications of source for foodstuffs (OIPSD-DEFR) (RS 232.112.11)</a>
19-01-18	<a href="#">FSVO Order instituting measures to prevent the introduction into Switzerland of African swine fever present in certain Member States of the European Union (RS 916.443.107)</a>
25-01-18	<a href="#">FSVO Order instituting measures to prevent the introduction into Switzerland of African swine fever present in certain Member States of the European Union (RS 916.443.107)</a>
30-01-18	<a href="#">Ordinance of the FDF on goods benefiting from customs relief according to their use (Ordinance on Customs Relief, OADou) (RS 631.012)</a>
	<a href="#">Ordinance of the FDF on the rates of contributions for the export of agricultural commodities (RS 632.111.723.1)</a>
	<a href="#">Ordinance on the Importation of Agricultural Products (Ordinance on Agricultural Imports, OIAgr) (RS 916.01)</a>
	<a href="#">Decision No 1/2017 of the EU-EFTA Joint Committee amending the Convention of 20 May 1987 on a common transit procedure and appendices (RS 0.631.242.04)</a>
	<a href="#">Decision No. 1/2017 of the Committee concerning the modification of Chapter 4 (Medical Devices), Chapter 6 (Pressure Vessels), Chapter 7 (Radio Equipment and Telecommunications Terminal Equipment), Chapter 8 (Protective Devices and Systems) for use in potentially explosive atmospheres, Chapter 9 (Electrical and electromagnetic compatibility), Chapter 11 (measuring instruments), Chapter 15 (GMP inspection of medicines and batch certification), Chapter 17 (lifts) and Chapter 20 (explosives for civilian use), and the updating of the legal references referred to in Annex 1 to the Agreement of 21 June 1999 between the Swiss Confederation and the European Community on mutual recognition in conformity assessment (RS 0.946.526.81)</a>

### 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.]

Date	Restrictive Measure
<b>LIECHTENSTEIN</b>	
18-01-18	LGBI № 2018.001 <a href="#">Order of 16 January 2018 amending the Regulation on</a>



Date	Restrictive Measure
	<a href="#">measures against certain persons from Egypt</a> (LR № 946.223.7)
25-01-18	LGBI № 2018.002 <a href="#">Order of 23 January 2018 amending the Ordinance on measures against the Democratic People's Republic of Korea</a> (LR № 946.223.1)
SWITZERLAND	
09-01-18	<a href="#">Ordinance blocking assets in the context of Tunisia (O-Tunisia)</a> (RS 196.127.58)

## TURKEY

### Legislation (laws, resolutions, orders, etc.)

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

Date	Subject
05-01-18	<a href="#">Communiqué Pertaining to Safeguard Measures in Import (No: 2017/12)</a> <a href="#">Communiqué Pertaining to Safeguard Measures in Import (No: 2017/13)</a>
11-01-18	<a href="#">2017/10999 Decision on the Republic of Turkey with the Turkish Republic of Northern Cyprus between the subject goods under Customs Procedures Freight</a> <a href="#">2017/11114 Decision on the Removal of the Decision of the Council of Ministers No 2016/9530 of 14/11/2016 on the Implementation of the Harmonized Commodity Description and Coding System on the Classification Opinions to be Applied in accordance with the International Convention</a>
13-01-18	<a href="#">Made residence in Turkey Not to those with special communiqué Sales Invoice (Export: 2003/3) Amending the Communiqué (Exports 2017/9)</a> <a href="#">Article 23 of the 6th Article of the Decree on the Procedures and Principles for the Marketing of Cigars and Sigarillo, the Determination of the Prices and the Domestic Sector of the Regulation on the Procedures and Principles of Production and Trade of Tobacco Products, Article 23 of the Regulation on Principles and Procedures on Macaron Production and Trade , Communiqué on the Application of Article 23 of the Regulation on the Procedures and Principles on Production and Trade of Leaf Cigarette Paper (No: 2018/3)</a> <a href="#">Communiqué on the Implementation of Articles 14 and 5 of the Regulation on Procedures and Principles on the Domestic and Foreign Trade of Alcohol and Alcoholic Beverages (No: 2018/5)</a> <a href="#">Communiqué on the Implementation of the 25th and 26th Articles of the Regulation on the Procedures and Principles on the Production of Ethyl Alcohol and Methanol and Domestic and Foreign Trade (No: 2018/6)</a> <a href="#">Communiqué on the Implementation of the 22nd, 23rd and 26th Article of the Regulation on the Procedures and Principles on Tobacco Production, Processing, Domestic and Foreign Trade (No: 2018/7)</a>
16-01-18	<a href="#">Communiqué on Import Quota and Tariff Provision Administration (No: 2018/1)</a>
17-01-18	<a href="#">2017/11032 Decision on the Ratification of the Economic Cooperation Agreement between Republic of Turkey and the Republic of Bulgaria</a> <a href="#">2017/11088 Turkey-Belarus Intergovernmental Joint Economic Commission Ninth Session of the Resolution on the Ratification of the Protocol</a> <a href="#">2017/11089 Republic of Turkey Decision on the Ministry of Health and the Republic of Iraq Ministry of Health Between Border Health Technical Support Working with Relating to the Provision Protocol with the Republic of Turkey Ministry of Health of the Republic of Iraq Ministry of Health Between in Turkey Patient Treatment Ratification of the Protocol Study Relating to the Provision</a>
19-01-18	<a href="#">1177 Decision on the Extension of the Duty of the Parliamentary Research Commission Established for the Determination of Our Cultural Assets Abandoned Abroad Abroad and the Measures to be Taken for the Protection of Existing Cultural Assets</a>
20-01-18	<a href="#">2017/11142 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</a>



Date	Subject
	<a href="#">Amendment in the Numbered List</a>
25-01-18	<a href="#">Communiqué on the Prevention of Unfair Competition in Imports (No: 2018/1)</a>

## *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
<b>Council (Совет) of the Eurasian Economic Commission Решение</b>	
16-01-18	<a href="#">№ 101 (09-15-17) On Amendments to Annex 2 to the Technical Regulations of the Customs Union "On the Safety of Grain" (TR TS 015/2011)</a>
	<a href="#">№ 102 (10-11-17) On Amendments to the Technical Regulations of the Customs Union "On the Safety of Milk and Dairy Products" (TR TC 033/2013)</a>
26-01-18	<a href="#">№ 103 (12-20-17) On amending section II of the list of goods originating in developing countries or from the least developed countries for which tariff preferences are granted when entering the customs territory of the Eurasian Economic Union</a>
	<a href="#">№ 104 (02-10-17) On the Draft Decision of the Supreme Eurasian Economic Council "On Amending the Procedure for Organizing the Sessions of the Supreme Eurasian Economic Council"</a>
<b>Council Regulations/Orders</b>	
26-01-18	<a href="#">№ 39 (10-11-17) On some issues of drafting an agreement on trade and economic cooperation between the Eurasian Economic Union and its member states, on the one hand, and the People's Republic of China, on the other hand</a>
<b>Board (Коллегии) of the Eurasian Economic Commission Решения</b>	
19-01-18	<a href="#">№ 1 (16-01-18) On amending Appendix No. 19 to Section 22 of Chapter II of the Uniform Sanitary and Epidemiological and Hygienic Requirements for Products (Goods) Subject to Sanitary and Epidemiological Supervision (Control)</a>
	<a href="#">№ 2 (16-01-18) On the structure and format of the goods declaration and transit declaration</a>
	<a href="#">№ 3 (16-01-18) On the structure and format of adjusting the declaration of goods</a>
	<a href="#">№ 4 (16-01-18) On the structure and format of the declaration of customs value</a>
	<a href="#">№ 5 (16-01-18) On Amending Certain Decisions of the Commission of the Customs Union and the Board of the Eurasian Economic Commission</a>
	<a href="#">№ 6 (16-01-18) On approval of the list of products for which the submission of a customs declaration is accompanied by the submission of a document on the assessment of compliance with the requirements of the technical regulations of the Customs Union "On the safety of machinery and equipment" (TR TC 010/2011)</a>
	<a href="#">№ 7 (16-01-18) On the approval of the form of the preliminary decision on the origin of the goods imported into the customs territory of the Eurasian Economic Union, the procedure for its completion and the introduction of changes (additions) to the preliminary decision on the origin of the goods</a>
	<a href="#">№ 8 (16-01-18) On Amending the Regulation on the Advisory Committee on Customs Regulation</a>
24-01-18	<a href="#">№ 9 (23-01-18) On the Procedure for the Development and Adoption of Recommendations and Joint Measures to Stabilize the Economic Situation in the Event of Exceeding by Member States of the Eurasian Economic Union the Quantitative Values of Macroeconomic Indicators Determining the Stability of</a>



Publication Date	Title
	<a href="#">Economic Development</a>
	<a href="#">№ 10 (23-01-18) On Amending the Decision of the Board of the Eurasian Economic Commission of December 2, 2013 No. 284</a>
	<a href="#">№ 11 (23-01-18) On introducing changes to the list of common processes within the framework of the Eurasian Economic Union</a>
26-01-18	<a href="#">№ 12 (23-01-18) On Amending Section 13 of Chapter II of the Uniform Sanitary and Epidemiological and Hygienic Requirements for Products (Goods) Subject to Sanitary and Epidemiological Supervision (Control)</a>
	<a href="#">№ 13 (23-01-18) On introducing changes to the list of common processes within the framework of the Eurasian Economic Union</a>
	<a href="#">№ 14 (23-01-18) On the extension of the anti-dumping measure against metal coated with polymer coating, originating in the People's Republic of China and imported into the customs territory of the Eurasian Economic Union, and the revocation of the Decision of the Collegium of the Eurasian Economic Commission of May 11, 2017 No. 45</a>
<b>Board Распоряжение</b>	
19-01-18	<a href="#">№ 2 (16-01-18) On the Draft Decision of the Council of the Eurasian Economic Commission "On Amending the Plan for the Development of Technical Regulations of the Eurasian Economic Union and on Amendments to the Technical Regulations of the Customs Union"</a>
	<a href="#">№ 3 (16-01-18) On the draft decree of the Council of the Eurasian Economic Commission "On holding the exhibition forum" Eurasian Week "in 2018"</a>
	<a href="#">№ 4 (16-01-18) On the Draft Agreement on the Exchange of Information on Goods and Means of International Transport Moved across the Customs Borders of the Eurasian Economic Union and the People's Republic of China</a>
	<a href="#">№ 5 (16-01-18) On the Draft Decision of the Council of the Eurasian Economic Commission "On Amending Section II of the Plan for the Development of Technical Regulations of the Eurasian Economic Union and Amendments to the Technical Regulations of the Customs Union"</a>
	<a href="#">№ 6 (16-01-18) On the Draft Decision of the Council of the Eurasian Economic Commission "On Amending the Decision of the Commission of the Customs Union of May 28, 2010 No. 299"</a>
	<a href="#">№ 7 (16-01-18) On approval of the draft action plan for 2018-2021 for the implementation of the Memorandum of Cooperation between the Eurasian Economic Commission and the Agency for Standardization and Metrology of Mongolia in the field of technical regulation and accreditation of October 4, 2017, as well as the Memorandum of Cooperation between the Eurasian Economic Commission and the General Directorate Specialized Inspection of Mongolia in the Field of Veterinary Sanitary and Quarantine Phytosanitary Measures of 4 October 2017</a>
	<a href="#">№ 8 (16-01-18) On the draft decision of the Council of the Eurasian Economic Commission "On Amendments to the Technical Regulations of the Customs Union" On the Safety of Wheeled Vehicles "(TR TS 018/2011)"</a>
	<a href="#">№ 9 (16-01-18) On approval of the draft action plan for cooperation in the field of technical regulation and standardization of the Eurasian Economic Commission and the International Electrotechnical Commission</a>
	<a href="#">№ 10 (16-01-18) On the introduction of changes to the composition of the Consultative Committee on Industry</a>
24-01-18	<a href="#">№ 11 (23-01-18) On the Draft Decree of the Council of the Eurasian Economic Commission "On the Draft Agreement on the Treatment of Products within the Eurasian Economic Union, Requirements to which are not established by the technical regulations of the Eurasian Economic Union, and the rules for ensuring the safety of such products"</a>
	<a href="#">№ 12 (23-01-18) On the introduction of changes in the composition of the Expert Committee on Drugs</a>
26-01-18	<a href="#">№ 13 (23-01-18) On the composition of the working group to improve the single transit system and unified guarantee mechanisms for customs transit</a>



## 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 27 Dec. 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 December 2017. It may be searched by tariff code or description (in Russian).

### RUSSIAN FEDERATION

#### 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
04-01-18	<a href="#">Order of the Government of the Russian Federation No. 2979-r of December 28, 2017 "On the Signing of the Agreement on the Labeling of Goods by Identification Means in the Eurasian Economic Union"</a>
19-01-18	<a href="#">Decree of the Government of the Russian Federation of 16.01.2018 No. 13 "On Amendments to the List of Technological Equipment (Including Components and Spare Parts to It), analogues of which are not produced in the Russian Federation, the import of which into the territory of the Russian Federation is not subject to the tax on the added cost"</a>
	<a href="#">Decree of the Government of the Russian Federation of 17.01.2018 No. 15 "On submitting to the President of the Russian Federation a proposal to sign the Protocol on Amendments to the Protocol on Conditions and Transitional Provisions on the Application of the Kyrgyz Republic by the Treaty on the Eurasian Economic Union of May 29, 2014, certain international treaties in the right of the Eurasian Economic Union, and acts of bodies of the Eurasian Economic Union in connection with the accession of the Kyrgyz Republic to the Treaty on the Eurasian Economic Union of May 29, 2014, signed May 8, 2015"</a>
23-01-18	<a href="#">Decree of the Government of the Russian Federation of 19.01.2018 No. 31 "On Amending the Single List of Products, the Confirmation of Which Compliance is Made in the Form of Adoption of the Declaration of Conformity"</a>
29-01-18	<a href="#">Decree of the Government of the Russian Federation of 26.01.2018 No. 69 "On the ratification of the Agreement on the procedure for the voluntary harmonization of specific subsidies for industrial goods by members of the Eurasian Economic Union with the Eurasian Economic Commission and the conduct of proceedings by the Eurasian Economic Commission related to the provision by member states of the Eurasian Economic Community economic union of specific subsidies"</a>



## Africa

### African Countries (except North Africa)

#### SEYCHELLES

##### Import duties reduced on certain items

On 9 January 2018, the Seychelles Revenue Commission informed the general public via a web-posting, that in line with the Government's concerted effort to alleviate the increase in the cost of living, effective January 1, 2018, Import duty has been removed on the following goods as specified in [S.I 68 of 2017, Customs Management \(Tariff and Classification of Goods\) \(Amendment\) No. 2 Regulations, 2017](#):

HS Codes	Description of goods	Import/ Customs Duty	VAT
2106.9091	Dietary supplement  (Product consumed orally in forms such as tablets, capsules, soft gels, gel caps, liquid or powders used to supplement diet by increasing total intake containing a combination of vitamin, minerals, herbs or other botanicals, amino acids and concentrates, metabolites constituents or extracts)	0%	15%
6811.8100	Corrugated sheets	0%	15%
6811.8200	Other sheets, panels, tiles and similar articles	0%	15%

The general public are advised that VAT is still applicable on the above mentioned list of goods.

##### Legislation and Notices

Date	Subject
SEYCHELLES	
29-12-17	<a href="#">Act 26 of 2017 - Customs Management (Amendment) Act, 2017</a>
	<a href="#">S.I. 66 of 2017 - Customs Management (Interim Economic Partnership Agreement) (Amendment) Regulations, 2017</a>
	<a href="#">S.I. 67 of 2017 - Customs Management (Southern African Development Community Free Trade Area) (Amendment) Regulations, 2017</a>
28-12-17	<a href="#">S.I. 68 of 2017 - Customs Management (Tariff and Classification of Goods)(Amendment)(No. 2) Regulations, 2017</a>
04-01-18	<a href="#">Act 29 of 2017 Seychelles Revenue Commission (Amendment) Act, 2017 (29-12-17)</a>

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

### More private party initiated trade enforcement actions

We wanted to bring to your attention two recent *qui tam* (whistleblower cases brought under the *False Claims Act* ("FCA")) case settlements involving the underpayment of customs duties. They are as follows:

- Further to our 2016 article where Z Gallerie agreed to settle with the U.S. Department of Justice ("DOJ") for \$15 million (a copy of the DOJ press release is available [here](#)), the DOJ recently announced that Bassett Mirror Co. ("Bassett")



agreed to pay \$10.5 million to settle allegations that it violated the FCA by underpaying antidumping duties. Total settlements in this case have now reached \$25.5 million. The underlying complaint, initiated by a competitor, alleged that between January 2009 and February 2014, several companies deliberately misclassified wooden bedroom furniture as non-bedroom furniture on its official import documents to avoid paying antidumping duties. A copy of the most recent DOJ press release is available [here](#).

- DOJ announced that a textile importer, American Dawn, and three company executives, agreed to pay more than \$2.3 million to settle allegations that they violated the FCA by intentionally misclassifying goods in order to pay lower duty rates. The underlying complaint, initiated by a former employee, alleged that for more than a decade American Dawn intentionally misclassified certain textile articles, including bath towels and shop towels, as polishing cloths in order to pay a lower duty rate. The press release is available [here](#).

These cases and settlements are interesting for a few reasons.

First, both cases were initiated by whistleblowers under the FCA. In Bassett/Z Gallerie, a competitor initiated the court action and, in American Dawn, it was a former employee. The whistleblowers in these cases will receive a sizeable portion of the settlements. This incentive will continue to feed the trend of there being an increasing number of private-party initiated trade enforcement actions.

Second, DOJ appears to be settling these cases for less than is available to it under applicable laws. Under the FCA, maximum liability includes the unpaid duties, three times the unpaid duties, \$11,000 for each false claim (*i.e.*, each import entry), plus attorneys' fees. In addition, under the *Tariff Act of 1930*, maximum penalties include the full value of the imported merchandise (because the government alleged intentional evasion of duties, rather than negligence or gross negligence). Considering that the PRC-wide rate for wooden bedroom furniture is ~216%, the importers could have been liable for many millions more than the government ultimately agreed to settle for. It is unclear why the government would agree to what could be considered "generous" settlements, particularly since they appear to be "global" in nature (they resolve not just the FCA liability, but the liability imposed under the *Tariff Act of 1930*, as well), but it is unlikely that such generous terms would be afforded by CBP in a stand alone administrative proceeding.

Finally, in both press releases, government agencies restated their commitment to protecting the economy by investigating alleged evasions of customs duties. For example, in the American Dawn settlement announcement, the director of the CBP field office in Atlanta stated, "[t]his settlement agreement is another example of CBP's day to day collaborative efforts between U.S. Customs and Border Protection Officers at ports of entry, Import Specialists with the Centers of Excellence and Expertise, and Immigration & Customs Enforcement Homeland Security Investigations to protect the American public and the U.S. economy."

In light of this, all importers should make sure that they have effective internal controls in place over customs matters that include a mechanism for employees to raise legitimate compliance-related concerns. In our experience, companies can generally protect themselves from enforcement actions (FCA or otherwise) by having reasonable internal controls.

We hope this is helpful. If you have any questions, or if you would like to discuss these issues further, please let us know. Authors: [Ted Murphy](#) and [Aaron Applebaum](#) of the Washington, DC office.



## Press releases and other enforcement-related postings

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; FRB= Federal Reserve Bank; 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; USPS=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
01-03-18	<a href="#">Turkish Banker Convicted of Conspiring to Evade U.S. Sanctions Against Iran and Other Offenses</a> (DOJ, FBI)
01-08-18	<a href="#">Dulles CBP Grounds \$54K in Counterfeit Air Jordans</a> (CBP)
01-11-18	<a href="#">Textile importer resolves False Claims Act allegations</a> [Settlement: \$2,338,879] (DOJ, ICE, CBP)
01-16-18	<a href="#">Bassett Mirror Company Agrees to Pay \$10.5 Million to Settle False Claims Act Allegations Relating to Evaded Customs Duties</a> (DOJ, CBP)
01-17-18	<a href="#">Federal Reserve Board announces \$29 million penalty against U.S. operations of Mega International Commercial Bank Co., Ltd.</a> (FRB)
01-18-18	<a href="#">Chinese National Sentenced for Economic Espionage and Theft of a Trade Secret From U.S. Company</a> (DOJ, FBI)
01-23-18	<a href="#">Bollman Hat Company Settles with FTC, Agrees to Stop Making Deceptive 'Made in USA' and Certification Claims</a> (FTC)
	<a href="#">2 Men Charged With Conspiring to Illegally Obtain Technology and Computer Chips That Were Sent to China</a> (DOJ, FBI, IRS, BIS)
01-24-18	<a href="#">Texas Man Sentenced for Conspiring to Illegally Export Radiation Hardened Integrated Circuits to Russia and China</a> (DOJ, ICE, FBI, BIS, DoD, USPS)
01-25-18	<a href="#">North Texas Man Sentenced to Nearly 4 Years in Federal Prison for Conspiring to Illegally Export Radiation-Hardened Integrated Circuits to Russia and China</a> (DOJ, ICE, FBI, BIS, DoD, USPS)
	<a href="#">Baltimore CBP Seizes Children's Activity Cubes as Potential Choking Hazard</a> (CBP, CPSC)
01-29-18	<a href="#">Proposed Consent Agreements: Bollman Hat Company and SaveAnAmericanJob, LLC, Jointly Doing Business as American Made Matters; Analysis To Aid Public Comment</a> [US origin claims] (FTC)



## 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](mailto:jochen.meyer-burrow@bakermckenzie.com)
- Martin Morawski, Associate, [martin.morawski@bakermckenzie.com](mailto: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
<b>International Trade, Tax and Anti-corruption</b>
<a href="#">Global International Trade Compliance Update – January 2018</a> {older issues}
<a href="#">International Commercial Client Alert – Feb. 1, 2018 – NAFTA in Play - The State of Play Following the Sixth Round of Negotiations</a>
<a href="#">Mexico International Commercial Client Alert 06 - Amendments to the Federal Law on Consumer's Protection</a> (Eng.); <a href="#">Modificaciones a la Ley Federal de Protección al Consumidor</a> (Span.)
<a href="#">Mexico International Commercial Client Alert 01 - Jan. 2018: Extension to the list of goods which importation or exportation is restricted when North Korea is the country of departure or destination</a> (Eng.); <a href="#">Se amplía la lista de mercancías cuya importación o exportación se encuentra restringida cuando el país de salida o destino sea Corea del Norte</a> (Span.)
<a href="#">Mexico International Commercial Client Alert 02 – Jan. 2018: Additional HTS Codes are included in the Sectorial Importer's Registry Sector 13 (Hydrocarbons)</a> (Eng.); <a href="#">Se adicionan fracciones arancelarias al Padrón de Importadores Sector 13 (Hidrocarburos)</a> (Span.)
<a href="#">Vietnam Corporate Client Alert: January 2018 - New Decree on Trading Rights/Distribution Rights, and Trade-related Activities</a>
<a href="#">Vietnam Corporate Client Alert: January 2018 - New Regulations on Logistics Services Business</a>
<b>Other areas</b>
<a href="#">Global Automotive Industry Focus Group Newsflash: Beijing Issued First Rules on Road Tests for Autonomous Vehicles</a>
<a href="#">Global Aviation Group Client Alert: Airports Highlighted in Trump Administration's Draft Infrastructure Initiative Principles for Funding and Infrastructure Improvements</a>
<a href="#">Global TMT Publication: Baker McKenzie Launches Updated 2018 Edition of its GDPR National Legislation Survey</a>
<a href="#">Beijing/Hong Kong/Shanghai Dispute Resolution Client Alert: SPC's New Judicial Interpretations Strengthens Protection of Domestic Arbitral Award</a>
<a href="#">Vietnam Insurance Client Alert: Vietnam's Restructuring Plan Proposal for the Insurance Market in the 2017-2020 Period</a>
<a href="#">Vietnam Technology, Media &amp; Telecommunications Client Alert: Ministry of Transport seeks to place stricter controls on ride-hailing services after officially authorizing these services in Vietnam</a>



## Webinars, Meetings, Seminars, Etc.




**2017 Year-End Review  
of Import/Export Developments**

**RECORDED SESSIONS FROM OUR  
ANNUAL YEAR-END REVIEW OF IMPORT/EXPORT DEVELOPMENTS  
IN SANTA CLARA, CALIFORNIA**

**14 November 2017 – Year-End Review of Import/Export Developments (Export Day)**

[AM Sessions Recording](#) –

- Export Control Developments in the United States and European Union
- Encryption Export Controls and Cloud Computing: A Comparative Analysis
- United States Economic Sanctions Update & Russian Response to US Sanctions

[PM Sessions Recording](#) –

- Economic Sanctions: A Comparative Analysis
- Export Enforcement (panel format did not include slides)
- Export Control Developments in the Asia Pacific Region
- Arab States Boycott of Qatar and the Implications Under the United States Anti-Boycott Regulations

**15 November 2017 – Year-End Review of Import/Export Developments (Import Day)**

[AM Sessions Recording](#) –

- The Current International Trade Environment: Challenges to Globalization and its Impact on the Supply Chain
- Trade Policies and Initiatives Under the Trump Administration
- The NAFTA Renegotiation: A Multinational Perspective
- United States and Canadian Customs Regulatory Update

[PM Sessions Recording](#) –

- European Union Customs and Trade Developments
- Emerging Impediments to the Import of IT Products into China
- Latin American Trade Developments





## 2018 Global Trade and Supply Chain Webinar Series

### Continuing Challenges in Global Trade



We are very pleased to announce our 15<sup>th</sup> annual **Global Trade and Supply Chain Webinar Series** entitled, “**2018: Continuing Challenges in Global Trade**”. The series will include the latest international trade developments including the impact of the Trump presidency on trade policy, TPP and of Brexit. In addition to our usual topics of Customs and export controls/sanctions, we will also cover Human Rights, Forced Labor, and Ethical Supply Chains.

This year, we will again expand our usual program to include our **Customs Academy**, which will feature 6 “Customs 101” webinars (**highlighted in green** below). 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 San Francisco, CA office and Head of the Firm's Global Customs Focus Group, and **Jenny Revis**, a partner in our 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](http://www.timeanddate.com).

If you miss a webinar that has already been given, wish to see it again or want to download a presentation, you may do so at [this new link](#) or by clicking the blue title below which indicates the material has been posted. Webinars are usually posted approximately two weeks after the live presentation.

January 30	<b>Human Rights, Forced Labor, and Ethical Supply Chains: Best Practices for Managing Growing Legal Obligations and Risks</b>	<p>To register for this <b>complimentary webinar series</b>, click on the <b>REGISTER NOW</b> button and provide your information. You can register for one or all webinars.</p> <p>We hope you will participate in and enjoy this exciting webinar series!</p> <p><b>Login Details:</b> Log-in details will be sent via email one week before the event.</p> <p><b>Webinar Series Lead:</b> <b>Teresa A. Gleason</b> Head, Global Customs Focus Group (San Francisco, CA) Tel: +1 415 576 3021 <a href="mailto:teresa.gleason@bakermckenzie.com">teresa.gleason@bakermckenzie.com</a></p> <p><b>These webinars are all complimentary.</b></p> <p><b>REGISTER NOW</b></p>
	<b>Speakers:</b> Reagan Demas (DC), John Foote (DC), Francesca Richmond (London), and Christopher Burkett (Toronto)	
February 27	<b>Customs Basic: How to Classify Your Products</b>	
	<b>Speakers:</b> Jose Hoyos-Robles (Mexico City), Olof Johannesson (Stockholm), Andrew Rose (London), and Riza Buditomo (Jakarta)	
March 27	<b>Hot Topics in US, European, and Asian Export Controls</b>	
	<b>Speakers:</b> Marc Lager (Vienna), Anne Petterd (Singapore), and Alex Lamy (DC)	
April 24	<b>Customs Basic: How to determine the origin of your products</b>	
	<b>Speakers:</b> Adrianna Ibarra-Fernandez (Mexico City), Jessica Mutton (London), and John McKenzie (Palo Alto)	
May 22	<b>Russian and EU Customs Update</b>	



	<b>Speakers:</b> Alexander Bychkov (Moscow), Nicole Looks (Frankfurt) and Jenny Revis (London)	<b>Questions:</b> If you have any questions regarding this webinar series, please contact:  <b>Sal Gonzalez</b> Business Development Specialist Tel: +1 202 835 1661 <a href="mailto:sal.gonzalez@bakermckenzie.com">sal.gonzalez@bakermckenzie.com</a>  <b>MCLE Credit:</b> 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.
June 26	<b>Customs Basic: How to value your products</b>  <b>Speakers:</b> Kevin Nordin (London), Jon Cowley (Hong Kong) and Brian Cacic (Toronto)	
July 24	<b>Update on US "Protectionism", Brexit and TPP</b>  <b>Speakers:</b> Terrie Gleason (San Francisco), Stu Seidel (DC) and Jenny Revis (London), and Fred Burke (Ho Chi Minh)	
August 28	<b>Customs Basic: What you need to know about importing into China, Russia and the Middle East</b>  <b>Speakers:</b> Frank Pan (Shanghai), Vladimir Efremov (Moscow), and Reggie Mezu (Middle East)	
September 25	<b>Customs Audits and Enforcement Actions: Best Practices and Trends</b>  <b>Speakers:</b> Adriana Ibarra-Fernandez (Mexico), Nicole Looks (Frankfurt), and Meredith DeMent (DC)	
October 30	<b>Customs Basic: What you need to know about importing into Mexico, Brazil and Argentina</b>  <b>Speakers:</b> Manuel Padron (Juarez), Alessandra Machado (Sao Paolo), and Esteban Ropolo (Buenos Aires)	
November 27	<b>Hot Topics in US, European, and Asian Trade Sanctions</b>  <b>Speakers:</b> Kerry Contini (DC), Ben Smith (London), and Jon Cowley (Hong Kong)	
December 18	<b>Customs Basic: How to mitigate duties through use of customs procedures</b>  <b>Speakers:</b> Eunkyung Kim Shin (Chicago), Edith Salcedo-Hinojosa (Guadalajara), and Daniel Sanchez-Elizondo (Guadalajara)	  <i>Pending - We have applied for CES and CCS credit for these webinars to the National Customs Brokers &amp; Forwarders Association of America, Inc.</i>

## 2017 Global Trade and Supply Chain Webinar Series

### "2017: Beginning of a New Era in Global Trade and Business?"

Our 14<sup>th</sup> annual, **Global Trade and Supply Chain Webinar Series** entitled, "**2017: Beginning of a New Era in Global Trade and Business?**" includes 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, the 2017 series also covers data privacy and intellectual property in the supply chain.

In 2017, we expanded our usual program to launch our *Customs Academy*, featuring 6 "*Customs 101*" webinars

**Webinar Start Time:**

08:00 AM (Pacific)  
10:00 AM (Central)  
11:00 AM (Eastern)  
*\*see [timeanddate.com](http://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.



(indicated in green). The Customs 101 program is 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 San Francisco office and Head of the Firm's Global Customs Focus Group, 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 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](http://www.timeanddate.com).

If you missed a webinar that has already been given, 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.

## Webinar Dates and Topics:

**January 31** [Major Customs Developments in North America and Asia](#)

**Speakers:** Stu Seidel (Washington, DC), Brian Cacic (Toronto), Eugene Lim (Singapore), and Adriana Ibarra-Fernandez (Mexico City)

**February 28** [Customs Basic: How to Classify Your Products](#)

**Speakers:** Daniel Lund (London), Jose Hoyos-Robles (Mexico City), and Eunkyung Shin (Chicago)

**March 28** [New Era of Protectionism? – Trump Presidency and Brexit Developments](#)

**Speakers:** Terrie Gleason and Stu Seidel (Washington DC), Ross Denton and Jessica Mutton (London)

**April 25** [Customs Basic: How to Value Your Products](#)

**Speakers:** Nicole Looks (Frankfurt), Eugene Lim (Singapore), Paul Burns (Toronto), and Daniel Sanchez-Elizondo (Guadalajara)

**May 23** [Impact on Sanctions: Trump Administration's Effects on US, EU, and Russian Sanctions](#)

**Speakers:** Alexander Bychkov (Moscow), Ben Smith (London), Alex Lamy (Washington, DC) and Alison Stafford Powell (Palo Alto)

**June 27** [Customs Basic: Determining the Origin of Your Products](#)

**Speakers:** Olivia Colville (Chicago), Jessica Mutton (London), and Adriana Ibarra-Fernandez (Mexico City)

**July 25** [Major Developments in Data Privacy Laws – US, Canada and EU](#)

**Speakers:** Brian Hengesbaugh (Chicago), Dean Dolan (Toronto), Dyann Heward-Mills (London), Michael Egan (Washington, DC)

**August 22** [Customs Basic: Reducing your Duty](#)

## Focus Group Head:

**Teresa A. Gleason**

Head, Global Customs Focus Group  
(San Francisco, CA)

Tel: +1 415 576 3021

[teresa.gleason@bakermckenzie.com](mailto:teresa.gleason@bakermckenzie.com)

These webinars are all complimentary.

**REGISTER NOW**

## Questions:

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

## Sal Gonzalez

Business Development Specialist

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[sal.gonzalez@bakermckenzie.com](mailto:sal.gonzalez@bakermckenzie.com)

## MCLE Credit:

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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**



<p><b><u>Liability Through the Use of Customs Procedures</u></b></p> <p><b>Speakers:</b> Roger van de Berg (Amsterdam), Eunkyung Kim Shin (Chicago), Manuel Padron-Castillo (Juarez), and Panya Sittisakonsin (Bangkok)</p>	<p><b>more?</b></p>   		
<p><b>September 19</b> <b><u>Intellectual Property Considerations and Issues in Your Supply Chain</u></b></p> <p><b>Speakers:</b> Gary Shapiro (San Francisco), Lothar Determann (Palo Alto), Jochen Herr (Munich), Isabella Liu, Kei Matsumoto, Flavia, Rabello</p>			
<p><b>October 24</b> <b><u>Customs Basic: What You Need to Know about Customs in the EU, Russia and China</u></b></p> <p><b>Speakers:</b> Mariacristina Scarpa and Giulia Bettarini (Milan), Alexander Brychov and Vladimir Efremov (Moscow), and Frank Pan (Shanghai)</p>			
<p><b>November 28</b> <b><u>Major Developments in FCPA/Anti-Bribery Regulation</u></b></p> <p><b>Speakers:</b> John McKenzie (San Francisco), Mini vandePol (Hong Kong), and Peter Tomczak (Chicago)</p>			
<p><b>December 19</b> <b><u>Customs Basic: What You Need to Know about Customs in the US, Mexico and Brazil</u></b></p> <p><b>Speakers:</b> Alejandro Martinez-Galindo (Guadalajara), Alessandra S. Machado (Sao Paulo), Meredith DeMent (Washington, DC), and Meghan Hamilton (Chicago)</p>			

## 2016 International Trade Compliance Webinar Series

Our 13<sup>th</sup> 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	<b><u>Overview of the Trans-Pacific Partnership (TPP)</u></b> Speakers: Frederick Burke (Ho Chi Minh City), Miguel Noyola (Chicago), Eugene Lim (Singapore), and Elizabeth Nightingale (Kuala Lumpur).
Presented February 16	<b><u>The Trans-Pacific Partnership (TPP) and Labor and Environment</u></b> Speakers: Frederick Burke (Ho Chi Minh City) and Thuy Hang Nguyen (Ho Chi Minh City).
Presented March 29	<b><u>Customs Considerations in Free Trade Agreements, Including TPP and NAFTA</u></b> Speakers: Adriana Ibarra (Mexico City), Stuart Seidel (Washington, DC), and Meredith DeMent (Washington, DC).
Presented April 19	<b><u>The Latest on Trade Sanctions: Iran, Russia, and Other Developments</u></b> Speakers: Steven Hill (Washington, DC), Philippe Reich (Zurich), Alexander Bychkov (Moscow), and Ben Smith (London).
Presented May 24	<b><u>Cuba Sanctions Developments and Updates</u></b> Speakers: Alison Stafford-Powell (Palo Alto), Alexandre Lamy (Washington, DC), Brian Cacic (Toronto), and Julia Pfeil (Frankfurt).
Presented June 21	<b><u>FCPA Considerations Arising in Import/Export Operations</u></b> 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 (San Francisco, CA), Tel: +1 415 576 3021, [teresa.gleason@bakermckenzie.com](mailto: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](mailto:sal.gonzalez@bakermckenzie.com).






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## 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](mailto: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
 Australia	AUS/106	01/05/2018	03/06/2018	Organisms that have been modified through the use of certain new technologies (genetically modified organisms (GMO))
 Australia	AUS/107	01/09/2018	03/09/2018	Outboard motors (HS 840721) - Of a cylinder capacity not exceeding 50 cc (HS 840731) - Of a cylinder capacity exceeding 50 cc but not exceeding 250 cc (HS 840732) - Of a cylinder capacity exceeding 250 cc but not exceeding 1,000 cc (HS 840733) - Motorboats, other than outboard motorboats (HS 890392)
 Australia	AUS/108	01/30/2018	03/09/2018	Motor vehicles for the transport of ten or more persons, including the driver (HS 8702), Motor cars and other motor vehicles principally designed for the transport of persons (other than those of heading 87.02), including station wagons and racing cars (HS 8703), Motor vehicles for the transport of goods (HS 8704), Trailers and semi-trailers; other vehicles, not mechanically propelled; parts thereof (HS 8716)































Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
 Bolivia	BOL/3/Add.4	01/24/2018	Not given	Processes in the food industry
 Bolivia	BOL/6/Add.1	01/24/2018	Not given	Motor vehicles for the transport of 10 or more persons, including the driver (HS 8702); Motor cars and other motor vehicles principally designed for the transport of persons, other than those of heading 8702, including station wagons and racing cars (HS 8703); Motor vehicles for the transport of goods (HS 8704); and Chassis fitted with engines, for the motor vehicles of headings 8701 to 8705 (HS 8706)
 Bolivia	BOL/8	01/24/2018	03/18/2018	Cosmetic products (HS Chapters 33 and 34)
 Brazil	BRA/769	01/05/2018	Not given	Tobacco products HS 24
 Brazil	BRA/770	01/05/2018	Not given	Industrialized Allergen Products
 Brazil	BRA/771	01/08/2018	Not given	Residues and contaminants in products of plant origin (HS Code(s) 06)
 Brazil	BRA/772	01/08/2018	02/22/2018	Smoked fish (HS Code(s) 03)
 Brazil	BRA/773	01/08/2018	02/22/2018	Seasoned meat products (HS Code(s): 02)
 Brazil	BRA/774	01/08/2018	Not given	Medicines
 Brazil	BRA/775	01/08/2018	01/03/2018	Herbicides
 Brazil	BRA/768/Corr.1	01/09/2018	Not given	Paints HS-Chapter 32
 Brazil	BRA/776	01/09/2018	Not given	List of items of the National Health Surveillance Agency - ANVISA for the Regulatory Agenda
 Brazil	BRA/777	01/11/2018	04/09/2018	Specific medicines
 Brazil	BRA/778	01/11/2018	02/10/2018	Goods and Products
 Brazil	BRA/779	01/11/2018	Not given	Food and packaging
 Brazil	BRA/780	01/11/2018	04/19/2018	HS CODE: 30 - pharmaceutical products
 Brazil	BRA/781	01/11/2018	04/09/2018	Food supplements and labelling
 Brazil	BRA/782	01/11/2018	Not given	3003 3004: Medicaments
 Brazil	BRA/783	01/11/2018	Not given	Medicinal products
 Brazil	BRA/784	01/12/2018	Not given	Medicaments (HS 3003, 3004)
 Brazil	BRA/785	01/16/2018	Not given	Goods and products subject to Sanitary Surveillance
 Brazil	BRA/786	01/18/2018	03/10/2018	Animal feed products (HS 23)
 Brazil	BRA/768/Add.1	01/23/2018	Not given	Paints HS-Chapter 32
 Brazil	BRA/653/Add.1	01/29/2018	Not given	Children's products (HS 9401.80)
 Brazil	BRA/670/Add.1	01/29/2018	Not given	Safety tempered glass of size and shape suitable for incorporation in motor vehicles (HS 700721). Of size and shape suitable for incorporation in vehicles, aircraft, spacecraft or vessels (HS 700721)

































Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
 Brazil	BRA/730/Add.1	01/30/2018	Not given	Medical Devices
 Brazil	BRA/787	01/26/2018	Not given	Product registration
 Brazil	BRA/788	0/29/2018	02/28/2018	Pesticides for agricultural use in crops of ornamental plants (HS 31)
 Canada	CAN/539	01/11/2018	03/11/2018	Mica
 Canada	CAN/540	01/11/2018	03/16/2018	Radiocommunications
 Canada	CAN/541	01/16/2018	03/22/2018	Asbestos and products that contain asbestos
 Canada	CAN/471/Add.2	01/30/2018	Not given	Prescription status of medicinal ingredients for human use (HS 3004.90)
 Chile	CHL/379/Add.2	12/14/2017	Not given	Food for human consumption
 Chile	CHL/416/Add.1	12/14/2017	Not given	Type B2 H3 ring seals for automatic valves for LPG cylinders.
 Chile	CHL/418/Add.1	12/14/2017	Not given	Free-standing gas-fired stoves equipped with a fan
 Chile	CHL/425	12/15/2017	02/13/2018	Fabricated iron and steel articles
 Chile	CHL/426	12/15/2017	02/13/2018	Galvanized steel for reinforced concrete
 Chile	CHL/428	01/04/2018	03/05/2018	Microbial pesticides
 Chile	CHL/429	01/05/2018	03/06/2018	Mortars
 Chile	CHL/430	01/05/2018	03/06/2018	Aluminium joinery
 Chile	CHL/432	01/05/2018	03/06/2018	Thermopane glass
 Chile	CHL/381/Add.2	01/08/2018	Not given	Cell phone chargers (switch mode units)
 Chile	CHL/433	01/08/2018	03/09/2018	Thermopane glass
 Chile	CHL/431	01/05/2018	03/06/2018	Ventilation ducts
 Chile	CHL/434	01/08/2018	03/09/2018	Smoke extraction ducts
 Chile	CHL/337/Add.2	01/22/2018	Not given	Food for human consumption
 Chile	CHL/435	01/19/2018	03/20/2018	Food
 Chile	CHL/424/Add.1	01/29/2018	Not given	Food
 China	CHN/1246	01/09/2018	03/10/2018	Food (HS Code: 0201-0210; 0302-0308; 0401-0410; 0504,0507-0508,0510-0511; 0602; 0702-0714; 0801-0806,0811-0814; 0901-0910; 1002,1004,1006-1008; 1101-1109; 1202-1212; 1301-1302; 1501-1504,1506-1518,1521; 1601-1605; 1701-1704; 1801,1803-1806; 1901-1905; 2001-2009; 2101-2106; 2201-2209; 2501; 2853; 2923; 2936; 3004; 3501; 3502; 3504; 3505; 7116)
 China	CHN/1247	01/18/2018	03/19/2018	Amusement device (HS 95069900.00)
 China	CHN/1248	01/18/2018	03/19/2018	Crude oils (HS 2709000000)
 China	CHN/1249	01/18/2018	03/19/2018	Fire resistive coating for steel structure (HS 84)
 China	CHN/1250	01/18/2018	03/19/2018	Automobile wheels (HS 87)
























Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
 China	CHN/1251	01/18/2018	03/19/2018	Deluge alarm valves (HS 84)
 China	CHN/1252	01/18/2018	03/19/2018	Water flow indicator (HS 84)
 China	CHN/1253	01/18/2018	03/19/2018	Drugs (HS 30)
 China	CHN/1254	01/18/2018	03/19/2018	Drugs (HS 30)
 China	CHN/1255	01/18/2018	03/19/2018	Drugs (HS 30)
 China	CHN/1256	01/18/2018	03/19/2018	Drug (HS 30) and medical devices (HS 9018, 9019, 9020, 9021, 9022)
 China	CHN/1257	01/18/2018	03/19/2018	Drugs (HS 30)
 China	CHN/1258	01/18/2018	03/19/2018	Passengers aerial ropeways (HS 84286021.00, 84286029.00)
 Colombia	COL/214/Add.3	01/15/2018	Not given	Detergents and soaps (HS 3401, 3402 and 3405.40)
 Colombia	COL/230	01/24/2018	03/18/2018	Cosmetic products (HS Chapters 33 and 34)
 Colombia	COL/86/Add.6	01/26/2018	Not given	Labelling requirements for made-up articles
 Ecuador	ECU/179/Add.3/Corr.1	01/05/2018	Not given	Fans driven by motors with an electric input power between 125 W and 500 kW (HS 8414.59.00)
 Ecuador	ECU/87/Add.5	01/09/2018	Not given	Ductless air conditioners (HS 8415.10)
 Ecuador	ECU/104/Add.2	01/09/2018	Not given	Distribution transformers (HS 8504.21.19.00; 8504.21.90.00; 8504.22.10.00; 8504.22.90.00; 8504.32.10.00; 8504.32.90.00; 8504.33.00.00; 8504.34.10.00; and 8504.34.20.00)
 Ecuador	ECU/186/Add.2/Corr.1	01/05/2018	Not given	Fans with a self-contained electric motor of an output not exceeding 125W (HS 8414.51.00)
 Ecuador	ECU/186/Add.3/Corr.1	01/04/2018	Not given	Fans with a self-contained electric motor of an output not exceeding 125W (HS 8414.51.00)
 Ecuador	ECU/325/Add.2	01/17/2018	Not given	Medical devices
 Ecuador	ECU/331/Add.1	01/17/2018	Not given	Cosmetics, domestic hygiene products and absorbent personal hygiene products (HS 3305.10.00.00)
 Ecuador	ECU/32/Add.16	01/24/2018	Not given	Motor vehicles (HS 9900)
 Ecuador	ECU/337	01/24/2018	03/18/2018	Cosmetic products (HS Chapters 33 and 34)
 Egypt	EGY/1/Add.2	01/10/2018	Not given	Food products
 Egypt	EGY/169	01/10/2018	03/11/2018	Wood, sawlogs and sawn timber
 Egypt	EGY/1/Add.3	01/10/2018	Not given	Food products
 Egypt	EGY/2/Add.2	01/10/2018	Not given	Food products
 Egypt	EGY/2/Add.3	01/10/2018	Not given	Food products
 Egypt	EGY/2/Add.4	01/10/2018	Not given	Food products
 Egypt	EGY/3/Add.5	01/10/2018	Not given	Chemical, textile and engineering products
 Egypt	EGY/3/Add.6	01/10/2018	Not given	Chemical, textile and engineering products
 Egypt	EGY/3/Add.7	01/10/2018	Not given	Chemical, textile and engineering products

































Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
 Egypt	EGY/3/Add.8	01/10/2018	Not given	Chemical, textile and engineering products
 Egypt	EGY/3/Add.9	01/10/2018	Not given	Chemical, textile and engineering products
 Egypt	EGY/3/Add.10	01/10/2018	Not given	Chemical, textile and engineering products
 Egypt	EGY/3/Add.11	01/10/2018	Not given	Chemical, textile and engineering products
 Egypt	EGY/34/Add.1	01/10/2018	Not given	Food products
 Egypt	EGY/68/Add.3	01/10/2018	Not given	Energy efficiency label for air conditioners
 Egypt	EGY/117/Add.1	01/10/2018	Not given	Tubular LED lamps
 Egypt	EGY/118/Add.1	01/10/2018	Not given	Tubular LED lamps
 Egypt	EGY/166/Add.1	01/10/2018	Not given	Gypsum, Gypsum plasterboards and Gypsum based products
 Egypt	EGY/170	01/10/2018	03/11/2018	Domestic cooking appliances burning gas
 Egypt	EGY/171	01/10/2018	03/11/2018	Building hardware
 Egypt	EGY/172	01/11/2018	03/12/2018	Internal combustion engines
 Egypt	EGY/173	01/10/2018	03/11/2018	Vacuum cleaners
 Egypt	EGY/174	01/10/2018	03/11/2018	Double edged razor blades
 Egypt	EGY/175	01/10/2018	03/11/2018	Crude vegetable oils
 Egypt	EGY/176	01/11/2018	03/12/2018	Milk powder and cream powder
 Egypt	EGY/177	01/10/2018	03/11/2018	Transfusion, infusion and injection equipment
 Egypt	EGY/156/Add.1	01/11/2018	Not given	Television
 Egypt	EGY/157/Add.2	01/11/2018	Not given	Household and similar electrical appliances
 Egypt	EGY/178	01/11/2018	03/12/2018	Refrigerators, refrigerator-freezers and freezers
 European Communities	EEC/191/Add.4	01/08/2018	Not given	Labelling requirements applicable to all foods
 European Union	EU/530	01/05/2018	03/06/2018	Biocidal products
 European Union	EU/531	01/05/2018	03/06/2018	Biocidal products
 European Union	EU/532	01/05/2018	03/06/2018	Biocidal products
 European Union	EU/533	01/05/2018	03/06/2018	Biocidal products
 European Union	EU/534	01/12/2018	03/13/2018	Food
 European Union	EU/535	01/18/2018	03/19/2018	Malathion (pesticide active substance)
 European Union	EU/536	01/22/2018	03/23/2018	Oxasulfuron (pesticide active substance)
 European Union	EU/537	01/29/2018	03/30/2018	Chemical substance 1,7,7-trimethyl-3-(phenylmethylene)bicyclo[2.2.1]heptan-2-one (3-benzylidene camphor) (EC No. 239-139-9, CAS No. 15087-24-8, HS code 291439)
 Israel	ISR/997	01/05/2018	03/06/2018	Shelf-stable bakery products (HS 1905)



Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
 Israel	ISR/849/Add.1	01/08/2018	Not given	Gas cylinders (HS 7311)
 Israel	ISR/850/Add.1	01/08/2018	Not given	Gas cylinders (HS 7311)
 Israel	ISR/851/Add.1	01/08/2018	Not given	Gas cylinders (HS 7311)
 Israel	ISR/969/Add.1	01/08/2018	Not given	School bag (HS 42021)
 Israel	ISR/709/Add.2	01/23/2018	Not given	Cosmetics (HS Chapter 33)
 Israel	ISR/805/Add.1	01/23/2018	Not given	Rice (HS 1006)
 Israel	ISR/998	01/29/2018	03/30/2018	Safety of household and similar electrical appliances (HS Chapters 84-85)
 Japan	JPN/576	01/08/2018	03/09/2018	Motor cars and other motor vehicles principally designed for the transport of persons (other than those of heading 87.02), including station wagons and racing cars (HS 8703), Motor vehicles for the transport of goods (HS 8704)
 Japan	JPN/577	01/08/2018	03/09/2018	Asbesto (HS 2524) and preparations containing them which are used as samples for asbestos analysis or education of asbestos investigation, and are used as materials or ingredients
 Japan	JPN/578	01/09/2018	03/10/2018	Motor vehicles for the transport of ten or more persons, including the driver (HS 8702), Motor cars and other motor vehicles principally designed for the transport of persons (other than those of heading 87.02), including station wagons and racing cars. (HS 8703), Motor vehicles for the transport of goods. (HS 8704)
 Japan	JPN/579	01/09/2018	02/04/2018	Stimulants' raw material
 Japan	JPN/580	01/10/2018	03/11/2018	Organic processed foods of animal origin and organic processed foods of plant and animal origin.
 Japan	JPN/577/Add.1	01/10/2018	Not given	Asbesto (HS 2524) and preparations containing them which are used as samples for asbestos analysis or education of asbestos investigation, and are used as materials or ingredients
 Japan	JPN/581	01/10/2018	03/11/2018	Organic livestock and organic livestock products
 Japan	JPN/582	01/16/2018	03/17/2018	Utensils, containers and packaging for food and food additives
 Japan	JPN/583	01/18/2018	02/17/2018	Fertilizer (HS 3101, 3105)
 Japan	JPN/584	01/18/2018	02/17/2018	Fertilizer (HS 3101, 3102, 3104, 3105)
 Japan	JPN/585	01/30/2018	03/31/2018	Heavy duty vehicle (Diesel freight vehicles with a gross vehicle weight of 3.5 tons over. And diesel passenger vehicles with a gross vehicle weight of 3.5 tons over which have a riding capacity of 10 persons or more)
 Kenya	KEN/601	01/11/2018	03/12/2018	Aluminium Binding wire for electrical purposes
 Kenya	KEN/602	01/11/2018	03/12/2018	Meat hygiene
 Kenya	KEN/603	01/11/2018	03/12/2018	Grading Live animal for meat trade, cattle


































Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
 Kenya	KEN/604	01/11/2018	03/12/2018	Livestock market
 Kenya	KEN/605	01/11/2018	03/12/2018	Grading Live animal for meat trade, goat
 Kenya	KEN/606	01/11/2018	03/12/2018	Grading Live animal for meat trade, Sheep
 Kenya	KEN/607	01/11/2018	03/12/2018	Cardamon powder
 Kenya	KEN/608	01/11/2018	03/12/2018	Ginger paste
 Kenya	KEN/609	01/11/2018	03/12/2018	Garam masala
 Kenya	KEN/610	01/11/2018	03/12/2018	Garlic paste
 Kenya	KEN/611	01/11/2018	03/12/2018	Substitute vinegar
 Kenya	KEN/612	01/11/2018	03/12/2018	Grading Live animal for meat trade, Camel
 Kenya	KEN/613	01/11/2018	03/12/2018	Carcasses and meat cuts, Camel
 Kenya	KEN/614	01/11/2018	03/12/2018	Artificial joints (HS 902131)
 Kenya	KEN/615	01/11/2018	03/12/2018	Gully tops and manhole tops
 Kenya	KEN/616	01/11/2018	01/17/2018	Gully tops and manhole tops
 Kenya	KEN/617	01/11/2018	03/12/2018	Gully tops and manhole tops
 Kenya	KEN/618	01/11/2018	03/12/2018	Gully tops and manhole tops
 Kenya	KEN/619	01/11/2018	03/12/2018	Gully tops and manhole tops
 Kenya	KEN/620	01/11/2018	03/12/2018	Artificial joints (HS 902131)
 Kenya	KEN/621	01/11/2018	03/12/2018	Cereals, pulses and derived products
 Kenya	KEN/622	01/11/2018	03/12/2018	Cereals, pulses and derived products
 Kenya	KEN/623	01/11/2018	03/12/2018	Offal
 Kenya	KEN/624	01/11/2018	03/12/2018	Monitoring and sampling of fortified foods
 Kenya	KEN/625	01/11/2018	03/12/2018	Artificial joints (HS 902131)
 Kenya	KEN/626	01/16/2018	03/11/2018	Wood technology processes
 Kenya	KEN/627	01/16/2018	03/11/2018	Wood-protecting chemicals
 Kenya	KEN/628	01/16/2018	03/11/2018	Wood, sawlogs and sawn timber
 Korea, Republic of	KOR/746	01/09/2018	03/10/2018	Dish detergent, dishwasher rinse aid, disposable cup·spoon·chopsticks·fork·knife·straw, toilet paper, kitchen paper, paper towel, paper napkin, toothpick, cotton swab, disposable diaper etc.
 Korea, Republic of	KOR/747	01/09/2018	03/10/2018	Cosmetics
 Korea, Republic of	KOR/748	01/09/2018	03/10/2018	Motor Vehicles
 Korea, Republic of	KOR/749	01/11/2018	03/12/2018	Appliances
 Korea, Republic of	KOR/750	01/22/2018	03/21/2018	Tyres



Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
 Korea, Republic of	KOR/751	01/26/2018	03/27/2018	Motor Vehicles
 Kuwait	KWT/277/Rev.1/ Add.1	01/23/2018	Not given	Labelling of pre-packaged food stuffs
 Mexico	MEX/384	12/20/2017	02/18/2018	New, second-line, discontinued, rebuilt, reconditioned, used or second-hand information technology equipment and related apparatus.
 Mexico	MEX/360/Add.1	01/05/2018	Not given	Lamps
 Mexico	MEX/308/Add.1	01/05/2018	Not given	Eggs and egg products (heading 0407)
 Mexico	MEX/331/Add.2	01/10/2018	Not given	School scissors (tariff heading 8213.00)
 Mexico	MEX/361/Add.2	01/05/2018	Not given	Road transport vehicles
 Mexico	MEX/385	01/04/2018	03/05/2018	Electronic equipment and related accessories
 Mexico	MEX/386	01/04/2018	03/05/2018	Processed meat products and meat processing establishments
 Mexico	MEX/387	01/04/2018	03/05/2018	Split-type, free-flow, ductless air conditioners (known as mini-split and multi-split air conditioners), whether simple cycle (only cold) or reverse cycle (heat pump), with air-cooled condensers, powered by electricity, with nominal cooling capacities of 1W to 19,050W, which operate by mechanical compression.
 Mexico	MEX/388	01/10/2018	03/11/2018	Instruments for measuring natural gas and liquefied petroleum gas (LPG)
 Mexico	MEX/247/Add.1	01/12/2018	Not given	Diesel-powered road vehicles
 Mexico	MEX/308/Add.2	01/17/2018	Not given	Eggs and egg products (heading 0407)
 Mexico	MEX/317/Add.1	01/17/2018	Not given	Solar water heaters (tariff subheading 8419.19.02)
 Mexico	MEX/389	01/16/2018	03/17/2018	Meters and transformers
 Mexico	MEX/181/Add.5	01/24/2018	Not given	Respirators
 Mozambique	MOZ/12	01/24/2018	03/25/2018	Cashew
 New Zealand	NZL/79	01/05/2018	02/23/2018	Refrigerated Display Cabinets (RDCs) and Refrigerated Storage Cabinets (RSCs) further referred to collectively as Commercial Refrigeration (HS 841850)
 New Zealand	NZL/80	01/05/2018	02/23/2018	Household refrigerators and freezers (HS 8418)
 Oman	OMN/340	01/05/2018	03/06/2018	Vehicles
 Oman	OMN/341	01/05/2018	03/06/2018	Vehicles
 Oman	OMN/342	01/22/2018	02/21/2018	Pressure regulators
 Peru	PER/98	01/05/2018	03/27/2018	Forest-tree seeds (06.02.90.90 Other live plants (including their roots), cuttings and slips; mushroom spawn; 0602.10.90.00 Unrooted cuttings and slips; 0602.20.00.00 Trees, shrubs and bushes, grafted or not, of kinds which bear edible fruit or nuts; 1209.99.10.00 Seeds of fruit trees or forest trees)
 Peru	PER/99	01/24/2018	03/18/2018	Cosmetic products (HS Chapters 33 and 34)
 Philippines	PHL/195/Rev.1	01/22/2018	Not given	Steel pipes; deformed steel bars; rerolled steel bars; equal-leg angle bars; flat glass; cement











Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
 Rwanda	RWA/79	01/08/2018	03/09/2018	Paper towels
 Rwanda	RWA/80	01/08/2018	03/09/2018	Gents' briefs
 Rwanda	RWA/81	01/08/2018	03/09/2018	Paper towels
 Rwanda	RWA/82	01/08/2018	03/09/2018	Ladies' panties
 Rwanda	RWA/83	01/08/2018	03/09/2018	Concrete
 Rwanda	RWA/84	01/08/2018	03/09/2018	Dehydrated garlic
 Rwanda	RWA/85	01/08/2018	03/09/2018	Mayonnaise
 Rwanda	RWA/86	01/09/2018	03/10/2018	Edible ice lollies
 Rwanda	RWA/87	01/09/2018	03/10/2018	Garage wastes management
 Rwanda	RWA/88	01/09/2018	03/10/2018	Construction and demolition waste management
 Rwanda	RWA/89	01/09/2018	03/10/2018	Fortified edible fats and oils
 Rwanda	RWA/90	01/09/2018	03/10/2018	Flexible polyurethane foam for mattresses
 Rwanda	RWA/91	01/09/2018	03/10/2018	Flexible polyurethane foam for mattresses
 Rwanda	RWA/92	01/09/2018	03/10/2018	Flexible polyurethane foam for mattresses
 Rwanda	RWA/93	01/09/2018	03/10/2018	Fresh garlic
 Rwanda	RWA/94	01/09/2018	03/10/2018	Chilli oil
 Rwanda	RWA/95	01/10/2018	03/11/2018	Chilli sauce
 Rwanda	RWA/96	01/10/2018	03/11/2018	Mineral oil for cosmetic industry
 Rwanda	RWA/97	01/10/2018	03/11/2018	Fuel additives
 Rwanda	RWA/98	01/10/2018	03/11/2018	Castor oil for cosmetic industry
 Rwanda	RWA/99	01/10/2018	03/11/2018	Fruit juices and nectars
 Rwanda	RWA/100	01/10/2018	03/11/2018	Fruit flavoured drinks
 Rwanda	RWA/101	01/10/2018	03/11/2018	Processed meat products
 Rwanda	RWA/102	01/10/2018	03/11/2018	Canned fish
 Rwanda	RWA/103	01/10/2018	03/11/2018	Yoghurt
 Rwanda	RWA/104	01/10/2018	03/11/2018	Cheese
 Rwanda	RWA/105	01/10/2018	03/11/2018	Butter
 Rwanda	RWA/106	01/11/2018	03/12/2018	Fortified wheat flour
 Rwanda	RWA/107	01/11/2018	03/12/2018	Fortified milled maize (corn) products
 Saudi Arabia	SAU/1038	01/05/2018	03/06/2018	Personal protection equipment (HS codes see page 13 in the <a href="#">attachment</a> )
 Senegal	SEN/10	01/11/2018	03/12/2018	Stock for seasoning
























Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
 Singapore	SGP/42	01/24/2018	03/25/2018	Hydrofluorocarbons (HS 29033990 - Other fluorinated, brominated or iodinated derivatives of acyclic hydrocarbons HS 38247800 - Mixtures containing perfluorocarbons (PFCs) or hydrofluorocarbons (HFCs), but not containing chlorofluorocarbons (CFCs) or hydrochlorofluorocarbons (HCFCs))
 Slovenia	SVN/102	01/11/2018	03/05/2018	Rules on the procedure of the recognition of designation "selected quality"
 Switzerland	CHE/228	12/18/2017	03/15/2018	Tobacco products that include any product made of or containing parts of leaves from the Nicotiana (tobacco) plant and designed to be smoked, heated, sniffed or consumed orally, such as snus, and any smokeable plant-based products, including those containing Cannabis sativa with a THC content below 1.0% (relevant tariff items: 2402.1000-2403.9990 and 1211.9000). The new preliminary draft law also covers electronic cigarettes containing nicotine. Certain provisions also apply to objects forming a functional unit together with a tobacco product (Articles 17 to 19 of the preliminary draft law on tobacco) and nicotine-free electronic cigarettes (Articles 17 to 21) (relevant tariff items: (i) 8543.7000; (ii) Vaporizer: 8516.7900; (iii) Atomizer: 8543.7000; (iv) Nicotine-free liquid cartridges: 3824.9098; (v) Liquid cartridges containing nicotine: 3824.9999).
 Taiwan Economy	TPKM/242/Add. 1	01/15/2018	Not given	Senna products
 Taiwan Economy	TPKM/283/Rev. 1	01/15/2018	Not given	Food and relevant products
 Taiwan Economy	TPKM/289/Add. 1	01/15/2018	Not given	Narrowband Terminal Equipment of Mobile Broadband Business
 Taiwan Economy	TPKM/313	01/15/2018	01/29/2019	Ventilators/Exhaust hoods (inspection scope: rated voltage not exceeding single-phase 250V AC, including those with/charged with a AC to DC adapter); - Hoods having a maximum horizontal side not exceeding 120 cm (HS 841460).
 Taiwan Economy	TPKM/314	01/19/2018	03/20/2018	Power supply products for automotive cigar lighter
 Taiwan Economy	TPKM/274/Add. 1	01/24/2018	Not given	Baby walkers (Refer to attachment)
 Taiwan Economy	TPKM/288/Add. 1	01/25/2018	Not given	Health food for human consumption
 Tanzania	TZA/126	01/08/2018	03/09/2018	First aid
 Tanzania	TZA/127	01/08/2018	03/09/2018	Paper products in general
 Thailand	THA/505	01/09/2018	03/10/2018	Mobile phone and tablet covered accessories (Cases) which contained liquid chemical
 Thailand	THA/506	01/09/2018	03/10/2018	Cold reduced flat steel for automobile uses
 Thailand	THA/507	01/24/2018	03/25/2018	Infant and young child food (HS Code 0401, 0402) Milk and cream, not concentrated nor containing added sugar or other sweetening matter. (HS 0401), Milk and cream, concentrated or containing added sugar or other sweetening matter (HS

















Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
				0402) Milk and cream, not concentrated nor containing added sugar or other sweetening matter (HS 0401), Milk and cream, concentrated or containing added sugar or other sweetening matter (HS 0402)
 Thailand	THA/508	01/24/2018	03/25/2018	Infant and young child food (HS Code 0401, 0402) Milk and cream, not concentrated nor containing added sugar or other sweetening matter (HS 0401), Milk and cream, concentrated or containing added sugar or other sweetening matter (HS 0402) Milk and cream, concentrated or containing added sugar or other sweetening matter (HS 0402), Milk and cream, not concentrated nor containing added sugar or other sweetening matter (HS 0401)
 Thailand	THA/509	01/24/2018	03/26/2018	Infant and young child food (HS Code 0401, 0402) Milk and cream, not concentrated nor containing added sugar or other sweetening matter (HS 0401), Milk and cream, concentrated or containing added sugar or other sweetening matter (HS 0402) Milk and cream, not concentrated nor containing added sugar or other sweetening matter (HS 0401), Milk and cream, concentrated or containing added sugar or other sweetening matter (HS 0402)
 Thailand	THA/510	01/24/2018	03/25/2018	Infant and young child food (HS Code 0401, 0402) Milk and cream, not concentrated nor containing added sugar or other sweetening matter (HS 0401), Milk and cream, concentrated or containing added sugar or other sweetening matter (HS 0402) Milk and cream, not concentrated nor containing added sugar or other sweetening matter (HS 0401), Milk and cream, concentrated or containing added sugar or other sweetening matter (HS 0402)
 Thailand	THA/511	01/24/2018	03/25/2018	Infant and young child food (HS Code 0401, 0402) Milk and cream, not concentrated nor containing added sugar or other sweetening matter (HS 0401), Milk and cream, concentrated or containing added sugar or other sweetening matter (HS 0402) Milk and cream, not concentrated nor containing added sugar or other sweetening matter (HS 0401), Milk and cream, concentrated or containing added sugar or other sweetening matter (HS 0402)
 Turkey	TUR/110	01/29/2018	03/30/2018	Caseins and caseinates
 Uganda	UGA/803	01/05/2018	03/06/2018	Pesticides and other agrochemicals in general
 Uganda	UGA/804	01/10/2018	03/11/2018	Fishing gill nets (HS 560811)
 Uganda	UGA/805	01/10/2018	03/11/2018	Milk albumin, including concentrates of two or more whey proteins (HS 350220), Milk and cream, not concentrated nor containing added sugar or other sweetening matter (HS 0401), Milk and cream, concentrated or containing added sugar or other sweetening matter (HS 0402), Buttermilk, curdled milk and cream, yogurt, kephir and other



Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
				fermented or acidified milk and cream, whether or not concentrated or containing added sugar or other sweetening matter or flavoured or containing added fruit, nuts or cocoa (HS 0403), Whey, whether or not concentrated or containing added sugar or other sweetening matter; products consisting of natural milk constituents, whether or not containing added sugar or other sweetening matter, not elsewhere specified or included (HS 0404), Butter and other fats and oils derived from milk; dairy spreads (HS 0405)
 Uganda	UGA/806	01/29/2018	03/30/2018	Above ground storage tanks - Reservoirs, tanks, vats and similar containers, of a capacity exceeding 300 litres (HS 392510)
 Uganda	UGA/807	01/29/2018	03/30/2018	Motorcycle rubber wheel inner tubes; Inner tubes, of rubber (HS 4013)
 Ukraine	UKR/131	01/08/2018	03/09/2018	Semi-white sugar, white sugar (sugar), extra white sugar, sugar solution, invert sugar solution, invert sugar syrup, glucose-fructose syrup, dried glucose syrup, dextrose or dextrose monohydrate, dextrose or anhydrous dextrose, fructose.
 Ukraine	UKR/106/Add.1	01/09/2018	Not given	Electrical and electronic equipments
 Ukraine	UKR/132	01/09/2018	03/10/2018	Protective equipment (HS, CN: 3604 90 00 00; 3813 00 00 00; 4016 95 00 00; 4911 99 00 00; 5909 00 10 10; 6306 22 00 00; 6306 29 00; 6307 20 00 00; 8201 40 00 00; 8413 20 90 00; 8424 10 00; 8424 20 00 90; 8424 30 90 20; 8424 90 00 00; 8531 10 30 00; 8531 10 95 90; 8535 40 00 00; 8903 10 10 00; 8903 92 91 00; 8907 10 00 00; 9403 30 91 00)
 Ukraine	UKR/133	01/10/2018	03/11/2018	Electrical and electronic equipments
 United States	USA/875/Add.3	01/04/2018	Not given	Consumer antiseptics
 United States	USA/1042/Add.1	01/04/2018	Not given	Children's folding chairs and stools
 United States	USA/1325/Add.1	01/04/2018	Not given	Flammable refrigerants
 United States	USA/979/Rev.1	01/08/2018	Not given	Portable gasoline containers
 United States	USA/1234/Add.2	01/09/2018	Not given	Pesticide use
 United States	USA/1326	01/09/2018	02/12/2018	Recycled Oil
 United States	USA/1327	01/09/2018	01/17/2018	Organic livestock and poultry
 United States	USA/1328	01/09/2018	01/25/2018	Machinegun stocks (HS 9303)
 United States	USA/1329	01/09/2018	Not given	Rough service lamps and vibration service lamps
 United States	USA/1330	01/09/2018	01/26/2018	Grain sorghum oil
 United States	USA/1205/Rev.1	01/10/2018	Not given	Oil and gas production systems. Petroleum gases and other gaseous hydrocarbons (HS 2711)
 United States	USA/1307/Add.2	01/10/2018	Not given	Refrigerant
 United States	USA/1307/Add.3	01/10/2018	Not given	Refrigerant
 United States	USA/1331	01/11/2018	02/02/2018	Single-Use Female Condom
 United States	USA/1332	01/11/2018	02/26/2018	Electric utility generating units (EGUs)



Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
 United States	USA/1256/Corr. 2	01/15/2018	Not given	Enhanced flight vision systems
 United States	USA/1333	01/15/2018	02/05/2018	Greenhouse gas emissions
 United States	USA/1031/Add.7	01/17/2018	Not given	Tobacco products (HS 2402)
 United States	USA/1116/Add.6	01/19/2018	Not given	Canned and bottled foods and beverages
 United States	USA/1310/Add.1	01/19/2018	Not given	Pork carcasses
 United States	USA/1314/Add.1	01/19/2018	Not given	Food labeling
 United States	USA/1323/Add.1	01/19/2018	Not given	Clothing storage units
 United States	USA/1334	01/19/2018	03/19/2018	Organics
 United States	USA/972/Add.4	01/26/2018	Not given	Information and communication technology
 United States	USA/1087/Add.1	01/26/2018	Not given	Nuclear power plant components
 United States	USA/1100/Add.2	01/26/2018	Not given	Home insulation
 United States	USA/1165/Add.2	01/26/2018	Not given	Motor vehicle emissions
 United States	USA/1299/Add.1	01/26/2018	Not given	Textile fiber products
 Viet Nam	VNM/115	01/16/2018	03/17/2018	Products and goods with unsafe capability under management responsibility of Ministry of Information and Communications

## CBSA Advance Rulings

The following table lists [advance rulings](#) posted by the Canada Border Services Agency (CBSA). 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. Click on the "Merchandise" listing to see full text of the posted ruling.

Date	TRS Number	Merchandise	Tariff Classification and Basis
11-23-16	<a href="#">274743</a>	<a href="#">"Nido", snowsuit for infants 0-18 months of age</a>	6209.30.00.10 [GIR 1, 6; Chap. 62 LN 4(a)]
10-19-16	<a href="#">272351</a>	<a href="#">"Topcoat Comp" part # 83500-TBG-A210-UB</a>	6307.90.99.90 [GIR 1, 6; Sec. XI, LN 7(a) and (f)]
10-19-16	<a href="#">272344</a>	<a href="#">"Topcoat Comp", part # 83500-TBG-A510-UB</a>	6307.90.99.90 [GIR 1, 6; Sec. XI, LN 7(a) and (f)]
08-10-16	<a href="#">275599</a>	<a href="#">1020 PC Nut and Bolt Assortment Set</a>	7318.15.00.29 [GIR 1, 3(b), 6]
07-11-16	<a href="#">273784</a>	<a href="#">782DB Lightweight Hunter Glove</a>	6116.10.00.10 [GIR 1, 3(b), 6]
07-27-16	<a href="#">275043</a>	<a href="#">All-natural dog biscuit/chew</a>	2309.10.00.10 [GIR 1, 6; EN 23.09]
07-27-16	<a href="#">275443</a>	<a href="#">Amplified Controller, Product #LA4X</a>	8518.40.90.00 [GIR 1, 6; EN 85.18(D)]
02-21-17	<a href="#">275122</a>	<a href="#">Bubble Bath/Bubble Blower</a>	9503.00.90.59 [GIR 1,3(b), 6; Chap. 95 LN 4]
07-27-16	<a href="#">275008</a>	<a href="#">CCI – Fluid Kinetics EVO Vent Silencer, model EVO 50-134-619</a>	7326.90.90.99 [GIR 1, 3(c), 6]
09-16-16	<a href="#">276122</a>	<a href="#">Ceramic Tower Heater [Modifies TRS 272338]</a>	8516.29.00.11 [GIR 1, 6]
08-22-16	<a href="#">275006</a>	<a href="#">Christmas Snowy Tree with Lights #X99076</a>	9405.40.90.00 [GIR 1, 6]



Date	TRS Number	Merchandise	Tariff Classification and Basis
08-10-16	<a href="#">275353</a>	<a href="#">Decorative Glass Bottle with Light, Model # X96840</a>	9405.40.90.00 [GIR 1, 6; EN 95.05, Chap. 95 LN 1(v)]
10-19-16	<a href="#">275948</a>	<a href="#">Fuel for Fire Fruit &amp; Protein Fuel Pack (Banana Cocoa Flavour)</a>	1806.90.90.19 [GIR 1,6; Chap 18 LN 2]
07-11-16	<a href="#">273807</a>	<a href="#">General Utility Glove RG-11</a>	6116.93.00.10 [GIR 1, 3(b), 6]
07-11-16	<a href="#">273855</a>	<a href="#">Impact Gel Palm Glove RG 13</a>	6216.00.00.10 [GIR 1, 3(b), 6]
07-15-16	<a href="#">274433</a>	<a href="#">Infant Bunting Bag set, Style DA3267YP533</a>	6111.30.00.90 [GIR 1, 6; Chap. 61 N 6(a), EN 61.11]
07-15-16	<a href="#">274435</a>	<a href="#">Infant Bunting Bag set, Style DA3267YP533</a>	6111.30.00.90 [GIR 1, 6; Chap. 61 N 6(a), EN 61.11]
07-15-16	<a href="#">274437</a>	<a href="#">Infant Bunting Bag set, Style DA3267YP533</a>	6505.00.40.00 [GIR 1, 6; EN 61.1(a)]
07-15-16	<a href="#">274526</a>	<a href="#">KASTANJENOT Bowl</a>	4602.19.99.00 [GIR 1, 6; EN 46.02 (ii)]
07-15-16	<a href="#">275213</a>	<a href="#">Lactic acid fermented tofu spreads available in 7 flavours</a>	2106.90.99.99 [GIR 1, 6]
11-04-16	<a href="#">274532</a>	<a href="#">Ladies knitted upper garment, style A05-81392F</a>	6110.30.00.82 [GIR 1, 6]
07-15-16	<a href="#">274220</a>	<a href="#">Ladies Woven Upper Garment</a>	6208.92.00.10 [GIR 1, 6]
11-23-16	<a href="#">274757</a>	<a href="#">LambPOD+Base size POD10SM snowsuit for infants</a>	6209.30.00.10 [GIR 1, 6; Chap.62 LN 4(a)]
07-11-16	<a href="#">275037</a>	<a href="#">Lead Acid Accumulator Battery, Product Number 88000002</a>	8507.20.10.00 [GIR 1, 6]
07-15-16	<a href="#">275063</a>	<a href="#">Lead Acid Accumulator Batteries, Product Numbers D4011-0010-01 and DKT-BATT-12</a>	8507.20.90.20 [GIR 1, 6]
08-10-16	<a href="#">275096</a>	<a href="#">Lightnin' Flame Firestarter in the Two Gallon Decorative Tin Format</a>	3606.90.00.10 [GIR 1, 6; Chap. 35 LN 2; EN 36.06 (II)(D)(ii)]
11-03-16	<a href="#">275302</a>	<a href="#">Linear LED Light Strip, model YLED 360</a>	8543.70.00.00 [GIR 1, 6; EN 85.43(16)]
06-27-16	<a href="#">275183</a>	<a href="#">Melanie's Medleys - Caramel, Apple &amp; Artisan Grain Blend</a>	1904.10.10.90 w/in access commitment 1904.10.29.90 over access commitment [GIR 1, 6; EN Chap 19, EN 19.04(B)]
11-03-16	<a href="#">274610</a>	<a href="#">Men's PU Coated Jacket Style #L4513AXT</a>	6210.40.90.90 [GIR 1, 6]
07-15-16	<a href="#">275178</a>	<a href="#">OCFit Yoga Towel</a>	9506.91.90.90 [GIR 1, 6]
07-15-16	<a href="#">275335</a>	<a href="#">Sensations Butter &amp; Cheese Puff Pastry Biscuits</a>	1905.90.41.00 w/in access commitment 1905.90.44.00 over access commitment [GIR 1, 6; GN Chap. 19, EN 19.05]
07-15-16	<a href="#">274795</a>	<a href="#">SPX Copes-Vulcan Multiple Nozzle Spray Desuperheater</a>	8404.10.00.90 [GIR 1, 6; EN 84.04 Part (A)(4)]
07-27-16	<a href="#">275348</a>	<a href="#">Static Converters 24W, 12V DC</a>	8504.40.90.93 [GIR 1, 6]
06-27-16	<a href="#">274700</a>	<a href="#">Tin TV Tray</a>	7323.99.00.00 [GIR 1, 6; Sec. XV Note 7, EN Chap 72 GN (IV)(C)(2)(d)(iv)]
03-07-17	<a href="#">276644</a>	<a href="#">Torani Real Cream Frappe Base</a> [supersedes previous advance ruling 275167]	1901.90.33.90 w/in access [GIR 1, 6] 1901.90.34.90 Over access [GIR 1, 6]
05-19-16	<a href="#">273802</a>	<a href="#">Viktigt Dish # 00321435</a>	4419.00.00.90 [GIR 1, 6; EN Chap 44; Chap 44 LN. 3, 6]
07-27-16	<a href="#">275469</a>	<a href="#">XO.XTREME Aliphatic Amine Epoxy</a>	3208.90.90.20 [GIR 1, 6; Sec. VI LN 3, EN 32.08 Part (A)]

## 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 or




modify binding rulings or treatment previously accorded to substantially identical merchandise.


Published in CBP Bulletin (P) Proposed (A) Action	Product(s) or Issue(s)	Ruling(s) to be Modified (M) or Revoked (R)	Old Classifi- cation or Po- sition	New Ruling	New Classification or Position	Comments Due (C) or Effective Date (E)
<b>Proposed Revocations/modifications</b>						
<a href="#">(P) 01-10-18</a>	Tariff classification of a girl's upper body garment and preferential treatment under US-Peru TPA.	NY N279310 (R)	6109.10.00 and does not qualify under USPTPA	HQ H282945	6212.10.90 and does qualify under USPTPA [GRI 1, 6; EN; GN 32(n) TCR Chap. 62/29	(C) 02-09-18
<b>Revocations/Modifications</b>						
<a href="#">(A) 01-10-18</a>	Tariff classification of an ornamental ceramic article.	NY N201236 (R)	9405.50.40	HQ H274832	6913.90.50 [GRI 1, 6]	(E) 03-12-18
	Tariff classification of wooden corner block constructed of two pieces of wood laminated together.	NY N224237 (R)	9401.90	HQ H278497	4421.99.94 [GRI 1, 6; EN 44, 94]	
	Tariff classification of plastic airbeds.	NY N249247 (R) NY K88969 (R)	9403.70.80	HQ H265674	3926.90.75 [GRI 1, 6; EN; Chap. 39, Note 2(x); Chap. 94, Note 1(a).	

## European Classification Regulations

The table below shows the Classification Regulations that were published in the *Official Journal* during the period covered by this *International Trade Compliance Update*.

Commission Implementing Regulation	Description of the goods	Classification (CN code)	Reasons
<a href="#">(EU) 2018/77 of 15-01-18</a>	<p>A cuboid textile article (so-called 'mattress cover') made of printed woven textile fabrics of man-made fibres (100 % polyester) which is a washable fabric, of a measurement of approximately 200 × 60 × 8 cm.</p> <p>The article has a zip closure along one of the long sides to enable a mattress to be inserted.</p> <p>On one of the long sides a textile handle is attached.</p> <p>See image</p>	<p>6302 22 90</p> 	<p>Classification is determined by general rules 1 and 6 for the interpretation of the Combined Nomenclature and by the wording of CN codes 6302 , 6302 22 and 6302 22 90 .</p> <p>The article is made of washable material and has a zip closure enabling the removal of the article from the mattress at any time, and is thus suitable for laundering (see also Harmonised System Explanatory Notes (HSEN) to heading 6302 , first paragraph). Consequently, it has the objective characteristics and properties of bedlinen.</p> <p>The article is therefore to be classified under CN code 6302 22 90 as 'bedlinen, other than knitted or crocheted, of man-made fibres'.</p>



Commission Implementing Regulation	Description of the goods	Classification (CN code)	Reasons
<a href="#">(EU) 208/81 of 16-01-18</a>	<p>Electrical apparatus for skin treatment and hair removal by means of laser technology, using two lasers of different wavelengths (755 and 1 064 nm). It has dimensions of approximately 104 × 38 × 64 cm and a weight of 82 kg.</p> <p>The treatment for which it is presented includes hair removal, cosmetic rejuvenation, treatment of facial and leg veins, treatment of uneven pigmentation (for example, sun spots), and treatment of other vascular and benign pigmented lesions.</p> <p>The apparatus is designed to be used both in beauty parlours without the intervention of medical practitioners and in authorised medical centres under the supervision of medical practitioners.</p> <p>See image</p>	<p>8543 70 90</p> 	<p>Classification is determined by general rules 1, and 6 for the interpretation of the Combined Nomenclature, and by the wording of CN codes 8543 , 8543 70 and 8543 70 90 .</p> <p>The fact that the apparatus mainly brings about aesthetic improvement, it may be operated outside of a medical environment (in a beauty parlour) and without the intervention of a practitioner indicates that the apparatus is not intended for medical use. The apparatus can also treat one or more different pathologies but this treatment can be also carried out outside of a medical environment and there are thus not sufficient indications capable of establishing that the apparatus is intended for medical use (see Case C-547/13, Oliver Medical, ECLI:EU:C:2015:139). Classification under heading 9018 as an apparatus used in medical science is therefore excluded.</p> <p>Consequently, the apparatus is to be classified under CN code 8543 70 90 as an electrical apparatus, having an individual function, not specified or included elsewhere in Chapter 85.</p>

## Amendments to the CN Explanatory Notes

The table below shows 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 *International Trade Compliance Update*.

Official Journal	CN code or page	Description of Articles
<a href="#">2018/C 34/09</a>	2309 pg. 106	The replacement explanatory note to heading ' <a href="#">2309 Preparations of a kind used in animal feeding</a> ' published on 08-06-17 is not wholly accurate and must be replaced; it should not be relied on. Accordingly, the explanatory note to heading ' <a href="#">2309 Preparations of a kind used in animal feeding</a> ', as amended, is replaced by new text.

## 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
<a href="#">337-TA-1023</a>	Certain Memory Modules and Components Thereof, and Products Containing Same	Commission Determination to Review-in-Part an Initial Determination Finding no Violation of Section 337; on Review, to Take no Position on One Issue; Affirmance of the Finding of no Violation and Termination of the Investigation



Inv. №	Commodity	Action
<a href="#">337-TA-1026</a>	Certain Audio Processing Hardware, Software, and Products Containing the Same	Commission Determination to Review-In-Part the Final Initial Determination; Schedule for Filing Written Submissions on the Issues Under Review
<a href="#">337-TA-1049</a>	Certain Digital Cable and Satellite Products, Set-Top Boxes, Gateways and Components Thereof	Commission Determination Not To Review an Initial Determination Granting a Joint Unopposed Motion To Terminate the Investigation Based on a License Agreement; Termination of the Investigation
<a href="#">337-TA-1055</a>	Certain Mirrors With Internal Illumination and Components Thereof	Issuance of a Limited Exclusion Order and Cease and Desist Order Directed Against the Defaulting Respondent; Termination of Investigation
<a href="#">337-TA-1060</a>	Certain Consumer Electronic Devices, Including Televisions, Gaming Consoles, Mobile Phones and Tablets, and Network-Enabled DVD and Blu-ray Players	Termination of Investigation on the Basis of Settlement
<a href="#">337-TA-1070</a>	Certain Periodontal Laser Devices and Components Thereof	Termination of Investigation on the Basis of Withdrawal of the Complaint
<a href="#">337-TA-1071</a>	Certain Wireless Audio Systems and Components Thereof	Commission Determination Not to Review an Initial Determination Terminating Investigation Based on Settlement and License Agreements
<a href="#">337-TA-1083</a>	Certain Personal Computers, Mobile Devices, Digital Media Players, and Microconsoles	Commission Determination Not To Review an Initial Determination (Order No. 7) Terminating the Investigation
<a href="#">337-TA-1087</a>	Certain Batteries and Electrochemical Devices Containing Composite Separators, Components Thereof, and Products Containing Same	Commission Determination Not to Review an Initial Determination (Order No. 7) Granting a Motion to Amend the Complaint and Notice of Investigation
<a href="#">337-TA-1092</a>	Certain Self-Anchoring Beverage Containers	Institution of an investigation based on a complaint and amended complaint filed on behalf of Mighty Mug, Inc., Alfay Designs, Inc., and Harry Zimmerman alleging patent infringement
<a href="#">337-TA-1093</a>	Certain Mobile Electronic Devices and Radio Frequency and Processing Components Thereof (II)	Institution of an investigation based on a complaint filed on behalf of Qualcomm Incorporated alleging patent infringement
<a href="#">337-TA-1094</a>	Certain IoT Devices and Components Thereof (IoT, the Internet of Things) – Web Applications Displayed on a Web Browser	Institution of an investigation based on a complaint and amended complaints filed on behalf of Lakshmi Arunachalam, Ph.D. and WebXchange, Inc. alleging patent infringement and other unfair methods of competition and unfair acts
<a href="#">337-TA-1095</a>	Certain Load Supporting Systems, Including Composite Mat Systems, and Components Thereof	Institution of an investigation based on a complaint filed on behalf of Newpark Mats & Integrated Services LLC alleging patent infringement
<a href="#">337-TA-1096</a>	Certain Microperforated Packaging Containing Fresh Produce	Institution of an investigation based on a complaint and amended complaint filed on behalf of Windham Packaging LLC alleging patent infringement <a href="#">Notice of Correction</a>
<a href="#">337-TA-1097</a>	Certain Solid State Storage Drives, Stacked Electronics Components, and Products Containing Same	Institution of an investigation based on a complaint and amended complaint filed on behalf of BiTMICRO, LLC alleging patent infringement
<a href="#">337-TA-1098</a>	Certain Subsea Telecommunication Systems and Components Thereof	Institution of an investigation based on a complaint and amended complaint filed on behalf of Neptune Subsea Acquisitions Ltd. of the United Kingdom; Neptune Subsea IP Ltd. of the United Kingdom; and Xtera, Inc. 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:
<a href="#">DN 3285</a>	Certain Graphics Processors and Products Containing the Same	ZiiLabs Inc., Ltd.
<a href="#">DN 3286</a>	Certain Healthcare Barcode Readers and Components Thereof	The Code Corporation
<a href="#">DN 3287</a>	Certain Microfluidic Systems and Components Thereof and Products Containing Same	10X Genomics, Inc.
<a href="#">DN 3289</a>	Certain Programmable Logic Controllers (PLCS), Components Thereof, and Products Containing Same	Radwell International Inc.

## 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 href="#">A-441-801</a>	Certain Cold-Drawn Mechanical Tubing of Carbon and Alloy Steel From Switzerland	Amended Preliminary Determination of Sales at LTFV
<a href="#">A-570-058</a>	Certain Cold-Drawn Mechanical Tubing of Carbon and Alloy Steel From China	Amended Preliminary Affirmative Determination of Sales at LTFV
<a href="#">C-122-858</a>	Certain Softwood Lumber Products From Canada	Amended Final Affirmative CVD Determination and CVD Order
<a href="#">A-122-857</a>	Certain Softwood Lumber Products From Canada	ADD Order and Partial Amended Final Determination
<a href="#">C-570-059</a>	Cold-Drawn Mechanical Tubing of Carbon and Alloy Steel From China	Notice of Correction to Final Affirmative CVD Determination, and Final Affirmative Determination of Critical Circumstances, In Part
<a href="#">A-570-970</a> <a href="#">C-570-971</a>	Multilayered Wood Flooring From China	Continuation of ADD Orders
<a href="#">C-122-854</a>	Supercalendered Paper From Canada	Preliminary Results of CVD Administrative Review and Rescission, in Part; 2015
<a href="#">C-357-821</a> <a href="#">C-560-831</a>	Biodiesel From the Republic of Argentina and the Republic of Indonesia	CVD Orders
<a href="#">C-570-052</a>	Certain Hardwood Plywood Products From China	CVD Order
<a href="#">C-570-072</a>	Sodium Gluconate, Gluconic Acid, and Derivative Products From China	Initiation of CVD Investigation
<a href="#">A-570-051</a>	Certain Hardwood Plywood Products From China	Amended Final Determination of Sales at LTFV, and ADD Order
<a href="#">A-552-818</a>	Certain Steel Nails From Vietnam	Rescission of ADD Administrative Review; 2016/2017
<a href="#">A-427-829</a> <a href="#">A-570-071</a>	Sodium Gluconate, Gluconic Acid, and Derivative Products From France and China	Initiation of LTFV Investigations
<a href="#">A-570-983</a>	Drawn Stainless Steel Sinks From China	Preliminary Results of the ADD Administrative Review and Preliminary Determination of No Shipments; 2016-2017
<a href="#">A-580-893</a>	Fine Denier Polyester Staple Fiber From S. Korea	Preliminary Affirmative Determination of Sales at LTFV, Postponement of Final Determination, and Extension of Provisional Measures




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

Case №	Merchandise/Country	Action
<a href="#">A-533-875</a>	Fine Denier Polyester Staple Fiber From India	Preliminary Affirmative Determination of Sales at LTFV, Postponement of Final Determination, and Extension of Provisional Measures
<a href="#">A-570-060</a>	Fine Denier Polyester Staple Fiber From China	Preliminary Affirmative Determination of Sales at LTFV, Postponement of Final Determination, and Extension of Provisional Measures
<a href="#">A-583-860</a>	Fine Denier Polyester Staple Fiber From Taiwan	Preliminary Affirmative Determination of Sales at LTFV, Postponement of Final Determination, and Extension of Provisional Measures
<a href="#">A-570-896</a>	Magnesium Metal From China	Preliminary Results of ADD Administrative Review; 2016-2017
<a href="#">A-423-813</a>	Citric Acid and Certain Citrate Salts From Belgium	Preliminary Affirmative Determination of Sales at LTFV, Postponement of Final Determination, and Extension of Provisional Measures
<a href="#">A-301-803</a>	Citric Acid and Certain Citrate Salts From Colombia	Preliminary Affirmative Determination of Sales at LTFV, Preliminary Negative Critical Circumstances Determination Postponement of Final Determination, and Extension of Provisional Measures
<a href="#">A-549-833</a>	Citric Acid and Certain Citrate Salts From Thailand	Preliminary Affirmative Determination of Sales at LTFV, Preliminary Affirmative Critical Circumstances Determination, in Part, and Postponement of Final Determination and Extension of Provisional Measures
<a href="#">A-533-873</a>	Certain Cold-Drawn Mechanical Tubing of Carbon and Alloy Steel From India	Amended Preliminary Determination of Sales at LTFV
<a href="#">A-570-979</a>	Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled into Modules, From China	Preliminary Results of ADD Administrative Review and Preliminary Determination of No Shipments; 2015-2016
<a href="#">A-570-863</a>	Honey From China	Final Rescission of the New Shipper Review and Final Results of the Administrative Review; 2015-2016
<a href="#">A-570-864</a>	Pure Magnesium in Granular Form From China	Final Results of Expedited Third Sunset Review of the ADD Order
<a href="#">A-580-876</a>	Welded Line Pipe From S. Korea	Preliminary Results of ADD Administrative Review; 2015-2016
<a href="#">A-533-877</a> <a href="#">A-570-064</a>	Stainless Steel Flanges From India and China	Postponement of Preliminary Determinations in the LTFV Investigations
<a href="#">A-489-816</a>	Certain Oil Country Tubular Goods From Turkey	Final Results of ADD Administrative Review; 2015-2016
<a href="#">C-570-980</a>	Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled Into Modules From China	Preliminary Results of CVD Administrative Review, and Rescission of Review, in Part; 2015
<a href="#">A-570-601</a>	Tapered Roller Bearings and Parts Thereof, Finished and Unfinished From China	Final Results of ADD Administrative Review, and Rescission of New Shipper Review; 2015-2016
<a href="#">C-489-823</a>	Welded Line Pipe From Turkey	Preliminary Results of CVD Administrative Review; 2015
<a href="#">C-122-862</a>	Certain Uncoated Groundwood Paper From Canada	Preliminary Affirmative CVD Determination, and Alignment of Final Determination with Final ADD Determination
<a href="#">A-570-970</a>	Multilayered Wood Flooring From China	Preliminary Results of the ADD Administrative Review, Preliminary Determination of No Shipments, and Rescission of Review, in Part; 2015-2016
<a href="#">A-791-823</a>	Carbon and Alloy Steel Wire Rod From South Africa	Affirmative Final Determination of Sales at LTFV and Affirmative Finding of Critical Circumstances
<a href="#">A-823-816</a>	Carbon and Alloy Steel Wire Rod From Ukraine	Affirmative Final Determination of Sales at LTFV
<a href="#">A-570-979</a> <a href="#">C-570-980</a>	Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled into Modules From China	Final Results of Changed Circumstances Reviews, and Revocation of AD and CVD Orders, in Part
<a href="#">C-570-063</a>	Cast Iron Soil Pipe Fittings From China	Amended Preliminary Determination of CVD Investigation
<a href="#">A-583-008</a>	Certain Circular Welded Carbon Steel Pipes and Tubes From Taiwan	Amended Final Results of ADD Administrative Review; 2015-2016




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

Case №	Merchandise/Country	Action
<a href="#">A-475-818</a>	Certain Pasta From Italy	Notice of Partial Rescission of ADD Administrative Review
<a href="#">C-570-074</a>	Common Alloy Aluminum Sheet From China	Postponement of Preliminary Determination in the CVD Investigation
<a href="#">C-357-821</a> <a href="#">C-560-831</a>	Biodiesel From Republic of Argentina and Indonesia	Correction document
<a href="#">A-570-827</a>	Certain Cased Pencils From China	Final Results of ADD Administrative Review; 2015-2016
<a href="#">A-570-075</a>	Certain Plastic Decorative Ribbon From China	Initiation of LTFV Investigation
<a href="#">C-570-076</a>	Certain Plastic Decorative Ribbon From China	Initiation of CVD Investigation
<a href="#">C-533-876</a>	Fine Denier Polyester Staple Fiber From India	Final CVD Affirmative Determination
<a href="#">C-570-061</a>	Fine Denier Polyester Staple Fiber From China	Final CVD Affirmative Determination
<a href="#">C-533-878</a>	Stainless Steel Flanges From India	Preliminary Affirmative CVD Determination, Preliminary Affirmative and Alignment of Final Determination with Final ADD Determination
<a href="#">C-570-065</a>	Stainless Steel Flanges From China	Preliminary Affirmative CVD Determination
<a href="#">C-570-057</a>	Certain Tool Chests and Cabinets From China	CVD Order
<a href="#">A-822-806</a> <a href="#">A-821-824</a> <a href="#">A-520-808</a>	Carbon and Alloy Steel Wire Rod From Belarus, the Russian Federation, and the United Arab Emirates	ADD Order
<a href="#">A-583-853</a>	Certain Crystalline Silicon Photovoltaic Products From Taiwan	Amended Preliminary Results and Preliminary Determination of No Shipments
<a href="#">A-570-836</a>	Glycine From China	Notice of Court Decision Not in Harmony With Final Results of the ADD Administrative Review; 2010-2011
<a href="#">A-469-817</a>	Ripe Olives From Spain	Preliminary Affirmative Determination of Sales at LTFV, Postponement of Final Determination, and Extension of Provisional Measures
<a href="#">A-580-874</a>	Certain Steel Nails from S. Korea	Final Results of ADD Administrative Review; 2014-2016
<a href="#">A-523-808</a>	Certain Steel Nails From Oman	Final Results of ADD Administrative Review; 2014-2016
<a href="#">A-570-886</a>	Polyethylene Retail Carrier Bags From China	Rescission of ADD Administrative Review; 2016-2017
<a href="#">A-570-832</a>	Pure Magnesium From China	Preliminary Results of ADD Administrative Review; 2016-2017
<a href="#">A-570-905</a>	Certain Polyester Staple Fiber From China	Rescission of 2016-2017 ADD Administrative Review
<a href="#">A-580-868</a>	Large Residential Washers From S. Korea	Final Results of ADD Administrative Review; 2016-2017


**United States International Trade Commission (USITC)**

Inv. №	Merchandise/Country	Action
<a href="#">701-TA-486</a> <a href="#">731-TA-1195-1196</a>	Utility Scale Wind Towers From China and Vietnam	(Review) Institution of Five-Year Reviews
<a href="#">701-TA-488</a> <a href="#">731-TA-1199-1200</a>	Certain Large Residential Washers From Korea and Mexico	(Review) Institution of Five-Year Reviews
<a href="#">731-TA-739</a>	Clad Steel Plate From Japan	(Fourth Review) Institution of a Five-Year Review
<a href="#">701-TA-592</a> <a href="#">731-TA-1400</a>	Plastic Decorative Ribbon From China	(Preliminary) Institution of AD and CVD Investigations and Scheduling of Preliminary Phase Investigations
<a href="#">731-TA-1104</a>	Polyester Staple Fiber From China	(Second Review) Scheduling of Expedited Five-Year Review
<a href="#">731-TA-1349, 1352, 1357</a>	Carbon and Certain Alloy Steel Wire Rod From Belarus, Russia, and the United Arab Emirates	(Final) Determinations that an industry in the United States is materially injured by reason of imports that have been found by Commerce to be sold in the United States at LTFV
<a href="#">701-TA-591</a> <a href="#">731-TA-1399</a>	Common Alloy Aluminum Sheet From China	(Preliminary) Determinations that there is a reasonable indication that an industry in the United States is materially injured by rea-




**United States International Trade Commission (USITC)**

Inv. №	Merchandise/Country	Action
		son of imports that are alleged to be sold in the United States at LTFV and to be subsidized by the government of China
<a href="#">731-TA-672-673</a>	Silicomanganese From China and Ukraine	(Fourth Review) Notice of Commission determinations to conduct full five-year reviews
<a href="#">701-TA-590</a> <a href="#">731-TA-1397-98</a>	Sodium Gluconate, Gluconic Acid, and Derivative Products From China and France	(Preliminary) Determinations that there is a reasonable indication that an industry in the United States is materially injured by reason of imports from China and France that are alleged to be sold in the United States at LTFV and to be subsidized by the government of China
<a href="#">701-TA-575</a>	Tool Chests and Cabinets From China	(Final) Determination that an industry in the United States is materially injured by imports that have been found by Commerce to be subsidized by the government of China
<a href="#">701-TA-593-596</a> <a href="#">731-TA-1401-1406</a>	Large Diameter Welded Pipe From Canada, China, Greece, India, Korea, and Turkey	(Preliminary) Institution of AD and CVD Investigations and Scheduling of Preliminary Phase Investigations
<a href="#">701-TA-253</a> <a href="#">731-TA-132, 252, 271, 273, 532-534, and 536</a>	Certain Circular Welded Pipe and Tube From Brazil, India, Korea, Mexico, Taiwan, Thailand, and Turkey	(Fourth Review) Determination that revocation of the CVD order (Turkey) and revocation of the ADD orders (Brazil, India, Korea, Mexico, Taiwan, Thailand, and Turkey) would be likely to lead to continuation or recurrence of material injury to an industry in the United States within a reasonably foreseeable time.
<a href="#">701-TA-576-577</a>	Cold-Drawn Mechanical Tubing From China and India	(Final) Determinations that an industry in the United States is materially injured by reason of imports that have been found by Commerce to be subsidized by the governments of China and India
<a href="#">731-TA-895</a>	Pure Granular Magnesium From China	(Third Review) Scheduling of an Expedited Five-Year Review


**Canada Border Services Agency (CBSA)**

Ref. №	Merchandise/Country	Action
<a href="#">TR 2017 ER</a>	Certain Liquid Dielectric Transformers originating in or exported from S. Korea	Statement of Reasons for the Expiry Review Determination that expiry is likely to result in the continuation or resumption of dumping
<a href="#">DWP 2017 IN</a>	Dry Wheat Pasta originating in or exported from Turkey	Initiation of Investigations into the dumping and the subsidizing – <a href="#">Statement of Reasons</a>
<a href="#">SC 2018 ER</a>	Certain Seamless Casing originating in or exported from China	Notice of Initiation of Expiry Review Investigation


**NAFTA Panels**

Ref. Number	Merchandise/Country	Action
None		


**Mexico - Ministry of Economy**

Ref. Number	Merchandise/Country	Action
<a href="#">EC 22/16</a>	Graphite electrodes for electric arc furnace originating in China and the UK	Final resolution of the review of UK Carbon and Graphite, Co. Ltd. and the electrodes are made with graphite rods from the People's Republic of China, regardless of the country of origin.





## European Union

Ref. Number	Merchandise/Country	Action
<a href="#">(EU) 2018/28</a>	Bicycles whether declared as originating in Sri Lanka or not	Commission Implementing Regulation re-imposing a definitive ADD on imports from City Cycle Industries
<a href="#">(EU) 2018/49</a>	Bicycles originating in China [extended to imports of bicycles consigned from Indonesia, Malaysia, Sri Lanka, Tunisia, Cambodia, Pakistan and the Philippines]	Commission Implementing Regulation amending Council Implementing Regulation (EU) No 501/2013 following a 'new exporter' review of a Tunisian company
<a href="#">(EU) 2018/52</a>	Certain threaded tube or pipe cast fittings of malleable cast iron originating in China and Thailand	Commission Implementing Decision terminating the partial interim review
<a href="#">2018/C 9/11</a>	Steel ropes and cables originating, inter alia, in China, as extended to imports of steel ropes and cables consigned from, inter alia, the Republic of Korea, whether declared as originating in the Republic of Korea or not	Notice concerning the AD measures in force
<a href="#">2018/C 14/08</a>	Stainless steel wires originating in or exported from India	Notice of the impending expiry of anti-subsidy measures (definitive CVD) on 08-09-18
<a href="#">2018/C 31/08</a>	Certain tube and pipe fittings originating in Turkey, Russia, Korea and Malaysia	Notice of initiation of an expiry review of the AD measures
<a href="#">(EU) 2018/140</a>	Certain cast iron articles originating in China	Commission Implementing Regulation imposing a definitive ADD and collecting definitively the provisional duty imposed and terminating the investigation on imports of certain cast iron articles originating in India
<a href="#">2018/C 34/11</a>	Biodiesel originating in Argentina	Notice of initiation of an anti-subsidy proceeding <a href="#">Corrigendum</a>



## Australian Anti-Dumping Commission

AD Notice Case #	Merchandise/Country	Action
<a href="#">2018/01</a> #443	Tomato Products, Prepared or Preserved – Italy	Notice for longer decision period - special circumstances
<a href="#">2018/03</a>		New methods to determine export price in a review of measures
<a href="#">2018/05</a>	Various	Monthly Status Report - December 2017
<a href="#">2018/06</a> #419	Hollow Structural Sections – China, Korea, Malaysia, Taiwan	Further extension of time to issue Statement of Essential Facts and Final Report
<a href="#">2018/07</a> #384	Alloy Round Steel Bar – China	Further extension of time to issue Final Report
<a href="#">2018/08</a> #418	Steel Reinforcing Bar - Greece, Indonesia, Spain, Taiwan, Thailand	Termination of Part of Investigation
<a href="#">2018/09</a>	Processed Dried Currants – Greece	Expiry of anti-dumping measures
<a href="#">2018/11</a> #442	Aluminium Extrusions – China, Thailand	Extension of time to issue the Statement of Essential Facts and the Final Report
<a href="#">2018/12</a> #447	Aluminium Extrusions – China	Extension of time to issue the Statement of Essential Facts and the Final Report
<a href="#">2018/13</a> #460	Aluminium Extrusions – China	Initiation of Accelerated Review
<a href="#">2018/14</a> #411/412/423	Steel Reinforcing Bar – China	Extension of time granted to issue the Final Report
<a href="#">2018/15</a> #413/414	Rod in Coil – China	Extension of time granted to issue the Final Report
<a href="#">2018/16</a> #445	Hollow Structural Sections – Thailand	Extension of time granted to issue Statement of Essential Facts and Final Report
<a href="#">2018/17</a> #384	Alloy Round Bar – China	Termination of Investigation
<a href="#">2018/18</a> #416	Rod in Coil - Indonesia, Korea, Vietnam	Extension of time to publish Final Report





### China Ministry of Commerce (MOFCOM)

Ref. Number	Merchandise/Country	Action
<a href="#">№ 6 of 2018</a>	Imported O-dichlorobenzene Originating in Japan and India	AD investigation
<a href="#">№ 3 of 2018</a>	Monobutyl Ethers Importing Ethylene Glycol and Diethylene Glycol Originating in the US and EU	Initiation of Final Review



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

Notification №	Merchandise/Country	Action
<a href="#">56/2017-Cus (ADD)</a>	Phthalic Anhydride originating in or exported from Korea RP, Chinese Taipei and Israel	Extends ADD to 23-12-18
<a href="#">01/2018-Cus (ADD)</a>	Clear Float Glass of nominal thickness ranging from 4mm to 12 mm originating in or exported from the Pakistan, Saudi Arabia and UAE	Withdraws abeyance of notification no. 30/2017-customs (ADD) dated 16.06.2017 [produced and exported by M/s Tariq Glass Industries Ltd, Pakistan]
<a href="#">02/2018-Cus (ADD)</a>	Metronidazole, originating in, or exported from China	Revoke/rescind notification No. 40/2012-Customs (ADD) dated 30.08.2012
<a href="#">03/2018-Cus (ADD)</a>	Toluene Di-Isocyanate (TDI) originating in or exported from China PR, Japan and Korea RP.	Imposes definitive ADD



### Argentina Ministry of Production – Secretary of Commerce

Ref. Number	Merchandise/Country	Action
<a href="#">Res. 1-E/2018</a>	Certain aluminum alloy wheels from China	Resolution to assess ADD
<a href="#">Disp 67/2017</a> <a href="#">Disp 72/2017</a> <a href="#">Disp 73/2017</a>	Certain Spectacles and Frames Originating in China	Final Negative Determination of Anti-circumvention Investigation
<a href="#">Res. 21-E/2018</a>	Porcelain and porcelain tiles and tiles, unvarnished or enameled, for paving or siding, originating in China	Termination of investigation and continued collection of ADD
<a href="#">Res. 22-E/2018</a>	Porcelain and porcelain tiles and tiles, unvarnished or enameled, for paving or siding, originating in China	Begin expiry and changed circumstances reviews



### Brazil Ministry of Development, Industry and Trade

Reference	Merchandise/Country	Action
<a href="#">CAMEX Res. 92/2017</a>	Basic magnesium refractories originating in China and Mexico	The Public Interest Evaluation Technical Group (GTIP) is proceeding with the public interest assessment process regarding the application of definitive ADD
<a href="#">CAMEX Res. 96/2017</a>	Certain cast iron and/or chromium-bonded steel grinding bodies, for use in mills ..., originating in India	Imposes a provisional antidumping duty, for a period of up to six (6) months
<a href="#">SECEX Cir. 01/2018</a>	Plain paper, originating in Germany, Belgium, Canada, the United States of America, Finland and Sweden	Extends the deadline for the conclusion of the end-of-period review of the ADD





## Brazil Ministry of Development, Industry and Trade

Reference	Merchandise/Country	Action
<a href="#">SECEX Cir. 02/2018</a>	Unwrought magnesium metal, containing at least 99,8% by weight of magnesium originating in Russia	Extends the deadline for the conclusion of the end-of-period review of the ADD
<a href="#">CAMEX Res. 02/2018</a>	Certain flat rolled products of alloy or non-alloy steel originating in China	Imposition of ADD for five years



## Turkey – Ministry of Economy

Communique No	Merchandise/Country	Action
<a href="#">2017/12</a>	4011.10 , 4011.20, 4011.70.00.00.00, 4011.80.00.00.00 and 4011.90.00.00.00	Customs Tariffs on imports of the products in safeguards protection measures
<a href="#">2017/13</a>	Frameless glass mirrors originating from Iran	Removal of safeguard measure from implementation
<a href="#">2018/1</a>	Various	Declaration of the measures against the existing dumping which will be completed in the second half of 2018

## Opportunity to Request Administrative Review

In a January 2, 2018 *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 January anniversary dates:

AD/CVD Proceedings - Country/ Merchandise	Case No.	Period
<b>Antidumping Duty Proceedings</b>		
Brazil: Prestressed Concrete Steel Wire Strand	A-351- 837	1/1/17 - 12/31/17
India: Prestressed Concrete Steel Wire Strand	A-533-828	1/1/17 - 12/31/17
Mexico: Prestressed Concrete Steel Wire Strand	A-201-831	1/1/17 - 12/31/17
S. Korea: Prestressed Concrete Steel Wire Strand	A-580-852	1/1/17 - 12/31/17
South Africa: Ferrovandium	A-791-815	1/1/17 - 12/31/17
Thailand: Prestressed Concrete Steel Wire Strand	A-549-820	1/1/17 - 12/31/17
PR of China: Calcium Hypochlorite	A-570-008	1/1/17 - 12/31/17
Carbon and Certain Alloy Steel Wire Rod	A-570-012	1/1/17 - 12/31/17
Crepe Paper Products	A-570-895	1/1/17 - 12/31/17
Ferrovandium	A-570- 873	1/1/17 - 12/31/17
Folding Gift Boxes	A-570- 866	1/1/17 - 12/31/17
Potassium Permanganate	A-570- 863	1/1/17 - 12/31/17
Wooden Bedroom Furniture	A-570- 890	1/1/17 - 12/31/17
<b>Countervailing Duty Proceedings</b>		
PR of China: Calcium Hypochlorite	C-570-009	1/1/17 - 12/31/17
Carbon and Certain Alloy Steel Wire Rod	C-570-013	1/1/17 - 12/31/17
Certain Oil Country Tubular Goods	C-570-944	1/1/17 - 12/31/17
Circular Welded Carbon Quality Steel Line Pipe	C-570-936	1/1/17 - 12/31/17
<b>Suspension Agreements</b>		
Russia: Certain Cut-to-Length Carbon Steel	A-821-808	1/1/17 - 12/31/17



In a February 1, 2018 *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 February anniversary dates:

AD/CVD Proceedings - Country/ Merchandise	Case No.	Period
<b>Antidumping Duty Proceedings</b>		
Brazil: Stainless Steel Bar	A-351-835	2/1/17-1/31/18
Carbon and Alloy Steel Cut-to-Length Plate	A-351-847	2/1/17-1/31/18
France: Uranium	A-427-818	2/1/17-1/31/18
India: Certain Preserved Mushrooms	A-533-813	2/1/17-1/31/18
Certain Cut-To-Length Carbon-Quality Steel Plate	A-533-817	2/1/17-1/31/18
Frozen Warmwater Shrimp	A-533-840	2/1/17-1/31/18
Stainless Steel Bar	A-533-810	2/1/17-1/31/18
Indonesia: Certain Preserved Mushrooms	A-560-802	2/1/17-1/31/18
Certain Cut-To-Length Carbon-Quality Steel Plate	A-560-805	2/1/17-1/31/18
Italy: Stainless Steel Butt-Weld Pipe Fittings	A-475-828	2/1/17-1/31/18
Japan: Carbon Steel Butt-Weld Pipe Fittings	A-588-602	2/1/17-1/31/18
Stainless Steel Bar	A-588-833	2/1/17-1/31/18
Malaysia: Stainless Steel Butt-Weld Pipe Fittings	A-557-809	2/1/17-1/31/18
Mexico: Large Residential Washers	A-201-842	2/1/17-1/31/18
Philippines: Stainless Steel Butt-Weld Pipe Fittings	A-565-801	2/1/17-1/31/18
Rep of Korea: Large Residential Washers	A-580-868	2/1/17-1/31/18
Certain Cut-To-Length Carbon-Quality Steel Plate	A-580-836	2/1/17-1/31/18
SR of Vietnam: Frozen Warmwater Shrimp	A-552-802	2/1/17-1/31/18
Steel Wire Garment Hangers	A-552-812	2/1/17-1/31/18
Utility Scale Wind Towers	A-552-814	2/1/17-1/31/18
South Africa: Carbon and Alloy Steel Cut-To-Length Plate	A-791-822	2/1/17-1/31/18
Taiwan: Crystalline Silicon Photovoltaic Products	A-583-853	2/1/17-1/31/18
Thailand: Frozen Warmwater Shrimp	A-549-822	2/1/17-1/31/18
The PR of China: Certain Preserved Mushrooms	A-570-851	2/1/17-1/31/18
Crystalline Silicon Photovoltaic	A-570-010	2/1/17-1/31/18
Frozen Warmwater Shrimp	A-570-893	2/1/17-1/31/18
Heavy Forged Hand Tools, With or Without Handles	A-570-803	2/1/17-1/31/18
Large Residential Washers	A-570-033	7/26/16-1/31/18
Small Diameter Graphite Electrodes	A-570-929	2/1/17-1/31/18
Uncovered Innerspring Units	A-570-928	2/1/17-1/31/18
Utility Scale Wind Towers	A-570-981	2/1/17-1/31/18
Turkey: Carbon and Alloy Steel Cut-To-Length Plate	A-489-828	9/22/16-1/31/18
<b>Countervailing Duty Proceedings</b>		
India: Prestressed Concrete Steel Wire Strand	C-533-829	1/1/17-12/31/17
Certain Cut-To-Length Carbon-Quality Steel Plate	C-533-818	1/1/17-12/31/17
Indonesia: Certain Cut-To-Length Carbon-Quality Steel Plate	C-560-806	1/1/17-12/31/17
Rep of Korea: Large Residential Washers	C-580-869	1/1/17-12/31/17
Certain Cut-To-Length Carbon-Quality Steel Plate	C-580-837	1/1/17-12/31/17
SR of Vietnam: Steel Wire Garment Hangers	C-552-813	1/1/17-12/31/17
The PR of China: Utility Scale Wind Towers	C-570-982	1/1/17-12/31/17
Crystalline Silicon Photovoltaic Products	C-570-011	1/1/17-12/31/17
<b>Suspension Agreements</b>		
None		



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## Requested Reviews

In a January 11, 2018 *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 November anniversary dates. See actual notices for companies requesting review:



AD/CVD Proceedings - Country/ Merchandise	Case No.	Period
<b>Antidumping Duty Proceedings</b>		
India: Welded Stainless Pressure Pipe	A-533-876	5/10/16 - 10/31/17
Indonesia: Monosodium Glutamate	A-560-826	11/1/16 - 10/31/17
Mexico: Certain Circular Welded Non-Alloy Steel Pipes and Tubes	A-201-805	11/1/16 - 10/31/17
Steel Concrete Reinforcing Bar	A-201-844	11/1/16 - 10/31/17
R. of Korea: Circular Welded Non-Alloy Steel Pipe	A-580-809	11/1/16 - 10/31/17
Taiwan: Certain Circular Welded Non-Alloy Steel Pipe	A-583-814	11/1/16 - 10/31/17
PR of China: Diamond Sawblades and Parts Thereof	A-570-900	11/1/16 - 10/31/17
Certain Hot-Rolled Carbon Steel Flat Products	A-570-865	11/1/16 - 10/31/17
Fresh Garlic	A-570-831	11/1/16 - 10/31/17
Monosodium Glutamate	A-570-992	11/1/16 - 10/31/17
Polyethylene Terephthalate (Pet) Film	A-570-924	11/1/16 - 10/31/17
Seamless Refined Copper Pipe and Tube	A-570-964	11/1/16 - 10/31/17
United Arab Emirates: Polyethylene Terephthalate (Pet) Film	A-520-803	11/1/16 - 10/31/17
<b>Countervailing Duty Proceedings</b>		
India: Welded Stainless Pressure Pipe	C-533-868	3/11/16 - 12/31/16
PR of China: Chlorinated Isocyanurates	C-570-991	1/1/16 - 12/31/16
Certain Passenger Vehicle and Light Truck Tires	C-570-017	1/1/16 - 12/31/16
Turkey: Steel Concrete Reinforcing Bar	C-489-819	1/1/16 - 12/31/16
<b>Suspension Agreements</b>		
None		

## Initiation of Sunset Reviews

In a January 2, 2018, *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-570-981	731-TA-1195	China	Utility Scale Wind Towers (1 <sup>st</sup> Review)
C-570-982	701-TA-486	China	Utility Scale Wind Towers (1 <sup>st</sup> Review)
A-588-838	731-TA-739	Japan	Clad Steel Plate (4 <sup>th</sup> Review)
A-201-842	731-TA-1200	Mexico	Large Residential Washers (1 <sup>st</sup> Review)
A-580-868	731-TA-1199	S. Korea	Large Residential Washers (1 <sup>st</sup> Review)
C-580-869	701-TA-488	S. Korea	Large Residential Washers (1 <sup>st</sup> Review)
A-552-814*	731-TA-1198	Vietnam	Utility Scale Wind Towers (1 <sup>st</sup> Review)

\*) [Corrected number](#)

## Advance Notification of Sunset Reviews

In a February 1, 2018, *Federal Register* [notice](#), the US Department of Commerce advised that the following cases were scheduled for five-year (“Sunset”) reviews for March 2018.

AD/CVD Proceedings - Merchandise/Country	Case No.
Drawn Stainless Steel Sinks from China	A-570-983 (1 <sup>st</sup> Review)
Drawn Stainless Steel Sinks from China	C-570-984 (1 <sup>st</sup> Review)
No Sunset Review of suspended investigations is scheduled for initiation in March 2018.	





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