# Baker McKenzie.

# International Trade Compliance Update

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

# Newsletter | May 2021

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## Editor, International Trade Compliance Update

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Please see our <u>Webinars, Meetings, Seminars</u> section for information for links to the webinars in our 18th annual **Global Trade and Supply Chain Webinar Series: "International Trade & Developments in a World Focused on Recovery & Renewal,"** which just began, as well as links to additional webinars and other events.

There are also links to the video recordings, PowerPoints and handout materials of the

- <u>2020-2021 Asia Pacific International Commercial and Trade Webinar Series</u>
- <u>2020 Virtual Trade Conference (July 14-16 2020)</u>
- 2020 Virtual Year-End Review of Import/Export Developments
- 2020 Global Trade and Supply Chain Webinar Series: International Trade Basics and Trends

To keep abreast of international trade-related news, visit our blogs:

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For additional articles and updates on trade sanctions and export controls, please visit: <u>http://sanctionsnews.bakermckenzie.com/</u> regularly.

For resources and news regarding international trade, particularly in Asia, please visit our **Trade Crossroads** blog at <u>http://tradeblog.bakermckenzie.com/</u>.

> To see how **BREXIT** (the UK exiting the EU) may affect your business, visit <u>https://brexit.bakermckenzie.com/</u>.

For additional **compliance news and comment** from around the world, please visit <u>https://globalcompliancenews.com/</u>.

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

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

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

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

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# WORLD TRADE ORGANIZATION (WTO)

## Dates fixed for WTO's 12th Ministerial Conference

The chair of the WTO's General Council <u>confirmed on 16 April</u>. that the 's Ministerial Conference (MC12) will take place from 30 November to 3 December 2021 in Geneva, Switzerland.

# COVID-19: Trade and trade-related measures

The WTO has set up a <u>dedicated webpage</u> to help governments, business, the media and the public track the latest information on trade-related responses to the COVID-19 outbreak. For measures posted during the past month, <u>see the</u> **WTO COVID-19 Trade and Trade-Related Measures** section below. Please see the <u>WTO dedicated webpage</u> for earlier notifications..

# Trade Policy Reviews: Qatar, Tonga, Vietnam

The third review of the trade policies and practices of Qatar took place on 14 and 16 April 2021. The basis for the review was a <u>report by the WTO Secretariat</u> and a <u>Corrigenda</u> and a <u>report by the Government of Qatar</u>.

The second review of the trade policies and practices of Tonga took place on 6 and 8 April 2021. The basis for the review was a <u>report by the WTO Secretariat</u> and a <u>report by the Government of Tonga</u>.

The second review of the trade policies and practices of Viet Nam took place on 27 and 29 April 2021. The basis for the review was a <u>report by the WTO Secretariat</u> and a <u>report by the Government of Viet Nam</u>.

# **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
<u>DS 598</u>	China — Anti-dumping and countervailing duty measures on barley from Australia	<u>China_refusea Australia's</u> <u>first panel_request</u>	
<u>DS 234</u>	United States — Continued Dumping and Subsidy Offset Act of 2000 (CDSOA)	US says status reports are no longer required; EU says they are	
<u>DS 316</u>	European Communities and Certain Member States — Measures affecting trade in large civil aircraft: Implementation of the recommendations adopted by the DSB	Both parties have now reached an understand- ing to suspend retaliation for four months in order to permit further discus- sions	28-04-21

## **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 Secre-

tariat distributes this information in the form of "notifications" to all Member countries. <u>See separate section on **WTO TBT Notifications** for a table which summarizes notifications posted by the WTO during the past month.</u>

# WORLD CUSTOMS ORGANIZATION (WCO)

# WCO list of temporary import and export measures related to COVID-19

The WCO has created a special <u>Web Page</u> dedicated to Coronavirus import and export measures where it will share advice, tools and best practices not only to Customs but also to the public. In addition, it has developed lists of national legislation of countries that adopted temporary import support (lowering or waiving of direct and indirect duties and taxes) and export restrictions on certain categories of critical medical supplies in response to COVID-19. The lists are not exhaustive and are regularly updated by the WCO based on the official information provided by countries.

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

Date	Title
	WCO training on STCE and COPES Programmes to Albania and Kosovo Cus-
	An A-CIP virtual conference to inaugurate the Tunisian Customs Next Genera-
	tion Network (NGN) National Advanced Training Workshop on Customs Valuation for Lao Customs
	New achievement made in West Africa under the WCO/JICA Master Trainer
01-04-21	Programme (MTP)
	EU-WCO HS-Africa Programme Steering Committee gathers for its annual
	meeting
	EU-WCO HS-Africa Programme Steering Committee gathers for its annual
	meeting
	Strategic Trade Control Enforcement (STCE) National training for Kyrgyzstan
	Customs
07-04-21	MENA Heads of Customs review regional needs and priorities
00.04.04	The 41st session of the WCO Enforcement Committee concludes successfully
08-04-21	Asia-Pacific Heads of Customs discuss priorities and strengthen collaboration Opening of the WCO 7th EPCBA Programme at Seoul National University
09-04-21	(SNU) in Korea
03-04-21	WCO Regional Workshop on Data Analytics for A/P region
	The GDCE of the Democratic Republic of Congo toward establishing a modern
12-04-21	HRM system
13-04-21	Lesotho Revenue Authority (LRA) ready to implement WCO Immediate Release
13-04-21	Guidelines and align with TFA Article 7.8
14-04-21	The Virtual Working Group on Gender Equality and Diversity welcomes new
110121	Members and initiatives
	Workshop organized by the COVID-19 Project supports the MENA region in fac-
15-04-21	ing disruptive events The WCO presents the CEN's new Fauna and Flora section to Customs officers
15-04-21	WCO Secretary General participates in WTO event on COVID-19 and Vaccine
	Equity Secretary General participates in WTO event on COVID-19 and Vaccine
	Workshops held to raise aw areness of counterfeit COVID-19-related goods
	WCO promotes the E-Commerce Framew ork of Standards implementation in
16-04-21	the Americas and the Caribbean region
	Arabic version of the Guidelines for Post-Clearance Audit (PCA) Volume 1 now
	available
20-04-21	Passenger Facilitation and Control Working Group successfully holds its First
	Meeting

Date	Title
	MTP in East Africa concludes with a pool of 18 quality trainers on PCA
	The SAFE Working Group endorses the SAFE 2021 Framework of Standards
	after a successful Review Cycle and paves the way to prioritize its activities in
	line with the WCO's COVID-19 Action Plan
21-04-21	ECOWAS moves forw ard with implementation of HS 2022 amendments
22-04-21	The WCO guide for a successful transition to Live Virtual Training is now availa-
22-04-21	ble
23-04-21	Mainstreaming the WTO Trade Facilitation Agreement : WCO Asia/Pacific Re-
23-04-21	gional Online Workshop
	The Data Analytics course in Spanish is now available on CLiKC!
27-04-21	WTO Director-General meets with WCO Secretary General in Geneva and wel-
27-04-21	comes close cooperation
	Survey on the perception of Customs integrity conducted in 7 more countries
28-04-21	WCO Working Group on Performance Measurement successfully concludes its
28-04-21	3rd Meeting
	WCO ESA Regional Workshop on Data Analytics
29-04-21	Americas and Caribbean Regional Meeting discusses priorities and shares best
	practices
	Conference of Directors General of Customs of the WCO West and Central Af-
20.04.04	rica Region
30-04-21	WCO Cargo Targeting System deployed in Azerbaijan
	WCO and AfCFTA Secretariats meet to discuss the outlook for cooperation

# OTHER INTERNATIONAL MATTERS

# **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
08-04-21	2021/031 - Establishment and membership of Standing Committee interses- sional working group
12-04-21	2021/032 - Changes in staff of the Secretariat
26-04-21	2021/033 - Intersessional decision-making of the Standing Committee
27-04-21	2021/034 - Thirty-first meeting of the Animals Committee (AC) and tw enty-fifth meeting of the Plants Committee (PC): Registration, documentation and logis- tics note
30-04-21	2021/035 - Streaming of the 73rd meeting of the Standing Committee

# 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) and *Exporter Guide* series as well as other reports related to import or export requirements. These provide valuable information on regulatory standards, import requirements, export guides, and MRL (maximum residue limits). Information about, and access to, other GAIN reports may be found at the FAS <u>GAIN reports website</u>.

Member	GAIN Report
Canada	Canada Announces New Import Conditions for Pet Food from the United States

Member	GAIN Report	
China	China notifies Draft Good Manufacturing Practice for Formula Food for Infants and Young Children	
China	Overseas Facilities Registration Regulation - Decree 248	
EU	Changing EU Import Conditions for Composite Products	
EU	EU Transparency Regulation Enters Into Force	
EU	European Commission Launches Public Consultation on Revision of Feed Ad- ditives Legislation	
Haiti	FAIRS Export Certificate Report	
Haiti	FAIRS Country Report	
Hong Kong	Documentation Requirements for Hemp Seed Transshipments via Hong Kong	
India	Requirement of a Certificate of Non-Genetically Modified and GM-Free Status for Apple Consignments - A Workaround Solution	
India	India Notifies Final Standards for Cereals and Varied Product	
India	FSSAI Publishes Corrections to Nutrients Levels in the Final Foods for Infant Nutrition Regulations of 2020	
India	FSSAI Publishes Draft Standard Operating Procedures for fixation of pesti- cides MRLs	
India	FSSAI Issues SOPs for Licensing and Registration of Fortified Food Products in its Food Safety and Compliance System	
Japan	Japan 240th Food Safety Group [MRLs]	
Japan	MAFF Announces Dairy TRQs for JFY 2021	
Mexico	Deadline for Organic Imports into Mexico to Meet Organic Standards Remains June 2021	
Mexico	Mexico Releases Clarifications on NOM-051 for Refurbished Products	
Mexico	Interinstitutional Agreement on Standard NOM-051 FOPL Compliance	
Russia	Draft Amendments to EAEU Veterinary Regulations Notified to WTO	
Russia	Russia Continues to Fine Tune its Food Ban to Import Substitution Needs	
Russia	Draft Amendments to EAEU Phytosanitary Requirements Notified to WTO	
Serbia	Exporter Guide	
Singapore	Exporter Guide	
Ukraine	Ukraine Adopts a New Veterinary Law	

# THE AMERICAS - NORTH AMERICA

# CANADA

# Canada-UK Trade Continuity Agreement enters into force

Global Affairs Canada announced that the Canada-United Kingdom Trade Continuity Agreement (Canada-UK TCA) entered into force on April 1, 2021 - preserving preferential market access for both Canadian and UK businesses.

Resources:

- The full text of the Canada-UK TCA may be found here.
- A <u>Joint Interpretative Instrument</u>. Statement by Canada and the UK interpreting the Canada-UK TCA provisions.
- <u>Chapter summaries</u> Chapter-by-chapter guide to the Canada-UK TCA key provisions.
- <u>Economic Impact Assessment</u> Assessment conducted by the Office of the Chief Economist at Global Affairs Canada.
- <u>Side letters</u> WTO Cheese Tariff Rate Quota UK Transitional Access to the European Union Reserve

# Updated National Security Guidelines - Canada signals focus on sensitive technology, personal information, and critical minerals

#### In brief

On 24 March 2021, the Minister of Innovation, Science and Industry ("Minister") issued updated <u>Guidelines on the National Security Review of Investments</u> ("Updated Guidelines"). The Updated Guidelines outline additional factors and clarify existing factors the Canadian government will consider in assessing investments for potential national security concerns under the *Investment Canada Act* (ICA).

These new factors include sensitive personal data, intangible assets, certain sensitive technologies, and critical minerals. The Updated Guidelines also formalize that investments by state-owned or state-influenced investors will likely be subject to enhanced national security scrutiny, and confirm the non-exhaustive nature of the enumerated factors.

#### Background

Since 2009, the ICA has explicitly provided for the review of foreign investments where the Minister has "reasonable grounds to believe that an investment by a non-Canadian could be injurious to national security". This regime is separate from the economic "net benefit" regime that applies to a more narrow subset of investments; for a more detailed discussion of the two regimes, see our 30 June 2020 alert, Foreign Investments in Canada: Still Open for Business, but Caveat Emptor.

In 2016, the government published the original National Security Review of Investments Guidelines ("2016 Guidelines"), which set out a non-exhaustive list of factors the government would consider when assessing an investment for potential national security risks. As the ICA does not define "national security" or elaborate on when an investment could be "injurious" to national security, the Updated Guidelines expand on the 2016 Guidelines and provide foreign investors with clearer insight into what types of investments may give rise to potential national security concerns.

#### **The Changes**

All risk factors set out in the 2016 Guidelines remain unchanged. For a detailed discussion of the Updated Guidelines, which expands the list of factors, please see the <u>full article here</u>.

Contacts: Yana Ermak, Arlan Gates, Sarah Mavula and Jacqueline Rotondi.

#### Miscellaneous regulations and proposals

The following documents of interest to international traders were published in the <u>Canada Gazette</u>. (The sponsoring ministry, department or agency is also shown. N=notice, PR=proposed regulation, R=regulation, O=Order, OIC=Order in Council)

Publication Date	Title
04-03-21	PUBLIC HEALTH AGENCY OF CANADA (PHA): <u>Minimizing the Risk of Exposure to</u> <u>COVID-19 in Canada Order (Prohibition of Entry into Canada from the United</u> <u>States)</u> (OIC)
	PHA: <u>Minimizing the Risk of Exposure to COVID-19 in Canada Order (Quaran-</u> <u>tine, Isolation and Other Obligations)</u> (OIC)
04-14-21	FINANCE: <u>CUKTCA Rules of Origin for Casual Goods Regulations (SOR/2021-66, March 29, 2021)</u> (R)

Publication Date	Title
	FINANCE: <u>CUKTCA Rules of Origin Regulations (SOR/2021-67, March 29, 2021)</u> (R)
	FINANCE: <u>CUKTCA Tariff Preference Regulations</u> (SOR/2021-68, March 29, 2021) (R)
	FINANCE: <u>Regulations Amending the Canadian International Trade Tribunal</u> Procurement Inquiry Regulations (SOR/2021-69, March 29, 2021) (R)
	GLOBAL AFFAIRS: Order Amending the Import Control List and the Export Con- trol List(SOR/2021-70, March 29, 2021) (O)
	GLOBAL AFFAIRS: <u>Regulations Amending the Export Permits Regulations (Non-</u> strategic Products) (SOR/2021-71, March 29, 2021) (R)
	GLOBAL AFFAIRS: Order Amending Certain General Import Permits Issued Un- der the Export and Import Permits Act (Nos. 100, 1 and 13).(SOR/2021-72, March 29, 2021) (O)
	Global Affairs: Order Fixing April 1, 2021 as the Day on Which the Canada– United Kingdom Trade Continuity Agreement Implementation Act Comes into Force (SV2021-14, April 14, 2021)
04-17-21	FOREIGN AFFAIRS: Order Accepting the Recommendation of the Minister of For- eign Affairs Concerning the Two-Year Review of the List of State Supporters of Terrorism pursuant to the State Immunity Act
04-24-21	HEALTH: Proposed Regulations Amending Certain Regulations Made Under the Canada Consumer Product Safety Act (Surface Coating Materials).pursu- ant to the Canada Consumer Product Safety Act (PR)
	TRANSPORT: <u>Proposed Regulations Amending the Motor Vehicle Safety Regu-</u> lations (Minimum Sound Requirements for Hybrid and Electric Vehicles) pursu- ant to the Motor Vehicle Safety Act (PR)
04-28-21	TRANSPORT: <u>Regulations Amending Certain Regulations Made Under the Mo-</u> tor Vehicle Safety Act (SOR/2021-83, April 19, 2021) (R)

## Restrictive measures

The following documents imposing restrictive measures on imports or exports were published in the <u>Canada Gazette</u> or posted on a Government website.

Publication Date	Title
04-14-21	GLOBAL AFFAIRS: <u>Special Economic Measures (People's Republic of China)</u> Permit Authorization Order (SOR/2021-50, March 24, 2021) (OIC)
	GLOBAL AFFAIRS: <u>Regulations Amending the Special Economic Measures</u> (Russia) Regulations (SOR/2021-64, March 29, 2021) (R)
	GLOBAL AFFAIRS: <u>Regulations Amending the Special Economic Measures</u> (Ukraine) Regulations (SOR/2021-65, March 29, 2021) (R)

### CBSA advance rulings

The Canada Border Services Agency (CBSA) has enhanced the Advance Ruling (<u>Tariff Classification</u> and <u>Origin</u>) and <u>National Customs Ruling</u> programs by publishing ruling letters in their entirety, with the applicant's consent, on the <u>CBSA</u> <u>Web site</u>.

## 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
03-31-21	<u>CN 21-06</u>	Amendments to the Departmental Consolidation of the Customs Tariff
	<u>CN 21-07</u>	Implementation of the Canada-United Kingdom Trade Continuity Agreement
	<u>CN 21-08</u>	Proposed Regulatory Amendments and Proposed New Regula- tions Related to the Implementation of the Canada - United King- dom Trade Continuity Agreement
04-01-21	<u>D19-9-3</u>	Importation and Exportation of Human Remains and Other Human Tissues
	<u>D10-14-54</u>	Tariff Classification of Certain Flat Water Sprint Racing Canoes and Kayaks Under Tariff Item 8903.99.10
04-14-21	<u>D10-15-30</u>	"Furniture for domestic purposes"
04-22-21	<u>CN 21-09</u>	Changes to Excise Duty Rates on Tobacco Products following the 2021 Federal Budget announcement

# Antidumping and countervailing duty cases

See separate Antidumping Countervailing Duty and Safeguards Investigations, Orders & Reviews section below.

# MEXICO

# **Diario Oficial**

The following documents of interest to international traders were published in the <u>Diario Oficial de la Federacion</u>: 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
04-05-21	ECONOMY: Acuerdo amending the various quotas and allocation mechanism for importing dried chiles (paprika) originating in the Republic of Peru and pub- licising the quota for importing fresh or chilled and frozen fish fillets with the established quota tariff.
04-07-21	ECONOMY: Acuerdo making know n Decision No. 3/2020 of the Free Trade Agreement Administrative Commission between the United Mexican States and the Eastern Republic of Uruguay, adopted on 17 September 2020
	ECONOMY: <u>Call to participate in the selection and training process of the Con-</u> <u>sultative Council for evaluation of the National Export Prize 2021.</u> <u>Call to participate in the 2021 National Export Award.</u>
	Acuerdo to disclose the percentages and amounts of fiscal stimulus, as well as the reduced quotas of excise tax on production and services applicable to the fuels indicated, for the specified period.
04-09-21	Acuerdo to disclose the amounts of fiscal stimulus applicable to the disposal of gasoline in the border region with the United States of America, corresponding to the specified period.
	Acuerdo making known the amounts of fiscal stimulus applicable to the dis- posal of gasoline in the border region with Guatemala, corresponding to the specified period.
04-23-21	FOREIGN AFFAIRS: Decree approving the Agreement on Article 12 of the Trade Continuity Agreement between the United Mexican States and the United Kingdom of Great Britain and Northern Ireland, concluded by exchanging let- ters dated in Mexico City on 29 December of two thousand twenty.
	FOREIGN AFFAIRs: Decree approving the Trade Continuity Agreement between the United Mexican States and the United Kingdom of Great Britain and North- ern Ireland, made in Mexico City on December 15, 2,020.

Publication Date	Title
	FOREIGN AFFAIRS: Decree approving the Agreement between the United Mexi- can States and the Republic of Guatemala on Mutual Administrative Assis- tance and Exchange of Information in Customs Affairs, signed in Ciudad Hi- dalgo, Chiapas, Mexico, on November 7, two thousand nineteen.
	HACIENDA: <u>Acuerdo to disclose the percentages and amounts of fiscal stimu-</u> lus, as well as the reduced quotas of excise tax on production and services applicable to the fuels indicated, for the specified period.
	HACIENDA: <u>Acuerdo to disclose the amounts of fiscal stimulus applicable to the</u> <u>disposal of gasoline in the border region with the United States of America,</u> <u>corresponding to the specified period.</u>
	HACIENDA: <u>Acuerdo making known the amounts of fiscal stimulus applicable to</u> the disposal of gasoline in the border region with Guatemala, corresponding to the specified period.
	ECONOMY: Acuerdo that modifies the various by which the allocation mecha- nism for importing beans under tariff-quota is disclosed.
04-27-21	ECONOMY: Acuerdo making known Decision No. 2 of the Administrative Com- mission on the Trade Integration Agreement between the United Mexican States and the Republic of Peru, adopted on 11 February 2021.
	HACIENDA: <u>Acuerda to disclose the percentages and amounts of fiscal stimu-</u> lus, as well as the reduced guotas of excise tax on production and services applicable to the fuels indicated, for the specified period.
04-30-21	HACIENDA: <u>Acuerdo to disclose the amounts of fiscal stimulus applicable to the</u> <u>disposal of gasoline in the border region with the United States of America.</u> <u>corresponding to the specified period.</u>
	HACIENDA: Agreement making known the amounts of fiscal stimulus applicable to the disposal of gasoline in the border region with Guatemala, corresponding to the specified period.

## 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 OR ORDER, PR=NOTICE OF PROPOSED RULEMAKING, AN=ADVANCE NOTICE OF PR, IR=INTERIM RULE OR ORDER, TR=TEMPORARY RULE OR ORDER, RFI/FRC= REQUEST FOR INFORMATION/COMMENTS; H=HEAR-ING 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. IN ADDITION, IN CITATIONS WITHIN ARTICLES, THE ABBREVIATIONS FR (FOR *FEDERAL REGISTER*) AND CFR (FOR *CODE OF FEDERAL REGULATIONS*), THE GOVERNMENT'S PREFERRED ABBREVIATIONS, ARE OFTEN USED INSTEAD OF FED. REG. OR C.F.R., THE *BLUE BOOK'S* PREFERRED STYLE. FURTHERMORE, STATUTE TITLES AND REGULATIONS ARE ITALICIZED.]

### 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
04-05-21	Notice of April 1, 2021 - Continuation of the National Emergency With Respect to Somalia
04-07-21	Executive Order 14022 of April 1, 2021 - Termination of Emergency With Re- spect to the International Criminal Court

Date	Subject
04-19-21	Executive Order 14024 of April 15, 2021 - Blocking Property With Respect to Specified Harmful Foreign Activities of the Government of the Russian Federa- tion
04-22-21	Presidential Determination No. 2021-05 of April 16, 2021 - Emergency Presi- dential Determination on Refugee Admissions for Fiscal Year 2021

# Biden Administration revokes International Criminal Court Sanctions

On April 5, 2021, President Biden revoked Executive Order 13928 "Blocking Property of Certain Persons Associated with the International Criminal Court" (the "ICC EO"), which authorized the imposition of sanctions and visa restrictions on non-US ICC officials. The US Treasury Department's Office of Foreign Assets Control concurrently removed two senior ICC officials from the Specially Designated Nationals and Blocked Persons List ("SDN List"), including Fatou Bensouda, the ICC's chief prosecutor.

The ICC EO was signed by President Trump in June 2020, and authorized the designation of non-US persons as SDNs if they were determined to have engaged in efforts by the ICC to investigate, arrest, detain, or prosecute any US or allied government personnel without the consent of the United States or the allied government. In September 2020, OFAC designated the two senior ICC officials as SDNs.

Please see our prior <u>blog post</u> on the signing of the ICC EO in June 2020.

Authors: Terence Gilroy, Lise S. Test and Daniel Andreeff

# Commerce delays compliance with Aluminum Import Monitoring and Analysis System

On April 1, 2021, the Department of Commerce published in the *Federal Register* a <u>document</u> [Docket No. 210326-0072] delaying compliance with the final rule (published on December 23, 2020 at 85 FR 83804 and amended January 27, 2021 at 86 FR 7237), entitled "Aluminum Import Monitoring and Analysis System," by staying the regulations from March 29, 2021, until June 28, 2021. Commerce will release the public Aluminum Import Monitoring and Analysis (AIM) monitor on the <u>AIM system website</u> on March 29, 2021. The delay will allow Commerce time to finalize the license application system and to provide both the public and US Customs and Border Protection (CBP) with sufficient advance notice of the new compliance date. In addition, the delay will allow Commerce to consider and respond, as appropriate, to the comments; Commerce intends to issue another notification addressing these comments prior to June 28, 2021.

Therefore, unless otherwise announced, compliance for the majority of part 361 and the AIM system will be effective on June 28, 2021, meaning that licenses will be required for all covered aluminum imports on or after this date. Additionally, the remaining portions of the regulations concerning the removal of the option to state "unknown" for certain fields on the aluminum license form will be effective on December 24, 2021, as stated in the relevant sections of part 361, unless otherwise announced. For further background and information, see the Final Rule. Further guidance on licenses already issued and the issuance of new licenses in the intervening period before June 28, 2021 will be provided on the AIM system website

FOR COMMERCE SECTION 232 AND USTR SEC. 301 TARIFF AND EXCLUSION INFOR-MATION AND CBP GUIDANCE ON BOTH, PLEASE SEE THE NEW SECTION BELOW.

### Other USTR documents

	F.R. Date	Subject		
	04-21-21	Notice with Respect to List of Countries Denying Fair Market Opportunities for		
		Government-Funded Airport Construction Projects (N)		

# USITC releases Basic Rev. 3 of the 2021 HTS

The US International Trade Commission (USITC) has released Basic Rev. 3 of the 2021 Harmonized Tariff Schedule of the United States (HTS or HTSUS). It is available for <u>downloading</u> as a single document or by individual chapters.

The 2021 Basic HTS (Rev. 3) includes:

- changes included in 2021 HTS Preliminary Edition and 2021 HTS Preliminary Revisions 1, 2, and 3 (January 1, 2021, through February 6, 2021), listed in the document's <u>Preface</u> as items 1 through 11; and
- cumulative changes that took effect during calendar year 2020 as reflected in the on-line HTS available on the USITC website (see the <u>Change Record</u>) and listed in the document's Preface as items 12 through 75.

At the time of posting, the GSP program and the 2018 MTBs set out in subchapter II of chapter 99 have expired. Importers should consult with US Customs and Border Protection (CBP) for information about interim procedures for GSP-eligible entries pending possible renewal of the GSP program.

A printed version of the 2021 Basic HTS will be available in a few weeks and can be ordered from the <u>Government Publishing Office</u>.

#### USITC issues implementing rules for the United States-Mexico-Canada Agreement Implementation Act

On April 8, 2021, the US International Trade Commission (USITC) published in the *Federal Register* a <u>final rule</u> [19 CFR Part 208] adopting the interim rule published on July 10, 2020 (85 FR 41355), with one amendment. The rule concerns the practices and procedures for investigations of United States-Mexico cross-border long-haul trucking services (cross-border long-haul trucking services) provided for in the United States-Mexico-Canada Agreement (USMCA) Implementation Act (the Act).

Section 322 of the Act requires that the USITC undertake an investigation, upon filing of a petition or request, and make a determination as to whether a grant of authority has caused material harm or threatens material harm to U.S. suppliers of cross-border long-haul trucking services, and if affirmative, to recommend a remedy to the President. Additionally, Section 324 of the Act requires that the USITC, at the request of the President or an interested party, undertake an investigation and make a determination as to whether an extension of relief granted by the President is necessary to prevent or remedy material harm. The Act specifies certain procedures for such investigations, including who may file a petition or request such investigations, the holding of hearings and publication of notices regarding investigations, the timelines for such investigations and deter-

minations, and the issuance of reports that include the determination, an explanation thereof, and any recommendation for relief. The rule is effective May 10, 2021.

On April 15, 2021, the USITC published in the *Federal Register* the following <u>correction</u> to the above final rule:

#### § 208.5 [Corrected]

On page 18185 in the second column, in part 208, the instruction "2. Amend § 208.5 by revising paragraph (e)(i)(vi) to read as follows:" is corrected to read "2. Amend § 208.5 by revising paragraph (e)(1)(vi) to read as follows:"

## **ITC** investigations

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

Investigation. No. and title	Requested by:
Inv. No. 332-227 - Caribbean Basin Economic Recovery Act: Impact on U.S. Industries and Consumers and on Beneficiary Countries (N/H/RFI)	Statutory

# SECTIONS 201, 232 AND 301 TARIFF INFORMATION AND PRODUCT EXCLUSIONS

[In order to simplify research, Secs. 201, 232 and 301 proclamations, tariff notices, CBP implementation instructions and significant court cases interpreting them are now covered in this section of this Update]

### CIT declares Proclamation 9980 invalid as contrary to law and orders liquidation without assessment of Sec. 232 tariffs and orders refunds of Sec. 232 deposits

On April 5, 2021, a majority of a three-judge panel of the US Court of International Trade (CIT) held that President Trump issued Proclamation 9980, Adjusting Imports of Derivative Aluminum Articles and Derivative Steel Articles Into the United States (85 Fed. Reg. 5,281), beyond the statutory time limits set forth in Section 232 of the Trade Expansion Act of 1962 (19 U.S.C. §1862) and was therefore invalid as contrary to law. The CIT found that Proclamation 9980 was not issued within the 105-day time period beginning on the President's receipt of a report qualifying under Section 232(b)(3)(A). Proclamation 9980 assessed a 25% tariff on certain imported articles made of steel and a 10% tariff on certain imported articles made of aluminum (steel and aluminum derivatives, respectively). An earlier motion for summary judgment had been denied, but the CIT, after reviewing the facts, concluded that it had the authority to grant summary judgment pursuant to USCIT R. 56(a) as there were no contested issues of fact. Primesource Building Products, Inc. v. United States, (Slip Op. 21-36, April 5, 2021). The decision was written by Hon. Timothy Stanceu, CJ and Jennifer Che-Groves, J. M. Miller Baker, J. dissented.

# USTR publishes technical amendments to China Sec. 301 List 3 exclusions for goods in transit May-June 2019

On April 26, 2021, the US Trade Representative (USTR) published in the *Federal Register* a notice that makes a technical amendment to the exclusions that apply

to certain products of China covered by the September 24, 2018 action (List or Tranche 3) that were exported from China before May 10, 2019, and entered the United States after May 10, 2019, and before June 15, 2019.

The September action imposed additional 10% ad valorem duties on goods of China classified in 5,757 full and partial subheadings of the Harmonized Tariff Schedule of the United States (HTSUS), with an approximate annual trade value of \$200 billion. See 83 FR 47974, as modified by 83 FR 49153. In May 2019, the USTR increased the additional duty to 25 percent, with an effective date of May 10, 2019. See 84 FR 20459.

To account for customs enforcement factors and the average transit time between China and the United States by sea, an implementing notice published on May 15, 2019, provided that products of China covered by the September 2018 action that were exported before May 10, 2019, were not subject to the additional duty of 25 percent, as long as the products entered into the United States prior to June 1, 2019. See 84 FR 21892. This subsequently was amended to extend the June 1, 2019 date to June 15, 2019. See 84 FR 26930. To distinguish the covered products of China subject to the 10 percent rate of additional duty from those subject to the 25 percent rate, a new heading in Chapter 99 of the HTSUS (9903.88.09) was created to cover products from China exported before May 10, 2019, and entered into the United States on or after May 10, 2019, and before June 15, 2019. See 84 FR 21892, as modified by 84 FR 26930.

Published exclusions under the \$200 billion action were to apply as of September 24, 2018, the effective date of the \$200 billion action, and extend to August 7, 2020. However, the implementing language used in the exclusions notices did not include a reference to HTSUS heading 9903.88.09 and therefore did not have the effect of excluding products that were exported before May 10, 2019, and entered into the United States on or after May 10, 2019, and before June 15, 2019. The **annex** to this notice makes a technical correction to the exclusions granted under the \$200 billion action to include HTSUS heading 9903.88.09. Like all exclusions under this Section 301 investigation, this technical correction applies to entries of goods that are not liquidated or to entries that are liquidated but not final.

#### ANNEX

Effective with respect to goods entered for consumption, or withdrawn from warehouse for consumption under Harmonized Tariff Schedule of the United States (HTSUS) heading 9903.88.09, note 20(I) to subchapter III of chapter 99 of the Harmonized Tariff Schedule of the United States is modified by inserting the following sentence after the first paragraph:

"The product exclusions provided by headings 9903.88.13, 9903.88.18, 9903.88.33, 9903.88.34, 9903.88.35, 9903.88.36, 9903.88.37, 9903.88.38, 9903.88.40, 9903.88.41, 9903.88.43, 9903.88.45, 9903.88.46 and 9903.88.48 shall apply to articles the product of China that were entered under heading 9903.88.09 and that are provided for in this subdivision.

#### CBP GUIDANCE ON SECS. 201, 232 AND 301 ACTIONS

#### Quota on large residential washing machines opens May 5

On April 29, 2021, US Customs and Border Protection (CBP) issued <u>CSMS</u> #47640669- INFORMATION: May 7 Quota opening: Large Residential Washing Machines 2021 Period 2 quoted below:

In alignment with Presidential Proclamation 9693 under Section 201 of the Trade Act of 1974, be reminded that the 2021 quota year providing for tariff rate quota (TRQ) for large residential washing machines opened on February 7, 2021.

In alignment with Presidential Proclamation 9979 of January 23, 2020: Quantitative limitations applicable to imports of large residential washers under HTS subheadings 8450.11.00 and 8450.20.00 are limited on a quarterly basis.

In alignment with Presidential Proclamation 10133 of January 14, 2021 the trade remedy measures on large residential washers and covered parts are extended through February 7, 2023 and specified quota limits and duty rates for the additional years.

Large residential washers are limited on a quarterly basis:

Period 2: May 7, 2021 to August 6, 2021 - 300,000 units without rollover

Period 3: August 7, 2021 to November 6, 2021 - 300,000 units without rollover

Period 4: November 7, 2021 to February 6, 2022 - 300,000 units without rollover

All entries submitted prior to 8:30 am ET and on May 7, 2021 will be counted in the first opening at 8:30 am ET. If the accepted entry totals submitted prior to the first opening exceed the limit they will be prorated.

Please refer to Quota Bulletin QB 21-505 2021 Large Residential Washers and Covered Parts (<u>https://www.cbp.gov/trade/quota/bulletins/gb-21-505-washers-and-covered-parts</u>) which address tariff rates and quantity thresholds for February 7, 2021 to February 6, 2022.

#### THE CHART BELOW SHOWS FEDERAL REGISTER NOTICES AND CSMS MESSAGES RE-LATED TO SEC. 301 EXCLUSIONS

SUMMARY OF SECTION 301 DUTIES ON PRODUCTS OF CHINA - Product Exclusions Granted						
Round	Tranche	Federal Reg- ister Notice	Publication Date	Effective Date	HTS	CSMS
1 <sup>st</sup>		<u>83 FR 67463</u>	12/28/2018	7/6/2018- 12/28/2019	9903.88.05	<u>19-000052</u>
I		<u>84 FR 70616</u>	12/23/2019	12/28/2019 12/28/2020	9903.88.05 extensions	<u>41167371</u>
2 <sup>nd</sup>		<u>84 FR 11152</u>	3/25/2019	7/6/2018 -3/25/2020	9903.88.06	<u>19-000155</u>
2		85 FR 15849	3/19/2020	7/6/2018 – 3/25/2021	9903.88.06 extensions	<u>42180527</u>
3 <sup>rd</sup>		<u>84 FR 16310</u>	4/18/2019	7/6/2018 -4/18/2020	9903.88.07	<u>19-000212</u>
З	Tranche 1 - \$34 Billion	<u>85 FR 20332</u>	4/10/2020	7/6/2018 - 4/18/2021	9903.88.07 extensions	<u>42355914</u>
. th	25% from 7/6/2018 Exclusion	<u>84 FR 21389</u>	5/14/2019	7/6/2018 -5/14/2020	9903.88.08	<u>19-000244</u>
4 <sup>th</sup>		<u>85 FR 29503</u>	5/15/2020	7/6/2018 - 12/31/2020	9903.88.08 Extensions	<u>42839255</u>
5 <sup>th</sup>	submis- sions due	<u>84 FR 25895</u>	6/4/2019	7/6/2018 -6/4/2019	9903.88.10	<u>19-000332</u>
5	10/9/2018	<u>85 FR 33775</u>	6/2/2020	6/4/2020- 12/31/2020	9903.88.50 Extensions	<u>43043838</u>
6 <sup>th</sup>		<u>84 FR 32821</u>	7/9/2019	7/6/2018 -7/9/2020	9903.88.11	<u>38840764</u>
0	-	<u>85 FR 41267</u>	7/9/2020	7/9/2020- 12/31/2020	9903.88.52 Extensions	
7 <sup>th</sup>		<u>84 FR 49564</u>	9/20/2019	7/6/2018 -9/20/2020	9903.88.14	<u>40002982</u>
1		<u>85 FR 59587</u>	9/22/2020	9/20/2020- 12/31/2020	Extensions 9903.88.58	<u>44243021</u>
8 <sup>th</sup>		<u>84 FR 52567</u>	10/2/2019	7/6/2018 -10/2/2020	9903.88.19	<u>40330403</u>

9 <sup>th</sup>			10/17/0040	7/6/2018-	Amendments&	
9		<u>84 FR 69016</u>	12/17/2019	10/1/2020	corrections	
10 <sup>th</sup>		85 FR 7816	2/11/2020	7/6/2018 10/1/2020	9903.88.19	<u>41878462</u>
		<u>85 FR 28692</u>	5/13/2020	Original dates	Corrections	
		<u>85 FR 42970</u>	7/15/2020	Original dates	Amendment	<u>43531632</u>
		<u>85 FR 49415</u>	8/13/2020	Original dates	Technical amendment	
8,9,10		<u>85 FR 62782</u>	10/5/2020	10/2/2020- 12/31/2020	9903.88.60 Extensions	<u>44451479</u>
	e 1 COVID 19 ensions*	<u>85 FR 85831</u>	12/29/2020	1/1/2021 – 3/31/2021	9903.88.62	<u>45318223</u>
	e 1 COVID 19 ensions**	<u>85 FR 13785</u>	3/10/2021	4/1/2021- 9/30/2021	9903.88.62	<u>46607637</u>
		<u>84 FR 37381</u>	7/31/2019	8/23/2018 -7/31/2020	9903.88.12	<u>39169565</u>
		<u>85 FR 73590</u>	11/18/2020	8/23/2018 -7/31/2020	Technical Amendment USN 20(o)(14)	
1 <sup>st</sup>		<u>85 FR 45949</u>	7/30/2020	7/31/2020- 12/31/20	Extensions 9903.88.54	<u>43600625</u>
		<u>85 FR 73590</u>	11/18/2020	7/31/2020- 12/31/20	Technical Amendment USN20(ggg)(4)	
	Tranche 2 - \$16 Billion	<u>85 FR 49414</u>	8/13/2020	8/23/2018 -7/31/2020	Technical Amendment	
2 <sup>nd</sup>	25% from 8/23/2018	<u>84 FR 49600</u>	9/20/2019	8/23/2018 -9/20/2020	9903.88.17	<u>40001360</u>
2	Exclusion	<u>85 FR 59595</u>	9/22/2020	9/20/2020- 12/31/2020	Extensions 9903.88.59	<u>44198137</u>
3 <sup>rd</sup>	submis- sions due 12/18/2018	<u>84 FR 52553</u>	10/2/2019	8/23/2018 -10/2/2020	9903.88.20	<u>40208881</u>
3		<u>85 FR 62786</u>	10/5/2020	10/2/2020- 12/31/2020	Extensions 9903.88.61	<u>44450418</u>
4 <sup>th</sup>		<u>84 FR 69011</u>	12/17/2019	8/23/2018 to ***	Amendments& corrections	
5 <sup>th</sup>		<u>85 FR 10808</u>	2/25/2020	8/23/2018 -10/1/2020 10/2/2019-	Adds US Note 20(y)(112)	
		85 FR 28691	5/13/2020	10/1/2020 Original	Amendment Corrections	
		<u>85 FR 43291</u>	7/16/2020	dates 8/23/2018 -10/2/2020	Modifications and 1 moved from tranche 1 to 2	<u>43531632</u>
Tranche 2 COVID 19 Extensions*		<u>85 FR 85831</u>	12/29/2020	1/1/2021 – 3/31/2021	9903.88.63	<u>45318223</u>
Tranche 2 COVID 19 Extensions**		<u>85 FR 13785</u>	3/10/2021	4/1/2021- 9/30/2021	9903.88.623	<u>46607637</u>
1 <sup>st</sup>	Tranche 3 - \$200 Billion	<u>84 FR 38717</u>	8/7/2019	9/24/2018- 8/7/2020	9903.88.13	<u>39268267</u>
2 <sup>nd</sup>	10% if	<u>84 FR 49591</u>	9/20/2019	9/24/2018 -8/7/2020	9903.88.18	<u>40003027</u>

3 <sup>rd</sup>	exported before	<u>84 FR 57803</u>	10/28/2019	9/24/2018 -8/7/2020	9903.88.33	<u>40564257</u>
4 <sup>th</sup>	5/10/2019 and entered by	<u>84 FR 61674</u>	11/13/2019	9/24/2018 -8/7/2020	9903.88.34	<u>40710742</u>
5 <sup>th</sup>	6/15/2019 otherwise	<u>84 FR 65882</u>	11/29/2019	9/24/2018 -8/7/2020	9903.88.35	<u>40901928</u>
6 <sup>th</sup>	25% from 5/10/2018	<u>84 FR 69012</u>	12/17/19	9/24/2018 -8/7/2020	9903.88.36	<u>41052773</u>
7 <sup>th</sup>	Exclusion submis-	<u>85 FR 549</u>	1/6/2020	9/24/2018 -8/7/2020	9903.88.37	<u>41702837</u>
8 <sup>th</sup>	sions due 9/30/2019	<u>85 FR 6674</u>	2/5/2020	9/24/2018 -8/7/2020	9903.88.38	<u>41834749</u>
9 <sup>th</sup>		<u>85 FR 9921</u>	2/20/2020	9/24/2018 -8/7/2020	9903.88.40	<u>41998518</u>
10 <sup>th</sup>		<u>85 FR 15015</u>	3/16/2020	9/24/2018 -8/7/2020	9903.88.41	<u>42048963</u>
11 <sup>th</sup>		<u>85 FR 17158</u>	3/26/2020	9/24/2018 -8/7/2020	9903.88.43	<u>42181055</u>
12 <sup>th</sup>		85 FR 23122	4/24/2020	9/24/2018 -8/7/2020	9903.88.45	<u>42566220</u>
13 <sup>th</sup>		<u>85 FR 27489</u>	5/8/2020	9/24/2018 -8/7/2020	9903.88.46	<u>42693720</u>
14 <sup>th</sup>		<u>85 FR 32094</u>	5/28/2020	9/24/2018 -8/7/2020	9903.88.48	<u>43044185</u>
		<u>85 FR 38000</u>	6/24/2020	9/24/2018 -8/7/2020	1 exclusion	<u>43400564</u>
		<u>85 FR 42968</u>	7/15/2020	9/24/2018 -8/7/2020	Amendments	<u>43464503</u>
15 <sup>th</sup>		<u>85 FR 48600</u>	8/11/2020	8/7/2020- 12/31/2020	9903.88.56 Extensions	<u>43687570</u> <u>43751936</u>
16 <sup>th</sup>		<u>85 FR 52188</u>	8/24/2020	9/24/018 -8/7/2020	Exclusions& Amendments	<u>43828656</u>
17 <sup>th</sup>		<u>85 FR 57925</u>	9/16/2020	8/7/2020- 12/31/2020	Extension Technical amendment	<u>44172343</u> 44172307
18 <sup>th</sup>		<u>85 FR 72748</u>	11/13/2020	9/24/2018 -8/7/2020	Technical amendment to USN 20 (yy) (75)	<u>44905878</u>
		85 FR 63329	10/7/2020	9/24/2018 -8/7/2020	Technical Amendment	
		<u>85 FR <b>63332</b></u>	10/7/2020	8/7/2020- 12/31/2020	Technical Amendments on Extensions	
	e 3 COVID 19 ensions*	85 FR 85831	12/29/2020	1/1/2021 – 3/31/2021	9903.88.64	<u>45318223</u>
	e 3 COVID 19 ensions**	85 FR 13785	3/10/2021	4/1/2021- 9/30/2021	9903.88.64	<u>46607637</u>
	10%	86 FR 22092	4/26/2021	5/10/2019 6/15/2019	Technicalre: 9903.88.09	
1 <sup>st</sup>	Tranche 4A \$300 Billion	<u>85 FR 13970</u>	3/10/2020	9/1/2019 -9/1/2020	9903.88.39	<u>41955151</u>
2 <sup>nd</sup>	Exclusion submis- sions due	<u>85 FR 15244</u>	3/17/2020	9/1/2019 -9/1/2020	9903.88.42	<u>42049352</u>
3 <sup>rd</sup>	1/31/20	<u>85 FR 17936</u>	3/31/2020	9/1/2019 -9/1/2020	9903.88.44	<u>42219187</u>
4 <sup>th</sup>	15% from 9/1/2019 to	<u>85 FR 28693</u>	5/13/2020	9/1/2019 -9/1/2020	9903.88.47	<u>42837261</u>

5 <sup>th</sup>	2/13/2020; 7.5% from	<u>85 FR 32098</u>	5/28/2020	9/1/2019 -9/1/2020	9903.88.47 Amendments	
5 <sup>th</sup> /6 <sup>th</sup>	2/14/2020	<u>85 FR 35975</u>	6/12/2020	9/1/2019 -9/1/2020	9903.88.49	<u>43134617</u>
$7^{th}$		<u>85 FR 41658</u>	7/10/2020	9/1/2019 -9/1/2020	9903.88.51	<u>43401456</u>
8 <sup>th</sup>		<u>85 FR 44563</u>	7/23/2020	9/1/2019 -9/1/2020	9903.88.53	<u>43534641</u>
9 <sup>th</sup>		<u>85 FR 48627</u>	8/11/2020	9/1/2019 -9/1/2020	9903.88.55	<u>43656381</u>
10 <sup>th</sup>		<u>85 FR 54616</u>	9/2/2020	9/1/2020- 12/31/2020	Extensions 9903.88.57	<u>44016918</u>
		<u>85 FR <b>63331</b></u>	10/7/2020	9/1/2019 -9/1/2020	Technical Amendment	
		<u>85 FR <b>63330</b></u>	10/7/2020	9/1/2020- 12/31/2020	Technical Amendments On Extensions	
Tranche 4 COVID 19 Extensions*		85 FR 85831	12/29/2020	1/1/2021 – 3/31/2021	9903.88.65	<u>45318223</u>
	e 4 COVID 19 ensions**	<u>85 FR 13785</u>	3/10/2021	4/1/2021- 9/30/2021	9903.88.65	<u>46607637</u>
*	All Tranches COVID 19	85 FR 85831	12/29/2020	1/1/2021 – 3/31/2021	9903.88.62 9903.88.63	<u>45318223</u>
**	Extensions	85 FR 13785	3/10/2021	04/1/2021-09/30/2021	9903.88.64 9903.88.65	46607637

# CUSTOMS, IMPORTS AND FOREIGN TRADE ZONES

# CBP publishes modifications to the collections process for deferred tax payments on consumption entries of distilled spirits, wines, and beer imported into the United States

On April 29, 2021, US Customs and Border Protection (CBP) published in the *Federal Register* a <u>general notice</u> that announces that CBP is modifying the collections process for deferred payments of internal revenue taxes owed on consumption entries of distilled spirits, wines, and beer imported into the United States (other than in bulk containers). The primary modification announced in the notice is the harmonization of the determination of the due date for deferred tax payments with the entry summary date. Another modification is the consolidation of all deferred tax entry bills from all ports of entry for one semi-monthly period into consolidated bill(s) viewable in the Automated Commercial Environment (ACE). CBP is further facilitating deferred tax payments by removing current policy restrictions on the filing of entries with deferred taxes and eliminating the now unnecessary Semi-Monthly Excise Tax Form (Greater than 50) for importers who pay deferred taxes in ACE while also eliminating a current, but lesser-used payment method available through Fedwire.

The modifications to the collections process for deferred taxes that are announced in the notice will become operational on May 1, 2021, except for the elimination of the current payment method using Fedwire. To allow Fedwire users time to convert to a different payment method, CBP is granting a longer transition period through June 30, 2021. As of July 1, 2021, CBP will no longer accept payments of deferred taxes through Fedwire

### CBP publishes quarterly interest rates

On April 23, 2021, US Customs and Border Protection (CBP) published in the *Federal Register* a <u>general notice</u> that advises the public that the quarterly Internal Revenue Service interest rates used to calculate interest on overdue accounts (underpayments) and refunds (overpayments) of customs duties will remain the same from the previous quarter. For the calendar quarter beginning April 1, 2021, the interest rates for overpayments will be 2 percent for corporations and 3 percent for non-corporations, and the interest rate for underpayments will be 3 percent for both corporations and non-corporations. This notice is published for the convenience of the importing public and U.S. Customs and Border Protection personnel.

# DHS/CBP extend land and ferry travel restrictions to/from Mexico and Canada

On April 22, 2021, Office of the Secretary of the Department of Homeland Security (DHS) and US Customs and Border Protection (CBP) published in the *Federal Register* a notification of continuation of temporary travel restrictions at land ports of entry and ferries between the United States and Mexico from April 22, 2021 to May 21, 2021. For purposes of the temporary alteration in certain designated ports of entry operations authorized under 19 U.S.C. 1318(b)(1)(C) and (b)(2), travel through the land ports of entry and ferry terminals along the United States-Mexico border shall be limited to "essential travel." At this time, this Notification does not apply to air, freight rail, or sea travel between the United States and Mexico, but does apply to passenger rail, passenger ferry travel, and pleasure boat travel between the United States and Mexico.

On the same date, a similar <u>notification</u> was published by DHS/CBP in the *Federal Register* that continues to temporarily limit the travel of individuals from Canada into the United States at land ports of entry and ferries along the United States-Canada border through May 21, 2021.

Given the definition of "essential travel" in each notification, the temporary alteration in land ports of entry operations should not interrupt legitimate trade between the two nations or disrupt critical supply chains that ensure food, fuel, medicine, and other critical materials reach individuals on both sides of the two borders. [See our <u>October Update</u> for the definitions of "essential travel" and other details for both notifications.]

# CBP imposes import restrictions on categories of archaeological material of Costa Rica

On April 1, 2021, US Customs and Border Protection (CBP) published in the *Federal Register* a final rule [CBP Dec. 21-06] that amends the CBP regulations to reflect the imposition of import restrictions on certain archaeological material from the Republic of Costa Rica (Costa Rica). These restrictions are being imposed pursuant to an agreement between the United States and Costa Rica that has been entered into under the authority of the *Convention on Cultural Property Implementation Act*. The final rule amends the CBP regulations by adding Costa Rica to the list of countries which have a bilateral agreement with the United States that imposes cultural property import restrictions. The final rule also contains the Designated List that describes the types of archaeological material to which the import restrictions apply. The Designated List includes archaeological materials in jade, gold and other metal, ceramics, stone, bone, resin, and shell ranging in date from approximately 12,000 B.C. to A.D. 1550.

# 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		
04-09-21	Vessel Entrance or Clearance Statement – CBP Form 1300 [OMB Control No. 1651-0019] (N)		

# "Lever-Rule" application(s) granted

CBP has granted the following application(s) for "Lever-Rule" protection pursuant to 19 C.F.R. §133.2(f). CBP determined the goods under consideration are physically and materially different from the goods authorized for sale in the United States and the referenced trademarks are entitled to "Lever-rule" protection with respect to those physically and materially different goods. [Shown as "Approved" below]

Customs Bulletin Date	Applicant	Products Covered by the Applica- tion		Trademark
<u>04-21-21</u> Approved	JUUL Labs, Inc. (Application published on 02-17-21)	Electronic cigarettes; electronic smoking vapor- izers; tobacco substitutes in liquid solution form; liq- uid nicotine used to refill electronic cigarettes; chemical flavorings in liq- uid form used to refill electronic cigarettes; and, cartridges sold filled with chemical flavorings in liq- uid form for electronic cig- arettes, manufactured in the United States and China and intended for sale outside the United States	US CE "JUS CE US CE US CE US CE US CE US CE US CE US CE	FJUUL" word mark         ITM Reg. 4,818,664         BP TMK 16–00860);         ITM Reg. 4,898,257         SP TMK 16–00874);         ITM Reg. 5,776,153         BP TMK 19–01018);         ITM Reg. 5,304,697         SP TMK 18–00062);         ITM Reg. 5,299,392         SP TMK 18–00063);         ITM Reg. 5,299,392         SP TMK 18–00063);         ITM Reg. 5,918,490         SP TMK 21–00061).
	Monster Energy Company (Application published on 03-17-21)	Monster Energy 500ML beverages bottled in Ire- land, Netherlands and Poland, intended for sale in Europe	C " <b>M</b> US CI	" <b>M &amp; DESIGN"</b> TM Reg. 3,434,822 BP TMK 10-00656 – ONSTER ENERGY" ITM Reg. 3,044,315 BP TMK 15–01223 – " <b>M DESIGN"</b> USTM 5,580,962 BP TMK 19-00076

## EAPA Notices of Action and Final Determinations

The following Notices of Action and Final Determinations under the *Enforce and Protect Act* (Section 421 of the *Trade Facilitation and Trade Enforcement Act of 2015*) relating to alleged evasion of antidumping or countervailing duties were posted by CBP:

Date	Subject
03-01-21	EAPA Cons. Case 7522: AAA Innovation LLC; Astera Kitchen and Bath, Inc.: FTR LLC: GHS Group, LLC: Gin Investments Corp.: Gold Stone Kitchen Depot Inc.: Granite Collection Inc.: Ilkem Marble & Granite Inc.: Next Generation Marble and Granite LLC; North Creation Granite Co. : RQ Sales Co. LLC; RQ Sales LLC; The Top Shop, Inc.: Total Scope Cabinets and Tops LLC; and YNJ Management LLC (Notice of Investigation, March 1, 2021)

### Revocations or modifications of CBP rulings

See separate section below.

### 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# and Title
	CSMS #46794397 - Daily Update: K-Line America Inc. IT Issues
04-01-21	CSMS #46848363 - ACE CBP MultiModal Manifest Issues 4/1/2021
04-01-21	CSMS #46850023 - Resolved - ACE CBP MultiModal Manifest Issues
	<u>4/1/2021</u>
	CSMS #46856160 - Food and Drug Administration (FDA) Recommends Use
	of Import Trade Auxiliary Communication System (ITACS)
	CSMS #46794466 - Daily Update: K-Line America Inc. IT Issues
	CSMS #46857101 - Final Versions of the PGA Message Set and Appendix
04-02-21	PGA have been posted to CBP.gov
01 02 21	CSMS #46857537 - Goods with Country of Origin of Cuba can be Manually
	Filed in ACE Cargo Release with Valid Office of Foreign
	Assets Control License
	CSMS #46858174 - QB 21-309 2021 Specialty Sugar Period 5 Opening Date
	<u>Change</u>
	CSMS #46876193 - Food and Drug Administration (FDA) Center for Drug
04-05-21	Evaluation and Research (CDER) Product Code End-date
	CSMS #46856830 - Daily Update: K-Line America Inc. IT Issues
	CSMS #46856842 - Daily Update: K-Line America Inc. IT Issues
04-06-21	CSMS #46893644 - ACE CERTIFICATION **Trade Testing Requested** after
	MQ Software upgrade
	CSMS #46856847 - Daily Update: K-Line America Inc. IT Issues
04-07-21	CSMS #46903700 - Update - AES Commodity Response Messages 227 and
	007 Restored from Informational to Fatal
	CSMS #46910457 - ACE ABI Rejection "Local Permit Port Not Valid"
	CSMS #46911070 Resolved-ACE ABI Rejection "Local Permit Port Not Valid"
04-08-21	CSMS #46912475 - Craft Beverage Modernization and Tax Reform Act
	(CBMA) Enhancements Deployed on April 6, 2021
	CSMS #46856861 - Daily Update: K-Line America Inc. IT Issues
04-09-21	CSMS #46930343 - Automated Commercial Environment (ACE) Collections
01 00 21	Release 3 Deferred Tax CERT Environment Open

Date	CSMS# and Title		
	CSMS #46931477 -FDA Scheduled System Down Time: Saturday, April 10.		
	<u>2021, 11:00 PM Eastern to Sunday April 11, 2021 4:00</u>		
	AM Eastern		
	CSMS #46856871 - Daily Update: K-Line America Inc. IT Issues		
	CSMS #46951901 - CBP is removing extra leading spaces that appear in the narrative text in the PGA errors sent to trade.		
	CSMS #46952063 - Updated Draft ACE Cargo Release Implementation Guide		
04 40 04	and Draft ACE FTZ CATAIR Chapter for the FTZ Identifier		
04-12-21	Format Change		
	CSMS #46953805 - 2021 Quota Bulletin 21-308 Specialty Sugar Period 4		
	Opening		
	CSMS #46951894 - Daily Update: K-Line America Inc. IT Issues		
	CSMS #46964583 - AES Commodity Response Messages 227 and 007 Re- stored to Fatal		
	CSMS #46965265 - Daily Update: K-Line America Inc. IT Issues		
	CSMS #46967911 - CBP Network engineering migration on Thursday, April		
04-13-21	15, 2021 between 11pm and 5am ET, and Thursday, April		
	22, 2021 from 11PM - 5 AM ET may impact the overall		
	Cargo Release flow, including PGA processing		
	CSMS #46970234 - FDA Entries: Submission of Product Codes in PG02		
	CSMS #46977310 - POSTPONED TO SATURDAY, APRIL 17, 2021 - The		
	<u>CBP Network engineering migration that was scheduled</u> on Thursday, April 15 and Thursday April 22, will now oc-		
	cur on one night only - Saturday April 17, 2021 between		
	10pm and 5am ET		
	CSMS #46977381 - The ACE DIS XML implementation Guide has been up-		
04-14-21	<u>dated</u>		
	CSMS #46970977 - Updated CATAIR Entry Summary Create/Update Under		
	Chapters Tab to Include CBMA		
	CSMS #46977413 - EPA Supplemental Guide has been updated and posted		
	<u>CSMS #46965274 - Daily Update: K-Line America Inc. IT Issues</u> CSMS #46983915 - National Commodity Specialist Division May 2021 Webi-		
	nars		
04.45.04	CSMS #46965287 - Daily Update: K-Line America Inc. IT Issues		
04-15-21	CSMS #46999733 -Information on ACE Collections - Release 3 Support Calls		
	CSMS #47008670 - Food and Drug Administration (FDA) New Center for Drug		
04-16-21	Evaluation and Research (CDER) Product Codes		
	CSMS #46965316 - UPDATE: K-Line America Inc. IT Issues		
04-19-21	<u>CSMS #47040948 - Reminder: Information on ACE Collections – Release 3</u> Support Calls		
04-19-21	<u>CSMS</u> #47047178 - FDA Supplemental Guide Version 2.5.4 Now Available		
	CSMS #47057256 - Reminder: Information on ACE Collections – Release 3		
04.00.04	Support Calls April 20 - 21		
04-20-21	CSMS #47058324 - Reminder: Foreign Trade Zone (FTZ) ID Format Expan-		
	sion Deployment Date is April 24, 2021		
	CSMS #47098953 - Initiation of Antidumping and Countervailing Duty Investi-		
04-21-21	gations: Organic Soybean Meal from India		
	<u>CSMS #47101825 - Updated Draft Cargo Release CATAIR Chapter</u> CSMS #47103405 - UPDATE: Updated Draft Cargo Release CATAIR Chapter		
	CSMS #47103405 - OPDATE. Opdated Draft Cargo Release CATAIR Chapter CSMS #47116517 - Reminder: Trade Support Call Information for Craft Bever-		
	age Modernization Act Enhancements in ACE		
04 00 04	CSMS #47130533 - Updated ACE Cargo Release CATAIR Chapter		
04-22-21	CSMS #47138649 - Harbor Maintenance Fee (HMF) is exempt on an Entry		
	Summary line when the Mode Of Transportation (MOT) is		
	either 10, 11, or 12.		
	CSMS #47166208 - Statements: Delayed Finals		
04-23-21	CSMS #47165535 - ACE PRODUCTION EXTENDED Maintenance, MQ Soft-		
	w are Upgrade & ACE Deployment, Sat. April 24, 2021@ 9pm to 4am ET		

Date	CSMS# and Title			
	CSMS #47185084 - New and Updated PGA Documentation Now Available on			
	<u>CBP.gov</u>			
	CSMS #47289481 - Updated PGA Status Notification Document has been			
	posted			
04-26-21	CSMS #47301287 - Rejects Related to FTZ Processing			
	CSMS #47309888 - Information on the Deployment of ACE Collections - Re-			
	lease 3			
	CSMS #47404880 - Update on FTZ Firms Codes rejects			
04-27-21	CSMS #47452953 - FTZ Format Change Deployed and Updated CATAIRS			
	<u>Under Chapters Tab</u>			
	CSMS #47525889 - Resolved - FTZ Firms Code rejects			
04-28-21	CSMS #47606279 - ACE Collections Deferred Tax Release - May 1			
	CSMS #47618483 - Updated Error Dictionary for Statement Process			
	CSMS #47633140 - U.S. Consumer Product Safety Commission (CPSC)			
	1USG Messaging Update			
	CSMS #47638439 - Marking Requirements for consumer-ready, fresh cut			
04-29-21	flow ers (Spanish version)			
012021	CSMS #47640669 - INFORMATION: May 7 Quota opening: Large Residential			
	Washing Machines 2021 Period 2			
	CSMS #47646287 - Reminder: Information on the Deployment of ACE Collec-			
	<u>tions - Release 3</u>			
04-30-21	CSMS #47651376 - Fix for AD/CVD Case Information Automated Broker Inter-			
0.0021	<u>face (ABI) Query</u>			

# Foreign Trade Zones

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

F.R. Date	Document	
04-06-21	Foreign-Trade Zone 38 – Spartanburg County, South Carolina; Notification of Proposed Production Activity; Black & Decker (US), Inc. (Production and Kitting of Pow er Tools and Injection Molded Parts) Fort Mill, South Carolina [B-26- 2021]	
	Foreign-Trade Zone 106 – Oklahoma City, Oklahoma; Notification of Proposed Production Activity; Miraclon Corporation (Flexographic/Aluminum Printing Plates and Direct Imaging/Thermo Imaging Layer Film) Weatherford, Okla- homa [B-27-2021]	
04-08-21	Approval of Subzone Status: Celgene Corporation, Warren and Summit, New Jersey [S-26-2021]	
04-12-21	Foreign-Trade Zone ;46 – Cincinnati, Ohio Authorization of Production Activity; MANE, Inc. (Flavor Preparations and Seasonings) Cincinnati and Lebanon, Ohio [B-69-2020]	
04-13-21	Foreign-Trade Zone 49 – New ark, New Jersey: Application for Subzone: Woodfield Distribution LLC Dayton, New Jersey [S-52-2021]	
04-21-21	Foreign-Trade Zone 18 – San Jose, California; Application for Subzone Expan- sion; Lam Research Corporation New ark, California [S-59-2021]	
04-23-21	<u>Foreign-Trade Zone 107 – Des Moines, low a: Notification of Proposed Produc-</u> <u>tion Activity: Lely North America, Inc. (Automated Milking and Feeding Equip-</u> <u>ment) Pella, low a</u> [B-29-2021]	
04-26-21	Foreign-Trade Zone 7 – Mayaguez, Puerto Rico; Notification of Proposed Pro- duction Activity; MSD International GMBH (Puerto Rico Branch) LLC (Pharma- ceuticals) Las Piedras, Puerto Rico [B-30-2021]	
04-28-21	Foreign-Trade Zone 45 – Portland, Oregon; Notification of Proposed Produc- tion Activity; Lam Research Corporation (Semiconductor Production Equip- ment, Subassemblies and Related Parts), Tualatin and Sherwood, Oregon [B- 31-2021]	

F.R. Date	Document		
04-30-21	Foreign-Trade Zone 38 – Charleston, South Carolina; Notification of Proposed Production Activity; BMW Manufacturing Company, LLC (Passenger Motor Ve- hicles) Spartanburg, South Carolina [B-32-2021]		
04-30-21	Foreign-Trade Zone 293 – Limon, Colorado; Notification of Proposed Produc- tion Activity; Kaiser Premier LLC (Special Purpose Vehicles) Fort Morgan, Col- orado [B-33-2021]		

## EXPORT CONTROLS AND SANCTIONS

BIS updates reporting requirements relating to mass-market encryption items and publicly available software, and also updates certain classifications

On March 29, 2021, the Department of Commerce's Bureau of Industry and Security (BIS) published a <u>final rule</u> ("Final Rule") implementing changes to the Export Administration Regulations (EAR) that were agreed to at the December 2019 Wassenaar Arrangement Plenary meeting. Specifically, the Final Rule modified the reporting and self-classification requirements for exports of most mass-market encryption items and the email notification requirement for exports of publicly available encryption source code and beta test software. The final rule also revised the Export Control Classification Number (ECCN) entries of twenty-two items on the EAR's Commerce Control List (CCL), which generally narrows the scope of the controls or provides clarification on the existing entries.

#### **Relaxation of Controls on Certain Encryption Items**

The Final Rule implemented three major changes to EAR provisions regarding encryption items identified in Category 5, Part 2 of the CCL in Supplement No. 1 to Part 774 of the EAR.

- First, the Final Rule moved mass-market encryption components (including chipsets, chips, electronic assemblies, and field-programmable logic devices), the executable software related to such encryption components, toolsets, and toolkits from EAR Section 740.17(b)(3) to 750.17(b)(1). Whereas previously these items could only have been exported under License Exception ENC after the submission of a mandatory classification request to BIS, they now can be self-classified under ECCN 5A992.c. or 5D992.c. as mass-market items. BIS notes that most cryptographic libraries and modules will remain Section 740.17(b)(3) items.
- Second, the Final Rule amended Section 740.17(e) of the EAR such that massmarket development kits (toolsets) and toolkits that are stand-alone products (*e.g.*, are not components or executable softw are) that fall under Section 740.17(b)(1) of the EAR no longer require submission of an annual self-classification report. Mass market components and their executable softw are that are self-classified under ECCN 5A992.c or 5D992.c, how ever, are subject to the annual self-classification reporting requirements.
- Third, the Final Rule eliminated the requirement previously included in EAR Section 742.15(b) to submit email notifications to BIS and the ENC Encryption Coordinator as a condition for publicly available encryption source code to be released from control under the EAR. Prior to this change, an email notification was required that provided the Internet location (e.g., URL or internet address) or a copy of the publicly available encryption source code before such source code could be considered not subject to the EAR.

**Importantly**, none of the above changes affect any of the License Exception ENC requirements for any non-mass market encryption item or any encryption item (mass market or not) that implements "nonstandard cryptography."

This Final Rule also implemented other changes that are unrelated to mass-market encryption items. Specifically, the Final Rule:

- eliminated the reporting requirement under EAR Section 740.9(c)(8) for beta test encryption softw are under license exception TMP, as long as the product does not implement nonstandard cryptography;
- expanded an exclusion in the encryption controls for wireless personal area networkfunctionality by eliminating the range limitations such that items using only published or commercial cryptographic standards, where the information security functionality is limited to personal area networkfunctionality, now fall outside of EAR's encryption controls;
- added gatew ays to an existing carve-out from the encryption controls for certain items (e.g., routers, sw itches, relays) that are limited to the tasks of Operations, Administration, or Maintenance (OAM).

#### **Other Non-Encryption Related Changes**

Apart from the aforementioned encryption-related changes, the Final Rule also revised the ECCN entries of twenty-two items in Categories 0, 1, 2, 3, 5, 6, and 9 of the CCL to align with decisions made at the December 2019 Wassenaar plenary meeting. Items impacted by these revisions include body armor, metal alloys, optical sensors, and spacecraft-related software. Most of the changes either narrow the scope of the controls or provide clarification on existing entries. These changes follow BIS's <u>October 2020 rule</u> implementing revisions to the EAR related to emerging technologies, which also were agreed upon at the 2019 Wassenaar plenary meeting.

Author: Bart M. McMillan, Meghan Hamilton and Yu (Iris) Zhang.

#### US Government imposes new sanctions on Russia, designates several Russian technology companies and other persons, bans US financial institutions from dealing in Ruble-denominated Russian sovereign debt, and issues updated guidance and FAQs on PEESA and on US arms embargo on Russia

In the past several days, the US Government has issued a slew of sanctions measures targeting Russia. These represent the first major escalation of sanctions against Russia under the Biden Administration and, according to a <u>White</u> <u>House Fact Sheet</u>, are stated to be in response to Russia's "harmful foreign activities," including efforts to undermine free and fair democratic elections and institutions, malicious cyber activities (including the recent SolarWinds incident), transnational corruption, targeting of dissidents and journalists, undermining national security and violating the territorial integrity of states.

The latest measures include:

- A new <u>Executive Order 14024</u>, "Blocking Property with Respect to Specified Harmful Foreign Activities of the Government of the Russian Federation" ("New Russia EO");
- The addition of <u>several new parties</u> to the OFAC Specially Designated Nationals and Blocked Persons List ("SDN List"), including six Russian technology companies under the New Russia EO and 40 others under pre-existing authorities; and
- 3. A related new <u>Directive</u> prohibiting US financial institutions from participating in the primary market for certain ruble, as well as non-ruble, denominated Russian sovereign bonds and loans.

Separately, on April 12, 2021 the State Department issued a <u>fact sheet</u> and <u>FAQs</u> on the recent addition of Russia to the list of countries subject to arms embargoes under the International Traffic in Arms Regulations (ITAR), and on April 9, 2021 updated clarifying <u>public guidance and FAQs</u> on the scope of the "Protecting Europe's Energy Security Act of 2019" as amended on January 1, 2021 by the National Defense Authorization Act for FY 2021.

These measures, as further described below, have already prompted certain retaliatory sanctions from Russia, including against senior US officials.

#### New Russia EO 14024

Section (a) of the New Russia EO provides various new authorities for the imposition of blocking sanctions against *any person* identified by the Secretary of the Treasury, in consultation with the Secretary of State (and in some cases by the Attorney General), to:

- (a)(i) Operate in the technology and defense and related materiel sectors of the Russian Federation economy, and in any additional sectors of the Russian Federation economy as may be determined;
- (a)(ii) Be responsible for, complicit in, or have directly or indirectly engaged or attempted to engage in the below activities for the benefit of the Government of the Russian Federation:
  - o malicious cyber-enabled activities,
    - interference in a United States or other foreign government election,
    - actions or policies that undermine democratic processes or institutions in the United States or abroad,
    - transnational corruption,
    - assassination, murder, or other unlaw ful killing of, or infliction of other bodily harm against, a United States person or a citizen or national of a United States ally or partner,
    - activities that undermine the peace, security, political stability, or territorial integrity of the United States, its allies, or its partners, or
    - deceptive or structured transactions or dealings to circumvent any United States sanctions, including through the use of digital currencies or assets or the use of physical assets;
- (a)(iii) be leaders, officials, senior executives, or members of the board of directors of the Russian Government, an entity that has engaged in activities described in (a)(ii), or an entity otherwise blocked pursuant to the New Russian EO;
- (a)(iv) and (a)(v) be a political subdivision, agency, or instrumentality of the Russian Government, or is a spouse or adult child of any person blocked pursuant to (a)(ii) or (a)(iii);
- (a)(vi) have materially assisted, sponsored, or provided financial, material, or technological support for, or goods or services to or in support of any activity described in (a)(ii) or any person blocked pursuant to the New Russia EO; or
- (a)(vii) be owned or controlled by, or to have acted or purported to act for or on behalf of the Russian Government or any person blocked pursuant to the New Russia EO.

The above authorities could be used to target both Russian and non-Russian parties. Note that the blocking authority in (a)(i) for operating in the defense and related materiel sector does *not* automatically block parties already subject to the separate <u>OFAC Directive 3</u> under EO 13662.

Separately, Sections (b) and (c) of the New Russia EO provide additional authority to block and sanction specifically **Russian parties**, i.e., Russian citizens, entities organized under the laws of Russia (including foreign branches of such entities), and for Section (b), also persons ordinarily resident in the Russian Federation, who are determined to:

(b) Have materially assisted, sponsored, or provided financial, material, or technology support in support any government whose property and interests in

*property are blocked* under US sanctions regulations (i.e., currently Cuba, Iran, North Korea, Syria and Venezuela); or

 (c) Be responsible for or complicit in, or to have directly or indirectly engaged in or attempted to engage in *cutting or disrupting gas or energy supplies to Europe, the Caucasus, or Asia*.

#### **OFAC SDN Designations**

In conjunction with the New Russia EO, OFAC also added <u>several new parties</u> to the SDN List. The new additions include six Russian technology companies sanctioned under the New Russia EO for operating in the Russian technology sector: AST AO; Pasit AO; JSC Positive Technologies; ERA Military Innovation Technopolis/FGAU VIT ERA; FGANU NII Specvuzavtomatika; Neobit, OOO (including various aliases).

OFAC also added to the OFAC SDN List several additional individuals and entities under pre-existing sanctions authorities, including the cyber-related sanctions, WMD non-proliferation sanctions, electoral interference sanctions, and the Ukraine-related sanctions.

As a result of these designations, US persons are generally prohibited from transacting with these newly-designated SDN parties, as well as any entities that are owned 50 percent or more by one or more of these SDNs. Non-US persons can also be liable for causing violations by US persons involving these SDNs, and can also be subject to secondary sanctions risks in some cases (which would include in particular, the risk of designation as an SDN themselves).

# OFAC Directive 1 Prohibiting Participation in Russian Sovereign Debt/Loans

On April 15, 2021, OFAC also issued a Directive pursuant to the New Russia EO generally prohibiting US financial institutions from (1) participating in the primary market for ruble or non-ruble denominated bonds issued after June 14, 2021 by the Central Bank of the Russian Federation, the National Wealth Fund of the Russian Federation, or the Ministry of Finance of the Russian Federation, and (2) lending ruble or non-ruble denominated funds to these three entities. "US financial institution" is broadly defined to include, inter alia, securities brokers and dealers, foreign exchange merchants, clearing corporations, investment companies and employee benefit plans, amongst others, including their US holding, affiliate or subsidiary companies. This Directive is independent from, but expands upon existing prohibitions on certain dealings in Russian non-ruble sovereign debt that have been in place since August 2019 under EO 13883 and the Chemical and Biological Weapons Act Directive. These restrictions do not apply to participation in the secondary market for such bonds, nor do they flow down to entities that are 50% or more owned by the Central Bank of the Russian Federation, the National Wealth Fund of the Russian Federation, or the Ministry of Finance of the Russian Federation.

#### **OFAC New/Updated FAQs**

To provide further guidance on the Directive and the New Russia EO, OFAC also published six new FAQs: <u>886</u>, <u>887</u>, <u>888</u>, <u>889</u>, <u>890</u>, <u>891</u>, and updated existing FAQs: <u>673</u>, <u>674</u>, <u>675</u>, <u>676</u>, to conform with these developments.

#### DDTC FAQs Regarding the Addition of Russia to the ITAR

On April 12, 2021, the State Department's Directorate of Defense Trade Controls (DDTC) published a <u>fact sheet</u> and <u>FAQs</u> on the March 18, 2021 final rule adding Russia to the list of countries subject to arms embargoes under §126.1 of the ITAR. These materials provide guidance on the status of pending and issued license applications, temporary imports, and brokering activities. Our previous blog post regarding the identification of Russia as subject to an arms embargo is available <u>here</u>.

# State Department Issues PEESA Guidance and FAQs Relating to Nord Stream 2 and TurkStream Projects

On April 9, 2021, the State Department issued <u>updated guidance and FAQs</u> to provide notice of the range of activities now covered by the <u>"Protecting Europe's</u> <u>Energy Security Act of 2019</u>" (PEESA) as amended and expanded in January 2021 via Section 1242 of the National Defense Authorization Act for Fiscal Year 2021 (NDAA). Those amendments were outlined in our previous <u>blog post</u> and included expansion of sanctions to target vessels engaging in "pipe-laying **activities**" for the construction of the Nord Stream 2 and Turkstream pipeline projects, as well as certain additional targeted activities.

The updated FAQs provide further detail on: (1) covered activities under PEESA; (2) PEESA exceptions; and (3) the time period for non-US parties to wind-down activities considered sanctionable under PEESA, which expired on January 31, 2021.

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We are continuing to monitor developments and possible countermeasures. Notably, the <u>White House Fact Sheet</u> on these developments issued a warning about possible future actions under Executive Order 13873 with respect to "the risks of using information and communications technology and services (ICTS) supplied by companies that operate or store user data in Russia or rely on software development or remote technical support by personnel in Russia.'

Authors: Alison J. Stafford Powell, Meghan Hamilton and Andrea Tovar.

# Annual increase in civil monetary penalties for Treasury, State, and Commerce Departments

The Treasury Department's Office of Foreign Assets Control (OFAC), the State Department (State), and the Commerce Department (Commerce) issued rules adjusting maximum civil monetary penalties (CMPs) under the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015 (FCA), as outlined below. (For additional years of CMPs, see our previous blog post available <u>here</u>.)

#### **OFAC CMP Adjustments**

Under OFAC's <u>final rule</u> published on March 17, 2021, the adjusted penalties apply to CMPs that are assessed after March 17, 2021, as long as the violation occurred after November 2, 2015 (i.e., the date of the enactment of the 2015 Act). OFAC imposes CMPs pursuant to the penalty authority in five statutes: the Trading with the Enemy Act (TWEA), the International Emergency Economic Powers Act (IEEPA), the Foreign Narcotics Kingpin Designation Act (FNKDA), the Antiterrorism and Effective Death Penalty Act (AEDPA), and the Clean Diamond Trade Act (CDTA). OFAC penalty adjustments for each of these statutes, as well as the 2019 and 2020 adjustments for reference, are below:

Statute	Original Maximum CMP (per viola- tion)	2020 Adjusted Maxi- mum CMP (per viola- tion)	2021 Adjusted Maxi- mum CMP (per viola- tion)
Trading with the Enemy Act (TWEA)	\$65,000	\$90,743	\$91,816
International Emergency Eco- nomic Powers Act (IEEPA)	The greater of \$250,000 or twice the amount of the underlying transac- tion	The greater of \$307,922 or twice the amount of the underly- ing transaction	The greater of \$311,562 or twice the amount of the underly- ing transaction
Foreign Narcotics Kingpin Designa- tion Act (FNKDA)	\$1,075,000	\$1,529,991	\$1,548,075
Antiterrorism and Effective Death Penalty Act (AEDPA)	The greater of \$55,000 or twice the amount of w hich a financial in- stitution w as re- quired to retain pos- session or control	The greater of \$81,283 or twice the amount of which a financial insti- tution w as required to retain possession or control	The greater of \$82,244 or twice the amount of which a financial insti- tution w as required to retain possession or control

In addition to updating these maximum CMPs, OFAC also issued a <u>final rule</u> on April 12, 2021, making a technical amendment to the definition of "applicable schedule amount" in the agency's regulations. The change requires that transactions of \$200,000 or more are subject to the applicable schedule amount of \$311,562.

#### State CMP Adjustments

State published the CMP adjustments in a <u>final rule</u> on February 2, 2021, which included the CMP adjustments for the Arms Export Control Act (AECA), the statute under which the International Traffic in Arms Regulations (ITAR) are enforced. State will apply the increased CMPs to all penalties assessed on or after the effective date of the final rule, February 2, 2021, regardless of when the underlying violations occurred. The penalties assessed by State for violations of specific sections within the AECA, as well as the 2019 and 2020 adjustments for reference, are as follows:

AECA Section	Original Maxi- mum CMP	2019 Adjusted Maximum CMP (per violation)	2020 Adjusted Maximum CMP (per violation)	2021 Adjusted Maximum CMP (per violation)
22 USC § 2778(e) (con trol of exports and im- ports)	\$500,000	\$1,163,217	\$1,183,736	\$1,197,728
22 USC § 2779a(c) (pr hibition on incentive pa ments)		The greater of \$845,764 or five times the amount of the prohibited pay- ment	The greater of \$860,683 or five times the amount of the prohibited pay- ment	The greater of \$870,856 or five times the amount of the prohibited pay- ment
22 USC § 2780(k) (transactions with cour tries supporting acts of international terrorism)	\$500,000	\$1,006,699	\$1,024,457	\$1,036,566

#### **Commerce CMP Adjustments**

Finally, Commerce also adjusted a number of CMPs in a <u>final rule</u> issued on January 11, 2021, which went into effect on January 15, 2021. CMPs for violations of the Export Control Reform Act of 2018, the statute under which the Export Administration Regulations (EAR) are enforced, was adjusted from \$305,292 to \$308,901 per violation or twice the value of the transaction. In the same final rule, Commerce adjusted CMPs for violations of the Collection of Foreign Trade Statistics Act of 2002 from \$14,194 to \$14,362.

Authors: <u>Kerry Contini</u> and <u>Meghan Hamilton</u>. The authors acknowledge the assistance of Ryan Orange in the preparation of this blog post.

# BIS adds seven Chinese parties involved in supercomputing to the Entity List

On April 9, 2021, the Commerce Department's Bureau of Industry and Security (BIS) published a <u>final rule</u> ("Final Rule") in the *Federal Register* to add seven Chinese parties (together, the "Designees") to the Entity List. The Final Rule took effect on April 8, 2021. According to the Final Rule and the Commerce Department's <u>press release</u>, the Designees were added to the Entity List because they have procured US-origin items for use in building supercomputers that are used to support China's military actors and military activities (*i.e.*, its military modernization efforts and/or its weapons of mass destruction programs).

For all of the Designees, BIS imposed a license requirement that applies to all items subject to the Export Administration Regulations (EAR). As a result, no supplier – US or non-US, wherever located – may export, reexport, or transfer (in-country) any commodity, software, or technology ("items") subject to the EAR to a Designee or where a Designee acts as a purchaser, intermediate consignee, ultimate consignee or end-user in the transaction ("a party to the transaction"), unless licensed by BIS. Furthermore, no license exceptions may be used for exports, reexports, or transfers (in-country) of items subject to the EAR to a Designee or where a Designee is a party to the transaction. BIS will review license applications involving these Designees with a presumption of denial.

This is the first time the Biden administration has added Chinese parties to the Entity List. These designations are a continuation of efforts by the Trump administration to use of the Entity List against Chinese parties for their contribution to China's supercomputing development. On June 24, 2019, BIS added five Chinese parties to the Entity List. Two of these five Chinese parties were added because of their involvement in the development of China's exascale high performance computing that is allegedly used for military end-uses. We summarized that development in our prior blog post <u>here</u>. In response to the addition of the Designees to the Entity List, the spokesperson of the PRC Ministry of Foreign Affairs stated in his <u>April 9, 2021 regular press conference</u> that China will take necessary countermeasures to safeguard Chinese companies' legitimate rights and interests, but did not specify what "necessary countermeasures" may be implemented.

Authors: Paul Amberg, Alexandre (Alex) Lamy and Yu (Iris) Zhang

### Recent designation of Russian Federal Security Service under Executive Order 13382 creates disclosure issues for certain issuers in the United States

Under the Russian encryption regulations, notification to, or registration with, the Russian Federal Security Service (the FSB) is required in order to import and distribute foreign products (hardware and software) with encryption functions or features in the Russian Federation. Although the FSB is a sanctioned party, listed on the Office of Foreign Assets Control (OFAC) list of specially designated nationals and blocked persons (the "OFAC SDN List") pursuant to the Cyber-Related Sanctions Regulations, 31 C.F.R. Part 578, US Persons (i.e., entities organized under US laws and their non-US branches; parties physically located in the United States; US citizens and permanent resident aliens wherever located or employed) are authorized to interact with FSB for the purpose of qualifying their products for importation and distribution in the Russian Federation, under OFAC General License No. 1B.

By an <u>order dated March 2, 2021</u>, OFAC designated the FSB as a blocked party under the Weapons of Mass Destruction Sanctions Regulations, 31 C.F.R. Part 544 (NPWMD and Executive Order 13382). Concurrently, OFAC updated General License No. 1B, confirming that United States persons may continue to interact with the FSB for purposes of qualifying their products for importation and distribution in Russia. We summarized these sanctions in our recent blog post <u>here</u>. Nonetheless, the designation of the FSB under the NPWMD sanctions creates a further compliance issue for United States (and foreign companies) that: (i) are subject to SEC reporting requirements under section 13(a) of the Securities Exchange Act of 1934, 15 U.S. C. sec. 78m(a) ("issuers"); and (ii) need to obtain the approval of the FSB (through notification or registration) in order to supply and distribute their encryption products in Russia.

Section 219 of the Iran Threat Reduction Act of 2012 amended section 13(r) of the Securities Exchange Act to impose a disclosure requirement in filings to the US Securities and Exchange Commission by issuers, where those issuers, or any of their affiliates, "knowingly conduct any transaction or dealings with" persons and entities that are subject to certain OFAC economic sanctions. Importantly, section 219(a)(1)(D)(ii) of the Iran Threat Reduction Act applies that SEC disclosure requirement to transactions and dealings with "any person the property or interests in property are blocked pursuant to Executive Order No. 13382."

Thus, when an issuer or its affiliate files a notification with respect to its encryption products with the FSB, or registers its encryption products with the FSB, the issuer will be required to disclose those "dealings with" the FSB in its SEC filings. The fact that filing of such a notification or registration with the FSB is authorized under OFAC General License No. 1B does not exempt the transaction from the SEC disclosure requirement. Although section 219 of the Iran Threat Reduction Act does exempt transactions with **certain** sanctioned parties which are authorized under OFAC general or specific licenses, that exemption does not apply to transactions or dealings with a blocked party that has been designated under the NPWMD sanctions and Executive Order 13382.

Author: John F. McKenzie.

### Treasury Department removes UAE from list of boycotting countries

On April 8, 2021, the Treasury Department published an updated <u>List of Coun-</u> tries Requiring Cooperation With An International Boycott (the "Treasury List"). Significantly, Treasury announced that it had removed the UAE from the Treasury List following the UAE's repeal of its law requiring participation with the Arab League Boycott of Israel and subsequent implementation of the new policy.

In connection with its establishment of full diplomatic ties with Israel last year under the UAE-Israel Abraham Accords, the UAE repealed its boycott law by issuing Federal Decree Law No. 4 of 2020, abolishing Federal Decree Law No. 15 of 1972 Concerning the Arab League Boycott of Israel. Our blog post regarding the Arab League boycott and UAE's repeal of the boycott law, which includes an overview of US antiboycott rules, can be found <u>here</u>.

The current Treasury List consists of the following countries: Iraq, Kuwait, Lebanon, Libya, Qatar, Saudi Arabia, Syria and Yemen.

The removal of the UAE is the only change to the Treasury List, which Treasury typically issues quarterly. Treasury had previously announced in its <u>last publication</u> of the Treasury List on October 13, 2020, that it was "monitoring" the UAE's situation following its repeal of the boycott law.

As a result of the UAE's removal from the Treasury List, taxpayers are no longer required to report their operations in the UAE pursuant to Section 999 of the Internal Revenue Code. In addition, certain clauses in agreements with UAE entities would no longer be interpreted as agreements to participate in the boycott of Israel, such as an agreement to comply with UAE laws and regulations. As a result, it will no longer be necessary for a US taxpayer to report such a clause in its tax return, and Treasury will not penalize taxpayers for agreeing to such a clause. While this development limits the types of clauses originating from the UAE that would be considered by the Treasury Department to be boycott-related, it is important for companies to understand that boycott requests can originate from anywhere, even countries not on the Treasury List. Companies should continue to monitor contracts and other incoming documents from the UAE for potential requests to comply with the boycott. Treasury's removal of the UAE from the Treasury List does not impact the anti-boycott rules administered by the US Commerce Department through Part 760 of the Export Administration Regulations. Boycott requests that were prohibited and reportable to Commerce prior to Treasury's update of the Treasury List remain prohibited and reportable today. It is possible, though, that Commerce will update its regulations in the future to reflect the UAE's repeal of the boycott law.

Authors: Kerry B. Contini, Alexandre (Alex) Lamy, Callie Lefevre, Brandon King and Borys Dackiw.

### Commerce extends military-intelligence end-use and end user controls to Burma

On April 9, 2021, the Commerce Department's Bureau of Industry and Security (BIS) strengthened restrictions targeting Burma by adding Burma to the list of countries subject to the Export Administration Regulations' (EAR's) military-intelligence end-use and end-user controls and controls on certain support activities by US persons ("Interim Final Rule"). These controls were first issued on January 15, 2021 ("January Rule"), and became effective March 16, 2021. Our blog posts on other recent sanctions targeting Burma in response to the Burmese military's coup are available here and here.

#### **January Rule**

By way of background, the January Rule imposed (i) new end-use and end-user controls, as well as (ii) new controls on certain support activities by US persons, with respect to military-intelligence end-uses and end-users in China, Russia,

Venezuela, or a country in Country Groups E:1 and E:2 (currently Cuba, Iran, North Korea, and Syria) (together, "Military-Intelligence Jurisdictions").

- Pursuant to the January Rule, US persons must receive authorization from BIS to export, reexport, or transfer any items subject to the EAR when the items are intended for military-intelligence end-uses or end-users in Military-Intelligence Jurisdictions.
- Further, the January Rule expanded controls on US persons' activities such that a BIS license is required to ship, transmit, or transfer any items (even foreignorigin items not otherwise subject to the EAR) for military-intelligence end-uses and end-users in Military Intelligence Jurisdictions; to facilitate any shipment, transmission, or transfer; or to perform any contract, service, or employment in support of such military-intelligence end-uses and end-users in Military-Intelligence Jurisdictions.

Our previous blog post on the January Rule is available here.

# The military-intelligence end-use and end-user controls now apply to Burma

The Interim Final Rule amends EAR § 744.22 to apply military-intelligence enduse and end-user controls to Burma. As a result, a BIS license is now required for the export/reexport to or transfer within Burma of any items subject to the EAR if the exporter, reexporter, or transferor has knowledge, or is informed by BIS, that the item is destined for a military-intelligence end-use or end-user in Burma.

The Interim Final Rule identified the following Burmese military entities as military-intelligence end-users:

- Office of Chief of Military Security Affairs, a branch of the Burmese armed forces tasked with monitoring and interrogating Burmese protesters, and
- Directorate of Signal, a branch of the Burmese Army responsible for the military telecommunications network.

#### US persons are now prohibited from supporting military-intelligence enduses and end-users in Burma

The Interim Final Rule also adds Burma to the list of countries at EAR § 736.2(b)(7)(i)(A)(5) in which US persons are prohibited from supporting militaryintelligence end-uses and end-users. Following Burma's addition to this list, US persons must receive authorization from BIS to ship, transmit, transfer items for military-intelligence end-uses and end-users in Burma; to facilitate any such shipment, transmission, or transfer; or to perform any contract, service, or employment in support of such military-intelligence end-uses and end-users in Burma. As noted above, this restriction applies to all items, even those not subject to the EAR, and thus can apply to foreign-origin items that may not be subject to US export controls in other contexts.

Authors: Kerry B. Contini, Eunkyung Kim Shin and Ryan Poitras.

### Commerce solicits public comments on licensing procedures for Information and Communications Technology and Services Supply Chain transactions

On March 29, 2021, the Commerce Department published an <u>advance notice of</u> <u>proposed rulemaking</u> (ANPRM) seeking public comment on potential licensing or other pre-clearance processes for transactions under the <u>regulations</u> that took effect on March 22, 2021 to implement <u>Executive Order 13873. "Securing the Infor-</u> mation and Communications Technology and Services Supply Chain". Executive Order 13873 authorizes the Commerce Department to block or impose conditions on transactions involving information and communications technology and services (ICTS) originating in countries designated as "foreign adversaries," to address threats to US national security. Our blog post on the Executive Order 13873 regulations is available <u>here</u>.

The Biden Administration's decision not to delay the implementation of the Executive Order 13873 regulations, the Commerce Department's recent announcement that it had issued subpoenas to Chinese ICTS providers under Executive Order 13873 (see <u>here</u>), and publication of this ANPRM show that these supply chain issues are a policy concern that will continue from the Trump Administration. In that regard, the Biden Administration has taken other steps to consider how US supply chains should be strengthened, as discussed in posts on the <u>Baker McKenzie Global Supply Chain Compliance</u> blog <u>here</u> and <u>here</u>.

The ANPRM indicates that the Commerce Department does not expect to have a license process for ICTS transactions in place by May 19, 2021 (which was the anticipated and announced date when the Executive Order 13873 regulations were published in January) and that additional public input is needed on several aspects of a potential ICTS voluntary licensing or pre-clearance process. The ANPRM does not indicate when the Commerce Department expects further regulations to be published. The Commerce Department is accepting comments to the ANPRM by email and via the Federal eRulemaking Portal until April 28, 2021. US companies that procure ICTS equipment identified in the Executive Oder 13873 regulations from identified "foreign adversaries" such as China or Russia should consider submitting comments.

In order to assist the Commerce Department in this process, the ANPRM seeks public comment on:

- Whether licensing processes and notifications to the Committee on Foreign Investment in the United States (CFIUS) and to the Bureau of Industry and Security (BIS) present useful models for an ICTS transaction licensing or pre-clearance process;
- The best form for the ICTS transaction licensing or pre-clearance process (e.g., a regime requiring prior authorization to engage in ICTS transactions, or a regime allowing parties to seek confirmation that a potential ICTS transaction would not be prohibited);
- Whether special considerations should be provided to small entities in the licensing or pre-clearance process;
- Whether certain types of ICTS transactions should not be eligible for licensing or pre-clearance, or should be prioritized for licensing or pre-clearance;
- Whether the licensing or pre-clearance process should apply to multiple ICTS transactions by the same entity;
- The types of information that should be required as part of the licensing or preclearance process;
- Whether industry would prefer a shorter review timeframe that could result in few er licenses or pre-clearances being granted, versus a longer review timeframe that could result in a greater number of licenses or pre-clearances being issued;
- How the potential for mitigation of an ICTS transaction should be assessed during the licensing or pre-clearance process;
- Processes to avoid invalidation of a granted license or pre-clearance when the subject ICTS transaction is modified; and

Whether holders of an ICTS transaction license or pre-clearance should have the
opportunity to renew the license or pre-clearance rather than reapplying, and if
so, how the renew al process should be structured.

If you wish to submit a comment on the ANPRM or have any questions, please contact any member of our Outbound Trade Compliance team.

Authors: Janet K. Kim, Alexandre (Alex) Lamy and Rvan Poitras

### 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	
04-07-21	STATE: <u>Notice of Department of State Sanctions Actions</u> [Public Notice: 11396] (N) [CAATSA]	
04-09-21	OFAC: <u>Notice of OFAC Sanctions Actions</u> (N) BIS: <u>Addition of Entities to the Entity List</u> [Docket No. 210406-0076] (FR)	
04-12-21	OFAC: Notice of OFAC Sanctions Actions (N)	
04-13-21	OFAC: Notice of OFAC Sanctions Actions (N)	
04-13-21	OFAC: Notice of OFAC Sanctions Actions (N)	
04-15-21	STATE: <u>Designation of Five Russian Entities and two Russian Individuals Pursu-</u> ant to Executive Order 13382 [Public Notice: 11393] (N)	
04-16-21	OFAC: Notice of OFAC Sanctions Actions (N)	
04-19-21	OFAC: Notice of OFAC Sanctions Actions (N)	
	OFAC: Notice of OFAC Sanctions Actions (N)	
04-20-21	OFAC: Notice of OFAC Sanctions Actions (N)	
	OFAC: Notice of OFAC Sanctions Actions (N)	
	OFAC: Notice of OFAC Sanctions Actions (N)	
	OFAC: Notice of OFAC Sanctions Actions (N)	
04-26-21	OFAC: Notice of OFAC Sanctions Action (N)	
	STATE: Notice of Department of State Sanctions Actions Reimposing Certain	
	Sanctions with Respect to Iran [Public Notice: 11413] (N)	
04-30-21	OFAC: Notice of OFAC Sanctions Actions (N)	

# OTHER IMPORT-EXPORT COVERAGE

# 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		
04-05-21	INCEN: Beneficial Ownership Information Reporting Requirements (ANPR)		
04-08-21	OFAC: Agency Information Collection Activities; Proposed Collection; Comment Request for Reporting, Procedures and Penalties Regulations [Docket No.: OFAC-2021-0001] (N)		
04-09-21	BIS: <u>Expansion of Certain End-Use and End-User Controls and Controls on</u> <u>Specific Activities of U.S. Persons: Corrections: and Burma Sanctions</u> [Docket No. 210405-0075] (IFR)		

F.R. Date	Subject		
04-12-21	TREASURY/FINCEN [Docket No. FINCEN-2021-0004]; TREAS/COMP. OF THE CUR- RENCY [Docket No. OCC-2020-0047]; FED. RESERVE [Docket No. OP-1744]; FDIC; NCUA [Docket No. NCUA-2021-0007] : <u>Request for Information and Comment:</u> <u>Extent to Which Model Risk Management Principles Support Compliance with</u> <u>Bank Secrecy Act/Anti-Money Laundering and Office of Foreign Assets Control</u> <u>Requirements</u> (N/RFI, RFC) OFAC: Adjustment of Applicable Schedule Amount [31 CFR Part 501] (FR)		
04-14-21	STATE: Notice of Updated Department of State Public Guidance for the Protect- ing Europe's Energy Security Act (PEESA), as Amended [Public Notice 11405] (N)		
04-15-21	STATE: <u>Defense Trade Advisory Group</u> ; <u>Notice of Open Meeting</u> [Public Notice: 11409] (N/H) [May 20, 2021]		
04-16-21	STATE: Determination and Waiver of the Department of State, Foreign Opera- tions, and Related Programs Appropriations Act, 2021 (Div. K, Pub L. 116-260) Relating to Assistance for the Independent States of the Former Soviet Union [Public Notice: 11410] (N)		
04-19-21	STATE: Notice of Additions to the CAATSA Guidance [Public Notice: 11392] (N)		
04-23-21	ITA: Announcement of Winter 2021 Approved International Trade Administration Trade Missions (N)		
	BIS: Agency Information Collection Activities; Submission to the Office of Man- agement and Budget (OMB) for Review and Approval; Comment Request: Re- <u>quest for Appointment of a Technical Advisory Committee</u> [OMB Control No.: 0694-0100] (N)		
04-26-21	BIS: Agency Information Collection Activities; Submission to the Office of Man- agement and Budget (OMB) for Review and Approval; Comment Request; Re- guest for Investigation under Section 232 of the Trade Expansion Act [OMB Control No: 0694-0120]		
	ITA: <u>Subsidy Programs Provided by Countries Exporting Softwood Lumber and</u> <u>Softwood Lumber Products to the United States; Request for Comment</u> (RFC)		
	OFAC: <u>Somalia Sanctions Regulations</u> (31 CFR Part 551) (FR)		
	BIS: <u>Materials and Equipment Technical Advisory Committee</u> ; <u>Notice of Partially</u> <u>Closed Meeting</u> (N/H) [May 13, 2021]		
04-28-21	BIS: <u>Transportation and Related Equipment Technical Advisory Committee No- tice of Partially Closed Meeting</u> (N/H) [May 12, 2021]		
	BIS: Technical Advisory Committees; Notice of Recruitment of Members (N)		
04-30-21	STATE: <u>Bureau of Oceans and International Environmental and Scientific Affairs;</u> <u>Annual Certification of Shrimp-Harvesting Nations</u> [Public Notice: 11419] (N)		

# 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			
04-02-21	CPSC: <u>Safety Standard for High Chairs</u> [Docket No. CPSC-2015-0031] (FR)			
04-09-21	CPSC: <u>Standard for the Flammability of Upholstered Furniture</u> [Docket No. CPSC-2021-0007] (Direct FR) <i>The rule is effective on June 25, 2021, and ap-</i> <i>plies to upholstered furniture manufactured, imported, or reupholstered on or af-</i> <i>ter that date, unless CPSC receives a timely significant adverse comment</i> . CPSC: <u>Standard for the Flammability of Upholstered Furniture</u> [Docket No. CPSC-2021-0007] (PR)			
04-30-21	CPSC: <u>Testing and Labeling Pertaining to Product Certification: Requirements</u> <u>Pertaining to Third Party Conformity Assessment Bodies</u> [Docket No. CPSC- 2021-0013] (FR)			

### TTB announcements and Federal Register documents

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

Date	Subject	
04-30-21	Civil Monetary Penalty Inflation Adjustment—Alcoholic Beverage Labeling Act	
	[Docket No. TTB-2021-0002; Notice No. 201] (N)	

## HHS, CDC and FDA Federal Register documents

The Department of Health and Human Services (HHS), Centers for Disease Control and Prevention (CDC) and the US Food and Drug Administration (FDA) have posted the following *Federal Register* guides, notices or documents which may be of interest to international traders:

F.R. Date	Subject	
04-01-21	FDA: Electronic Import Entries: Technical Amendments [Docket No. FDA-2016- N-1487] (FR) FDA: Requirements for Foreign and Domestic Establishment Registration and Listing for Human Drugs, Including Drugs That Are Regulated Under a Biologics License Application, and Animal Drugs; Corrections [Docket No. FDA-2005-N- 0464] (FR/C)	

# 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
04-02-21	USDA: <u>Adjustment to Fiscal Year 2021 Specialty Sugar Tariff-Rate Quota</u> <u>Tranche Opening Date</u> (N)
04-05-21	APHIS: Importation of Dianthus spp. From Kenya [Docket No. APHIS-2018-0068] (N)
04-16-21	AMS: <u>Termination of U.S. Consumer Standards</u> [Doc. No. AMS-SC-19-0103, SC-20-326] (FN)
	APHIS: Importation of Fresh Avocado Fruit from Continental Ecuador into the Continental United States; Reopening of Comment Period [Docket No. APHIS- 2016-0099] (PR/RO)
	US CODEX OFFICE: <u>Codex Alimentarius Commission: Meeting of the Codex</u> <u>Committee on Pesticide Residues</u> (N/H)
04-20-21	AMS: <u>United States Standards for Wheat</u> [AMS-FGIS-21-0017] (N/RFI) AMS: <u>2021/2022 Rates Charged for AMS Services</u> [Document No. AMS-AMS- 21-0037] (N)
04-21-21	AMS: <u>Supply Chains for the Production of Agricultural Commodities and Food</u> <u>Products</u> [Document Number AMS-TM-21-0034] (N/RFC)
04-22-21	AMS: <u>United States Standards for Beans-Chickpeas</u> [Doc. No. AMS-FGIS-21-0009] (N/RFC)

### Additional Federal Register documents

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

F.R. Date	Subject		
04-01-21	EPA: Extension of 2019 and 2020 Renew able Fuel Standard Compliance and <u>Attest Engagement Reporting Deadlines</u> [EPA-HQ-OAR-2020-0725; FRL-10021-95-OAR] (FR)		
04-02-21	PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION (PHMSA): <u>Hazard-ous Materials</u> : Notice of Public Meetings in 2021 for International Standards on the Transport of Dangerous Goods [Docket No. PHMSA-2019-0224; Notice No. 2021-02] (N/H)		
04-05-21	EPA: <u>Pyriofenone; Pesticide Tolerances</u> [EPA-HQ-OPP-2020-0335; FRL- 10019-55] (FR)		
04-07-21	EPA:       Penthiopyrad:       Pesticide       Tolerance       [EPA-HQ-OPP-2019-0531;       FRL-10017-27]         (FR)       EPA:       Spinetoram;       Pesticide       Tolerances       [EPA-HQ-OPP-2019-0526;       FRL-10020-24]         (FR)       EPA:       Spinosad;       Pesticide       Tolerances       [EPA-HQ-OPP-2019-0525;       FRL-10020-23]         (FR)       EPA:       2.2-Dimethyl-1.3-dioxolane-4-methanol;       Exemption       from the Requirement of a Tolerance         [EPA-HQ-OPP-2017-0103;       FRL-10015-73]       (FR)		
04-09-21	ENERGY: Energy Conservation Program: Energy Conservation Standards for Consumer Products; Early Assessment Review; Boilers [EERE-2019-BT- STD-0036] (Extension)		
04-12-21	ENERGY: Energy Conservation Program for Appliance Standards: Procedures, Interpretations, and Policies for Consideration in New or Revised Energy Con- servation Standards and Test Procedures for Consumer Products and Com- mercial/Industrial Equipment [EERE-2021-BT-STD-0003] (PR/RFC)		
04-13-21	DoD: Notice of Request for Comments on Executive Order "America's Supply Chains" [Docket ID: DoD-2021-OS-0022] (N/RFC) EPA: MCPA; Pesticide Tolerances [EPA-HQ-OPP-2019-0639; FRL-10020-79] (FR)		
04-16-21	ENERGY: Energy Conservation Program: Test Procedure for Commercial & In- dustrial Pumps [EERE-2020-BT-TP-0032] (RFI)         ENERGY: Energy Conservation Program: Test Procedure for Direct Heating Equipment [EERE-2019-BT-TP-0003] (PR/RFC)         ENERGY: Energy Conservation Program: Test Procedure for Portable Air Condi- tioners [EERE-2020-BT-TP-0029] (RFI)		
04-19-21	DEA: <u>Schedules of Controlled Substances: Removal of Samidorphan from</u> <u>Control</u> [Docket No. DEA-665] (FR) ENERGY: <u>Energy Conservation Program: Energy Conservation Standards for</u> <u>Consumer Clothes Dryers, Webinar and Availability of the Preliminary Tech- nical Support Document [EERE-2014-BT-STD-0058] (N) EPA: <u>Metaflumizone: Pesticide Tolerances</u> [EPA-HQ-OPP-2019-0385; FRL- 10018-60] (FR) POSTAL SERVICE: <u>Treatment of E-Cigarettes in the Mail (39 CFR Part 113)</u> Guidance</u>		
04-22-21	ENERGY: Notice of Request for Information (RFI) on Ensuring the Continued Security of the United States Critical Electric Infrastructure (N/RFI)		
04-23-21	DEA: Exempt Chemical Preparations under the Controlled Substances Act [Docket No. DEA-372] (Order/RFC) EXPORT-IMPORT BANK: Information Request on U.S. and Foreign Content in Transformational Exports (N)		
04-26-21	EPA: <u>Flupyradifurone</u> ; <u>Pesticide Tolerances for Emergency Exemptions</u> [EPA-HQ-OPP-2020-0478; FRL-10020-49] (FR)		
04-27-21	DEA: <u>Schedules of Controlled Substances: Placement of 10 Specific Fentanyl-</u> <u>Related Substances in Schedule I</u> [Docket No. DEA-476] (FR)		

### ANTIDUMPING AND SUBSIDIES

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].

	Subject		
06-04-21	FOREIGN AFFAIRS, ETC: UNSC amendments to Al-Qaeda (Daesh) lists. [No. 19836/21] (N)		
	Decree 234/2021 DECNU-2021-234-APN-PTE - Provisions (06-04-21) Investment Promotion Regime for Exports		
10-0/1-21	CABINET OF MINISTERS: Administrative Decision 342/2021 (09-04-21) DECAD- 2021-342-APN-JGM - Extension. Border Closure		
	FED. PUBLIC REVENUE (AFIP)/ DIR. GEN. OF CUSTOMS (DGA): <u>General Resolution</u> <u>4961/2021 (12-04-21) RESOG-2021-4961-E-AFIP-AFIP - Import. Criteria</u> <u>values of a preventive nature. General Resolution No. 2.730 and its</u> <u>amendment. Complementary standard.</u> <u>AFIP/DGA: General Resolution 4962/2021 (12-04-21) RESOG-2021-4962-E-</u>		
	<u>AFIP-AFIP</u> - Mercosur Common Nomenclature (NCM). Tariff classification of goods in that nomenclature, in accordance with the procedure laid by General Resolution No. 1.618. Classification Criteria Nros. 43/21 to 48/21.		
14-04-21	AFIP/DGA: General Resolution 4963/2021 (12-04-21) RESOG-2021-4963-E- AFIP-AFIP - Import. Criteria values of a preventive nature. General Resolution No. 2.730 and its amendment. Complementary standard. Artificial teeth		
	AFIP/DGA: <u>General Resolution 4964/2021 (12-04-21) RESOG-2021-4964-E-</u> AFIP-AFIP - Import. Criteria values of a preventive nature. General Resolution No. 2.730 and its amendment. Complementary standard. earphones.		
	AFIP/DGA: <u>General Resolution 4965/2021 (12-04-21) RESOG-2021-4965-E-</u> AFIP-AFIP - Import. Criteria values of a preventive nature. General Resolution No. 2.730 and its amendment. Complementary standard. Polyester discontinuous fiber fabrics.		
16-04-21	AFIP: General Resolution 4966/2021 (15-04-21) RESOG-2021-4966-E-AFIP- AFIP - Customs Electronic Communication and Notification System (SICNEA). General Resolution No. 3.474, its amendments and its complementary ones. Modification.		
19-04-21	Decree 243/2021 (18-04-21) DCTO-2021-243-A PN-PTE - Incorporate inputs. Mercosur Common Nomenclature		
21-04-21	AFIP/DGA: <u>General Resolution 4969/2021 (19-04-21) RESOG-2021-4969-E-</u> <u>AFIP-AFIP - Export. Preventive referencing values. General Resolution No.</u> 4.710. Complementary standard. garlic.		
23-04-21	AFIP/DGA: <u>General Resolution 4972/2021 (21-04-21) RESOG-2021-4972-E-</u> AFIP-AFIP - Mercosur Common Nomenclature. Tariff classification of goods in that nomenclature, in accordance with the procedure laid by General Resolution No. 1.618. Classification Criteria Nros. 49/21 to 54/21.		
26-04-21	AFIP/DGA: <u>General Resolution 4974/2021 (22-04-21) RESOG-2021-4974-E-</u> AFIP-AFIP - Export. Preventive referencing values. General Resolution No. 4.710. Complementary standard. Apples and pears.		
27-04-21	PRODUCTIVE DEVELOPMENT: Resolution 143/2021 (26-04-21) RESOL-2021-143- APN-SIECYGCE-MDP Verified country of origin for sunglasses and frames is Taiw an		
28-04-21	AFIP: <u>General Resolution 4977/2021 (26-04-21) RESOG-2021-4977-E-AFIP-</u> <u>AFIP - Export. Procedure for final export destinations for consumption</u> <u>associated with Affidavits of Foreign Sales (DJVE)</u> <u>AFIP: General Resolution 4978/2021 (26-04-21) RESOG-2021-4978-E-AFIP-</u> <u>AFIP - "AFIP Code". Registration of Import Private Transits. General</u>		

BO Date	Subject		
	Resolutions No. 285 and its amendment and No. 2,889, its amendments and		
complementary. Your modifications.			
30-04-21	Decree 286/2021 (29-04-21) DCTO-2021-286-A PN-PTE - Decree No.		
	317/2020. modification. Mercosur Common Nomenclature		
	AFIP: General Resolution 4981/2021 (28-04-21) RESOG-2021-4981-E-AFIP-		
	AFIP - Suspension of the deadlines for temporary admission and departure		
	from the customs territory of tourist and rental vehicles by virtue of the closure		
	of borders. Its implementation.		

Antidumping and countervailing duty cases

See separate Antidumping Countervailing Duty and Safeguards Investigations, Orders & Reviews section below.

### Brazil

### Diário Oficial da União publications

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

DOU Date			
04-06-21	SECEX Portaria № 87 (31-03-21) provides for a special procedure for the verifi- cation of non-preferential origin for the purposes of the application of article 33 of Law No. 12,546 of December 14, 2011.		
07-04-21	<u>SECEX</u> Portaria № 88 (06-04-21) establishes criteria for allocation of quota for import, determined by the Resolution of the Executive Management Committee of the Chamber of Foreign Trade No. 184, of March 30, 2021.		
	SECEX Portaria № 89 (09-04-21) Amends SECEX Ordinance No. 23 of July 14, 2011		
12-04-21	SECEX Circular № 24 (09-04-21) It rejected the request for reconsideration brought by the Brazilian Association of Industries of Nonw ovens and Technical Fabrics (ABINT), in the face of Circular Secex No. 63, 2020, which closed, with- out judgment of the merits, the investigation into the existence of serious dam- age caused to the domestic industry resulting from the preferential increase of imports of nonw ovens for application in personal hygiene products (NCM		
	5603.11.30, 603.12.30, 5603.91.20, and 5603.92.20), originating in Israel. It forw ards the abint's claim, in the form of an administrative appeal, to the higher authority.		
	SECEX Circular № 24 (09-04-21) rejected the request for reconsideration brought by the Brazilian Association of Industries of Nonwovens and Technical Fabrics (ABINT) and forwards the ABINTS claim, in the form of an administra- tive appeal, to the higher authority.		
19-04-21	SECEX Portaria № 90 (09-04-21) Authorizes the extension of the application of the Exception Mechanism to the Rule of Origin in case of shortage of supplies in Argentina, Brazil and Colombia.		
27-04-21	<u>SECEX</u> Portaria № 91 (26-04-21) Authorizes the Federal Data Processing Ser- vice to provide access to the data and information it specifies to third parties.		

### 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) <u>website</u> or published in the <u>Diario</u> <u>Oficial de la República de Chile</u> (Official Gazette) or [Partial list; Unofficial translation].

Date	Subject		
19-04-21	HACIENDA: Exempt Decree No. 126 of 2021 Applies customs duty rebates for the importation of w heat and w heat or morcajo flour (Tranquillón)		
27-04-21	HACIENDA/NCS: Extract of exempt Resolution number 798, 2021 Sets new pe- riod of validity to provisions of resolution No. 2,445, 2020		
28-04-21	HACIENDA: Decree No. 2.339 of 2020 Approves Special Regulations on Qualifi- cations of Officials of the National Customs Service		
29-04-21	HACIENDA: Exempt Decree No. 131 of 2021 Applies customs duty rebates for the importation of raw sugar, refined sugar grades 1 and 2, and refined sugar grades 3 and 4, and substandards		

## COLOMBIA

### MinCIT, MinHacienda and DIAN Documents

The following documents of interest to international traders were posted by the <u>Ministry of Commerce. Industry and Tourism</u> (MinCIT), <u>Ministry of Finance</u> (Hacienda) or the <u>National Directorate of Taxes and Customs</u> (DIAN):

Date	Subject		
09-04-21	MINCIT: <u>Decree 360 of April 7, 2021, "amending Decree 1165 of 2019 on the</u> <u>Customs Regime and issuing other provisions"</u> Decree issued by the Ministry of Finance and Public Credit, jointly signed by the President of the Republic, Ivan Duque Marquez; Minister of Finance and Public Credit, Alberto Carrasquilla; and the Minister of Trade, Industry and Tourism, José Manuel Restrepo Abondano		
12-04-21	MINCIT: Decree 373 of 9 April 2021, "partially amending the Customs Tariff to establish a unfolding of subheading 3002.20.90.00".		
13-04-21	DIAN: <u>Circular 004101 of 2021 - Ad-Valórem levies applicable to reference agri-</u> cultural products, their substitutes, agro-industrial products or by-products.		
16-04-21	DIAN: <u>Circular 000003 of 2021 - Receiving electronic invoices from DIAN suppli- ers/contractors through the SIIF Integrated Financial Reporting System</u> MINCIT: <u>Decree 402 of April 16, 2021</u> , "establishing provisions relating to the prohibition on the import and export of developing asbestos under Law 1968 of 2019" MINCIT: <u>Decree 414 of 16 April 2021</u> , "partially amending the customs tariff for		
	the importation of clothing". MINCIT: Decree 419 of April 22, 2021, "fulfilling Colombia's commitments under		
23-04-21	Annex A - Part I of the Minamata Convention on Mercury and adopting other provisions"		
26-04-21	MINCIT: Decree 423 of 23 April 2021, "partially amending the Customs Tariff to establish a 0% deferral of the tariff to imports of tariff subheadings 2804.40.00.00 oxygen and 9019.20.00.10 oxygen concentrators".		

### PERU

### SUNAT and El Peruano publications

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

Date	Subject		
02-04-21	NATIONAL INSTITUTE FOR THE DEFENSE OF COMPETITION AND INTELLECTUAL PROP- ERTY PROTECTION (INDECOPI): <u>Resolution No. 057-2021/CDB-INDECOPI</u> They have been required to abolish from 3 April 2021 the application of ADD im- posed by the Res. No. 038-2011/CFD-INDECOPI and extended by the Res. No. 202-2017/CDB-INDECOPI on imports of discontinuous polyester fibre fabrics mixed exclusively or mainly with discontinuous viscous rayon fibres originating in the Republic of India.		
07-04-21	CONGRESS: Law No. 31154 Law amending Article 3 of Legislative Decree 1304 Legislative Decree approving the Law on the Labelling and Verification of Technical Regulations of Industrial Products Manufactured to Record Country of Origin in Information on the Labelling of Packaged or Primary Processed Food-Stuffs		
10-04-21	SUNAT: <u>Resolution No. 000048-2021/SUNAT</u> They amend the Payment Proofs Regulations designate electronic issuers of the Electronic Issuance System and establish the date on which the provisions of the First Final Complementary Pro- vision of Supreme Decree No. 100-2020-PCM are complied with		
13-04-21	SUNAT: <u>Resolution No. 000050-2021/SUNAT</u> Approve the specific procedure Tariff classification of goods DESPA-PE.00.09 (version 5)		
19-04-21	SUNAT: <u>Resolution No. 000053-2021/SUNAT</u> Modify the specific procedure Physical recognition - extraction and analysis of SAMPLEs DESPA-PE.00.03 (version 3)		
28-04-21	FOREIGN TRADE AND TOURISM (MINCETUR): <u>Ministerial Resolution No. 059 -</u> <u>2021-MINCETUR</u> Approve the incorporation of required information as fourteen (14) DIGEMID services of the Ministry of Health for processing through the Re- stricted Goods Component of the Single Window of Foreign Trade		

# 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

### ABF notices and advices

The following Australian Border Force (ABF Australian Customs Notices (CN) and Cargo advices (ACCA) were issued during the period covered by this Update (dd-mm-yy):

Date	Series and №	Title
07-04-21	<u>CN № 2021/17</u>	Customs Amendment (Product Specific Rule Modernisa- tion) Act 2021

### Australian Gazettes and Legislation

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

Date	Matter
31-03-21	Acts of Parliament assented to: No. 28 of 2021—An Act to impose charge on registered introducers of indus- trial chemicals, so far as that charge is a duty of customs, and for related pur- poses. (Industrial Chemicals Environmental Management (Register) Charge (Customs) Act 2021)

Date	Matter		
	No. 29 of 2021—An Act to impose charge on registered introducers of indus- trial chemicals, so far as that charge is a duty of excise, and for related pur- poses. ( <i>Industrial Chemicals Environmental Management (Register) Charge (Ex-</i> <i>cise) Act 2021</i> )		
	Tariff Concessions Gazette No. 21/11		
09-04-21	-21 Commencement date: Customs Amendment (Product Specific Rule Modernisa- tion) Act 2021 -21 Act of Parliament assented to: No. 33, 2021 — An Act to amend the <i>Biosecurity Act 2015</i> , and for related purposes [ <i>Biosecurity Amendment (Clarifying Conditionally Non-prohibited</i> <i>Goods) Act 2021</i> ].		
13-04-21	Australia New Zealand Food Standards Code - Standard 1.2.4 - Information re-		
	<u>quirements</u> – statement of ingredients		
14-04-21	Tariff Concessions Gazette TC 21/12 Customs (Prohibited Imports) Regulations 1956		
	Customs (Prohibited Exports) Regulations 1958		
15-04-21	Biosecurity (Human Biosecurity Emergency) (Human Coronavirus with Pan- demic Potential) (Overseas Travel Ban Emergency Requirements) Determina- tion 2020		
	Customs Regulation 2015		
	Autonomous Sanctions (Designated Persons and Entities and Declared Persons - Ukraine) List 2014 Australia New Zealand Food Standards Code – Schedule 15 – Substances that		
	may be used as food additives		
	Australia New Zealand Food Standards Code – Schedule 17 – Vitamins and minerals		
19-04-21	Australia New Zealand Food Standards Code – Schedule 2 – Units of measure- ment		
13-04-21	Primary Industries (Customs) Charges Regulations 2000		
	Australia New Zealand Food Standards Code - Schedule 8 - Food additive		
	names and code numbers (for statement of ingredients)		
	Australia New Zealand Food Standards Code - Schedule 3 - Identity and purity		
	Australia New Zealand Food Standards Code – Standard 2.9.1 – Infant formula products		
	Australia New Zealand Food Standards Code – Standard 1.3.2 – Vitamins and		
	minerals		
00.04.01	Australia New Zealand Food Standards Code – Schedule 29 – Special purpose		
20-04-21	foods		
21-04-21			
28-04-21	Tariff Concessions Gazette TC 12/14		

### Australian Tariff Precedents

The Department of Immigration and Border Protection (DIBP) has published a <u>List of Current Precedents</u>, updated through 22 May 2020. 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 <u>Tariff Public Advice Products</u> webpage

### Antidumping and countervailing duty cases

See separate Antidumping Countervailing Duty and Safeguards Investigations, Orders & Reviews section below.

# CHINA (INCLUDING HONG KONG SAR)

### MOFCOM and GAC notices

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

Date	Series and №	Subject
03-31-21	<u>GAC № 28</u>	Announcement on Imported Albanian Honey Inspection and Quarantine Requirements
04-06-21	<u>GAC № 29</u>	Announcement on preventing the introduction of foot- and-mouth disease into Mauritius
04-07-21	<u>CTC № 15</u>	Notice on support for the import tax policy for aviation equipment for civil aviation maintenance from 2021 to 2030 (03-31-21)
04-12-21	GAC Order No. 248	Decree on the issuance of the "Regulations on the Registration and Administration of Overseas Produc- tion Enterprises of Imported Food of the People's Re- public of China"
	GAC Order No. 249	Decree on the issuance of the "Measures for the Ad- ministration of Import and Export Food Safety of the People's Republic of China"
04-13-21	<u>GAC № 30</u>	Announcement on the publication of the 2020 Interna- tional Health Regulations (2005)) on the compliance of the core capacity of public health at ports
04-19-21	<u>GAC № 31</u>	Announcement on imported Lao fresh beans inspection and quarantine requirements04-19-21
04-19-21	<u>GAC № 32</u>	Announcement on preventing the introduction of the new La Paz, Bolivia city epidemic into our country
04-20-21	<u>Fiscal_Tariffs № 23</u>	Notice of the General Administration of Taxation of the General Administration of Customs of the Ministry of Fi- nance on the policy of supporting the import tax of sci- entific and technological innovation during the 14th Five-Year Plan period
04-25-21		Solidly promote the national import trade to promote in- novation demonstration area cultivation work
04-28-21	<u>MOFCOM № 10</u>	Ministry of Commerce Announces No. 10 of 2021 "Guidelines of the Ministry of Commerce on the Estab- lishment of Internal Compliance Mechanisms for Export Controls for Export Operators of Dual-Use Items"

### 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)

Date	Matter		
01-04-21	The Mainland of China : Shenzhen Customs District's "Tw enty-eight Measures and Policy Interpretation for Enhancing Cross-border Trade Facilitation in 2021" 208/2021		
07-04-21	The Mainland of China : "Certain Measures of Guangzhou Municipality Related to Grasping the RCEP Opportunities and Promoting the Innovative Development of Cross Border E-commerce"		
	The Mainland of China : "List of Items Related to 'No Penalty for the First Viola- tion' in Tax Administrative Penalties" 217/2021		

Date	Matter
	The Mainland of China : "Notice of the Guangzhou and the Huangpu Customs Districts on 'Single Window Government Services' for Business and Registration of Consignee and Consignor of Imported and Exported Commodities" 222/2021
08-04-21	The Mainland of China : Notice Concerning Import Tax Policies for Aviation Equipment in Support of Civil Aviation Maintenance in 2021-2030 225/2021 The Mainland of China : Administrative Measures on Import Tax Policies for Avi-
	ation Equipment in Support of Civil Aviation Maintenance in 2021-2030 226/2021 The Mainland of China : Notice Concerning Import Tax Policies for Anti-HIV
09-04-21	Drugs in 2021-2030 227/2021 The Mainland of China : "Action Plan of Guangzhou Municipality Related to Pro- moting the Implementation of Trade Liberalization and Customs Clearance Facil-
	itation in the Guangdong-Hong Kong-Macao Greater Bay Area" 236/2021 The Mainland of China : "Classification Rules and Classification Catalogues Re- lated to Cosmetics" 243/2021
13-04-21	The Mainland of China : "Main Inspection Points for Medical Device Registrants and Filing Persons in Carrying Out Monitoring Work of Adverse Events" 244/2021
	The Mainland of China : Administrative Measures Related to Import Tax Policies for Supporting the Development of New Display Industry in 2021-2030 252/2021 The Mainland of China : "Regulations of the People's Republic of China on Reg- istration and Administration of Overseas Production Enterprises for Imported Food" 254/2021
15-04-21	The Mainland of China : "Administrative Measures of the People's Republic of China on Import and Export Food Safety" 255/2021 The Mainland of China : Notice of the National Medical Products Administration
	Concerning National Sampling Inspection Plan on Medical Devices in 2021 256/2021
	The Mainland of China : "Preferential Corporate Income Tax Catalogue for Tour- ism Industry, Modern Service Industry and High-tech Industries in the Hainan Free Trade Port" 257/2021
20-04-21	The Mainland of China : Notice of the Shenzhen Customs Concerning Compre- hensively Promoting the Supervision Mode for Processing Trade of Enterprise Groups, and Exploring the Implementation of Bonded Pilots for the Whole Indus- try Chain of High-end Manufacturing Industry_265/2021
21-04-21	The Mainland of China : Notice Concerning Import Tax Policies Related to Sup- porting Scientific and Technological Innovation During the 14th Five-year Plan Period_269/2021
26-04-21	The Mainland of China : Decision on Abolishing 3 Regulations Including the "Provisions Related to Exemption of Import Tax on Articles Used for Scientific Research and Teaching" _280/2021
27-04-21	The Mainland of China : "Notice Concerning Matters Relating to Declaration and Regulations on Filling in the Origin Column of the Declaration Form for Imported and Exported Commodities under Preferential Trade Agreements" 285/2021
28-04-21	The Mainland of China : Administrative Measures on Import Tax Policies Re- lated to Supporting Science Popularization During the 14th Five-year Plan Pe- riod 288/2021 The Mainland of China : Notice Concerning Certain Measures Promoting Trade
	Liberalization and Facilitation in the Hainan Free Trade Port 294/2021 The Mainland of China : Notice Concerning Tariff Adjustments on Certain Steel
30-04-21	Products The Mainland of China : "Guiding Opinions of the Ministry of Commerce on Es- tablishing Internal Compliance Mechanisms for Export Control by Export Opera- tors of Dual-use Items" 300/2021

### INDIA

Material in this section and the India <u>Antidumping Countervailing Duty and Safe-</u> guards Investigations section was prepared by <u>Sonia Gupta</u> of <u>Ashok Dhingra</u> <u>Associates</u>, Attorneys at Law, Gurgaon (Haryana), India

### Other CBIC and DGFT notifications, circulars and instructions

Central Board of Indirect Taxes and Customs (CBIC) and Directorate General of Foreign Trade (DGFT) issued following notifications, circulars (Cir) and instructions during the period covered by this Update:

Date	Series and №	Subject	
		CBIC TARIFF NOTIFICATIONS	
08-04-21	26/2021-Cus	Amends various notifications to make changes consequen-	
00-04-21	<u>20/2021-Cus</u>	tial to enactment of the Finance Act, 2021	
20-04-21	<u>27/2021–Cus</u>	Exempts Customs Duty on import of Remdesivir Injection, Remdesivir Active Pharmaceutical Ingredients, Beta Cy- clodextrin (SBEBCD) used in manufacture of Remdesivir upto 31 October, 2021	
24-04-21	<u>28/2021–Cus</u>	Exempts Customs Duty and Health Cess on import of Oxy- gen, Oxygen related equipment and COVID-19 Vaccines up to 31 July, 2021	
30-04-21	29/2021-Cus	Exempts Customs Duty on import of Inflammatory Diagnos- tic (marker) Kits upto 31 October, 2021	
		CBIC NON-TARIFF NOTIFICATIONS	
05-04-21	41/2021-Cus (NT)	Notifies the Customs (Verification of Identity and Compli- ance) Regulations, 2021	
15-04-21	<u>42/2021-Cus (NT)</u>	Notifies Tariff Value of Edible Oils, Brass Scrap, Poppy Seeds, Areca Nut, Gold and Silver	
13-04-21	44/2021-Cus (NT)	Amends the Sea Cargo Manifest and Transhipment Regula- tions 2018	
30-04-21	45/2021-Cus (NT)	Notifies Tariff Value of Edible Oils, Brass Scrap, Poppy Seeds, Areca Nut, Gold and Silver	
		CBIC INSTRUCTIONS	
19-04-21	<u>06/2021-Cus</u>	Directions to Customs Officers to report all important and sensitive cases to the Chairman, Central Board of Indirect Taxes and Customs and Zonal Member/ Member (Investi- gation) immediately by sending preliminary report without w aiting for conclusion of search, seizure or arrest proceed- ings	
24-04-21	07/2021-Cus	Instructions to expedite Customs clearance of import con- signments relating to COVID-19 pandemic	
27-04-21	08/2021-Cus	Instructions to expedite Customs Clearances of Covid re- lated imports by Indian Red Cross Society	
		DGFT NOTIFICATIONS	
11-04-21	01/2015-2020	Export Policy of Remdesivir Injections and Remdesivir Ac- tive Pharmaceutical Ingredients (API) falling under Indian Tariff Classification (Harmonised System) Codes [ITC-HS] 2924 99 and 3004 90 revised from Free to Prohibited with immediate effect	
26-04-21	<u>2/2015-2020</u>	Import Policy of Mosquito Killer Racket falling under Indian Tariff Classification (Harmonised System) Codes [ITC-HS] 8516 7920 and 8516 7990 revised from Free to Prohibited if the Cost, Insurance and Freight (CIF) value is less than INR 121/- per racket	
	<u>3/2015-2020</u>	Amends Import Policy of Melon Seeds falling under Indian Tariff Classification (Harmonised System) Code [ITC-HS] 12077090 from Free to Restricted subject to revised policy condition	
30-04-21	<u>4/2015-2020</u>	Foreign Trade Policy revised to include import of Oxygen Concentrator for personal use through post, courier or pur- chased from e-commerce portals in exempted category w here customs clearance is sought as gifts up to 31 July, 2021	

Date	Series and №	Subject
		DGFT PUBLIC NOTICES
07-04-21	52/2015-2020	Notifies new address of Regional Authority, Ahmedabad
09-04-21	<u>53/2015-2020</u>	Relaxes late cut provisions for Merchandise Export from In- dia Scheme (MEIS) claim applications for Shipping Bills of the period 1 April, 2019 to 31 March, 2020, where Shipping Bills are submitted on or before 30 September, 2021
13-04-21	01/2015-2020	Notifies allocation of additional quantity of raw/refined Sugar to be exported to United Kingdom under Tariff Rate Quota
26-04-21	2/2015-2020	Updates address of Bharat Chamber of Commerce - agency authorised to issue Certificate of Origin (Non-Prefer- ential)
30-04-21	<u>3/2015-2020</u>	Notifies increase in fees for application of Certificate of Origin (Non-Preferential)

### Antidumping and countervailing duty cases

See separate Antidumping Countervailing Duty and Safeguards Investigations, Orders & Reviews section below.

### NEW ZEALAND

### Changes to Goods Clearance Fees

On 9 April 2021, the New Zealand Customs Service (NZCS) <u>announced</u> that changes to Customs fees for clearing imported and exported goods, previously due to start on 1 June 2020 but postponed due to COVID-19, will come into effect on 1 July 2021. The fees better reflect the costs of NZCS goods-clearance activities, and have been distributed more equitably - some will increase and some will reduce – to ensure that importers, exporters and individuals pay their fair share.

Fees	Current including GST	From 1 July including GST
Import Entry Transaction Fee	NZ\$ 29.26	NZ\$ 33.03
Inward Cargo Transaction Fee - Air - Sea	30.66 359.82	77.00 520.00
	559.02	520.00
Export Entry Transaction Fee – Secure Exports Scheme Other	12.01 17.94	3.27 6.82
Outw ard Cargo Transaction Fee Cargo Report Export - Air Cargo Report Export - Sea	11.51 28.82	40.00 5.57
Outw ard Cargo Report – Air - Sea	11.51 28.82	14.35 18.58
Customs' hourly rate: Minimum Charge	74.21 250.85	133.00 399.00

### New Zealand Gazette

The following international trade related documents were published in the *New Zealand Gazette* or <u>NZ Legislation</u> (dd-mm-yy):

Date	Matter
26-03-21	Tariff Concession Approvals, Withdraw als and Declines Notice (No. 12) 2021
19-04-21	Customs and Excise Amendment Regulations 2021 LI № 2021/90

Date	Matter
30-04-21	Notice of Determination of Full Review Stage 2 of Anti-dumping Duty on Canned
30-04-21	Peaches From Greece

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

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# SINGAPORE

### Singapore ratifies RCEP trade agreement

Singapore's Ministry of Trade and Industry <u>announced</u> that on 9 April 2021, Singapore deposited its instrument of ratification with the Secretary-General of ASEAN and became the first country to complete the official process for ratification of the Regional Comprehensive Economic Partnership (RCEP) Agreement. It is understood that <u>China</u>, Japan and <u>Thailand</u> have completed domestic procedures to approve RCEP, but apparently have not deposited their instruments of ratification.

RCEP is the world's largest free trade agreement and was signed by all 10 ASEAN members (Singapore, Thailand, Vietnam, Cambodia, Indonesia, Malaysia, Brunei, Laos, Myanmar and the Philippines) and key partners China, South Korea, Japan, Australia and New Zealand at the 4th RCEP leaders' summit in November 2020. These 15 countries account for almost 29% of global GDP.

The RCEP Agreement will come into force 60 days after six ASEAN member states and three ASEAN FTA partners deposit their ratification instrument, acceptance or approval with the secretary-general of ASEAN. The target date to bring the agreement into force is 1 January 2022.

### Notices, circulars, etc.

Date	Reference	Matter
23-04-21	<u>Cir. № 04/2021</u>	Advisory: Common Compliance Errors Made During Declarations of Permits, Carnets, Voluntary Disclosure Programme, Free Trade Agreement, Rules of Origin and Declaration of Facts for Motor Vehicles

### THAILAND

# Thai Customs sharply focused on post-clearance audits and post-review activities

Since it came into force more than three years ago, the Customs Department has endeavored to impose and amend departmental notifications and regulations in compliance with the Customs Act, B.E. 2560 (2017) (the "Customs Act"). However, due to the COVID-19 pandemic and the Revenue Department's enforcement of the transfer pricing regulation in 2020, the Customs Department is now carrying out stricter post-clearance audits and is more likely to challenge importers on complex issues - meaning customs valuation and utilization of customs and trade privileges – in addition to conventional issues like tariff classification, origin of goods, and import and export requirements. The transfer pricing regulation closely interacts with customs valuation, which is the procedure to determine the import value to calculate the duty to be paid on imported goods. Therefore, it is essential that the transaction value, which is the first and primary method to assess and determine the import duty, is the actual price paid or payable in a transaction between a seller and buyer. In a relationship between affiliated companies, the transaction value of goods may be below the normal market price. The concern over whether the value of imported goods, in a transaction between affiliated companies, is legally accurate, has led the Customs Department to focus more on customs valuation in the post-clearance audit. Therefore, importers

must meticulously check the transaction value declared to the Customs Department, as well as the transfer pricing measure, to avoid a challenge or dispute concerning customs valuation – the risk of which has increased significantly at this time. In this respect, Baker McKenzie, Bangkok will hold a webinar on the updates of customs audit trends and getting to know about your customs and trade risks in April 2021. Please contact us for further information or assistance.

Contacts: <u>Pornapa Luengwattanakit</u>, <u>Panya Sittisakonsin</u>, <u>Suriyong Tungsuwan</u> and <u>Keerati Saneewong Na Ayudthaya</u>.

### VIETNAM

### Key highlights of new duty treatment regime applied to exported/imported goods

(Decree No. 18/2021/ND-CP amending Decree No. 134/2016/ND-CP)

### In brief

The government recently issued Decree No. 18/2021/ND-CP ("Decree No. 18"), amending a number of provisions under Decree No. 134/2016/ND-CP and elaborating on the *Law on Export and Import Duties*. The new decree comes into force on 25 April 2021.

### Key takeaways

Decree No. 18 provides the following key points:

- Duty treatment for toll manufacturers and contract manufacturers
- Import duty refund for imported goods that have to be re-exported
- Physical conditions applied to export processing enterprises (EPE)

### In more detail

### 1. Duty treatment of imported goods under toll manufacturing contracts

Toll manufacturers continue to enjoy import duty exemption for any imported materials that are assigned to any domestic subcontractor. However, it is unclear whether subcontractors can also have import duty exemption if they have to import any materials to implement the subcontracted works.

If finished goods under toll manufacturing contracts are on-the-spot (OTS) exported, any related imported materials may only be exempted from import duty if the exporter successfully notifies customs authority of the information of the corresponding OTS import customs declaration with the condition that such OTS import must be completed within the statutory time frame of 15 days. Otherwise, the exporter will have to open a new customs declaration for such related imported materials and pay import duty and tax applicable at the time of the new customs declaration, and may only receive a refund after successfully notifying the corresponding OTS import customs declaration.

Decree No. 18 removes the 3% cap on domestically sold waste and scraps generated during the toll manufacturing process. However, redundant imported materials have been removed from the list, which means that any amount of redundant imported materials sold domestically will be subject to import duty.

### 2. Duty treatment of imported goods under export manufacturing contracts

Decree No. 18 aligns the treatment of imported materials that were destroyed in Vietnam under an export manufacturing contract with those under a toll manufacturing contract.

Decree No. 18 also aligns the duty treatment in the event of subcontracting, including where subcontractors are affiliates or subsidiaries of the export manufacturers.

The scope of duty refund for imported goods that have to be re-exported is expanded.

### 3. Detailed conditions of customs surveillance for EPEs

Decree No. 18 details physical conditions applied to an EPE as set forth under Decree No. 82/2018/ND-CP, including the following:

- Separated from external areas by fixed fence; entrance/exit gates are arranged so that goods may only enter or exit the EPE through such gates
- Equipped with 24-hour camera surveillance system at gates and goods storage areas that are connected directly with the customs authorities in charge; camera data to be archived for at least 12 months
- Use software to monitor imported goods

Decree No. 18 also sets forth the licensing procedure for EPEs.

Existing EPEs have one year from the entry into force of Decree No. 18 to fulfil the above conditions.

### 4. Import duty refund for imported goods that have to be re-exported

Decree No. 18 clarifies circumstances under which imported goods must be reexported, including the following:

- i. Returning to goods owners
- ii. Exporting abroad
- iii. Exporting to non-tariff zones

This opens the possibility that imported goods re-exported for trading purposes may also receive import duty refunds.

Contacts: Thanh Vinh Nguyen and Ngoc Trung Tran

# EUROPE, MIDDLE EAST AND NORTH AFRICA

### EUROPEAN UNION AND EFTA

# EU adjusts additional customs duties on imports of certain products originating in the US

The EU, as a result of the United States' failure to bring the Continued Dumping and Subsidy Offset Act ('CDSOA') in compliance with its obligations under the World Trade Organization ('WTO') agreements, was authorised to impose an additional customs duty on certain products of the United States. In conformity with the WTO authorisation to suspend the application of concessions to the United States, the Commission is to adjust the level of suspension annually to the level of nullification or impairment caused by the CDSOA to the Union at that time. Regulation (EU) 2018/196, the amount was set at 4,3%.

In 2020, the level of suspension was adjusted to 0,012 % *ad valorem* additional customs duty and Regulation (EU) 2018/196 was amended accordingly. <u>Commission Delegated Regulation (EU) 2021/704 of 26 February 2021</u>, published in the 29 April *Official Journal* states that The CDSOA disbursements for the most recent year for which data are available relate to the distribution of anti-dumping and countervailing duties collected during the Fiscal Year 2020 (1 October 2019–

30 September 2020). On the basis of the data published by the United States' Customs and Border Protection, the level of nullification or impairment caused to the EU is calculated at USD 236 314,72. Regulation (EU) 2018/196 has therefore been amended to impose an additional duty on these products at 0,1% from 1 May 2021: 0710 40 00, Ex 9003 19 00 (frames and mountings of base metals), 8705 10 00 and 6204 62 31.

### EU Lifts Sanctions on Iraqi State Entities

The European Commission has <u>removed</u> sanctions placed on six Iraqi state entities under Council Regulation (EC) No 1210/2003, effective from 23 April 2021. The entities include the Iraqi State Export Organisation as well as the Iraqi State Import Organisation. This mirrors the UN Security Council's <u>decision</u> to remove the entities from its sanctions list on 15 April 2021.

Author: Sunny Mann.

### European Commission publishes guidelines on the new responsible economic operator requirement for products distance sold to EU customers

On 5 March 2021, the European Commission published <u>guidelines</u> on the practical implementation of Article 4 of <u>Regulation (EU) 2019/1020</u> ("Market Surveillance Regulation"). From 16 July 2021, Article 4 will prevent distance sellers based outside of the EU from selling certain types of CE marked products (including toys, electrical goods and PPE) to customers in the EU where there is no EU-based economic operator responsible for compliance. This is of particular relevance to sellers using online marketplaces to sell third party products to customers in the EU, who will not be able to appoint an EU-based economic operator themselves. It also has significant implications for EU-based fulfilment service providers, who will qualify as the responsible economic operator in the absence of anyone else meeting the criteria. The guidelines provide welcome further clarity on the Article 4 requirements.

For an in-depth discussion, please see the full article here.

Contacts: Graham Stuart, Ulrich Ellinghaus, Rachel MacLeod and Adeel Hague

### Commission issues tariff classification regulations

<u>See separate section below</u> for tariff classification regulations issued by the European Commission during the period covered by this Update.

### Amendments to the CN Explanatory Notes

No amendments to the *Explanatory Notes to the Combined Nomenclature of the European Union* were published in the *Official Journal* during the period covered by this 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.

Since 1 October 2019 all BTI correspondence between the economic operator and the customs authority is happening through the <u>Trader Portal</u>. This includes among others applications by economic operators for BTI decisions, requests by the customs authority for further information on the product being classified and the economic operators' replies to those questions. A list of customs authorities designated by Member States for the purposes of receiving applications, or taking decisions relating to binding tariff information may be found <u>here</u>.

Depending on the Member State an economic operator has to access either the <u>EU Customs trader portal</u> or the <u>national trader portal</u>. You can search and consult existing BTIs on the <u>EBTI-database</u>.

### 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
06-04-21	Directive (EU) 2021/555 of the European Parliament and of the Council of 24 March 2021 on control of the acquisition and possession of weapons (codifi- cation)
	Commission Implementing Regulation (EU) 2021/535 of 31 March 2021 laying downrules for the application of Regulation (EU) 2019/2144 of the European Parliament and of the Council as regards uniform procedures and technical specifications for the type-approval of vehicles, and of systems, components and separate technical units intended for such vehicles, as regards their general construction characteristics and safety
	Notification by the European Union made in accordance with the Trade and Co- operation Agreement between the European Union and the European Atomic Energy Community, of the one part, and the United Kingdom of Great Britain and Northern Ireland, of the other part [2021/C I/01]
	Competent authorities designated by the United Kingdom under Part Three of the Agreement: Law Enforcement and Judicial Cooperation in Criminal Matters [2021/C 117/I02]
	Commission Implementing Regulation (EU) 2021/568 of 6 April 2021 amending Annex I to Regulation (EC) No 798/2008 as regards the entry for the United Kingdom in the list of third countries, territories, zones or compartments from w hich certain poultry commodities may be imported into and transit through the Union in relation to highly pathogenic avian influenza
07-04-21	Commission Implementing Decision (EU) 2021/562 of 30 March 2021 amending the Annex to Implementing Decision (EU) 2020/1809 concerning certain protec- tive measures in relation to outbreaks of highly pathogenic avian influenza in certain Member States (notified under document C(2021) 2349)
	Commission Implementing Decision (EU) 2021/563 of 31 March 2021 on the va- lidity of certain decisions relating to binding origin information (notified under document C(2021) 2072)
08-04-21	Commission Delegated Regulation (EU) 2021/571 of 20 January 2021 amend- ing the Annex to Regulation (EU) No 609/2013 of the European Parliament and of the Council as regards the list of substances that may be added to infant and follow -on formula, baby food and processed cereal-based food
	Commission Delegated Regulation (EU) 2021/573 of 1 February 2021 amend- ing Delegated Regulation (EU) 2019/625 as regards import conditions for live snails, for composite products and for casings placed on the market for human consumption
	Council Decision (EU) 2021/570 of 24 October 2019 on the signing, on behalf of the Union, and provisional application of the Protocol to the Euro-Mediterranean Interim Association Agreement on trade and cooperation betw een the European Community, of the one part, and the Palestine Liberation Organization (PLO) for the benefit of the Palestinian Authority of the West Bank and the Gaza Strip, of the other part, on a Framew ork Agreement betw een the European Union and the Palestinian Authority of the West Bank and the Gaza Strip on the general principles for its participation in Union programmes

OJ Date	Subject
	Protocol to the Euro-Mediterranean Interim Association Agreement on trade
	and cooperation between the European Community, of the one part, and the
	Palestine Liberation Organization (PLO) for the benefit of the Palestinian Au
	thority of the West Bank and the Gaza Strip, of the other part, on a Frame-
	work Agreement between the European Union and the Palestinian Authority
	of the West Bank and the Gaza Strip on the general principles for its partici-
	pation in Union programmes
	Commission Delegated Regulation (EU) 2021/576 of 30 November 2020 amending Annex III to Regulation (EU) No 978/2012 to include the Republic of
09-04-21	Uzbekistan among the countries benefiting from tariff preferences under the
	GSP+
	Commission Implementing Regulation (EU) 2021/581 of 9 April 2021 on the site
12-04-21	uational pictures of the European Border Surveillance System (EUROSUR)
	Commission Implementing Decision (EU) 2021/586 of 12 April 2021 amending
	Decision 2007/330/EC lifting prohibitions on the movement of certain animal
13-04-21	products on the island of Cyprus under Council Regulation (EC) No 866/2004
	and laying down conditions for the movement of those products with regard to
	'Χαλλούμι' (Halloumi)/'Hellim' (PDO) (notified under document C(2021) 2386)
	Commission Implementing Decision (EU) 2021/596 of 8 April 2021 amending
	Annex II to Decision 2003/467/EC as regards the officially brucellosis-free statu
14-04-21	of Croatia in relation to bovine herds (notified under document C(2021) 2260)
14-04-21	Commission Implementing Decision (EU) 2021/597 of 12 April 2021 laying dow
	emergency measures in relation to confirmed cases of infestation with small
	hive beetle in Italy (notified under document C(2021) 2365)
	Commission Implementing Regulation (EU) 2021/605 of 7 April 2021 laying
	down special control measures for African swine fever
	Commission Implementing Regulation (EU) 2021/606 of 14 April 2021 amend-
	ing Annex I, Annexes IV to XIII, and Annex XVI to Implementing Regulation
	(EU) 2021/405 as regards the entries of Belarus and of the United Kingdom and
	the Crown Dependencies of Guernsey, the Isle of Man and Jersey in the lists of the lists of the lists of the list
	third countries or regions thereof authorised for the entry into the Union of cer- tain animals and goods intended for human consumption
	Commission Implementing Regulation (EU) 2021/608 of 14 April 2021 amend-
	ing Implementing Regulation (EU) 2019/1793 on the temporary increase of offi
	cial controls and emergency measures governing the entry into the Union of ce
	tain goods from certain third countries implementing Regulations (EU) 2017/625
	and (EC) No 178/2002 of the European Parliament and of the Council
	Commission Implementing Decision (EU) 2021/609 of 14 April 2021 amending
	Implementing Decision (EU) 2020/439 as regards harmonised standards on
	packaging for terminally sterilised medical devices and sterilisation of health
	care products
15-04-21	Commission Implementing Decision (EU) 2021/610 of 14 April 2021 amending
	Implementing Decision (EU) 2020/437 as regards harmonised standards on
	medical vehicles and their equipment, anaesthetic and respiratory equipment,
	biological evaluation of medical devices, packaging for terminally sterilised med
	ical devices, sterilisation of health care products, clinical investigation of medica
	devices for human subjects, non-active surgical implants, medical devices utilis
	ing animal tissues and their derivatives, electroacoustics and medical electrical
	equipment
	Commission Implementing Decision (EU) 2021/611 of 14 April 2021 amending
	Implementing Decision (EU) 2020/438 as regards harmonised standards on bio
	logical evaluation of medical devices, packaging for terminally sterilised medica
	devices, sterilisation of health care products and clinical investigation of medical
	devices for human subjects EFTA Surveillance Authority Decision No 156/20/COL of 16 December 2020
	adopting Guidelines on certain State aid measures in the context of the system
	accounce soucements, or centain place and measures in the context of the system
	for greenhouse gas emission allow ance trading post-2021 [2021/604]
	for greenhouse gas emission allow ance trading post-2021 [2021/604] Guidelines on certain State aid measures in the context of the system for green
16-04-21	

OJ Date	Subject
	model animal health certificates and animal health/official certificates for the en-
	try into the Union of certain aquatic animals and products of animal origin
	Commission Implementing Regulation (EU) 2021/619 of 15 April 2021 amend-
	ing Implementing Regulations (EU) 2020/2235, (EU) 2020/2236 and (EU) 2021/403 as regards transitional provisions for the use of animal health certifi-
	cates, animal health/official certificates and official certificates
	Commission Implementing Regulation (EU) 2021/620 of 15 April 2021 laying
	downrules for the application of Regulation (EU) 2016/429 of the European Par-
	liament and of the Council as regards the approval of the disease-free and non-
	vaccination status of certain Member States or zones or compartments thereof
	as regards certain listed diseases and the approval of eradication programmes for those listed diseases
	Commission Implementing Regulation (EU) 2021/623 of 15 April 2021 amend-
	ing Annex I to Implementing Regulation (EU) 2021/605 laving down special con-
	trol measures for African swine fever
	Council Decision (EU) 2021/624 of 12 April 2021 on the position to be taken on
	behalf of the European Union within the Joint Committee established by the
	Convention between the European Economic Community, the Republic of Aus- tria, the Republic of Finland, the Republic of Iceland, the Kingdom of Norway,
	the Kingdom of Sweden and the Swiss Confederation, on a common transit pro-
	cedure as regards amendments of Appendices I and III to that Convention
	Commission Delegated Regulation (EU) 2021/630 of 16 February 2021 supple-
	menting Regulation (EU) 2017/625 of the European Parliament and of the
	Council as regards certain categories of goods exempted from official controls
	at border control posts and amending Commission Decision 2007/275/EC
	Commission Implementing Regulation (EU) 2021/632 of 13 April 2021 laying down rules for the application of Regulation (EU) 2017/625 of the European Par-
	liament and of the Council as regards the lists of animals, products of animal
	origin, germinal products, animal by-products and derived products, composite
	products, and hay and straw subject to official controls at border control posts,
	and repealing Commission Implementing Regulation (EU) 2019/2007 and Com-
	mission Decision 2007/275/EC Commission Implementing Regulation (EU) 2021/634 of 15 April 2021 amend-
	ing Implementing Regulation (EU) 2021/404 as regards transitional arrange-
	ments, the entries of the United Kingdom and the Crown Dependencies of
19-04-21	Guernsey, the Isle of Man and Jersey and the list of third countries authorised
	for the entry into the Union of dairy products required to undergo a specific risk-
	mitigating treatment against foot and mouth disease
	Notice to economic operators – New round of requests for the suspension of the autonomous Common Customs Tariff duties on certain industrial and agricul-
	tural products [2021/C 136/06]
	Position (EU) No 7/2021 of the Council at first reading with a view to the adop-
	tion of a Regulation of the European Parliament and of the Council establishing
	the Union Anti-Fraud Programme and repealing Regulation (EU)
	No 250/2014A dopted by the Council on 16 March 2021 [2021/C 137/01]
	<ul> <li><u>Statement of the Council's reasons: Position (EU) No 7/2021 of the</u> Council at first reading with a view to the adoption of a Regulation of the</li> </ul>
	European Parliament and of the Council establishing the Union Anti-
	Fraud Programme and repealing Regulation (EU) No 250/2014 [2021/C
	137/02]
	Commission Delegated Regulation (EU) 2021/642 of 30 October 2020 amend-
20-04-21	ing Annex III to Regulation (EU) 2018/848 of the European Parliament and of
	the Council as regards certain information to be provided on the labelling of or- ganic products
	Commission Delegated Regulation (EU) 2021/643 of 3 February 2021 amend-
	ing, for the purposes of its adaptation to technical and scientific progress, Part 1
	of Annex VI to Regulation (EC) No 1272/2008 of the European Parliament and
	of the Council on classification, labelling and packaging of substances and mix-
	tures
	Commission Implementing Regulation (EU) 2021/645 of 15 April 2021 amend-
	ing Annex I to Regulation (EU) No 605/2010 as regards the list of third countries

OJ Date	Subject
	or parts thereof from which the introduction into the European Union of consign-
	ments of raw milk, dairy products, colostrum and colostrum-based products is
	authorised Commission Implementing Regulation (EU) 2021/646 of 19 April 2021 laying
	down rules for the application of Regulation (EU) 2019/2144 of the European
	Parliament and of the Council as regards uniform procedures and technical
	specifications for the type-approval of motor vehicles with regard to their emer- gency lane-keeping systems (ELKS)
	Council Decision (CFSP) 2021/649 of 16 April 2021 on Union support for activi-
	ties of the ATT Secretariat in support of the implementation of the Arms Trade
	Treaty
	Commission Implementing Decision (EU) 2021/640 of 13 April 2021 amending the Annex to Implementing Decision (EU) 2020/1809 concerning certain protec-
	tive measures in relation to outbreaks of highly pathogenic avian influenza in
	certain Member States (notified under document C(2021) 2605)
	Commission Implementing Decision (EU) 2021/641 of 16 April 2021 concerning emergency measures in relation to outbreaks of highly pathogenic avian influ-
	enza in certain Member States (notified under document C(2021) 2704)
	Council Decision (EU) 2021/651 of 19 April 2021 on the signing, on behalf of the
	Union, of the Agreement in the form of an Exchange of Letters between the Eu-
	ropean Union and the Argentine Republic pursuant to Article XXVIII of the Gen- eral Agreement on Tariffs and Trade (GATT) 1994 relating to the modification of
	concessions on all the tariff-rate quotas included in the EU Schedule CLXXV as
	a consequence of the United Kingdom's withdraw al from the European Union
21-04-21	Council Decision (EU) 2021/650 of 19 April 2021 on the signing, on behalf of the Union, of the Agreement in the form of an Exchange of Letters betw een the Eu-
	ropean Union and the United States of America pursuant to Article XXVIII of the
	General Agreement on Tariffs and Trade (GATT) 1994 relating to the modifica-
	tion of concessions on all the tariff rate quotas included in the EU Schedule
	CLXXV as a consequence of the United Kingdom's withdrawal from the Euro- pean Union
	Commission Implementing Decision (EU) 2021/653 of 20 April 2021 amending
	Decision 2011/163/EU on the approval of plans submitted by third countries in
	accordance with Article 29 of Council Directive 96/23/EC (notified under docu- ment C(2021) 2587)
22-04-21	List of the bilateral investment agreements referred to in Article 4(1) of Regula-
	tion (EU) No 1219/2012 of the European Parliament and of the Council estab-
	lishing transitional arrangements for bilateral investment agreements between Member States and third countries [2021/C 142/01]
	Commission Decision (EU) 2021/660 of 19 April 2021 amending Decision (EU)
	2020/491 on relief from import duties and VAT exemption on importation
23-04-21	granted for goods needed to combat the effects of the COVID-19 outbreak dur- ing 2020 (notified under document C(2021) 2693)
20-04-21	Commission Regulation (EU) 2021/663 of 22 April 2021 amending Annex III to
	Regulation (EC) No 396/2005 of the European Parliament and of the Council as
	regards maximum residue levels for chlordecone in or on certain products
00.01.01	Commission Implementing Regulation (EU) 2021/668 of 23 April 2021 authoris- ing a change of the conditions of use of chia seeds ( <i>Salvia hispanica</i> ) as a novel
26-04-21	food under Regulation (EU) 2015/2283 of the European Parliament and of the
	Council and amending Commission Implementing Regulation (EU) 2017/2470
	Commission Implementing Regulation (EU) 2021/686 of 23 April 2021 authoris- ing a health claim made on foods, other than those referring to the reduction of
	disease risk and to children's development and health, and amending Regula-
	tion (EU) No 432/2012
27-04-21	Commission Implementing Regulation (EU) 2021/687 of 26 April 2021 amend- ing Annex I to Implementing Regulation (EU) 2021/605 laying down special con-
21-04=21	trol measures for African sw ine fever
	Commission Implementing Decision (EU) 2021/688 of 23 April 2021 amending
	the Annex to Implementing Decision (EU) 2021/641 concerning emergency
	measures in relation to outbreaks of highly pathogenic avian influenza in certain Member States
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OJ Date	Subject
	Council Decision (EU) 2021/675 of 20 April 2021 authorising the opening of ne- gotiations to amend the International Cocoa Agreement 2010 Commission Implementing Decision (EU) 2021/682 of 26 April 2021 amending
	Implementing Decision (EU) 2016/715 as regards specified fruits originating in Argentina (notified under document C(2021) 2744)
28-04-21	Corrigendum to Commission Implementing Regulation (EU) 2021/646 of 19 April 2021 laying down rules for the application of Regulation (EU) 2019/2144 of the European Parliament and of the Council as regards uniform procedures and technical specifications for the type-approval of motor vehicles with regard to their emergency lane-keeping systems (ELKS) (OJ L 133, 20.4.2021)
29-04-21	Commission Delegated Regulation (EU) 2021/704 of 26 February 2021 amend- ing Regulation (EU) 2018/196 of the European Parliament and of the Council on additional customs duties on imports of certain products originating in the United States of America
30-04-21	Corrigendum to Regulation (EU) 2020/740 of the European Parliament and of the Council of 25 May 2020 on the labelling of tyres with respect to fuel effi- ciency and other parameters, amending Regulation (EU) 2017/1369 and repeal- ing Regulation (EC) No 1222/2009 ( <i>OJL</i> 177, 5.6.2020) Council Decision (EU) 2021/689 of 29 April 2021 on the conclusion, on behalf of the Union, of the Trade and Cooperation Agreement betw een the European Un- ion and the European Atomic Energy Community, of the one part, and the United Kingdom of Great Britain and Northern Ireland, of the other part, and of the Agreement betw een the European Union and the United Kingdom of Great Britain and Northern Ireland concerning security procedures for exchang- ing and protecting classified information Trade and Cooperation Agreement betw een the European Union and the Euro- pean Atomic Energy Community, of the one part, and the United Kingdom of Great Britain and Northern Ireland, of the other part
	Notice concerning the entry into force of the Trade and Cooperation Agreement betw een the European Union and the European Atomic Energy Community, of the one part, and the United Kingdom of Great Britain and Northern Ireland, of the other part, and of the Agreement betw een the European Union and the United Kingdom of Great Britain and Northern Ireland concerning security pro- cedures for exchanging and protecting classified information Agreement betw een the Government of the United Kingdom of Great Britain and Northern Ireland and the European Atomic Energy Community for Cooperation on the Safe and Peaceful Uses of Nuclear Energy Summary of European Union decisions on marketing authorisations in respect of medicinal products from 1 March 2021 to 31 March 2021( <i>Published pursuant to Article 13 or Article 38 of Regulation (EC) No 726/2004 of the European Par- liament and of the Council</i> )

### Restrictive measures established, amended, corrected

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

OJ Date	Restrictive Measure
06-04-21	Council Implementing Regulation (EU) 2021/559 of 6 April 2021 implementing Article 12 of Regulation (EU) No 356/2010 imposing certain specific restrictive measures directed against certain natural or legal persons, entities or bodies, in view of the situation in Somalia Council Implementing Decision (CFSP) 2021/560 of 6 April 2021 implementing
	Decision 2010/231/CFSP concerning restrictive measures against Somalia
12-04-21	Council Implementing Regulation (EU) 2021/584 of 12 April 2021 implementing Regulation (EU) No 359/2011 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Iran

OJ Date	Restrictive Measure
	Council Implementing Decision (CFSP) 2021/585 of 12 April 2021 implementing
	Decision 2011/235/CFSP concerning restrictive measures directed against cer- tain persons and entities in view of the situation in Iran
	Council Implementing Regulation (EU) 2021/587 of 12 April 2021 implementing Regulation (EU) No 359/2011 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Iran Commission Implementing Regulation (EU) 2021/589 of 9 April 2021 amending
13-04-21	for the 320th time Council Regulation (EC) No 881/2002 imposing certain spe- cific restrictive measures directed against certain persons and entities associ- ated with the ISIL (Da'esh) and Al-Qaida organisations Council Decision (CFSP) 2021/595 of 12 April 2021 amending Decision
	2011/235/CFSP concerning restrictive measures directed against certain per- sons and entities in view of the situation in Iran
	Corrigendum to Council Regulation (EU) No 509/2012 of 15 June 2012 amend- ing Regulation (EU) No 36/2012 concerning restrictive measures in view of the situation in Syria ( <i>OJL</i> 156, 16.6.2012)
15-04-21	Council Implementing Regulation (EU) 2021/612 of 15 April 2021 implementing Regulation (EU) 2016/1686 imposing additional restrictive measures directed against ISIL (Da'esh) and AI-Qaeda and natural and legal persons, entities or bodies associated with them
	Council Decision (CFSP) 2021/613 of 15 April 2021 amending Decision (CFSP) 2016/1693 concerning restrictive measures against ISIL (Da'esh) and AI-Qaeda and persons, groups, undertakings and entities associated with them
	Council Implementing Regulation (EU) 2021/628 of 16 April 2021 implementing Article 17(3) of Regulation (EU) No 224/2014 concerning restrictive measures in view of the situation in the Central African Republic
19-04-21	Council Implementing Decision (CFSP) 2021/636 of 16 April 2021 implementing Decision 2013/798/CFSP concerning restrictive measures against the Central African Republic
10 01 21	Council Implementing Regulation (EU) 2021/638 of 19 April 2021 implementing Regulation (EU) No 401/2013 concerning restrictive measures in view of the situ- ation in Myanmar/Burma
	Council Decision (CFSP) 2021/639 of 19 April 2021 amending Decision 2013/184/CFSP concerning restrictive measures in view of the situation in Myan- mar/Burma
22-04-21	Commission Implementing Regulation (EU) 2021/655 of 21 April 2021 amending Council Regulation (EC) No 1210/2003 concerning certain specific restrictions on economic and financial relations with Irag
26-04-21	Council Implementing Regulation (EU) 2021/667 of 23 April 2021 implementing Article 21(2) of Regulation (EU) 2016/44 concerning restrictive measures in view of the situation in Libya
	Council Implementing Decision (CFSP) 2021/672 of 23 April 2021 implementing Decision (CFSP) 2015/1333 concerning restrictive measures in view of the situa- tion in Libya
	Council Implementing Regulation (EU) 2021/706 of 29 April 2021 implementing Regulation (EU) No 401/2013 concerning restrictive measures in view of the situ- ation in Myanmar/Burma
30-04-21	Council Implementing Regulation (EU) 2021/707 of 29 April 2021 implementing Article 17(3) of Regulation (EU) No 224/2014 concerning restrictive measures in view of the situation in the Central African Republic
	Council Decision (CFSP) 2021/711 of 29 April 2021 amending Decision 2013/184/CFSP concerning restrictive measures in view of the situation in Myan- mar/Burma
	Council Implementing Decision (CFSP) 2021/712 of 29 April 2021 implementing Decision 2013/798/CFSP concerning restrictive measures against the Central African Republic

### Antidumping and countervailing duty cases

See separate Antidumping Countervailing Duty and Safeguards Investigations, Orders & Reviews section below.

### EFTA COUNTRIES

### Import-export related measures

The following import, export or antibribery measures were published in the online 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	
	ICELAND	
08-04-21	№ 375/2021 (08-04-21) Regulation guarantine and isolation and sampling at the lceland border for COVID-19	
14-04-21	№ 406/2021 (12-04-21) Regulation (25th) Amendment to Regulation No. 560/2014 on the validity of The Commission's (EC) Regulation No. 798/2008 on the records of third countries, territories, territories, territories or chambers, from w hich imports are allow ed to the Community and the Transit of the Community of Poultry and Poultry Products, and for requirements for health certifications for animals and animal products.	
23-04-21	№ 435/2021 (23-04-21) Regulation guarantine and isolation and sampling at the lceland border for COVID-19. № 436/2021 (23-04-21) Commercial areas and countries considered special high-risk areas due to COVID-19	
26-04-21	№ 440/2021 (09-03-21) Regulation (3rd) Amendment to Regulation No. 424/2015 on the validity of Decisions and Delegated Regulations of the Com- mission (EU) on the ranking of certain construction products into categories by usability with respect to fire responses, the fire technical classification of certain products without fire testing having to be carried out, and a method of confirma- tion of the compliance of construction products under Article 60 of the European Parliament and Council (EU) Regulation No 305/2011 on construction products.	
28-04-21	№ 452/2021 (12-03-21) Regulation (9th) Amendment to Regulation No.         481/2017 on the validity of The Commission's (EC) Regulation No. 1235/2008         on detailed rules on the implementation of Council Regulations (EC) No         834/2007 in respect of arrangements for the import of organic products from third countries         Nº 453/2021 (12-03-21) Regulation (10th) Amendment to Regulation No.         900/2018 on the validity of the Commission's (EU) 2017/2470 implementation of the Union's register of new food in accordance with European Parliament and Council (EU) Regulations 2015/2283 on new food         Nº 455/2021 (12-03-21) Regulation (17th) Amendment to Regulation No.         397/2013 on the validity of The Commission's (EU) Regulation No 231/2012 on detailed definitions of food additives specified in Annex II and III of the European Parliament and Council (EC) No 1333/2008         Nº 456/2021 (12-03-21) Regulation (40th) Amendment to Regulation No.         672/2008 on the maximum value of pesticides in food and feed.         Nº 458/2021 (12-03-21) Regulation (EU) 2019/1871 on reference points for actions for unauthorised pharmacologically active substances available in animal	
30-04-21	food         № 31/2021 (28-04-21) Commercial amendment to Annex I to Customs Act No.         88/2005, with subsequent amendments.         № 474/2021 (28-04-21) Regulation (3rd) Amendment to Regulation No.         507/2020 on the validity of the Commission's (EU) 2019/1793 implementation regulations on the temporary increase in official supervision and emergency measures governing the arrival of certain products from certain third countries.	

Date*	Measure
	№ 475/2021 (28-04-21) Regulation (26th) Amendment to Regulation No.
	560/2014 on the validity of The Commission's (EC) Regulation No. 798/2008 on
	the records of third countries, territories, territories, territories or chambers, from
	w hich imports are allow ed to the Community and the Transit of the Community of Poultry and Poultry Products, and for requirements for health certifications for
	animals and animal products.
	LIECHTENSTEIN
	LGBI № 2021.133 Cultural Property Protection Ordinance (KGSV) of 13 April
19-04-21	2021 (LR № 445.013)
	LGBI № 2021.136 Ordinance of 20 April 2021 amending the Ordinance on
	Measures against Persons and Organisations with Links to the Groups "ISIL
22-04-21	<u>(Da'esh)" and Al-Qaeda</u> (LR № 946.222.22)
	LGBI № 2021.137 Ordinance of 20 April 2021 amending the Ordinance on
	Measures against the Islamic Republic of Iran (LR № 946.223.3)
23-04-21	LGBI № 2021.138 Announcement of 20 April 2021 of the Swiss legislation appli- cable under the Customs Treaty in the Principality of Liechtenstein (Annex I and
23-04-21	Lie custors freaty in the Principality of Lie chtenstein (Annex Fand    (LR № 170.551.631)
	NORWAY
	Regulations 2015 change in regulations on animal by-products that are not in-
06-04-21	tended for human consumption FOR-2021-03-31-1059 Ministry of Agriculture
00 01 21	and Food
	Regulations 2015 change in regulations on quota duty and trade in quotas for
	greenhouse gas emissions (greenhouse gas emissions) FOR-2021-04-07-
08-04-21	1097 Ministry of Climate and Environment
00-04-21	Regulations 2015 change in regulations on the import and transit of poultry and
	certain poultry products from third countries FOR-2021-04-07-1098 Ministry of
	Agriculture and Food
12-04-21	Regulations 2015 change in regulations on food additives FOR-2021-03-22-
	1128 Ministry of Health and Care Services
13-04-21	Regulations 2015 change in application-based regulations for exemptions from entry restrictions for foreigners for public health reasons FOR-2021-04-12-
10-04-21	1139 Ministry of Industry and Fisheries
	Regulations relating to amendments to the Regulations on application-based
15-04-21	schemes for exemptions from entry restrictions for foreign nationals for public
	health reasons FOR-2021-04-14-1159 Ministry of Trade, Industry and Fisheries
	Act relating to the implementation of international sanctions (Sanctions Act)
	ACT-2021-04-16-18 Ministry of Foreign Affairs
	Regulations relating to amendments to the Regulations on registration, assess-
16-04-21	ment, approval and restriction of chemicals (REACH Regulations)
	FOR-2021-04-15-1173 Ministry of Climate and Environment
	Implementation of Act 16 April 2021 No. 18 on the implementation of interna- tional sanctions (Sanctions Act) FOR-2021-04-16-1182 Ministry of Foreign Af-
	fairs
	Regulations relating to amendments to the Regulations on restriction on the use
19-04-21	of hazardous chemicals and other products (information on SVHC substances in
	products to ECHA) FOR-2021-04-16-1186 Ministry of Climate and Environment
23-04-21	Act relating to amendments to the EEA Goods Act (mutual approval of goods,
20 07 21	etc.) ACT-2021-04-23-25 Ministry of Trade, Industry and Fisheries
	Regulations relating to amendments to the Regulations on the determination of
	methods for sampling and analysis in connection with public control of feed
26-04-21	<u>products (Feed Analysis Regulations)</u> For-2021-04-14-1250 Ministry of Agricul- ture and Food, Ministry of Trade, Industry and Fisheries
	Regulations relating to amendments to the Regulations on registration and li-
	<u>cence schemes for tobacco products, etc.</u> FOR-2021-04-18-1252 Ministry of
	Health and Care Services
	Regulations relating to amendments to the Regulations on pesticides
	Regulations relating to amendments to the Regulations on besticides
29-04-21	
29-04-21	FOR-2021-04-26-1294 Ministry of Agriculture and Food Regulations relating to amendments to the Regulations on residues of pesticides
29-04-21 30-04-21	FOR-2021-04-26-1294 Ministry of Agriculture and Food

Date*	Measure
	Switzerland
06-04-21	<u>FSVO Order Establishing Measures Against the Spread of African Swine Fever</u> <u>through Import, Transit and Export Trade with European Union Member States,</u> <u>Iceland and Norway</u> (RS 916.443.107)
09-04-21	Ordinance on measures to combat the coronavirus (COVID-19) in the field of in- ternational passenger transport (Ordinance COVID-19 measures in the field of international passenger transport) (RS 818.101.27)
12-04-21	FSVO Order establishing measures to prevent the introduction of avian influ- enza present in certain Member States of the European Union and in Northern Ireland (RS 916.443.102.1)DFI Ordinance regulating import, transit and export trade in animals and animal products with EU Member States, Iceland and Norw ay (OITE-EU-DFI) 916.443.111)
13-04-21	FSVO Ordinance establishing measures to protect the domestic poultry popula- tion against avian influenza and prevent the spread of the disease (RS 916.443.110)
15-04-21	Ordinance of the FSVO of April 15, 2021 instituting measures to prevent the in- troduction of avian influenza in the Swiss domestic poultry population on the shores of Lake Geneva (RS 916.401.347) Ordinance on Epizootics (OFE) (RS 916.401) Ordinance on measures to combat the coronavirus (COVID-19) in the field of in- ternational passenger transport (Ordinance COVID-19 measures in the field of
18-04-21	international passenger transport (Ordinance COVID-15 measures in the held of international passenger transport) (RS 818.101.27) International Convention on the Harmonized Commodity Description and Coding System (RS 0.632.11) Amendment to Art. 8
20-04-21	Agricultural Product Import Ordinance (Agricultural Import Ordinance, OlAgr) (RS 916.01) Ordinance of the FDF on goods benefiting from customs relief according to their use (Ordinance on customs relief, OADou) (RS 631.012) Ordinance on measures to combat the coronavirus (COVID-19) in the field of in- ternational passenger transport (Ordinance COVID-19 measures in the field of international passenger transport) (RS 818.101.27)
21-04-21	Ordinance on measures to combat the coronavirus (COVID-19) in the field of in- ternational passenger transport (Ordinance COVID-19 measures in the field of international passenger transport) (RS 818.101.27)
22-04-21	Ordinance of the DFI regulating import, transit and export trade in animals and animal products with third countries (OITE-PT-DFI) (RS 916.443.106)
25-04-21	Ordinance on measures to combat the coronavirus (COVID-19) in the field of in- ternational passenger transport (Ordinance COVID-19 measures in the field of international passenger transport) (RS 818.101.27)
26-04-21	Agreement of 9 December 2019 in the form of an exchange of letters betw een the Swiss Confederation and the European Union within the framew ork of nego- tiations under art. XXVIII of the GATT 1994 on the modification of Switzerland's concessions to the WTO on seasoned meat (RS 0.632.290.17)
27-04-21	Decision № 1/2021 of the EU-Switzerland Joint Committee of 12 March 2021 amending Chapter III and Annexes I and II of the agreement between the Euro- pean Community and the Swiss Confederation on the facilitation of controls and formalities during the transport of goods, as well as customs security measures (RS 0.631.242.05)
28-04-21	Agricultural Product Import Ordinance (Agricultural Import Ord. OlAgr) (RS 916.01)

### Restrictive measures established, amended, corrected

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

Date*	Restrictive Measure
	LIECHTENSTEIN
19-04-21	LGBI № 2021.132 Ordinance of 13 April 2021 amending the Ordinance on Measures against Myanmar (LR № 946.222.3)
30-04-21	LGBI № 2021.145 Ordinance of 27 April 2021 amending the Ordinance on Measures against Myanmar (LR 946.222.3)
	Norway
09-04-21	Regulations on the lifting of regulations on restrictive measures against certain persons in light of the situation in Egypt FOR-2021-04-07-1101 Ministry of Foreign Affairs
23-04-21	Regulations relating to amendments to the Regulations on restrictive measures concerning the situation in Myanmar/Burma FOR-2021-04-21-1228 Ministry of Foreign Affairs
	Switzerland
06-04-21	Modification to the 5 December 2014 order establishing measures against Yemen (RS 946.231.179.8) [Entry into force 05.04.21] Modification to the 14 March 2014 order establishing measures against the Cen-
07-04-21	tral African Republic (RS 946.231.123.6) [Entry into force 05-04-21] Modifications to the Ordinance of 2 October 2000 on measures against persons and organisations with links to Usama bin Laden, the Al-Qaeda group or the Tal- iban (RS 946.203) [Entry into force 06-04-21]
16-04-21	Modifications to the 7 August 1990 ordinance establishing economic measures against the Republic of Irag (RS 946.206) [Entry into force 15-04-21]
19-04-21	Modification to The Ordinance of 30 March 2011 on Measures against Libya (RS 946.231.149.82) [Entry into force 20-04-21]
26-04-21	Correction to the Ordinance establishing measures against Syria (RS 946.231.172.7)
27-04-21	Modifications to the 11 November 2015 Ordinance establishing measures against the Islamic Republic of Iran (RS 946.231.143.6) [Entry into force 28-04- 21]
29-04-21	Ordinance instituting measures against Myanmar (RS 946.231.157.5)

# NON EU-EFTA EUROPEAN COUNTRIES

# UNITED KINGDOM

### UK introduces Global Anti-Corruption Sanctions Regulations

The UK has issued the Global Anti-Corruption Sanctions Regulations 2021 (the "Regulations"), which came into force on 26 April 2021. These Regulations are designed to ensure that sanctions relating to serious incidents of corruption are enforced.

The Regulations will give the government the power to impose asset freezes on designated persons or those dealing with them, with the aim of preventing the UK from being used as a "haven for dirty money." This is the first time that the UK has imposed sanctions relating to corruption.

22 individuals have been added to the Global Anti-Corruption sanctions regime, including 14 Russian individuals involved in corruption cases, three South African businessmen, three individuals in Latin America, and an individual from Sudan accused of misappropriating state assets. No entities have been added so far.

This move brings the UK into step with the United States and Canada, which have similar existing anti-corruption sanctions regimes. The new Regulations will provide an opportunity for the UK, US and Canada to take complementary actions and in partnership. The US Treasury department has welcomed this move in a press release.

Author: Sunny Mann.

# UK and Serbia sign Partnership, Trade and Cooperation Agreement

On 19 April 2021, the UK Government <u>announced</u> that the UK and Serbia signed a Partnership, Trade and Cooperation Agreement to ensure £682m trade can continue and grow between the two countries. The announcement said:

The Agreement secures continued preferential trade access betw een the UK and Serbia with significant savings for business to support jobs and the wider economy. It also sets out how the two countries will strengthen political, economic, security and cultural ties, and reaffirms the UK's support for governance reform in Serbia that will safeguard its competitive business environment and open, democratic society.

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- The Agreement replicates the effects of the existing EU-Serbia Stabilisation and Association Agreement as far as possible, providing certainty for businesses and consumers in the UK and Serbia.
- Top UK exports to Serbia include scientific instruments, medicine and pharmaceutics, machinery and clothing.
- This Agreement will now be subject to domestic parliamentary procedures in both the UK and Serbia.
- The UK now has agreed trade deals with 67 countries plus the EU, that account for £891bn of UK bilateral trade in 2019.

### UK publishes new guidance on technology exports – 5 key takeaways for companies using the cloud

The UK Export Control Joint Unit has published a revised <u>guidance note</u> on exporting military or dual-use technology. This guidance clarifies a number of common queries regarding technology exports, particularly around the use of cloud storage and remote data infrastructure through which information could be routed. The guidance also addresses the application of the special arrangements in Northern Ireland under the EU-UK Withdrawal Agreement.

The guidance affirms the position on how key definitions and concepts in UK export control laws will be interpreted in relation to technology exports. Here are our five key takeaways for companies using the cloud and remote infrastructure to store and share export-controlled technology:

- LOCATION: Whether there is a controlled export of controlled technology from the UK via the cloud will depend upon the location of the person who physically makes the technology available, and where the intended recipient is located – not the location of the server or data infrastructure through which technology is routed;
- 2. ACCESS: A licensable transfer will take place when controlled technology uploaded by or shared by persons in the UK for an overseas recipient is consequently dow nloaded or accessed overseas by the recipient. A licence will be needed before granting the overseas recipient access to or allowing them to download the technology, although this may be after the technology is uploaded or sent if protected by safeguards (see below). There is not considered to be a licensable transfer if controlled technology is dow nloaded or accessed only by persons located in the UK. Additionally, if controlled technology is uploaded to a UK or overseas server and any subsequent access to it is controlled by a person outside the UK, then an export licence will be required as a transfer of technology to the location of that person.

- 3. TRAVEL: A licence is required where a person takes controlled technology overseas – even where it is only for personal use and will not be shared or transmitted further. This also applies to a person accessing controlled technology when they are travelling: where an employee of a UK company accesses controlled technology belonging to their company overseas, this constitutes a transfer to the country in which they are located, and a licence would be required. (Note that certain exceptions may apply for cryptographic items under Category 5 Part 2 of the Dual Use List).
- 4. ADMINISTRATORS: Companies should understand whether internal or third party administrators for its cloud storage, or other providers of technical services for data infrastructure, located overseas would have access to the company's controlled technology on such cloud storage and infrastructure. An export licence would be required if the administrator will have access to, or the power to grant access to, controlled technology provided from the UK. Where safeguards are in place to ensure that administrators would not be able to access controlled technology, then such administrators would not be intended recipients of the controlled technology.
- 5. SAFEGUARDS AND ENCRYPTION: Companies that share or store controlled technology using the cloud should ensure they have appropriate safeguards in place to guard against unintended access to technology, including to intended recipients before a license is obtained. The guidance does not mandate that controlled technology transmitted via the cloud is encrypted (in contrast to guidance from other countries, for example see <u>here</u> for the US), but it indicates that measures to safeguard information against unintended access could include applying industry standard methods of end-to-end encryption and identity and access management.

The guidance also reiterates that licences are required for intra-group transfers of controlled technology.

The clarity and confirmations provided by the guidance should be carefully considered by companies when assessing the strength and effectiveness of their export compliance programme, alongside existing guidelines such as the UK export control <u>Compliance Code of Practice</u>. In particular, following the revised guidance, UK exporters will want to ensure they can exercise suitable control over access to their export controlled technology, through the application of policies, procedures and safeguards, including in relation to access by employees located overseas or travelling; access by subsidiaries, parents and group companies; and access by third party service providers.

Authors: Sunny Mann, Andrew Rose and Ross Evans.

### UK targets second Myanmar military conglomerate

On 1 April 2021, the UK government <u>announced</u> additional measures targeting the Myanmar regime's economic interests. Further to the <u>25 March 2021</u> announcement targeting Myanmar Economic Holdings Ltd (MEHL), the UK has added Myanmar Economic Corporation (MEC) to its <u>Global Human Rights sanctions regime</u>. The UK cited credible evidence that MEC had contributed funds to the Myanmar military who have allegedly committed widespread human rights violations in Myanmar.

The sanctions impose an asset freeze against MEC and its subsidiaries as well as prohibiting funds and economic resources being made available, directly or indirectly, to MEC or any subsidiary it controls. The UK named 64 of MEC's subsidiaries in its <u>Sanctions List</u>, targeting entities in industries such as mining, telecommunications and metals.

Adding MEC to the UK Sanctions list aligns the UK with the US in sanctioning both military-controlled conglomerates and is the most recent measure in the

UK's wider response to the 1 February 2021 coup (see our previous blog posts <u>here</u> and <u>here</u>).

Author: Sunny Mann.

Legislation (legislation.gov.uk)

Date	Measure
01-04-21	SI 2021/442 - The Health Protection (Coronavirus, International Travel) (Eng-
	land) (Amendment) (No. 11) Regulations 2021
	SI 2021/435 - The Trade Preference Scheme (EU Exit) (Amendment) Regulations 2021
07-04-21	SI 2021/447 - The Health Protection (Coronavirus, International Travel) (Eng-
	land) (Amendment) (No. 12) Regulations 2021
	SI 2021/447 - The Health Protection (Coronavirus, International Travel) (Eng- land) (Amendment) (No. 12) Regulations 2021
	SSI 2021/181 - The Health Protection (Coronavirus) (International Travel etc.)
08-04-21	(Miscellaneous Amendments) (Scotland) Regulations 2021
	SR 2021/95 - The Health Protection (Coronavirus, International Travel) (Amend-
	ment No. 11) Regulations (Northern Ireland) 2021
	SI 2021/453 - The Official Controls (Exemptions from Controls at Border Control
	Posts) (Amendment) Regulations 2021
09-04-21	SI 2021/454 - The Health Protection (Coronavirus, International Travel) (Wales)
03-04-21	(Amendment) (No. 5) Regulations 2021 / Rheoliadau Diogelu lechyd (Coro-
	nafeirws, Teithio Rhyngwladol) (Cymru) (Diwygio) (Rhif 5) 2021
	SR 2021/102 - The Health Protection (Coronavirus, International Travel, Opera-
	tor Liability and Information to Passengers) Regulations (Northern Ireland) 2021
16-04-21	SR 2021/99 - The Health Protection (Coronavirus, International Travel) Regula-
	tions (Northern Ireland) 2021
	SI 2021/470 - The Protection of Wrecks (RMS Titanic) (Amendment) Order
19-04-21	2021
20-04-21	SI 2021/478 - The Customs (Miscellaneous Amendments) Regulations 2021
	SI 2021/483 - The Taxation Cross-border Trade (Northern Ireland) (EU Exit)
04.04.04	(Amendment) Regulations 2021
21-04-21	SSI 2021/191 - The Health Protection (Coronavirus) (International Travel) (Scot-
	land) Amendment (No. 9) Regulations 2021
	SI 2021/498 - The Health Protection (Coronavirus, International Travel) (Eng-
	land) (Amendment) (No. 13) Regulations 2021
	SI 2021/500 - The Health Protection (Coronavirus, International Travel) (Wales)
22-04-21	(Amendment) (No. 6) Regulations 2021 / Rheoliadau Diogelu lechyd (Coro-
	<u>nafeirws, Teithio Rhyngwladol) (Cymru) (Diwygio) (Rhif 6) 2021</u>
	SR 2021/108 - The Health Protection (Coronavirus, International Travel)
	(Amendment) Regulations (Northern Ireland) 2021
28-04-21	SI 2021/519 - The Climate and Energy (Revocation) (EU Exit) Regulations 2021
	SI 2021/521 - The G7 Presidency (Immunities and Privileges) Order 2021
	SI 2021/520 - The Customs Tariff (Establishment) (EU Exit) (Amendment) Reg-
29-04-21	ulations 2021
	SI 2021/527 - The Customs Tariff (Preferential Trade Arrangements and Tariff
	Quotas) (EU Exit) (Amendment No. 2) Regulations 2021
30-04-21	<u>2021 c. 10 - Trade Act 2021</u>

### Restrictive measures established, amended, corrected

The following restrictive measures were established, amended or corrected and published during the period covered by this Update. \*The date shown may be the signature date, release date or publication date, depending on local practice.

Date*	Restrictive Measure
23-04-21	<u>SI 2021/501 - The Terrorism Act 2000 (Proscribed Organisations) (Amendment)</u> Order 2021

Date*	Restrictive Measure
26-04-21	SI 2021/488 - The Global Anti-Corruption Sanctions Regulations 2021
	SI 2021/529 - The Myanmar (Sanctions) (Isle of Man) Order 2021
29-04-21	SI 2021/528 - The Myanmar (Sanctions) (Overseas Territories) Order 2021
	SI 2021/526 - The Global Anti-Corruption Sanctions (Isle of Man) Order 2021
	SI 2021/525 - The Global Anti-Corruption Sanctions (Overseas Territories) Order
	<u>2021</u>
	SI 2021/496 - The Myanmar (Sanctions) Regulations 2021

### HMRC updates

The following Public Notices, <u>Customs Information Papers</u> (CIPs) were issued by HM Revenue & Customs:

Release Date	Ref. No. and Subject
	Tariff, Anti-Dumping and Other Notices
16-04-21	Notice 100: customs Flexible Accounting System
19-04-21	Changes to CHIEF commodity codes (Tariff stop press notice 13)
20-04-21	Notice 12A: w hat you can do if things are seized
21-04-21	The Taxation Cross-border Trade (Northern Ireland) (EU Exit) (Amendment) Regulations 2021
22-04-21	Refunds of UK VAT for non-UK businesses or EU VAT for UK businesses (No- tice 723A)
23-04-21	Classifying toys, games and festive articles for import and export
28-04-21	Notice 205: official customs seals and trader sealing
	Reference Document for The Customs Tariff (Establishment) (EU Exit) Regula- tions 2020
29-04-21	Reference Documents for The Customs Tariff (Preferential Trade Arrangements and Tariff Quotas) (Amendment) (EU Exit) Regulations 2020 part 1
	Reference Documents for The Customs Tariff (Preferential Trade Arrangements and Tariff Quotas)(EU Exit)(Amendment No. 2) Regulations 2021

# TURKEY

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

The following documents were published in the on-line <u>T.C. Resmî Gazete</u>.

Date	Subject
01-04-21	Communiqué on the Prevention of Unfair Competition in Imports (No: 2021/10)
06-04-21	Decision of the Joint Committee established by the Free Trade Agreement be- tw een the Republic of Turkey and the Republic of Albania on the Adoption of Resolution 1/2020, which changed protocol II on the definition of the concept of 'Products of Origin' and methods of administrative co-operation in addition to the Free Trade Agreement betw een the Republic of Turkey and the Republic of Albania (Number of Decisions: 3766)
07-04-21	Decision to Amend the Decision on The Implementation of Tariff Quota on The Import of Some Agricultural Products of Palestinian National Authority Origin (Number of Decisions: 3788)         Amendment of The Definition of the Concept of "Products of Origin" and The Amendment of Protocol II on The Exchange of Concessions on Basic Agricultural Products and Processed Agricultural Products and Fisheries Products of the Temporary Free Trade Agreement betw een the Republic of Turkey and the State of Palestine Decision on The Effective Date of the Joint Committee Decisions No. 1/2020 and 2/2020 Signed on January 9, 2020 as March 26, 2021 (Number of Decisions: 3789)         Communiqué on the Prevention of Unfair Competition in Imports (No: 2021/16)

Date	Subject
	Electronic Application System Communiqué in Import Transactions (Import: 2021/21)
08-04-21	Persons Listed by United Nations Security Council Resolutions 1267 (1999), 1988 (2011) and 1989 (2011), Decision on freezing assets held by organiza- tions or organizations dated 30/9/2013 and numbered 2013/5428 on amend- ments to the List No. 1) (Number of Decisions: 3795)
10-04-21	Communiqué on the Prevention of Unfair Competition in Imports (No: 2021/17)
15-04-21	General Communiqué of Customs (Customs Procedures Before Arrival) (Notice on Amendments to Serial No: 1) (Customs Procedures Before Arrival) (Serial No: 2)
16-04-21	Communiqué on the Prevention of Unfair Competition in Imports (No: 2021/20) Communiqué on the Prevention of Unfair Competition in Imports (No: 2021/21)
17-04-21	Regulation on Labeling of Tyres for Fuel Efficiency and Other Parameters (EU/2020/740)
	Decision on Amendments to the Import Regime Decision (Number of Decisions: 3837)
	Decision to Amend the Decision on the Implementation of Additional Customs Duties on Imports (Number of Decisions: 3838)
20-04-21	Decision on the Implementation of Tariff Quota on The Import of Certain Prod- ucts originating from the United Kingdom of Great Britain and Northern Ireland
	(Number of Decisions: 3839) Communiqué on Tariff Quota on The Import of Certain Products originating from the United Kingdom of Great Britain and Northern Ireland
22-04-21	Decision on the Ratification of the Economic and Financial Cooperation Agreement betw een the Government of the Republic of Turkey and the Government of the Turkish Republic of Northern Cyprus in 2021 (Number of Decisions: 3858)         Decision of the Joint Committee established by the Free Trade Agreement betw een the Republic of Turkey and Georgia on the Adoption of Resolution No. 1/2016, which changed the Protocol II on the Definition of the Concept of 'Products of Origin' and Methods of Administrative Cooperation of the Free Trade Agreement betw een the Republic of Turkey and Georgia (Number of Decisions: 3864)         Decision on the Adoption of Resolution 1/2017, which changed the Definition of the Concept of 'Products of Origin' and The Methods of Administrative Cooperation of the Joint Committee established by the Free Trade Agreement betw een the Republic of Turkey and Georgia (Number of Decisions: 3864)         Decision on the Adoption of Resolution 1/2017, which changed the Definition of the Concept of 'Products of Origin' and The Methods of Administrative Cooperation of the Joint Committee established by the Free Trade Agreement betw een the Republic of Turkey and Montenegro (Number of Decisions: 3865)         Decision on the Ratification of the Decision of the Joint Committee of EU-Joint Transit Countries dated 4/12/2018 and Numbered 2/2018 on Amendments to the Annexes of the Agreement on the Common Transit Regime of 20/5/1987 effective from 1/1/2021 (Number of Decisions: 3863)         Decision to Amend the Decision on the Implementation of Additional Customs Duties on Imports (Number of Decisions: 3867)
24-04-21	Regulation on Changes to the Electricity Market Import and Export Regulation
25-04-21	Regulation on Amendments to the Regulation on Procedures and Principles re- garding the Internal and Foreign Trade of Alcohol and Alcoholic Beverages Regulation on Amendments to the Regulation on The Procedures and Princi- ples regarding the Production of Ethyl Alcohol and Methanol and Its Internal and Foreign Trade
27-04-21	2021 Decision on the Effective Date of the Economic and Financial Coopera- tion Agreement betw een the Government of the Republic of Turkey and the Government of the Turkish Republic of Northern Cyprus as April 22, 2021 (Number of Decisions: 3911)

### UKRAINE

# Ukraine introduces new import ban on a wide range of products originating from Russia

On 13 April 2021, a new import ban will come into effect on 24 new categories of products originating from the Russian Federation. The Cabinet of Ministers of Ukraine adopted <u>Resolution № 269</u> amending the list of products prohibited for import into Ukraine from the Russian Federation, which was previously approved by its Resolution No. 1147 dated 30 December 2015 "On Banning the Import of Products Originating in the Russian Federation into the Customs Territory of Ukraine." The new categories of products include, among others:

- w heat and a mixture of w heat and rye (meslin)
- sunflow er, safflow er or cottonseed oils and their fractions (both refined and unrefined)
- surfactants (including those packaged for retail trade)
- detergents and cleaning products (including those packaged for retail trade)
- equipment for drilling rocks or soils, including their parts
- certain steel products
- certain types of paper and cardboard, including toilet paper and packaging bags

The import ban is effective until 31 December 2021 but will most likely be extended for another year.

In addition, according to Ukraine's deputy minister of economic development, trade and agriculture, the list of products banned for import from the Russian Federation may be further expanded with new products shortly.

Author: Hanna Shtepa.

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

The following Ukrainian Laws (Закон України), Resolutions (Постанова), Presidential Decrees (Указ Президента), Decrees of the Cabinet of Ministers (Розпорядження Кабінету Міністрів України), Regulations (Положення), Agency Orders (Наказ) and other pieces of legislation were posted on the <u>Parlia-</u> mentary (Верховної Ради) website during the period of coverage of this Update:

Date	Subject	
31-03-21	On amendments to the list of goods, works and services necessary for the im- plementation of measures aimed at preventing the occurrence and spread, lo- calization and elimination of outbreaks, epidemics and pandemics of acute res- piratory disease COVID-19 caused by the coronavirus SARS-CoV-2 in Ukraine Resolution of the Cabinet of Ministers of Ukraine dd. 31.03.2021 No 272	
01-04-21	On amendments to the list of goods prohibited for import into the customs terri- tory of Ukraine originating from the Russian Federation Resolution of the Cabi- net of Ministers of Ukraine dd. 01.04.2021 No 269	
07-04-21	On amendments to the Procedure for determining goods imported into the cus toms territory of Ukraine for use in the industrial production of motor vehicles Resolution of the Cabinet of Ministers of Ukraine dd. 07.04.2021 No 320	
09-04-21	On the decision of the National Security and Defense Council of Ukraine of March 19, 2021 "On the application and amendment of personal special eco- nomic and other restrictive measures (sanctions)" Decree of the President of Ukraine No 151/2021 of 09.04.2021	

Date	Subject		
	On the decision of the National Security and Defense Council of Ukraine of April 15, 2021 "On the application of personal special economic and other re- strictive measures (sanctions)" Decree of the President of Ukraine No. 169/2021 of 21 April 2021		
21-04-21	On submission to the Verkhovna Rada of Ukraine of the draft Law of Ukraine "On withdraw al from the Agreement on the creation of the Interstate Reserve of Biopreparations and Other Means of Animal Protection in the States - Partici- pants of the Commonw ealth of Independent States" Ordinance of the Cabinet of Ministers of Ukraine No.357-p of 21 April 2021		

# 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 <u>Eurasian Economic</u> <u>Commission documentation page</u>. In general, only *Pewehua, Pacnopяжение* and Recommendations having a direct effect on international traders are listed.

Publication Date	Title			
(	Council (Совет) of the Eurasian Economic Commission Решение			
06-04-21	Nº 14 (05-03-21) On amending the Council of the Eurasian Economic Commis- sion's decision of November 3, 2016 No. 78 Nº 15 (05-03-21) On amending Title I of the plan to develop technical regula- tions of the Eurasian Economic Union and to amend the technical regulations of the Customs Union			
08-04-21	№ 16 (05-03-21) On setting the import duty rate of the Eurasian Economic Un- ion's Single Customs Tariff on oxalic acid, its salts and complex esters			
15-04-21	№ 19 (05-03-21) On the basic technological organizational model of the system for marking goods by means of identification in the Eurasian Economic Union № 23 (05-04-21) On approval of the Regulations on the Eurasian part of the Joint Commission established in accordance with Article 12.1 of the Agreement on Trade and Economic Cooperation betw een the Eurasian Economic Union and its member states, on the one hand, and the People's Republic of China, on the other hand, dated May 17, 2018			
19-04-21	№ 26 (05-04-21) On amending the list of goods in respect of which the Repub- lic of Kazakhstan, in accordance with the obligations assumed as a condition for joining the World Trade Organization, applies import customs duty rates that are low er than those of the Eurasian Economic Union Common Customs Tariff, and the amount of such duty rates for certain types of raw materials of mineral origin containing precious metal or compounds of precious metals № 30 (05-04-21) On the establishment of the rates of import customs duties of the Unified Customs Tariff of the Eurasian Economic Union for certain types of epoxy and polyurethane resins in primary forms for the production of optical fi- bers			
27-04-21	<u>№ 31 (05-04-21) On the draft decision of the Eurasian Intergovernmental Coun- cil "On the Main Directions of Industrial Cooperation within the Eurasian Eco- nomic Union until 2025"</u>			
В	oard (Коллегии) of the Eurasian Economic Commission Решения			
02-04-21	№ 37 (30-03-21) On the classification of the mobile robotics complex in accord- ance with the single Product line of foreign economic activity of the Eurasian Economic Union № 38 (30-03-21) On the classification of drugs containing deproteiized hemodi- alysis from the blood of calves, in accordance with the single Product of For-			

Publication Date	n Title	
	№ 5 (19-01-21) On approval of the list of violations of the requirements for the	
	production of jew elry and other products moved from one member state of the	
06-04-21	Eurasian Economic Union to another, in respect of which information is ex-	
00 01 21	changed between the bodies of the member states authorized to regulate the	
	production, use and circulation of precious metals and precious stones, as well	
	as products from them	
	№ 39 (06-04-21) On the transitional provisions of the technical regulations of the Eurasian Economic Union "On the requirements for trunk pipelines for the	
	transportation of liquid and gaseous hydrocarbons" (TP EAEU 049/2020)	
	№ 40 (06-04-21) On amendments to the Decision of the Board of the Eurasian	
	Economic Commission dated January 19, 2016 No. 5	
	№ 41 (06-04-21) On amendments to the Regulation on the specifics of customs	
	control of the customs value of goods imported into the customs territory of the	
	Eurasian Economic Union	
09-04-21	№ 42 (06-04-21) On Amending the Procedure for Deferred Determination of the	
	Customs Value of Goods	
	№ 43 (06-04-21) On amendments to some decisions of the Customs Union	
	Commission and the Board of the Eurasian Economic Commission	
	№ 44 (06-04-21) On amendments to the list of individual goods, in respect of	
	which the rates of import customs duties are applied in accordance with the	
	Free Trade Agreement between the Eurasian Economic Union and its member states, on the one hand, and the Socialist Republic of Vietnam, on the other	
	hand, dated May 29, 2015 years, and the size of such rates	
	№ 45 (13-04-21) On setting the import duty rate of the Eurasian Economic Un-	
	ion's Single Customs Tariff on the substmark for the lining of aluminum electro-	
16-04-21	lyzers	
	№ 46 (13-04-21) On setting the import duty rate of the Eurasian Economic Un-	
	ion's Single Customs Tariff on optical glass rods	
	№ 47 (20-04-21) On making changes to the single product range of foreign	
	economic activity of the Eurasian Economic Union and the Single Customs Tar-	
	iff of the Eurasian Economic Union for certain types of light-emitting diode	
	lamps (LED)	
	№ 48 (20-04-21) On amending the Rules for the Implementation of State Con- trol of Gemstones	
23-04-21	№ 49 (20-04-21) On the extension of the anti-dumping measure against some	
	types of steel pipes originating from Ukraine and imported into the customs ter-	
	ritory of the Eurasian Economic Union	
	№ 50 (20-04-21) On the classification of a self-propelled ice-filling machine in	
	accordance with the single Product line of foreign economic activity of the Eura-	
	sian Economic Union	
	№ 51 (27-04-21) On making changes to the technical task of providing services	
	for the development and implementation of the Eurasian network of industrial	
	cooperation, subcontracting and technology transfer	
	№ 52 (27-04-21) On the extension of the anti-dumping measure against steel	
	seamless pipes used for the drilling and operation of oil and gas wells originat-	
20.04.04	ing from the People's Republic of China and imported into the customs territory	
29-04-21	of the Eurasian Economic Union, and recognition of the decision of the Eura-	
	sian Economic Commission Board of August 11, 2020 No. 98 № 53 (27-04-21) On the establishment for 2021 of tariff guotas for certain types	
	of goods originating from the Republic of Serbia and imported into the territory	
	of the member states of the Eurasian Economic Union, and on amending the	
	decision of the Eurasian Economic Commission Board of November 6, 2014	
	No. 199	
1		

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

The Commission has posted a table which provides a <u>collection of classification</u> <u>decisions</u> under the common tariff adopted by the Commission. A separate website exists for <u>preliminary decisions on the classification of goods adopted by the</u> <u>customs authorities of states - members</u> of the Eurasian Economic Union. It was last updated 21 April 2021. The table lists the tariff codes, a description, rationale (GRIs) for the decision.

### **RUSSIAN FEDERATION**

### Russia introduces restrictions on the activities of foreign auditors

Under Decree of the Government of the Russian Federation No. 622 dated 19 April 2021 "<u>On restrictions on the provision of information and documentation to</u> <u>an audit organization, an individual auditor</u>" ("Decree"), starting from April 29, 2021, a wide list of audited Russian entities will cease to disclose information, that is normally subject to mandatory disclosure requirements, to audit organizations which are owned or controlled by foreign individuals, stateless persons, foreign legal entities, international companies or are part of the same group with such persons ("Foreign auditors").

In a nutshell, by virtue of the Decree Russian persons that are subject to restrictive measures (such as foreign sanctions) or which are otherwise prohibited from disclosing their ownership and other sensitive information (e.g. enterprises from the Russian defense sector, strategic banks, etc.) shall not disclose the said information, such as their shareholding and management structure, information on affiliated persons, information on the issuer's subsidiaries, to Foreign auditors. In particular, the following categories of Russian persons are covered by the Decree: (1) issuers of securities that are subject to restrictive measures or may be subject to restrictive measures resulting from the disclosure of sensible information, (2) banks that are subject to restrictive measures, (3) non-bank credit institutions and specialized depositories and insurers whose shareholders are subject to restrictive measures, etc.

The types of information not subject to disclosure may differ depending on the activities carried out by the organization. For example, banks that are subject to restrictive measures or related to the Russian defense sector will no longer disclose information about their owners and members of management bodies to Foreign auditors.

The full list of information that shall not be disclosed to Foreign auditors are specified in the Decree.

Author: Alexander Bychkov

# NORTH AFRICA

### Manufacturing and marketing of pharmaceutical products in Francophone Africa

The April 2021 edition of our <u>Francophone Africa Newsletter</u> authored by <u>Celine</u> <u>van Zeebroeck</u>, <u>Richard Mugni</u>, <u>Fabien Hecquet</u>, <u>Keltoum Boudribila</u> and <u>Marilyn</u> <u>Batonga</u> is now available.

2021 has been a transformative year for the healthcare and life sciences industry, including for the Francophone African jurisdictions and for pharmaceutical companies sharing an interest in the region. The newsletter aims to share legal insights and provide practical guidance in the context of today's evolving world. It sets out an analysis of the rules governing the manufacture and marketing of pharmaceutical products in seven Frenchspeaking African countries (Algeria, Morocco, Tunisia, Côte d'Ivoire, Senegal, Gabon and Rwanda) and includes an overview of the applicable rules on distributors and wholesalers, imports and exports of medicines, advertising and promotion, the marketing authorization process as well as pricing and reimbursement of medicines.

# AFRICA (EXCEPT NORTH AFRICA)

## SOUTH AFRICA

Date	Publication Details	Subject	Implemen- tation Date
01-04-21	GG.44383 R.305	Promulgation of rules to section 58A of the Customs and Excise Act, 1964, to implement anti-forestalling measures in respect of anticipated increases in ex- cise duties – DAR208 <u>Notice R.305</u>	01-04-21
01-04-21	GG.44410 R.308	Amendment to Part 3F of Schedule No. 1, by an increase of 5.2 per cent in the rate of environmental levy on carbon dioxide equivalent from R127 to R134 per tonne, to give effect to the Budget proposals announced by the Minister of Finance on 24 February 2021 Notice R.308	With retro- spective ef fectfrom 01-01-21
	GG.44410 R.311	Amendment to Part 5A of Schedule No. 1, by an in- crease of 15c/li in the rate of the general fuel levy from 370c/li to 385c/li and 355c/li to 370c/li on petrol and diesel respectively, the substitution to Note 8 as well the increase of 1c in the carbon fuel levy from 7c/li to 8c/li for petrol and from 8c/li to 9c/li for diesel, respectively, to give effect to the Budget proposals announced by the Minister of Finance on 24 February 2021 Notice R.311	With effect from 07-04-21
	GG.44410 R.310	Amendment to Part 5B of Schedule No. 1, by an in- crease of 11c/li in the RAF levy from 207c/li to 218c/li on both petrol and diesel, to give effect to the Budget proposals announced by the Minister of Finance on 24 February 2021 Notice R.310	
	GG44410 R.312	Amendment to Part 3 of Schedule No. 6, as a conse- quence of the increase in the fuel and RAF levy as announced by the Minister of Finance in his budget speech of 24 February 2021; the diesel refund provi- sions are adjusted accordingly <u>Notice R.312</u>	
	GG.44384 R.304	Imposition of provisional payment in relation to anti- dumping against the alleged dumping of pasta origi- nating in or imported from Egypt, Latvia, Lithuania and Turkey classifiable in tariff heading 1901.11 and 1901.12 – ITAC Report No. 655 Notice R.304	With effec from 01-04-21 up to and including 16-09-21

South African Customs and Excise Act Amendments of Rules and

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Date	Publication Details	Subject	Implemen- tation Date
09-04-21	GG.44428 R.328	Amendment to rules under sections 54AA and 120 – Substitution of the DA180 carbon tax account (DAR 209) <u>Notice R.328</u> <u>DA 180</u> – Environmental Levy Account for Carbon Tax (Front page) <u>Completion Notes to the DA 180</u>	09-04-21
	GG.44428 R.329	Amendment to Part 1 of Schedule No.1, by the amendment of various tariff subheadings under Chapter 49 as well as the insertion of Additional Note 6, in order to create separate 8-digit tariff subhead- ings for banknotes, postage stamps and revenue stamps <u>Notice R.329</u>	00 04 21
23-04-21	GG.44473 R.369	Amendment to Paragraph 8 of Schedule No 1 to the VAT Act, 1991, as a consequence to the amendment to Schedule No. 4 of the Customs and Excise Act, Act 91 of 1964, in order to regulate purchases made by diplomats at licensed special shops <u>Notice R.369</u>	
	GG.44473 R.368	Amendment to Part 1 of Schedule No. 4, by the sub- stitution of Notes to rebate item 406.00 as well as the amendment of various items under 406.02, 406.03, 406.05 and 406.07, in order to regulate purchases made by diplomats at licensed special shops <u>Notice R.368</u>	With effect from 01-07-21
	GG.44473 R.367	Amendment to Part 1A of Schedule No. 6, as a con- sequence to the amendment of Notes to rebate item 406.00 in Part 1 of Schedule No. 4 as well as the re- moval of the reference to rebate item "406.01" appli- cable to the President <u>Notice R.367</u>	
	GG.44473 R.366	Amendment to Part 1B of Schedule No. 6, as a con- sequence to the amendment of Notes to rebate item 406.00 in Part 1 of Schedule No. 4 as well as the re- moval of the reference to rebate item "406.01" appli- cable to the President <u>Notice R.366</u>	
	GG.44473 R.365	Amendment to Part 1C of Schedule No. 6, as a con- sequence to the amendment to Part 1 of Schedule No. 4, the removal of the reference to rebate item "406.01" applicable to the President as well as the substitution of Note 8 to item 620.24, to amend the reference "customs and excise manufacturing w are- house (VM)" with "customs and excise special manu- facturing w arehouse (SVM)" <u>Notice R.365</u>	
	GG.44473 R.364	Amendment to Part 1D of Schedule No. 6, as a con- sequence to the amendment to Part 1 of Schedule No. 4 as well as the removal of the reference to re- bate item "406.01" applicable to the President <u>Notice R.364</u>	
	GG.44473 R.363	Amendment to Part 1E of Schedule No. 6, as a con- sequence to the amendment to Part 1 of Schedule No. 4 as well as the removal of the reference to re- bate item "406.01" applicable to the President Notice R.363	
	GG.44473 R.362	Amendment to Part 1F of Schedule No. 6, as a con- sequence to the amendment to Part 1 of Schedule	

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Date	Publication Details	Subject	Implemen- tation Date
		No. 4 as well as the removal of the reference to re- bate item "406.01" applicable to the President <u>Notice R.362</u>	
	GG.44473 R.361	Amendment to Part 2 of Schedule No. 6, as a conse- quence to the amendment to Part 1 of Schedule No. 4 in order to remove the reference to the President <u>Notice R.361</u>	
	GG.44473 R.360	Amendment to Part 3 of Schedule No. 6, as a conse- quence to the amendment of Notes to rebate item 406.00 <u>Notice R.360</u>	
23-04-21	GG.44473 R.370	Amendment to rules under section 120 – Registration forms for activities in relation to marked goods and certain goods free of duty contemplated in section 37A of the Customs and Excise Act, 1964. (DAR210) <u>Notice R.370</u> <u>DA 185</u> – Application form Registration/Licensing of Customs and Excise Clients <u>DA 185.4A18</u> – Registration Client Type 4A18 – To be in posession of and to use goods consisting of a mixture w hich includes marked goods <u>DA 185.4A19</u> – Registration Client Type 4A19 – Sup- ply of aviation kerosene and or aviation spirit <u>DA 185.4A20</u> – Registration Client Type 4A20 – Pro- ducer of goods not capable of use in any engine	23-04-21
30 04-21	GG. R.	Amendment of rules under sections 59A and 60 to provide for the next phase in the development of the electronic system for the submission of applications for registration and licensing and consequential amendments (DAR211) <u>Notice</u> <u>DA 185.4A11</u> – Registration Client Type 4A11 – SEZ and or designation of a CCA <u>DA 185.4B3</u> – Licensing Client Type 4B3 – Storage w arehouse <u>DA 185.4B4</u> – Licensing Client Type 4B4 – Special storage w arehouse <u>DA 185.4B15</u> – Licensing Client Type 4B15 – Searcher of or searching for w reck Publication details will be made available later	With retro- spective ef- fect from 23-04-21

# OTHER AFRICAN COUNTRIES (EXCEPT NORTH AFRICA)

Manufacturing and marketing of pharmaceutical products in Francophone Africa

Please see article in the North Africa section above

# NEWSLETTERS, REPORTS, ARTICLES, ETC.

### Baker & McKenzie Global Indirect Tax Newsletter

Baker & McKenzie's <u>Global Indirect Tax Newsletter</u> 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 Indirect Tax Newsletter are:

Jochen Meyer-Burrow, Partner, <u>jochen.meyer-burow @bakermckenzie.com</u>

• Martin Morawski, Associate, martin.morawski@bakermckenzie.com

## Publications, Alerts, Newsletters

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

Title
Global International Trade Compliance Update – April 2021 {older issues}
Thailand Client Alert: Thai Customs sharply focused on post-clearance audits and post-re- view activities
Francophine Africa New sletter (April 2021) Manufacturing and marketing of pharmaceuti- cal products in Francophone Africa
Check <u>https://www.bakermckenzie.com/en/insight</u> for copies of Insight articles and client alerts

# WEBINARS, MEETINGS, SEMINARS, ETC.



Global Trade and/or those who would like a refresher.				
Wednesday, January 27	Supply Chain: Environmental and Human Rights Due Diligence Speakers: Aleesha Fowler (New York), Ulrich Ellinghaus (Frankfurt), Graham Stuart (London), and Francesca Richmond (London) Moderator: Kerry Contini (Washington, DC)	<u>Register Now</u>		
Tuesday, February 23	Trade Focus on China Speakers: Jon Cowley (Hong Kong), Eunkyung Kim Shin (Chicago), and Jessica Mutton (London) Moderator: Lise Test (Washington, DC)	<u>Register</u> <u>Now</u>		

	Tes de Deve la verse de Un des des New Distan	
	Trade Developments Under the New Biden Administration and Brexit	
Tuesday, March 23	<b>Speakers:</b> Sylwia Lis (Washington, DC), Lise Test/Inessa Owens (Washington, DC), Eunkyung Kim Shin (Chicago), and Christine Streatfeild (Washington, DC)	<u>Register</u> <u>Now</u>
	Moderator: Jenny Revis (London)	
	Future of the WTO, Trade Remedies and Trade Wars	
Tuesday, April 27	<b>Speakers</b> : Kevin O'Brien (Washington, DC), Pablo Bentes (Geneva), and Andrew Rose/Sven Bates (London)	<u>Register</u> <u>Now</u>
	Moderator: Christine Streatfeild (Washington, DC)	
	Hot Topics on Sanctions (Focus on US, Canada, UK, EU and Middle East)	
Tuesday, May 25	<b>Speakers:</b> Brian Cacic (Toronto),Olof Konig (Stockholm), Callie Lefevre (Washington, DC), and Samir Safar-Aly (Dubai)	<u>Register</u> <u>Now</u>
	Moderator: Sunny Mann (London)	
	Foreign Investment Review Trends (Focus on US, UK, Germany and Spain)	
Tuesday, June 29	<b>Speakers:</b> Sylwia Lis (Washington, DC),Tristan Grimmer / Ross Evans (London), Anahita Thoms (Dusseldorf), and Valeria Enrich (Barcelona)	<u>Register</u> <u>Now</u>
	Moderator: Rod Hunter (Washington, DC)	
	Hot Topics for Customs Audits (Focus on US, Canada,	
Tuesday, July 27	Mexico, EU, UK, Russia and Asia-Pacific) Speakers: Nicole Looks (Amsterdam)/Alexandra Alberti (London), Mariana Rojas-Islas (Mexico City), Paul Burns (Toronto), Ivy Tan (Kuala Lumpur), and Vladimir Efremov (Moscow)	<u>Register</u> <u>Now</u>
	Moderator: John McKenzie (San Francisco)	
August	Vacation Break	
	Hot Topics on Export Controls (Focus on US, China, EU, UK and Russia)	
Tuesday, September 28	<b>Speakers:</b> Ben Smith (London), Derk Christiaans (Amster- dam), Weng Keong Kok (Hong Kong), and Alexander By- chkov (Moscow)	<u>Register</u> <u>Now</u>
	Moderator: Megan Hamilton (Chicago)	
	Global FTAs developments (Focus on Africa, EU, UK, and Latin America)	
Tuesday, October 26	<b>Speakers:</b> Virusha Subban (Johannesburg), Kevin Nordin (London), Alessandra S. Machado (Sao Paulo), Kelvin Hong (Kuala Lumpur), and Hania Negm (Cairo)	<u>Register</u> <u>Now</u>
	Moderator: Adriana Ibarra-Fernandez (Mexico City)	
November (Dates TBD)	Year-End Review of Import/Export Developments	
	see timeanddate.com for time in your location.	<u> </u>
08:00 AM (Pacific) - Sa 10:00 AM (Central) - C		
11:00 AM (Eastern) - E	C	
4:00 PM (GMT) - Lond	ION	

5:00 PM (CET) - Frankfurt 12:00 AM+ (CST) - Beijing 1:00 AM+ (JST) - Tokyo

Duration: 90 Minutes

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

**Co-Chairs: Adriana Ibarra-Fernandez**, Partner, Mexico City, T +52 55 5279 2947 Email

Sylwia Lis, Partner, Washington, DC, T + 202 835 6147 Email

Jennifer F. Rev is, Partner, London, T +44 20 7919 1381 Email

Questions: Sal Gonzalez, Business Development Specialist, T +1 202 835 1661 Email

These webinars are all complimentary and you can sign-up for as many as you would like.

#### MCLE Credit:

Pending for 1.5 general California CLE credits, 1.5 general Illinois CLE credits, 1.5 areas of professional practice New York CLE credits, and 1.5 general Texas CLE credits. 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 12/12/18-12/11/21. This program is appropriate for both experienced and newly admitted New York attorneys. Baker & McKenzie LLP is an accredited sponsor, approved by the State Bar of Texas, Committee on MCLE.

A uniform certificate for 1.5 CPE credits will be provided to participants for CPE credit applications.

\*\*While CLE credit may be pre-approved in certain jurisdictions, final CLE accreditation approval is anticipated, but not guaranteed.





# Asia Pacific International Commercial and Trade Webinar Series December 2020 – January 2021 | 11:00 am – 12:00 pm (GMT+8)

We are pleased to present the Asia Pacific Trade Webinar Series which focused on the Nuts and Bolts of Trade Compliance and delivered practical guidance and on-the-ground insights from our teams in Asia Pacific.

This program featured overarching customs developments and highlights on specially regulated goods. Key themes included:

- Significant changes to customs clearance requirements
- Customs enforcement and audit priorities
- Changes in import and export controls/prohibitions and specific permitting or licensing requirements
- Other jurisdictional specific updates, such as:
  - COVID regulation special measures
  - o Government trade incentive programs
  - o FTA developments, including the RCEP Agreement
  - o Trade war tensions
  - Sanctions developments
  - o New regulatory regimes impacting supply chains
  - o Regulatory reforms in development

If you have any questions relating to the webinars, please contact <u>Sharon</u> <u>How</u> or <u>Amanda Murillo</u>. Recordings are available as follows (original dates are shown as well).

	December 2020 Sessi	ons
Jurisdictional Updates	<b>Original Date</b>	
Singapore	Thursday, 3 December	Singapore recording
Vietnam	Tuesday, 8 December	Vietnam recording
Malaysia	Thursday, 10 December	<u>Malaysia recording</u>
Thailand	Tuesday, 15 December	Thailand recording soon
Indonesia	Thursday, 17 December	Indonesia recording soon
	January 2021 Sessio	ns
Jurisdictional Updates	<b>Original Date</b>	
Australia	Tuesday, 19 January	<u>Register</u>
Philippines	Thursday, 21 January	<u>Register</u>
China/Hong Kong	Tuesday, 26 January	<u>Register</u>
Japan	Thursday, 28 January	<u>Register</u>
	Asia Pacific Key Conta	acts
Australia:	Anne Petterd (Partne	r)
China/Hong Kong	Jon Cowley (Register	ed Foreign Lawyer)
Indonesia	<u>Riza Buditomo</u> (Partn	
Japan	<u>Junko Suetomi</u> (Partr	
Malaysia	Adeline Wong (Partne	,
Philippines	Ronald Bernas (Partn	ner)
Singapore	Ken Chia (Principal)	
Taiwan	<u>Chris Tsai</u> (Partner)	
Thailand	Panya Sittisakonsin (	,
Vietnam	<u>Thanh Vinh Nguyen</u> (	Partner)



# The Ever-Changing International Trade Landscape

Our Virtual Global Trade Conference was held on July 14-16, 2020. Below you will find links to the recordings and materials from the conference. <u>Please let us know if you have any additional feedback on the sessions</u>. Thank you for joining us virtually this year!

## Day One - July 14, 2020

- Current Trade and Investment Landscape
  - o Click here to view the recording
  - o Presentation Slides

## USMCA and Future US/UK Trade

- o Click here to view the recording
- o Presentation Slides
- Import Developments
  - o Click here to view the recording
  - o Presentation Slides

## Day Two - July 15, 2020

- Export Control Developments
  - o Click here to view the recording
  - o Presentation Slides
- Economic Sanctions Developments
  - o Click here to view the recording
  - o Presentation Slides
- Export Sanctions Enforcement
  - o Click here to view the recording
  - o Presentation Slides

## Day 3 - July 16, 2020

- The View from China and Hong Kong
  - o <u>Click here to view the recording</u>

- o Presentation Slides
- Rebuilding Supply Chains
  - o <u>Click here to view the recording</u>
  - o Presentation Slides

## Supplemental Links

Speakers Bios



Welcome to our first Virtual Year-End Review of Import/Export Developments Conference, a virtual offering for all our clients and friends worldwide. Baker McKenzie's international trade compliance lawyers from around the world discussed the major global legislative, judicial and administrative activities and trends in export controls, trade sanctions, customs compliance, and import requirements in nine one-hour sessions which took place from 17 to 19 November 2020.

Below you will find the topics discussed in each of the sessions. To see the recordings, please <u>click here</u>.

## Day One - November 17, 2020

Introduction and Overview Topics discussed:

- Current Worldwide Trade & Investment Environment
- New Administration's Trade Policy Objectives and Prospects
- Foreign Investment Regulatory Developments

Speakers: John McKenzie, Mattias Hedwall, Rod Hunter, Anahita Thoms, Junko Suetomi, Ben Smith

## Export Control Developments

Topics discussed:

- The Military End-User Licensing Requirements for China, Russia and Venezuela
- The New "Foreign Direct Product" Rule
- Entity List Restrictions
- Change in the Status of Hong Kong for Export Control Purposes
- Update on the Emerging and Foundational Technologies Export Control Initiative
- European Union Export Control Developments

• The Export Control Implications of Brexit

Speakers: Nick Cow ard, Alison Stafford Pow ell, Paul Amberg, Ben Smith

### Focus on China

Topics discussed:

- The Chinese National Security Law and Hong Kong
- The New Chinese Export Control Regulations and Update on the China Technology Transfer Catalogue
- The Regulations Implementing China's "Unreliable Entity List"

- Executive Order 13943: Securing the Information and Communications Technology and Services Supply Chain
- Section 889 of the NDAA for 2019: U.S. Government restrictions on procurement of "covered telecommunications equipment and services" from specified Chinese suppliers
- Human Rights Abuses involving Minority Population of Xinjiang Province
  - Status Report and Prospects of the "Phase One Trade Agreement"

#### Day Two-November 18, 2020

Economic Sanctions Developments

Topics discussed:

- Hong Kong Autonomy Act
- Iran Sanctions
- Update on Venezuelan Sanctions
- Update on Russian Sanctions
- Emerging Sanctions Issues: Cybersecurity, Human Rights, Election Interference
- OFAC Developments
- Status Report on Pending Litigation under the Helms-Burton Act involving investments in Cuba

Speakers: Alison Stafford Pow ell, Janet Kim, Alex Lamy, Ben Smith, Vladimir Efremov

Export Control and Economic Sanctions Enforcement Developments Topics discussed:

- Department of Justice Voluntary Disclosure Guidelines
- Recent Export Control and Economic Sanctions Enforcement Actions
- EU Economic Sanctions Enforcement Actions
- Handling an Export Control or Economic Sanctions Enforcement Investigation
- The Role of Banks in Economic Sanctions Enforcement

Speakers: Alison Stafford Pow ell, Jessica Nall, Terry Gilroy, Tristan Grimmer

#### Trade Agreements Developments

- Topics discussed:
  - USMCA
  - Brexit
  - Prospects for a United States-United Kingdom Free Trade Agreement
  - Transpacific Partnership (without the United States)

Speakers: John McKenzie, Adriana Ibarra, Stuart Seidel, Paul Burns, Jenny Revis

#### Day Three - November 19, 2020

Import and Customs Developments: United States Topics discussed:

- Overview of United States Customs Developments
- Update on Section 301 Duties on Products of China
- The Digital Services Tax Dispute
- Transfer Pricing and Customs Valuation

Speakers: John McKenzie, Stuart Seidel, Christine Streatfeild, Juliana Marques

#### Import and Customs Developments: International

Topics discussed:

- European Customs Developments
- Import Developments in North America
- Compliance Challenges in Importing into Brazil
- Asia/Pacific Customs Developments

Speakers: John McKenzie, Jenny Revis, Brian Cacic, Jose Hoyos, Alessandra Machado, Ivy Tan, Junko Suetomi

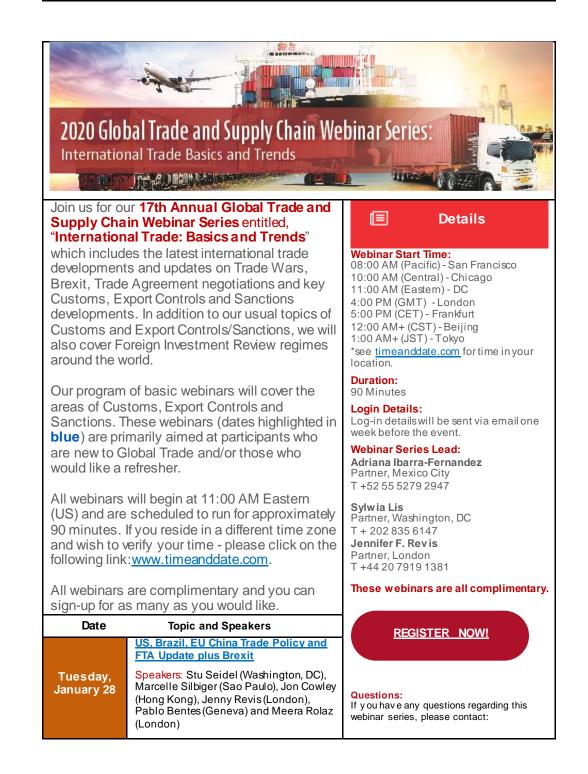
**Rebuilding International Supply Chains** 

Topics discussed:

- Continued Pressure to Reduce Dependency on China
  - Forced Labor and Modern Slavery and Trafficking Legislation

- Screening Parties against the OFAC SDN List
- Compliance Challenges and Due Diligence of Suppliers and Customers under the FCPA
- Supply Chains Reimagined and the "Extended Enterprise"

Speakers: Alison Stafford Pow ell, Anne Petterd, Aleesha Fow ler, Kerry Contini, Helena Engfeldt



Tuesday, February 25	Basic: How to Classify Your Products (Customs) Speakers: Jose Hoyos-Robles (Mexico City), John Foote (Washington, DC), Olof Johannesson (Stockholm), Andrew Rose (London), and Riza Buditomo (Jakarta)
Tuesday, March 31	Foreign Investment Review Regimes Around the World: Focus on US, UK, Germany, Italy, and Canada Speakers: Sylwia Lis(DC), Ross Evans (London), Anahita Thoms (Dusseldorf), Antonio Lattanzio (Rome), Yana Ermak (Toronto) Moderator: Rod Hunter (DC)
Tuesday, April 28	Basic: Key Compliance Issues under US, EU, and China Export Controls Speakers: Lise Test (Washington, DC), Ben Smith (London), Jenny Pan (Shang- hai) )and Akash Sikka (London)
Tuesday, May 19	Restricted Parties Screening: Compliance Issues and Best Practices under US, EU, and Canadian Trade Sanctions and Export Controls Speakers: Meghan Hamilton (Chicago), Ross Denton (London), Quentin Vander Schueren (Toronto)
Thursday June 4	<u>USMCA: How to Claim Preferential Tariff</u> <u>Treatment (Part 1)</u> Speakers: Paul Burns (Toronto), Adriana Ibarra (Mexico City), John Foote (Washington
Thursday June 11	USMCA: How to Claim Preferential Tariff Treatment (Part 2) Speakers: Eunkyung Kim Shin (Chicago), Jose Hoyos-Robles (Mexico City), Quentin Vander Schueren (Toronto)
Thursday June 18	USMCA: Labor Rulesand Trade <u>Remedies</u> (Part 3) Speakers: John Foote (Washington), Liliana Hernandez-Salgado (Mexico City), Salvador Pasquel-Villegas (Mexico City), Kevin Coon (Toronto)
Tuesday, June 23	Basic: How to value your products (Customs) Speakers: Kevin Nordin (London); Jaap Huenges Wajer (Amsterdam); John McKenzie (San Francisco); Ivy Tan (Kuala Lumpur)
Tuesday, July 28	What you need to know about importing into Africa, China, Russia and the Middle East (Customs) Speakers: Virusha Subban (Johannesburg), Tina Li (Shanghai), Vladimir Efremov (Moscow), and Laya Aoun Hani (Dubai)
Tuesday, August 25	Basic: Key Compliance Issues under US, EU, and Canada trade Sanctions Speakers: Callie LeFevre (Washington, DC), Sven Bates (London), Quentin Vander Schueren (Toronto)

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MCLE Credit:

Applied for 1.5 general California CLE credit, 1.5 general Illinois CLE credit, 1.5 areas of professional practice New York CLE credit, and 1.5 general Texas CLE credit. 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 12/12/18-12/11/21. This program is appropriate for both experienced and newly admitted New York attorneys. Baker & McKenzie LLP is an accredited sponsor, approved by the State Bar of Texas, Committee on MCLE.

\*\*While CLE credit may be pre-approved in certain jurisdictions, final CLE accreditation approval is anticipated, but not guaranteed.



Applied for 1.5 CCS, CES and MES credit by the National Customs Brokers & Forwarders Association of America, Inc.

#### Interested in learning more?



Tuesday, September 29	Customs Audits and Latest Customs Developments Speakers: Andrea Dieguez (Mexico City) Nicole Looks (Frankfurt), Kelvin Hong (Kuala Lumpur), John Foote (Washington, DC)	To register for this <b>complimentary</b> <b>webinar series</b> , click on the <b>Register Now</b> button above and provide your information. You can register for one or all webinars.
Tuesday, October 27	Basic: How to determine the origin of your products (Customs) Speakers: Jessica Mutton (London), Mariana Rojas (Mexico City), Eukyung Kim Shin (Chicago), Weng Keong Kok (Hong Kong)	
Tuesday, November 24	Hot Topics in US, EU, Russian Trade Sanctions and Export Controls Speakers: Inessa Owens (Washington, DC), Derk Christiaans (Amsterdam), Julian Godfray (London), Alexander Bychkov (Moscow)	
Tuesday, December 15	What you need to know about importing into Mexico, Brazil and Argentina (Customs) Speakers: Veronica Rejon (Guadalajara), Alessandra Machado (Sao Paulo), and Esteban Ropolo (Buenos Aires	

# WTO COVID-19 Trade and Trade-Related Measures

The WTO has created a <u>dedicated page</u> on the WTO website to provide up-tothe minute trade-related information including relevant notifications by WTO members, the impact the virus has had on exports and imports and how WTO activities have been affected by the pandemic. The following list contains notifications posted by the WTO after 31 March, 2021. For earlier notifications see the WTO webpage. (dd-mm-yyyy)

Date	Member	Measure
31-03-21	United States	China's COVID-19 related trade actions against food and agricultural prod- ucts (G/SPS/GEN/1900)
06-04-21	Mexico	Los productos desinfectantes de manos con base en alcohol deben cumplir con determina- das especificaciones técnicas que permitan su eficacia ante el virus SARS-CoV2 (COVID- 19), sin representar un riesgo a la salud de la población usuaria (G/TBT/N/MEX/494)
	Canada	Regulations Amending the Food and Drug Regulations (Interim Order Respecting the Impor- tation, Sale and Advertising of Drugs for Use in Relation to COVID-19) (G/TBT/N/CAN/637)
08-04-21	Brazil	ANVISA issued RDC No. 489, 7 April 2021, that amends the Collegiate Board Resolution - RDC No. 483, of 19 March 2021, previously notified through G/TBT/N/BRA/1154, which provides, in an extraordinary and temporary way, on the requirements for the importation of new medical devices and medicines identified as priorities for use in health services, due to the international public health emergency related to SARS-CoV-2, (G/TBT/N/BRA/1154/Add.1)
	United Kingdom	Covid-19 Detection Test Regulation (G/TBT/N/GBR/39)
	Canada	The attached revised notification from Canada includes updates on permanent and tempo- rary trade-related measures taken to mitigate the negative impacts of the COVID-19 cri- sis. (G/TFA/N/CAN/1/Rev.1)
11-04-21	Brazil	Resolution – RDC number 453, 17 December 2021 – previously notified through G/TBT/N/BRA/1120 – w hich provides for the rules for conducting clinical trials with advanced investigational therapy product in Brazil, and provides other measures, w as recti- fied (G/TBT/N/BRA/1120/Add.1)
	United States	<u>Notice of proposed rulemaking - The Consumer Product Safety Commission (Commission or CPSC) is proposing to codify in the Code of Federal Regulations the statutory requirements</u>

Date	Member	Measure
		for the flammability of upholstered furniture under the COVID-19 Regulatory Relief and Work From Home Safety Act. (G/TBT/N/USA/1716)
12-04-21	United States	The Consumer Product Safety Commission (Commission or CPSC) is issuing a direct final rule to codify in the Code of Federal Regulations the statutory requirements for the flamma- bility of upholstered furniture under the COVID-19 Regulatory Relief and Work From Home Safety Act. This Act mandates that CPSC promulgate California Technical Bulletin 117-2013 as a flammability standard for upholstered furniture under section 4 of the Flammable Fabrics Act. (G/TBT/N/USA/1716/Add.1)

# 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 <u>stuart.seidel@bakermcken-</u> <u>zie.com</u> 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.

Member	Notification	Date Issued	Final Date for Com- ments	Merchandise Covered
Argentina	ARG/418	04/20/2021	05/20/2021	Artisan bread (HS 1905)
Argentina	ARG/419	04/20/2021	05/20/2021	Honey products (HS 0409)
Argentina	ARG/420	04/20/2021	05/20/2021	Preserved vegetables (HS 20)
Argentina	ARG/421	04/20/2021	05/20/2021	Perennial glasswort (Sarcocornia perennis (Miller) A.J. Scott) (HS 07)
Argentina	ARG/422	04/21/2021	05/21/2021	Technology adjuvants: Enzymes
Australia	AUS/126/Add.1	04/01/2021	Not given	Medicines; PHARMACEUTICAL PRODUCTS (HS 30)
<b>≭∵</b> Australia	AUS/129	04/30/2021	06/29/2021	Projectile toys - a projectile toy is a product that is designed or clearly intended for use in play by a child under 14 years of age that is capable of launching a projectile. The safety standard captures tw o types of projectile toys: - projectile toys with stored energy, where the projectile is propelled by means of a discharge mechanism capable of stor- ing and releasing energy such as toy 'nerf' guns and spring-loaded devices; - projectile toys without stored energy where the projectile is discharged by the energy imparted by the user, such as a bow and arrow set. The safety standard does not apply to toys that are designed to fly, such as remote control helicopters or aeroplanes. TOY S, GAMES AND SPORTS REQUISITES; PARTS AND ACCESSO- RIES THEREOF (HS 95)
Bahrain, Kingdom of	BHR/596	04/01/2021	05/31/2021	Single-use plastic bags
Bahrain, Kingdom of	BHR/597	04/01/2021	05/31/2021	Plastic products
Bahrain, Kingdom of	BHR/598	04/15/2021	06/14/2021	KWS GSO Flexible urethane foam (industrial sponge) and mattresses and pillows Mad IT

Member	Notification	Date Issued	Final Date for Com- ments	Merchandise Covered
Bahrain, Kingdom of	BHR/599	04/20/2021	06/19/2021	"Energy drinks"
Bolivia	BOL/3/Add.10	04/27/2021	Not given	Processes in the food industry
Brazil	BRA/396/Add.13	03/31/2021	Not given	Festive or other entertainment articles, including conjuring tricks and novelty jokes (HS 9505)
Brazil	BRA/533/Add.3	03/31/2021	Not given	Steam or other vapor generating boilers (other than central heating hot water boilers capable also of producing low pressure steam); super-heated water boilers (HS 8402)
Brazil	BRA/1143/Add.1	03/31/2021	Not given	Antibiotics (HS 2941); Medicaments consisting of tw o or more constituents mixed together for thera- peutic or prophylactic uses, not in measured doses or put up for retail sale (excl. goods of heading 3002, 3005 or 3006) (HS 3003); Medicaments con- sisting of mixed or unmixed products for therapeutic or prophylactic uses, put up in measured doses "incl. those for transdermal administration" or in forms or packings for retail sale (excl. goods of heading 3002, 3005 or 3006) (HS 3004); Wadding, gauze, bandages and the like, e.g. dressings, adhe- sive plasters, poultices, impregnated or covered with pharmaceutical substances or put up for retail sale for medical, surgical, dental or veterinary pur- poses (HS 3005); Pharmaceutical preparations and products of subheadings 3006.10.10 to 3006.60.90 (HS 3006)
Brazil	BRA/890/Add.1	04/01/2021	Not given	General Regulation of Products and Services under the regulatory scope of Inmetro : Public Call for Comments
Brazil	BRA/1154/Add.1	04/09/2021	Not given	Provitamins and vitamins, natural or reproduced by synthesis, incl. natural concentrates, derivatives thereof used primarily as vitamins, and intermix- tures of the foregoing, whether or not in any solvent (HS 2936); Hormones, prostaglandins, thrombox- anes and leukotrienes, natural or reproduced by synthesis; derivatives and structural analogues thereof "incl. chain modified polypeptides", used pri- marily as hormones (HS 2937); Antibiotics (HS 2941); PHARMACEUTICAL PRODUCTS (HS 30)
Brazil	BRA/409/Add.3	04/12/2021	Not given	Oven, cooking household stove, cooking appliances etc., for gas fuel (HS 7321.11; 8516.60)
Brazil	BRA/521/Add.1	04/12/2021	Not given	All products that are subject to a Supplier's Declara- tion of Conformity (SDoC) procedure; Quality man- agement and quality assurance
Brazil	BRA/907/Add.4	04/12/2021	Not given	All products, services and processes that are sub- ject to a conformity assessment procedure; Product and company certification
Brazil	BRA/1120/Add.1	04/12/2021	Not given	HS Code(s): advanced therapy medicinal products
Brazil	BRA/1158	04/12/2021	05/23/2021	HS 85 ICS 33. Telecommunication equipment; ELECTRICAL MACHINERY AND EQUIPMENT AND PARTS THEREOF; SOUND RECORDERS AND REPRODUCERS, TELEVISION IMAGE AND SOUND RECORDERS AND REPRODUCERS, AND PARTS AND ACCESSORIES OF SUCH AR- TICLES (HS 85)

Member	Notification	Date Issued	Final Date for Com- ments	Merchandise Covered
Brazil	BRA/724/Add.3	04/14/2021	Not given	Pneumatic tires used on bicycles for adult use (HS 401150) - New pneumatic tyres, of rubber, of a kind used on bicycles.
Brazil	BRA/497/Add.4	04/15/2021	Not given	Metal cooking pots (HS 7323)
Brazil	BRA/63/Add.1	04/19/2021	Not given	High pressure cylinders for methane gas storage (HS Chapter 87)
Brazil	BRA/63	10/07/2002	Not given	High pressure cylinders for methane gas storage (HS Chapter 87)
Brazil	BRA/323/Add.8	04/19/2021	Not given	Transportable containers for liquefied petroleum gas
Brazil	BRA/344/Add.5	04/19/2021	Not given	Systems and equipment for photovoltaic energy
Brazil	BRA/474/Add.7	04/19/2021	Not given	Baby carriages (HS 8715)
Brazil	BRA/501/Add.4	04/19/2021	Not given	Matches (HS 3605)
Brazil	BRA/512/Add.5	04/19/2021	Not given	High feeding chairs, with or without trays (HS 9403)
Brazil	BRA/581/Add.2	04/19/2021	Not given	Furniture of Plastics (monobloc chairs) (HS 9403.70)
Brazil	BRA/1159	04/19/2021	Not given	Products with gifts
Brazil	BRA/441/Add.3	04/20/2021	Not given	Sterile hypodermic needles and gum needles for single use (HS 9018.32)
Brazil	BRA/443/Add.3	04/20/2021	Not given	Sterile hypodermic syringes for single use (HS 9018.3)
Brazil	BRA/1160	04/20/2021	Not given	Measuring Instruments; METROLOGY AND MEAS- UREMENT. PHYSICAL PHENOMENA, Linear and angular measurements
Brazil	BRA/1161	04/20/2021	Not given	Materialized length measures.
Brazil	BRA/884/Add.2	04/21/2021	Not given	All measuring instruments covered by the legal me- trology that are subject to administrative acts, pro- cedures and requirements that should be used in the model evaluation process
Brazil	BRA/1009/Add.2	04/21/2021	Not given	Regulatory measures
Brazil	BRA/1134/Add.1	04/21/2021	Not given	Safety glass, toughened "tempered", laminated safety glass (excl. multiple-walled insulating units of glass, glasses for spectacles and clock or watch glasses) (HS 7007)
Brazil	BRA/1162	04/22/2021	05/31/2021	Antibiotics (HS 2941); Medicaments consisting of tw o or more constituents mixed together for thera- peutic or prophylactic uses, not in measured doses or put up for retail sale (excl. goods of heading 3002, 3005 or 3006) (HS 3003); Medicaments con- sisting of mixed or unmixed products for therapeutic or prophylactic uses, put up in measured doses "incl. those for transdermal administration" or in forms or packings for retail sale (excl. goods of heading 3002, 3005 or 3006) (HS 3004); Wadding, gauze, bandages and the like, e.g. dressings, adhe- sive plasters, poultices, impregnated or covered with pharmaceutical substances or put up for retail sale for medical, surgical, dental or veterinary pur- poses (HS 3005); Pharmaceutical preparations and

Member	Notification	Date Issued	Final Date for Com- ments	Merchandise Covered
				products of subheadings 3006.10.10 to 3006.60.90 (HS 3006)
S Brazil	BRA/1163	04/22/2021	06/15/2021	Provitamins and vitamins, natural or reproduced by synthesis, incl. natural concentrates, derivatives thereof used primarily as vitamins, and intermix-tures of the foregoing, whether or not in any solvent (HS 2936); Hormones, prostaglandins, thrombox-anes and leukotrienes, natural or reproduced by synthesis; derivatives and structural analogues thereof "incl. chain modified polypeptides", used primarily as hormones (HS 2937); Dried glands and other organs for organo-therapeutic uses, whether or not pow dered; extracts of glands or other organs or their secretions, for organo-therapeutic uses; heparin and its salts; other human or animal substances prepared for therapeutic or prophylactic uses; antisera and other blood fractions and immunological products, whether or not modified or obtained by means of biotechnological processes; vaccines, toxins, cultures of micro-organisms (excl. yeasts) and similar products (HS 3002); Medicaments consisting of tw o or more constituents mixed together for therapeutic or prophylactic uses, not in measured doses or put up for retail sale (excl. goods of heading 3002, 3005 or 3006) (HS 3003); Medicaments consisting of mixed or unmixed products for therapeutic or prophylactic uses, not in measured doses "incl. those for transdermal administration" or in forms or packings for retail sale (excl. goods of heading 3002, 3005 or 3006) (HS 3004); Pharmaceutical preparations and products of subheadings 3006.10.10 to 3006.60.90 (HS 3006)
Brazil	BRA/1164	04/26/2021	05/31/2021	HS Code(s): Products subject to public health surveillance
Brazil	BRA/1165	04/26/2021	07/15/2021	HS Code(s): 2941; 3003; 3004; 3005; (pharmaceutical products)
Brazil	BRA/871/Add.1	04/27/2021	Not given	Pharmaceutical ingredients HS Codes: 2941; 30
Brazil	BRA/999/Add.1	04/27/2021	Not given	HS Code(s): 10, 2106 (food containing cereals)
Brazil	BRA/1033/Add.1	04/27/2021	Not given	HS Code(s): 3402; 340119; 340120; 330290 (sani- tizing products)
Brazil	BRA/1166	04/27/2021	05/14/2021	HS Code(s): 2936, 2937, 3001, 3002, 3003, 3004, 3006 (medical devices)
Brazil	BRA/1167	04/27/2021	06/15/2021	HS Code(s): 2936, 2937, 3001, 3002, 3003, 3004, 3006 (medical devices)
Brazil	BRA/1168	04/27/2021	05/31/2021	HS Code(s): 2936, 2937, 3001, 3002, 3003, 3004, 3006 (medical devices)
Brazil	BRA/1169	04/27/2021	06/15/2021	HS Code(s): 2106 (food supplements)
Brazil	BRA/1170	04/27/2021	06/15/2021	HS Code(s): Products subject to public health surveillance.
Brazil	BRA/1171	04/27/2021	06/15/2021	HS Code(s): 38089910 (pesticides)

Member	Notification	Date Issued	Final Date for Com- ments	Merchandise Covered
Brazil	BRA/1120/Add.2	04/30/2021	Not given	HS Code(s): advanced therapy medicinal products
Burundi	BDI/90	04/30/2021	06/29/2021	Animal feeding stuffs (Maize gluten for animal feed)
Burundi	BDI/91	04/30/2021	06/29/2021	Soil-working equipment (Banana seeds)
Burundi	BDI/92	04/30/2021	06/29/2021	Plant growing (Rice seeds)
Burundi	BDI/93	04/30/2021	06/29/2021	Plant growing (Millet seeds)
Burundi	BDI/94	04/30/2021	06/29/2021	Plant growing (Cotton seeds)
Burundi	BDI/95	04/30/2021	06/29/2021	Plant growing (Common bean seeds)
Burundi	BDI/96	04/30/2021	06/29/2021	Tissue paper (Facial tissue paper)
Burundi	BDI/97	04/30/2021	06/29/2021	Tissue paper (Paper hand tow el sheets)
Burundi	BDI/98	04/30/2021	06/29/2021	Tissue paper (Kitchen paper tow el)
Burundi	BD//99	04/30/2021	06/29/2021	Tissue paper (Toilet paper)
Burundi	BDI/100	04/30/2021	06/29/2021	Tissue paper (Medical tissue paper tow el)
Burundi	BDI/101	04/30/2021	06/29/2021	Prepackaged and prepared foods (Food grade cas- sava starch)
Burundi	BDI/102	04/30/2021	06/29/2021	Prepackaged and prepared foods (Cassava pellets)
Burundi	BDI/103	04/30/2021	06/29/2021	Prepackaged and prepared foods (High quality cas- sava flour)
Burundi	BDI/104	04/30/2021	06/29/2021	Prepackaged and prepared foods (Cassava w heat composite flour)
Canada	CAN/637	04/07/2021	Not given	Drugs; Pharmaceutics
Canada	CAN/638	04/07/2021	Not given	Prescription status of medicinal ingredients for hu- man use; Other (HS 300490); Pharmaceutics
Canada	CAN/621/Add.1	04/20/2021	Not given	Human milk fortifiers
Canada	CAN/639	04/28/2021	07/07/2021	Prescription status of medicinal ingredients for vet- erinary use; Other (HS 300490)
Canada	CAN/640	04/28/2021	07/03/2021	Consumer paints or other similar surface coating materials; specific consumer products (pencils, art- ist brushes, furniture and products for children) that have applied to them a paint or other similar surface coating material or a sticker, film or other similar material; Surface treatment and coating, Products of the chemical industry, Paints and varnishes, Paint ingredients, Furniture, Miscellaneous domes- tic and commercial equipment, Equipment for chil- dren, Toys
* Chile	CHL/526/Add.1	04/13/2021	Not given	Microw ave ovens
China	CHN/1562	03/31/2021	05/30/2021	Ethanol gasoline for motor vehicles (E10), ethanol gasoline for motor vehicles (E5); (HS: 27);
*: China	CHN/1563	03/31/2021	05/30/2021	Flame arresters; (HS: 84798 , 84798)
*) China	CHN/1564	03/31/2021	05/30/2021	Paper products for children, such as tow el paper, tissue paper, w et w ipes, disposal diapers, w riting paper and children's books; (HS: 4802, 4803, 4818, 4901, 4903, 4904, 4909, 9701)

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China	CHN/1565	03/31/2021	05/30/2021	Lifting bag systems for fire and rescue service use; (HS: 40169)
China	CHN/1566	03/31/2021	05/30/2021	Fire Coupling; (HS: 74199)
*: China	CHN/1567	03/31/2021	05/30/2021	Foam Liquid Supply Fire Fighting Vehicle; (HS: 870530)
* China	CHN/1568	03/31/2021	05/30/2021	The equipment storage fire fighting vehicle, fire scene investigation vehicle, fire safety publicity vehicle and hose laying fire fighting vehicle; (HS: 870530)
*: China	CHN/1569	03/31/2021	05/30/2021	Decontamination fire fighting vehicle; (HS: 870530)
China	CHN/1570	03/31/2021	05/30/2021	The chemical accident rescue fire fighting vehicle and transport and return fire fighting vehicle; (HS: 870530)
*: China	CHN/1571	03/31/2021	05/30/2021	Water Based Extinguishing Agent; (HS: 3813)
China	CHN/1572	03/31/2021	05/30/2021	Fire Damper for Building Venting and Smoke-vent- ing System (HS: 8481, 8481)
China	CHN/1573	03/31/2021	05/30/2021	Solid Bulk Cargoes, including Cargoes which may liquefy, Solid bulk dangerous cargoes (consists Ma- terials hazardous only in bulk), and Cargoes which are neither liable to liquefy nor to possess chemical hazard.
*: China	CHN/1574	03/31/2021	05/30/2021	Fire door assembly; (HS: 730830)
China	CHN/1575	03/31/2021	05/30/2021	Fire extinguishing agent - Carbon Dioxide; (HS: 3813)
*) China	CHN/1576	03/31/2021	05/30/2021	Lithium Ion Cells and Batteries Used in Portable Electronic Equipments; (HS: 85)
*) China	CHN/1577	03/31/2021	05/30/2021	Commercial Vehicle for Cargos Transportation; (HS: 8704)
*: China	CHN/1578	04/07/2021	06/06/2021	Electric fan; (HS: 8414);
*: China	CHN/1579	04/07/2021	06/06/2021	Inert gas agent; (HS: 3813);
*: China	CHN/1580	04/07/2021	06/06/2021	Arc w ear protective clothing; (HS: 6203);
*: China	CHN/1581	04/07/2021	06/06/2021	Protective clothing for welders; (HS: 62);
*: China	CHN/1582	04/07/2021	06/06/2021	Tow er server, rack server; (HS: 8471);
China	CHN/1583	04/07/2021	06/06/2021	Non-pow ered filtering respirators for escape; (HS: 9020);
*: China	CHN/1584	04/07/2021	06/06/2021	Feed additive Potassium iodate; (HS: 282990);
*: China	CHN/1585	04/07/2021	06/06/2021	Children's Footwear; (HS: 64)
*: China	CHN/1586	04/08/2021	06/07/2021	General purpose microcomputer; (HS 8471)
*: China	CHN/1587	04/08/2021	06/07/2021	Footw ear; (HS 64)
*: China	CHN/1588	04/28/2021	06/27/2021	Firestop Material; (HS: 3816);
*: China	CHN/1589	04/28/2021	06/27/2021	Fire shutter assembly; (HS: 847989);
*: China	CHN/1590	04/29/2021	06/28/2021	Motors for fire rolling shutter; (HS 850151)

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China	CHN/1591	04/29/2021	06/28/2021	Portable fire extinguishers and its components; (HS 8424)
China	CHN/1592	04/29/2021	06/28/2021	Wheeled fire extinguishers with total mass greater than 20 kg but not more than 450 kg, and its components.; (HS 8424)
*: China	CHN/1593	04/29/2021	06/28/2021	Fire pumps; (HS 8413)
China	CHN/1594	04/29/2021	06/28/2021	High-expansion foam fire fighting vehicle; (HS 8705)
*: China	CHN/1595	04/29/2021	06/28/2021	Self-loading fire fighting vehicle; (HS 8705)
China	CHN/1596	04/29/2021	06/28/2021	Wet system alarm valves, retard chamber and wa- ter motor alarm of automatic sprinkler system; (HS 848180)
*: China	CHN/1597	04/30/2021	06/29/2021	Medical Devices; (HS 90)
*: China	CHN/1598	04/30/2021	06/29/2021	Medical Devices; (HS 90)
*: China	CHN/1599	04/30/2021	06/29/2021	Medical Devices; (HS 90)
*> China	CHN/1600	04/30/2021	06/29/2021	Medical Devices; (HS 90)
Colombia	COL/249	04/13/2021	06/12/2021	Tablew are, kitchenw are, other household articles and toilet articles, of porcelain or china (other than baths, bidets, sinks and similar fixtures; statuettes and other ornamental articles; pots, jars, carboys and similar receptacles for the conveyance or pack- ing of goods; and coffee grinders and spice mills with receptacles made of ceramics and w orking parts of metal) (HS 6911); Ceramic tablew are, kitchenw are, other household articles and toilet arti- cles, other than of porcelain or china (HS 6912); Glassw are of a kind used for table, kitchen, toilet, office, indoor decoration or similar purposes (other than that of heading 7010 or 7018), and sterilizing jars, mirrors, stained glass, lamps and lighting fit- tings, toilet sprays, thermos flasks and other iso- thermic containers (HS 7013)
Colombia	COL/212/Add.9	04/27/2021	Not given	Air conditioners; refrigerators and/or freezers; elec- tromagnetic ballasts; electronic ballasts; single- phase squirrel-cage induction electric motors (60Hz); three-phase squirrel-cage induction electric motors (60Hz); electric w ashing machines; electric storage w ater heaters; gas-fired storage w ater heat- ers; gas-fired continuous flow w ater heaters; free- standing or built-in w ork tables; table-top and built- in cookers; w ork tables w ith grill; and table-top cookers and ovens.
Costa Rica	CRI/45/Add.1	04/16/2021	Not given	Cosmetic products
Costa Rica	CRI/184/Add.2	04/15/2021	Not given	Electrical switches, sockets, plugs and cord con- nectors
Ecuador	ECU/435/Rev.1	03/31/2021	Not given	Hair clippers (HS 851020)
Ecuador	ECU/413/Rev.2	03/31/2021	Not given	Pressure-reducing valves (HS 848110)
Ecuador	ECU/465/Rev.1	03/31/2021	Not given	441210 Of bamboo; 441231 With at least one outer ply of tropical w ood specified in Subheading Note 2 to this Chapter; 441233 Other, with at least one

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				outer ply of non-coniferous w ood of the species al- der (Alnus spp.), ash (Fraxinus spp.), beech (Fagus spp.), birch (Betula spp.), cherry (Prunus spp.), chestnut (Castanea spp.), elm (Ulmus spp.), euca- lyptus (Eucalyptus spp.), hickory (Carya spp.), horse chestnut (Aesculus spp.), lime (Tilia spp.), maple (Acer spp.), oak (Quercus spp.), plane tree (Platanus spp.), poplar and aspen (Populus spp.), robinia (Robinia spp.), tulipw ood (Liriodendron spp.) or w alnut (Juglans spp.); 441234 Other, w ith at least one outer ply of non-coniferous w ood not specified under subheading 4412.33; 441239 Other; 441294 Blockboard, laminboard and bat- tenboard; Other (HS 441299)
Ecuador	ECU/501	03/31/2021	05/30/2021	The purpose of the notified Sanitary Technical Reg- ulation is to regulate and control medicines contain- ing controlled substances (narcotics, psychotropics, chemical precursors and specific chemical sub- stances). The provisions laid dow n in the notified Sanitary Technical Regulation are applicable to all national or foreign natural or legal persons based in Ecuador, that produce, import, export, store, mar- ket, distribute and dispense medicines containing controlled substances (narcotics, psychotropics, chemical precursors and specific chemical sub- stances); with the exception of the dispensing, de- struction, transfer, donation and notification of claims of such medicines in pharmacies operating in public and private health services. The notified Sanitary Technical Regulation does not apply to products for human use and consumption that con- tain in their formulation non-psychoactive cannabis or hemp, or the derivatives thereof, which shall be regulated in accordance with the regulations for products for human use and consumption contain- ing non-psychoactive cannabis or hemp that the Agency may establish for such purpose.
Ecuador	ECU/414/Rev.3	04/07/2021	Not given	Lifts and skip hoists (HS 842810); Escalators and moving w alkw ays (HS 842840)
Ecuador	ECU/348/Rev.3	04/07/2021	Not given	Tablew are, kitchenw are, other household articles and toilet articles, of porcelain or china (HS 6911); Ceramic tablew are, kitchenw are, other household articles and toilet articles, other than of porcelain or china (HS 6912); - Other articles: (HS 68159)
Ecuador	ECU/408/Rev.2	04/08/2021	Not given	950300: Tricycles, scooters, pedal cars and similar w heeled toys; dolls' carriages; dolls; other toys; re- duced-size ("scale") models and similar recreational models, w orking or not; puzzles of all kinds.
Ecuador	ECU/482/Rev.1	04/08/2021	Not given	Having a pow er handling capacity not exceeding 650 kVA (HS 850421); Having a pow er handling ca- pacity exceeding 650 kVA but not exceeding 10,000 kVA (HS 850422); Having a pow er handling capac- ity exceeding 1 kVA but not exceeding 16 kVA (HS 850432); Having a pow er handling capacity exceed- ing 500 kVA (HS 850434)
Ecuador	ECU/502	04/08/2021	06/07/2021	The notified Sanitary Technical Regulation estab- lishes the internal procedure for the application of

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				the Andean Decisions on obtaining the mandatory sanitary notification (NSO). It also establishes the procedure for recognition and renew al requests and requests to change information and to use an exist- ing NSO code (parallel importer, only applicable to cosmetics); for obtaining authorization for samples with no commercial purpose; for voluntarily obtain- ing a certificate of good manufacturing practices; for obtaining a certificate of free sale or export certifi- cate; for obtaining an operating permit; and for do- nating cosmetics, domestic hygiene products and absorbent personal hygiene products in emergency situations. The provisions contained in this Tech- nical Regulation apply to all national or foreign natu- ral or legal persons located in national territory that manufacture, store, package, pack, arrange, as- semble, sell, import, export, distribute or market cosmetics, domestic hygiene products and absor- bent personal hygiene products.
Ecuador	ECU/503	04/21/2021	06/21/2021	The notified text seeks to regulate the issuance, amendment, renew al, suspension and cancellation of sanitary certificates for domestic and foreign pes- ticides for household, industrial and public health use, and the conditions under which the control and surveillance of these products are carried out. The notified text is is binding for all natural and legal persons responsible for the manufacture, importa- tion, exportation, storage, distribution and marketing of chemical and biological pesticides for domestic, industrial and public health use, which are marketed throughout the national territory.
Ecuador	ECU/504	04/21/2021	06/20/2021	Proyecto de reforma parcial a la Normativa Técnica Sanitaria de Buenas Prácticas de Almacenamiento, Distribución y/o Transporte para establecimientos farmacéuticos y establecimientos de dispositivos médicos de uso humano (Draft Partial Amendment to the Sanitary Technical Regulation on good practi- ces for storage, distribution and/or transportation for pharmaceutical establishments and establishments manufacturing medical devices for human use)
Egypt	EGY/3/Add.43	03/31/2021	Not given	Chemical, textile and engineering products
Egypt	EGY/3/Add.44	03/31/2021	Not given	Chemical, textile and engineering products
Egypt	EGY/171/Add.1	03/31/2021	Not given	Building hardw are
Egypt	EGY/190/Add.2	03/31/2021	Not given	Wheeled child conveyances
Egypt	EGY/197/Add.1	03/31/2021	Not given	Petroleum products and natural gas handling equipment
Egypt	EGY/258/Add.1	03/31/2021	Not given	Transfusion, infusion and injection equipment
Egypt	EGY/258/Corr.1	03/31/2021	Not given	Transfusion, infusion and injection equipment
Egypt	EGY/271/Add.1	03/31/2021	Not given	Heat pumps, Refrigerating technology
Egypt	EGY/273/Add.1	03/31/2021	Not given	Heat pumps, Refrigerating technology

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Egypt	EGY/274/Add.1	03/31/2021	Not given	Heat pumps, Refrigerating technology
Egypt	EGY/275/Add.1	03/31/2021	Not given	Gas cylinders
Egypt	EGY/40/Add.1	04/01/2021	Not given	Child Use and Care Articles
Egypt	EGY/41/Add.1	04/01/2021	Not given	Child Use and Care Articles
Egypt	EGY/28/Add.4	04/12/2021	Not given	Wheat
Egypt	EGY/272/Add.1	04/12/2021	Not given	Heat pumps, Refrigerating technology
Egypt	EGY/292	04/12/2021	Not given	Rancidity in meat, poultry and fish and its products
El Salvador	SLV/88/Add.1	04/16/2021	Not given	Cosmetics
European Union	EU/794	04/12/2021	06/11/2021	Marine Equipment (including inter alia life-saving appliances, pollution prevention equipment, fire pro- tection equipment, navigation equipment, radio communication equipment)
European Union	EU/795	04/15/2021	06/14/2021	Organic products
European Union	EU/796	04/21/2021	06/20/2021	Radio equipment for trains
European Union	EU/797	04/23/2021	06/22/2021	Recently classified carcinogenic, mutagenic and re- productive toxicants (CMR) category 1A and 1B as substances on their ow n, as constituents of other substances or in mixtures that are placed on the market or used for supply to the general public.
European Union	EU/798	04/26/2021	06/25/2021	Organic products
European Union	EU/799	04/26/2021	06/25/2021	Organic products
Guatemala	GTM/45/Add.1	04/16/2021	Not given	Cosmetics
Honduras	HND/35/Add.1	04/19/2021	Not given	Cosmetic products
India	IND/200	04/06/2021	06/05/2021	Food Products
🔎 India	IND/44/Add.10	04/22/2021	Not given	List of 15 Products notified in Schedule to the Elec- tronics and Information Technology Goods (Re- quirements for Compulsory Registration) Order, 2012
India	IND/201	04/22/2021	06/21/2021	IS 17077: 2019 or ISO 19062-1: 2015 Acrylonitrile- Butadiene Styrene (ABS), (HS code 39033000)
India	IND/202	04/22/2021	06/21/2021	IS 869: 2020 Ethylene Dichloride (HS code 29031500)
India	IND/203	04/22/2021	06/21/2021	IS 14434:1998 Polycarbonate (HS code 39074000)
India	IND/204	04/22/2021	06/21/2021	IS 17397 (Part 1): 2020 or ISO 16365-1: 2014 Poly- urethanes (HS code 39095000)
India	IND/205	04/22/2021	06/21/2021	IS 17442: 2020 Vinyl Chloride Monomer (HS code 29032100)
India	IND/206	04/22/2021	06/21/2021	IS 17370: 2020 p-Xylene (HS code 29024300)
Indonesia	IDN/1/Add.5	04/01/2021	Not given	Wheat flour for foodstuff
Indonesia	IDN/122/Add.1	04/01/2021	Not given	SNI 7859-2013, Household and similar electrical appliances - Safety - Part 1: General requirements; SNI IEC 60335-2-14-2011, Household and similar

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				electrical appliances - Safety - Part 2-14: Particular requirements for kitchen machines; SNI IEC 60335- 2-15-2011, Household and similar electrical appli- ances - Safety - Part 2-15: Particular requirements for appliances for heating liquids; SNI IEC 60335-2- 24-2009, Household and similar electrical appli- ances - Safety - Part 2-24: Particular requirements for refrigerating appliances, ice-cream appliances and ice-makers; SNI IEC 60335-2-74:2010, House- hold and similar electrical appliances - Safety - Part 2-74: Particular requirements for portable immer- sion heaters. Products consisted in Electrical Blender, Electrical Juicer, Electrical Mixer and Elec- trical Food Chopper (HS ex.8509.40.00); Rice Cooker (HS ex.8516.60.10), Electric Kettle (HS ex.8516.79.10), Immersion Heaters (HS 8516.10.30), Water Dispenser (HS 8516.10.11, ex 8516.10.19)
Israel	IDN/132	04/01/2021	05/31/2021	SNI 8760:2019 Copper Bus Bars (HS ex.7407.10.40) Bars, rods and profiles, of refined copper, n.e.s (HS 740710)
Israel	ISR/1110/Add.1	03/31/2021	Not given	Release of lead and cadmium from vitreous and porcelain enamelled metalware; (HS: 6911, 6912);
Israel	ISR/1111/Add.1	03/31/2021	Not given	Release of lead and cadmium from vitreous and porcelain enamelled metalware; (HS: 6911, 6912)
🔯 Israel	ISR/1129/Add.1	03/31/2021	Not given	Playground equipment and surfacing (HS 95069, 9508)
Israel	ISR/1194	04/06/2021	06/05/2021	Pickled fruits and vegetables; (HS: 2001)
Israel	ISR/1053/Add.1	04/15/2021	Not given	Battery chargers (HS 8504)
Israel	ISR/1055/Add.1	04/15/2021	Not given	Electrical appliances for use with aquariums and garden ponds
Israel	ISR/1057/Add.1	04/15/2021	Not given	Electrical law nmow ers HS 84331
Israel	ISR/1058/Add.1	04/15/2021	Not given	Electric law n trimmers and law n edge trimmers HS 8432
🗢 Israel	ISR/1059/Add.1	04/15/2021	Not given	Electric drivers for shutters, aw nings, blinds and similar equipment HS 392530, 6303, 63061
🗢 Israel	ISR/1076/Add.1	04/15/2021	Not given	Warming plates and similar appliances
Israel	ISR/1077/Add.1	04/15/2021	Not given	Electrical oral hygiene appliances
Israel	ISR/1078/Add.1	04/15/2021	Not given	Whirlpool baths and whirlpool spas
Israel	ISR/1079/Add.1	04/15/2021	Not given	Electric foot warmers and heating mats
Israel	ISR/1080/Add.1	04/15/2021	Not given	Electrical amusement machines and personal ser- vice machines
Israel	ISR/1081/Add.1	04/15/2021	Not given	Electrical fabric steamers
Israel	ISR/1082/Add.1	04/15/2021	Not given	Vertically moving garage doors for residential use
Israel	ISR/1083/Add.1	04/15/2021	Not given	Tumble dryers
Israel	ISR/1084/Add.1	04/15/2021	Not given	Electrical deep fat fryers, frying pans and similar appliances

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krael	ISR/1085/Add.1	04/15/2021	Not given	Electrical food waste disposers
Israel	ISR/1088/Add.1	04/15/2021	Not given	Electrical insect killers
Israel	ISR/1089/Add.1	04/15/2021	Not given	Electrical water-bed heaters
Israel	IDN/133	04/19/2021	06/18/2021	Food Packaging, Processed Food
🗢 Israel	ISR/1075/Add.1	04/19/2021	Not given	Canned meat products (HS 1601, 1602)
🗢 Israel	ISR/1195	04/19/2021	06/18/2021	Sauerkraurt (Pickled or soured cabbage); (HS: 2001)
Israel	ISR/1196	04/19/2021	06/18/2021	Toys; (HS: 95)
Israel	ISR/1197	04/19/2021	06/18/2021	Frozen sweetpepper; (HS: 071080);
Israel	ISR/1198	04/19/2021	06/18/2021	Frozen mixed vegetables; (HS: 071090);
Israel	ISR/1199	04/19/2021	06/18/2021	Frozen spinach; (HS: 070970)
Israel	ISR/1200	04/19/2021	06/18/2021	Hand dishwashing liquid; (HS: 3402)
Japan	JPN/696	04/06/2021	06/05/2021	PHARMACEUTICAL PRODUCTS (HS 30)
Japan	JPN/697	04/20/2021	05/20/2021	PHARMACEUTICAL PRODUCTS (HS 30)
Japan	JPN/698	04/28/2021	06/27/2021	Low -pow er data communications system
Kenya	KEN/1070	04/01/2021	06/14/2021	Tissue paper
Kenya	KEN/1071	04/01/2021	06/14/2021	Tissue paper
Kenya	KEN/1072	04/01/2021	06/14/2021	Tissue paper
Kenya	KEN/1073	04/01/2021	06/14/2021	Tissue paper
Kenya	KEN/1074	04/01/2021	06/14/2021	Tissue paper
Kenya	KEN/1075	04/01/2021	06/14/2021	Tissue paper
Kenya	KEN/1076	04/13/2021	05/15/2021	Concrete structures
Kenya	KEN/1077	04/14/2021	05/15/2021	Concrete structures (Precast concrete w affle units)
Kenya	KEN/1078	04/14/2021	06/12/2021	Prepackaged and prepared foods (Cassava wheat composite flour)
Kenya	KEN/1079	04/14/2021	06/12/2021	Prepackaged and prepared foods (Food grade cas- sava starch)
Kenya	KEN/1080	04/14/2021	06/12/2021	Prepackaged and prepared foods (High quality cas- sava flour)
Kenya	KEN/1081	04/14/2021	06/12/2021	Prepackaged and prepared foods (Cassava pellets)
Kenya	KEN/1082	04/14/2021	06/12/2021	Prepackaged and prepared foods (Dried Cassava Leaves)
Korea, Republic of	KOR/959	04/06/2021	06/05/2021	Foods
Korea, Republic of	KOR/960	04/06/2021	06/05/2021	Pharmaceuticals
Korea, Republic of	KOR/961	04/06/2021	06/05/2021	Portable laser devices under HS 901320; Lasers (excl. laser diodes) (HS 901320)

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Korea, Republic of	KOR/962	04/06/2021	06/05/2021	Foods
Korea, Republic of	KOR/963	04/26/2021	06/25/2021	Pharmaceuticals
Kuw ait	KWT/567	04/15/2021	06/14/2021	KWS GSO Flexible urethane foam (industrial sponge) and mattresses and pillows Mad IT
Malaw i	MWI/42	04/14/2021	04/12/2021	Toffee (HS 17)
Malaw i	MWI/43	04/19/2021	04/12/2021	Fresh sweet potatoes (HS 0714)
Malaw i	MWI/44	04/19/2021	04/12/2021	Fresh ware potatoes (HS 0701)
Malaw i	MWV45	04/19/2021	06/18/2021	Road signs Part 2: Performance requirements for road signs; Sign-plates, name-plates, address- plates and similar plates, numbers, letters and other symbols, of base metal, incl. traffic signs (excl. those of heading 9405, type and the like, and signal boards, signal discs and signal arms for traffic of heading 8608) (HS 8310)
Malaw i	MWI/46	04/19/2021	06/18/2021	Fresh sweet cassava (HS 071410)
Malaw i	MWV47	04/19/2021	06/18/2021	Road signs Part 1: Retro-reflective sheeting mate- rial; Sign-plates, name-plates, address-plates and similar plates, numbers, letters and other symbols, of base metal, incl. traffic signs (excl. those of head- ing 9405, type and the like, and signal boards, sig- nal discs and signal arms for traffic of heading 8608) (HS 8310)
Malaw i	MWI/48	04/19/2021	06/18/2021	Instant noodles (HS 19)
Malaw i	MW/49	04/19/2021	06/18/2021	Degermed maize (corn) meal and maize (corn) grits (HS 19)
Malaw i	MWI/50	04/19/2021	06/18/2021	Ready to eat extruded snacks (HS 17)
Malaw i	MWI/51	04/19/2021	06/18/2021	PRODUCTS OF THE MILLING INDUSTRY; MALT; STARCHES; INULIN; WHEAT GLUTEN (HS 11) (Edible cassava flour)
Mexico	MEX/178/Add.1 6	04/01/2021	Not given	Labelling of pre-packaged food and non-alcoholic beverages
Mexico	MEX/464/Add.3	04/01/2021	Not given	Tuna, bonito and pre-packaged preparations thereof
Mexico	MEX/466/Add.2	03/31/2021	Not given	Yahualica chili (Capsicum annuum L.) - Specifica- tions and test methods
Mexico	MEX/494	04/07/2021	Not given	Topical ethyl or isopropyl alcohol-based antiseptics
Mexico	MEX/495	04/20/2021	Not given	Nutritional and medicinal sterile mixtures
* Morocco	MAR/35	04/15/2021	04/30/2021	Hydraulic binders/cements and cement constituents
Nicaragua	NIC/76/Add.1	04/16/2021	Not given	Cosmetic products
Oman	OMN/432	04/15/2021	06/14/2021	KWS GSO Flexible urethane foam (industrial sponge) and mattresses and pillows Mad IT
Oman Oman	OMN/433	04/20/2021	06/19/2021	Fortification the following food products: wheat flour, edible salt, fats and vegetables oils used in cooking and milk and milk products
Panama	PAN/114	04/20/2021	06/19/2021	Products of the chemical industry (Cosmetic prod- ucts)

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Peru	PER/130	04/20/2021	06/21/2021	Andean Community Nomenclature (NANDINA) code. Product description 87.02: Motor vehicles for the transport of ten or more persons, including the driver 8703.21.00 - Of a cylinder capacity not ex- ceeding 1,000 cc 8703.22.90 Other: 8703.23.90 Other: 8703.24.90 Other: 8703.31.90 Other: 0ther: 8703.32.90 Other: 8703.33.90 Other
Philippines	PHL/223/Add.2	04/27/2021	Not given	Hot-dip Metallic-Coated and Pre-painted Galva- nized Steel Sheets for Roofing
Philippines	PHL/225/Add.2	04/27/2021	Not given	Ceramic products (HS 69)
Qatar	QAT/588	04/15/2021	06/14/2021	KWS GSO Flexible urethane foam (industrial sponge) and mattresses and pillows Mad IT
Russian Federation	RUS/112	04/12/2021	6/23/2021	Packaging (closures); processes of production (manufacturing), storage, transportation, sale and disposal associated with the requirements for pack- aging (closures)
Russian Federation	RUS/113	04/16/2021	06/24/2021	Food products
Russian Federation	RUS/114	04/19/2021	07/12/2021	Slaughter products and meat products
Russian Federation	RUS/115	04/19/2021	07/15/2021	Perfumes and cosmetics
Russian Federation	RUS/116	04/22/2021	06/24/2021	Requirements for the labeling of food products
Russian Federation	RUS/117	04/30/2021	06/15/2021	Medicinal products
Russian Federation	RUS/118	04/30/2021	06/30/2021	Medicinal products
Saudi Arabia	SAU/1187	04/15/2021	06/14/2021	KWS GSO Flexible urethane foam (industrial sponge) and mattresses and pillows Mad IT
Saudi Arabia	SAU/1128/Rev.1	04/29/2021	Not given	Water heating equipment
Saudi Arabia	SAU/1188	04/29/2021	06/28/2021	Lighting in general
Saudi Arabia	SAU/1189	04/29/2021	06/28/2021	Lighting in general
Saudi Arabia	SAU/1190	04/29/2021	06/28/2021	Lighting in general
Saudi Arabia	SAU/1174/Add.1	04/30/2021	Not given	Water heating equipment
Separate Customs Territory of Taiw an, Penghu, Kinmen and Matsu (Chinese Taipei)	TPKW456	03/31/2021	05/30/2021	Microw ave ovens (CCCN 8516.50.00.00.0); Micro- w ave ovens (HS 851650)
Singapore	SGP/59	04/01/2021	05/31/2021	Beverages : nutri-grade labelling • HS Chapter 4, in particular Headings 04.01, 04.02 and 04.03 • HS Chapter 9, in particular Headings 09.01, 09.02 and 09.03 • HS Chapter 18, in particular Heading 18.06 • HS Chapter 19, in particular Headings 19.01 and 19.04 • HS Chapter 20, in particular Heading 20.09 • HS Chapter 21, in particular Headings 21.01 and 21.06 • HS Chapter 22, in particular Headings 22.01 and 22.02
Singapore	SGP/60	04/08/2021	06/07/2021	1) Front and top load w asher extractors 2) Under- counter and hood dishw ashers 3) High pressure w ashers National tariff headings (HS: 1) 8451.40.00, 2) 8422.19.00, 3) 8424.30)

Member	Notification	Date Issued	Final Date for Com- ments	Merchandise Covered
South Africa	ZAF/243	04/08/2021	06/07/2021	Electrical General Service Lamps, includes LED lamps, incandescent lamps and compact fluores- cent lamps.; Electric filament or discharge lamps, incl. sealed beam lamp units and ultra-violet or in- fra-red lamps; arc-lamps; parts thereof (HS 8539)
South Africa	ZAF/244	04/08/2021	06/07/2021	Electric General Service Lamps; Electric filament or discharge lamps, incl. sealed beam lamp units and ultra-violet or infra-red lamps; arc-lamps; parts thereof (HS 8539)
South Africa	ZAF/245	04/08/2021	06/07/2021	FISH AND CRUSTACEANS, MOLLUSCS AND OTHER AQUATIC INVERTEBRATES (HS 03); PREPARATIONS OF MEAT, OF FISH OR OF CRUSTACEANS, MOLLUSCS OR OTHER AQUATIC INVERTEBRATES (HS 16)
South Africa	ZAF/246	04/12/2021	6/11/2021	TELECOMMUNICATIONS. AUDIO AND VIDEO ENGINEERING
South Africa	ZAF/246/Add.1	04/29/2021	Not given	TELECOMMUNICATIONS. AUDIO AND VIDEO ENGINEERING
Spain	ESP/45	4/8/2021	06/07/2021	Olive oil and its fractions, obtained from olives solely by mechanical or physical means that do not affect the oil, "virgin", whether or not refined, not chemically modified (HS 1509); Oils and their frac- tions, obtained solely from olives through methods other than those mentioned in heading 1509, whether or not refined, not chemically modified, in- cluding blends of these oils or fractions with oils of heading 1509 (HS 1510)
Spain	ESP/45/Add.1	04/19/2021	Not given	Olive oil and its fractions, obtained from olives solely by mechanical or physical means that do not affect the oil, "virgin", w hether or not refined, not chemically modified (HS 1509); Oils and their frac- tions, obtained solely from olives through methods other than those mentioned in heading 1509, w hether or not refined, not chemically modified, in- cluding blends of these oils or fractions with oils of heading 1509 (HS 1510)
Tanzania	TZA/545	04/08/2021	06/07/2021	Prepared foods obtained by the sw elling or roasting of cereals or cereal products, e.g. corn flakes; cere- als (other than maize "corn") in grain form or in the form of flakes or other w orked grains (except flour, groats and meal), pre-cooked or otherw ise pre- pared, n.e.s (HS 1904)
Tanzania	TZA/546	04/08/2021	06/07/2021	Prepared foods obtained by the sw elling or roasting of cereals or cereal products, e.g. corn flakes; cere- als (other than maize "corn") in grain form or in the form of flakes or other w orked grains (except flour, groats and meal), pre-cooked or otherw ise pre- pared, n.e.s (HS 1904)
Tanzania	TZA/547	04/08/2021	06/07/2021	Prepared foods obtained by the sw elling or roasting of cereals or cereal products, e.g. corn flakes; cere- als (other than maize "corn") in grain form or in the form of flakes or other w orked grains (except flour, groats and meal), pre-cooked or otherw ise pre- pared, n.e.s (HS 1904)
Tanzania	TZA/548	04/08/2021	06/07/2021	Other products of the chemical industry

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💋 Tanzania	TZA/549	04/08/2021	06/07/2021	Chemicals for purification of water
Tanzania	TZA/550	04/08/2021	06/07/2021	Surface active agents
Tanzania	TZA/551	04/08/2021	06/07/2021	Surface active agents
Tanzania	TZA/552	04/08/2021	06/07/2021	Surface active agents
Tanzania	TZA/553	04/08/2021	06/07/2021	Adhesives
Tanzania	TZA/554	04/08/2021	06/07/2021	Materials and articles in contact with foodstuffs
Tanzania	TZA/555	04/08/2021	06/07/2021	Materials and articles in contact with foodstuffs
Tanzania	TZA/556	04/08/2021	06/07/2021	Materials and articles in contact with foodstuffs
Zanzania	TZA/557	04/08/2021	06/07/2021	Materials and articles in contact with foodstuffs
Tanzania	TZA/558	04/08/2021	06/07/2021	Materials and articles in contact with foodstuffs
Tanzania	TZA/559	04/14/2021	06/13/2021	Chemicals for purification of water
Tanzania	TZA/560	04/14/2021	06/13/2021	Melons, incl. w atermelons, and papaw s "papayas", fresh (HS 0807)
Tanzania	TZA/561	4/15/2021	06/13/2020	Vegetables, uncooked or cooked by steaming or boiling in water, frozen (HS 0710)
Tanzania	TZA/562	04/15/2021	06/14/2021	Fresh straw berries, raspberries, blackberries, back, w hite or red currants, gooseberries and other edible fruits (excl. nuts, bananas, dates, figs, pineapples, avocados, guavas, mangoes, mangosteens, pa- paw s "papayas", citrus fruit, grapes, melons, ap- ples, pears, quinces, apricots, cherries, peaches, plums and sloes) (HS 0810)
Tanzania	TZA/563	04/15/2021	06/14/2021	Citrus fruit, fresh or dried (HS 0805)
Zanzania	TZA/564	04/15/2021	06/14/2021	Cabbages, cauliflow ers, kohlrabi, kale and similar edible brassicas, fresh or chilled (HS 0704)
Tanzania	TZA/565	04/15/2021	06/14/2021	Vegetables, uncooked or cooked by steaming or boiling in water, frozen (HS 0710)
Tanzania	TZA/566	04/15/2021	06/14/2021	Citrus fruit, fresh or dried (HS 0805)
	TZA/567	04/15/2021	06/14/2021	Other nuts, fresh or dried, whether or not shelled or peeled (excl. coconuts, Brazil nuts and cashew nuts) (HS 0802)
Zanzania	TZA/568	04/15/2021	06/14/2021	Vegetables, uncooked or cooked by steaming or boiling in water, frozen (HS 0710)
Tanzania	TZA/569	04/15/2021	06/14/2021	Processes in the food industry (Food safety)
	TZA/570	04/15/2021	06/14/2021	Wheat or meslin flour (HS 1101)
💋 Tanzania	TZA/571	04/15/2021	06/14/2021	Starches; inulin (HS 1108)
Zanzania	TZA/572	04/15/2021	06/14/2021	Flour, meal, pow der, flakes, granules and pellets of potatoes (HS 1105)
Tanzania	TZA/573	04/15/2021	06/14/2021	Roots and tubers of manioc, arrow root, salep, Jeru- salem artichokes, sw eet potatoes and similar roots and tubers with high starch or inulin content, fresh, chilled, frozen or dried, w hether or not sliced or in the form of pellets; sago pith (HS 0714)

Member	Notification	Date Issued	Final Date for Com- ments	Merchandise Covered
Tanzania	TZA/574	04/15/2021	06/14/2021	Vegetable products, n.e.s (HS 1404)
Tanzania	TZA/575	04/19/2021	06/18/2021	Flour, meal and pow der of potatoes (HS 110510)
Tanzania	TZA/576	04/19/2021	06/18/2021	Fresh or chilled potatoes (excl. seed) (HS 070190)
Tanzania	TZA/577	04/19/2021	06/18/2021	Tissue paper (Jumbo toilet tissue paper)
Tanzania	TZA/578	04/19/2021	06/18/2021	Tissue paper (Paper serviettes (napkins))
Tanzania	TZA/579	04/19/2021	06/18/2021	Tissue paper (Facial tissue paper)
Tanzania	TZA/580	04/19/2021	06/18/2021	Tissue paper (Medical tissue paper tow el)
Tanzania	TZA/581	04/19/2021	06/18/2021	Tissue paper (Paper hand tow el sheets)
	TZA/582	04/19/2021	06/18/2021	Tissue paper (Kitchen paper tow el)
Tanzania	TZA/583	04/26/2021	06/25/2021	Animal feeding stuffs (Dried insect products)
Tanzania	TZA/584	04/26/2021	06/25/2021	Building accessories (Door Locks and Latches)
💋 Tanzania	TZA/585	04/26/2021	06/25/2021	Furniture (Steel filing cabinets)
	TZA/586	04/26/2021	06/25/2021	Building accessories
Tanzania	TZA/587	04/30/2021	06/29/2021	Meat and meat products (Minced meat products)
Tanzania	TZA/588	04/30/2021	06/29/2021	Meat and meat products (Chicken essence)
Tanzania	TZA/589	04/30/2021	06/29/2021	Meat and meat products (Minced meat products)
Tanzania	TZA/590	04/30/2021	06/29/2021	Meat and meat products (Edible insects)
Tanzania	TZA/591	04/30/2021	06/29/2021	Meat and meat products (Edible offal)
Tanzania	TZA/592	04/30/2021	06/29/2021	Meat and meat products (Meat extract (beef))
Thailand	THA/604	03/31/2021	05/11/2021	Paper forfood contact
Thailand	THA/605	04/20/2021	06/19/2021	Domestic safety, Massage appliances; Domestic safety, Body care equipment
Thailand	THA/606	04/20/2021	06/19/2021	Air-cleaning appliances; Ventilators. Fans. Air-con- ditioners
Thailand	THA/607	04/20/2021	06/19/2021	Low -voltage sw itchgear and controlgear assem- blies; Low voltage sw itchgear and controlgear
Thailand	THA/608	04/20/2021	Not given	Radio communication equipment for non-piloted air- craft used in general
Thailand	THA/609	04/20/2021	06/19/2021	Medical Nitrous Oxide
Thailand	THA/610	04/20/2021	06/19/2021	Medical Oxygen
Thailand	THA/611	04/27/2021	Not given	Hazardous Substance
Thailand	THA/612	04/28/2021	05/28/2021	Food products containing parts of cannabis and hemp
Trinidad and Tobago	TTO/128	04/14/2021	06/13/2021	ELECTRICAL ENGINEERING (Flexible Cords and Cables)
C* Turkey	TUR/179	03/31/2021	05/30/2021	Ecodesign requirements for light sources and separate control gears
C* Turkey	TUR/180	03/31/2021	05/30/2021	Energy Labeling of Light Sources

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C* Turkey	TUR/181	04/01/2021	04/16/2021	Labelling of tyres with respect to fuel efficiency and other parameters
C* Turkey	TUR/182	04/08/2021	04/14/2021	Electric motors and variable speed drives
Uganda	UGA/931/Rev.1	04/06/2021	Not given	Malted cereal beverages; Other fermented bever- ages (for example, cider, perry, mead); mixtures of fermented beverages and mixtures of fermented beverages and non-alcoholic beverages, not else- w here specified or included. (HS 2206). Non-alco- holic beverages (ICS 67.160.20).
S Uganda	UGA/1289	04/06/2021	06/05/2021	Thermometers and pyrometers, not combined with other instruments (excl. liquid-filled thermometers for direct reading) (HS 902519); Diagnostic equip- ment
Uganda	UGA/1290	04/06/2021	06/05/2021	Thermometers and pyrometers, not combined with other instruments (excl. liquid-filled thermometers for direct reading) (HS 902519); Diagnostic equip- ment
Uganda	UGA/1291	04/06/2021	06/05/2021	Milk and cream in solid forms, of a fat content by weight of <= 1,5% (HS 040210); Milk and processed milk products
Uganda	UGA/1292	04/13/2021	06/12/2021	(HS: 481820); Tissue paper
Uganda	UGA/1293	04/13/2021	06/12/2021	(HS: 481810); Tissue paper
Uganda	UGA/1294	04/13/2021	06/12/2021	(HS: 4803); Tissue paper
Uganda	UGA/1295	04/13/2021	06/12/2021	(HS: 481820); Tissue paper
Uganda	UGA/1296	04/20/2021	06/19/2021	(HS: 4107); Leather and furs
Uganda	UGA/1297	04/20/2021	06/19/2021	(HS: 4107); Leather and furs
Uganda	UGA/1298	04/20/2021	06/19/2021	(HS: 460219); Natural fibres (Handwoven Baskets)
Uganda	UGA/1299	04/20/2021	06/19/2021	(HS: 570242); Natural fibres (Handwoven mats)
Uganda	UGA/1300	04/20/2021	06/19/2021	Uncoated paper and paperboard, of a kind used for w riting, printing or other graphic purposes, and non- perforated punchcards and punch-tape paper, in rolls of any size, not containing fibres obtained by a mechanical or chemi-mechanical process or of w hich <= 10% by w eight of the total fibre content consists of such fibres, and w eighing 40 g to 150 g/m <sup>2</sup> , n.e.s (HS 480255); Duplicating paper
Uganda	UGA/1301	04/20/2021	06/19/2021	(HS: 6404); Footw ear
Uganda	UGA/1302	04/20/2021	06/19/2021	(HS: 6404); Footw ear
Uganda	UGA/1303	04/20/2021	06/19/2021	(HS: 6404); Footw ear
Uganda	UGA/1304	04/20/2021	06/19/2021	(HS: 6404); Footw ear
Uganda	UGA/1305	04/20/2021	06/19/2021	Paper serviettes (napkins); Toilet or facial tissue stock, tow el or napkin stock and similar paper for household or sanitary purposes, cellulose w adding and w ebs of cellulose fibres, w hether or not creped, crinkled, embossed, perforated, surface-coloured, surface-decorated or printed, in rolls of a w idth > 36

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				cm or in square or rectangular sheets with one side > 36 cm and the other side > 15 cm in the unfolded state (HS 4803)
Uganda	UGA/1306	04/21/2021	06/20/2021	Toilet or facial tissue stock, tow el or napkin stock and similar paper for household or sanitary pur- poses, cellulose w adding and w ebs of cellulose fi- bres, w hether or not creped, crinkled, embossed, perforated, surface-coloured, surface-decorated or printed, in rolls of a w idth > 36 cm or in square or rectangular sheets w ith one side > 36 cm and the other side > 15 cm in the unfolded state (HS 4803) (Facial tissue paper)
Uganda	UGA/1307	04/26/2021	06/25/2021	Wheat or meslin flour (HS 1101) (Cassava wheat composite flour)
Uganda	UGA/1308	04/26/2021	06/25/2021	Manioc starch (HS 110814) (Food grade cassava starch)
Uganda	UGA/1309	04/26/2021	06/25/2021	Flour, meal and pow der of sago or of roots or tu- bers of manioc, arrow root, salep, sw eet potatoes and similar roots and tubers with a high content of starch or inulin of heading 0714 (HS 110620) (High quality cassava flour)
Uganda	UGA/1310	04/26/2021	06/25/2021	Fresh, chilled, frozen or dried roots and tubers of manioc "cassava", whether or not sliced or in the form of pellets (HS 071410) (Cassava pellets)
Uganda	UGA/1311	04/26/2021	06/25/2021	Plants, parts of plants, incl. seeds and fruits, used primarily in perfumery, in pharmacy or for insecti- cidal, fungicidal or similar purposes, fresh or dried, w hether or not cut, crushed or pow dered (excl. gin- seng roots, coca leaf, poppy straw and ephedra) (HS 121190) (Dried cassava leaves)
Uganda	UGA/819/Add.2	04/28/2021	Not given	Fertilizers
Uganda	UGA/1312	04/27/2021	06/26/2021	Dried fruits; EDIBLE FRUIT AND NUTS; PEEL OF CITRUS FRUIT OR MELONS (HS 08); Fruits and derived products
Uganda	UGA/1313	04/27/2021	06/26/2021	Fruit chips and crisps; Fruits, nuts and other edible parts of plants, prepared or preserved, whether or not containing added sugar or other sw eetening matter or spirit (excl. prepared or preserved with vinegar, preserved with sugar but not laid in syrup, and jams, fruit jellies, marmalades, fruit purée and pastes, obtained by cooking) (HS 2008); Fruits and derived products
Uganda	UGA/1314	04/27/2021	06/26/2021	Dried vegetables and herbs; Dried vegetables and mixtures of vegetables, whole, cut, sliced, broken or in pow der, but not further prepared (excl. onions, mushrooms and truffles, not mixed) (HS 071290); Vegetables and derived products
Uganda	UGA/1315	04/27/2021	06/26/2021	Dried fruits; Dried vegetables, w hole, cut, sliced, broken or in pow der, but not further prepared (HS 0712); Fruits, vegetables and derived products in general
Uganda	UGA/1316	04/27/2021	06/26/2021	Bond paper; (HS: 480255); Other paper products
Uganda	UGA/1317	04/27/2021	06/26/2021	Surgical gow ns and drapes; Articles of apparel and clothing accessories, incl. gloves, mittens and mitts,

Member	Notification	Date Issued	Final Date for Com- ments	Merchandise Covered
				for all purposes, of vulcanised rubber (excl. hard rubber and footw ear and headgear and parts thereof) (HS 4015); Surgical instruments and mate- rials
Uganda	UGA/1318	04/27/2021	06/26/2021	Surgical clean air suits; Articles of apparel and clothing accessories, incl. gloves, mittens and mitts, for all purposes, of vulcanised rubber (excl. hard rubber and footw ear and headgear and parts thereof) (HS 4015); Surgical instruments and mate- rials
Uganda	UGA/1319	04/27/2021	06/26/2021	NATURAL OR CULTURED PEARLS, PRECIOUS OR SEMI-PRECIOUS STONES, PRECIOUS MET- ALS, METALS CLAD WITH PRECIOUS METAL, AND ARTICLES THEREOF; IMITATION JEWEL- LERY; COIN (HS 71); Jewellery
Uganda	UGA/1320	04/27/2021	06/26/2021	Information and Communication Technology Hard- w are and Softw are; - Other apparatus for transmis- sion or reception of voice, images or other data, in- cluding apparatus for communication in a wired or w ireless netw ork (such as a local or wide area net- w ork): (HS 85176); Information technology (IT) in general
Uganda	UGA/1321	04/27/2021	06/26/2021	Information and Communication Technology Hard- w are and Softw are; - Other apparatus for transmis- sion or reception of voice, images or other data, in- cluding apparatus for communication in a wired or w ireless netw ork (such as a local or wide area net- w ork): (HS 85176); Information technology (IT) in general
Uganda	UGA/818/Add.2	04/28/2021	Not given	Fertilizers
Uganda	UGA/820/Add.2	04/28/2021	Not given	Fertilizers
Uganda	UGA/821/Add.2	04/28/2021	Not given	Fertilizers
Uganda	UGA/822/Add.2	04/28/2021	Not given	Fertilizers
Uganda	UGA/823/Add.2	04/28/2021	Not given	Fertilizers
Uganda	UGA/824/Add.2	04/28/2021	Not given	Fertilizers
Uganda	UGA/825/Add.2	04/28/2021	Not given	Fertilizers
Uganda	UGA/826/Add.2	04/28/2021	Not given	Fertilizers
Uganda	UGA/922/Add.2	04/28/2021	Not given	Edible offal of bovine animals, sw ine, sheep, goats, horses, asses, mules or hinnies, fresh, chilled or frozen. (HS 0206), Meat and edible offal, of the poultry of heading 01.05, fresh, chilled or frozen. (HS 0207). Meat and meat products (ICS 67.120.10).
Uganda	UGA/1009/Add. 2	04/28/2021	Not given	Dried meat; Meat and edible meat offal, salted, in brine, dried or smoked; edible flours and meals of meat or meat offal. (HS 0210)
Uganda	UGA/1010/Add. 2	04/28/2021	Not given	Rabbit meat; Of rabbits or hares (HS 020810)

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Uganda	UGA/1011/Add. 2	04/28/2021	Not given	Steviol glycosides; glycosides, natural or repro- duced by synthesis, and their salts, ethers, esters and other derivatives (HS 2938)
Uganda	UGA/1027/Add. 2	04/28/2021	Not given	Food grade nitrogen; Nitrogen (HS 280430)
Uganda	UGA/1028/Add. 2	04/28/2021	Not given	Gelatin (including gelatin in rectangular (including square) sheets, whether or not surface-Worked or coloured) and gelatin derivatives; isinglass; other glues of animal origin, excluding casein glues of heading 35.01 (HS 3503)
Uganda	UGA/1040/Add. 2	04/28/2021	Not given	Beef; Meat and edible meat offal (HS 02)
Uganda	UGA/1041/Add. 2	04/28/2021	Not given	Minced beef; Boneless (HS 020130)
Uganda	UGA/1104/Add. 2	04/28/2021	Not given	Chicken feet; Cuts and offal, frozen (HS 020714)
Uganda	UGA/1322	04/28/2021	06/27/2021	Isolation gow n; Garments made up of felt or nonw ovens, w hether or not impregnated, coated, covered or laminated (excl. babies' garments and clothing accessories) (HS 621010)
Uganda	UGA/673/Add.2	04/29/2021	Not given	Beer (HS 2203, 220720)
Uganda	UGA/675/Add.2	04/29/2021	Not given	Still table wine (HS 2204)
Uganda	UGA/918/Add.2	04/29/2021	Not given	lcing sugar; Sugars and sugar confectionery (HS 17), Sugars, chemically pure, other than sucrose, lactose, maltose, glucose and fructose; sugar ethers, sugar acetals and sugar esters, and their salts, other than products of heading 29.37, 29.38 or 29.39 (HS 2940)
Uganda	UGA/1000/Add. 2	04/29/2021	Not given	Edible Sugarcane (HS 1212)
• Uganda	UGA/1012/Add. 2	04/29/2021	Not given	Toffee; Other sugars, including chemically pure lac- tose, maltose, glucose and fructose, in solid form; sugar syrups not containing added flavouring or col- ouring matter; artificial honey, whether or not mixed with natural honey; caramel. (HS 1702), - Other (HS 170490)
Uganda	UGA/1013/Add. 2	04/29/2021	Not given	Chewing gum, whether or not sugar-coated (HS 170410)
Uganda	UGA/1077/Add. 2	04/29/2021	Not given	Full fat groundnut flour; - Other (HS 120890)
Uganda	UGA/1078/Add. 2	04/29/2021	Not given	Full fat Sesame flour; - Other (HS 120890)
Ukraine	UKR/169/Add.1	04/08/2021	Not given	Toys
Ukraine	UKR/188	04/20/2021	06/19/2021	Genetically engineered activities, GMOs, genet- ically modified products
Ukraine	UKR/189	04/20/2021	06/19/2021	Paints and varnishes for buildings and repairing wheeled vehicles
United Arab Emirates	ARE/498	04/15/2021	06/14/2021	KWS GSO Flexible urethane foam (industrial sponge) and mattresses and pillows Mad IT
United Kingdom	GBR/39	04/09/2021	05/05/2021	Covid-19 detection test regulation HS 3822
United States	USA/1664/Add.1	04/01/2021	Not given	Self-contained lighting controls

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United States	USA/1708	04/01/2021	04/15/2021	Model 737-800 airplane; structure-mounted airbags
United States	USA/1709	04/01/2021	04/29/2021	Airbus Model A321neo ACF airplane; single-occu- pant oblique (side-facing) seats with 3-point re- straints
United States	USA/1710	04/01/2021	04/29/2021	Bombardier Model BD-100-1A10 airplane; elec- tronic-system security protection
United States	USA/1711	04/01/2021	04/29/2021	Bombardier Model BD-100-1A10 airplane; elec- tronic-system security protection
United States	USA/1712	04/01/2021	05/03/2021	Boeing Model 787-8 airplane; non-structural glass in the passenger cabin
United States	USA/214/Add.3/ Corr.2	04/06/2021	Not given	Human and animal drugs (HS 3004)
United States	USA/1048/Add.2	04/06/2021	Not given	High chairs
United States	USA/1693/Add.1	04/06/2021	Not given	Renew able fuel standard compliance
United States	USA/1713	04/06/2021	Not given	Bombardier Model CL-600-2B16 (604 variant) air- plane; seats with pretensioner restraint systems; Aircraft and space vehicles in general, Passenger and cabin equipment
United States	USA/1714	04/06/2021	Not given	Boeing Model 777-9 airplane; structure-mounted airbags; Aircraft and space vehicles in general, Passenger and cabin equipment
United States	USA/1715	04/06/2021	Not given	Leonardo model A119 and AW119 MKII helicop- ters; closed circuit refueling receiver; Aircraft and space vehicles in general, Aerospace fluid systems and components
United States	USA/1706/Add.1	04/12/2021	Not given	Boilers; Central heating boilers, non-electric; parts thereof (excl. vapour generating boilers and super-heated water boilers of heading 8402) (HS 8403)
United States	USA/1716	04/12/2021	05/10/2021	Upholstered furniture
United States	USA/1697/Add.1	04/13/2021	Not given	Chemicals; ORGANIC CHEMICALS (HS 29)
United States	USA/1716/Add.1	04/13/2021	Not given	Upholstered furniture
United States	USA/1717	04/13/2021	05/27/2021	Environmental protection, Test conditions and pro- cedures in general, Domestic electrical appliances in general
United States	USA/970/Add.4	04/19/2021	Not given	Portable air conditioners
United States	USA/980/Add.3	04/19/2021	Not given	Pumps
United States	USA/1665/Add.1	04/19/2021	Not given	Vegetables; EDIBLE VEGETABLES AND CER- TAIN ROOTS AND TUBERS (HS 07)
United States	USA/1718	04/19/2021	06/30/2021	Direct heating equipment (unvented heaters)
United States	USA/1719	04/20/2021	05/10/2021	Mitsubishi model MRJ-200 airplane; use of auto- matic pow er reserve
United States	USA/1720	04/20/2021	05/17/2021	Rolls-Royce Deutschland BR700-710A2-20 model turbofan engines
United States	USA/1721	04/20/2021	05/17/2021	Boeing model 737-8 and 737-9 airplanes; fuel quantity processor unit
United States	USA/1722	04/20/2021	05/17/2021	Clean miles standard; green house gas emissions
United States	USA/1723	04/20/2021	05/20/2021	Polystyrene
United States	USA/305/Add.10	04/21/2021	Not given	Clothes dryers, room air conditioners (HS 8421, 8415)

Member	Notification	Date Issued	Final Date for Com- ments	Merchandise Covered
United States	USA/1598/Add.2	04/21/2021	Not given	Radiofrequency electromagnetic fields
United States	USA/1606/Add.1	04/21/2021	Not given	Radiofrequency electromagnetic fields
United States	USA/1724	04/21/2021	07/19/2021	Wheat; Wheat and meslin (HS 1001)
United States	USA/1725	04/26/2021	07/21/2021	Electrical engineering
United States	USA/1726	04/29/2021	05/19/2021	Airbus helicopters model H160B; all engines oper- ating pow er rating
United States	USA/1727	04/29/2021	05/07/2021	Broadband and mobile services, wireless telecom- munications
★ Viet Nam	VNM/191	04/06/2021	06/15/2021	Radio access equipment operating in the 5 GHz band and have EIRP from and above 60mW (HS code: 8517.62.51) Flycams which use remote con- trol technology, video transfer using 5GHz spectrum spread and have EIRP from and above 60mW (HS code: 8525)
★ Viet Nam	VNW192	04/26/2021	06/25/2021	Product and goods in general

# 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 <u>CROSS search engine</u>. Over 204,000 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 <u>Customs Bulletin and Decisions</u> 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 b Modified (M) c Revoked (R)	or	Old Classifi- cation or Po- sition	New Ruling	New Classification or Position	Comments Due (C) or Effectiv e Date (E)
		PROPOSED I	Rev	OCATIONS/MODI	FICATIONS		
<u>(P) 04-07-21</u>	Tariff classification of me- norahs.	NY J82947 NY I84339 NY E80531 NY D86109* NY D86108 NY D85910	R	9505.90.60	HQ H310688	9405.50.40, *9405.40.84 x 9817.95.01 [GRI 1, 6 ; Chap.95 N 1(w )]	(C) 05-07-21
<u>(P) 04-14-21</u>	Tariff classification of air springs.	NY R01224	Μ	8708.99.55 p/n 18-45068- 000	HQ H305332	4016.99.55 [GRI 1, 3(b); Sec XVII N 2(a)]	(C) 05-14-21
<u>(P) 04-21-21</u>		NY F86134	R	9705.00.0090 (amber)	HQ H311301	2530.90.80 (Natural Amber); 9602.00.50	(C) 05-21-21

Published in CBP Bulletin (P) Proposed (A) Action	Product(s) or Issue(s)	Ruling(s) to be Modified (M) or Rev oked (R)		Modified (M) or cation or Po-		New Classification or Position	Comments Due (C) or Effective Date (E)
	Tariff classification of cer-					(sanded and buffed am- ber) [GRI 1, Chap 25 LN, Chap 96 LN; ENs]	
	tain mineral stones—spe- cifically, amber, selenite, calcite and aragonite	NY N004112 NY N004200		9705.00.0090 (selenite stones)		2520.10.00 [GRI 1; Chap 25 LN; ENs]	
		NY N015557		9705.00.00 (calcite, arag- onite)		7103.10.20 [GRI 1; Chap 71 LN; ENs]	
	Tariff classification of a sink basket strainer.	NY 889651	Μ	3926.90.95 [3926.90.99]	HQ H296172	3922.90.00 [GRI 1, 3; ENs]	
	Tariff classification of child car seat cushions	NY N132069 NY N245061 NY N246761	R	9401.90.50	HQ H293786	9404.90.20 [GRI 1; Sec. XI N1; Chap 94 LN; ENs, and <i>Bauerhin, infra</i> ]	
	Tariff classification of child car seat canopies	HQ 953673 NY 882039	Μ	6307	HQ H293786 By operation of law	9401.90.10 [ <i>Bauerhin</i> <i>Techs. Ltd. Pshp. v. US</i> , 110 F.3d 774 (Fed. Cir. 1997), aff'g, 19 C.I.T. 1441 (1995)]	
	Tariff classification of coral	NY N285626	R	7116.20.0580		7117.90.90 (Abalone)	
	beads for jew elry and jew -	NY N123795	Μ	7116.20.4000	HQ H293170	9601.90.40 (coral beads) [GRI 1, Chap.71 N11;	
	elry with abalone	NY N284708	Μ	7116.20.0580		ENs]	
		NY N284187		9405.30.0010	HQ H289250	9405.40.84 [GRI 1, 6; AUSRI 1(a)] and 9903.88.03 if China	
(P) 04-28-21	Tariff classification of spi- der w eb lights	HQ H072441 NY N027262 HQ H070673 HQ H095410 HQ 952513	R	9405.30.00		Revocation/Modification by operation of law by virtue of <i>Target Gen.</i> <i>Merch., Inc. v. United</i> <i>States,</i> 392 F. Supp. 3d 1326, 1335 (Ct. Int'l Trade 2019)	(C) 05-28-21
		NY 183133 HQ H066795 HQ H070671	Μ				
		HQ 953932 HQ 952513	R			Revocation/Modification by operation of law by	
		HQ 955758	Μ			virtue of Primal Lite	
	Tariff classification of a tex- tile cover for unsprung mat-	NY L81761 L81762	Μ	9403.90.60	HQ H281803	6307.90.9891 [GRI 1, ;	
	tress foundation	NY N187630 HQ H254127	R	0-00.00.00		Sec. XI N7; Chap 94 N2; ENs]	
Revocations/Modifications							
<u>(A) 04-07-21</u>	Tariff classification of a cer- tain Infinity Rose Flow er Box	NY N307028	R	0604.90.6000	HQ H313526	0603.90.0000 [GRI 1, 3(b); Chap. 6 N 2; ENs]	(E) 06-06-21
<u>(A) 04-28-21</u>	Tariff classification of Or- ganic Date Juice Concen- trate or Date Syrup	NY N307283	R	2009.89.7091	HQ H312829	1702.40.4000 [GRI 1, 6; ENs]	(E) 06-27-21

# 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
( <u>EU) 2021/575</u> <u>30-03-21</u>	A product, presented as a set for retail sale, consisting of a plastic bottle equipped with an air pump and a nozzle (filling apparatus) along with 100 pieces of multicoloured latex balloons included inside the bottle. The filling apparatus is designed to be filled up with and contain water and is used to pump water into the balloons. When filled with water, the balloons are used as water bombs for outdoor play to entertain chil- dren/adults. (See image)	9503 00 99	Classification is determined by general rules 1, 3(c) and 6 for the interpretation of the Combined Nomenclature and by the wording of CN codes 9503 00 and 9503 00 99. The product is, based on its objective characteristics and properties, intended to be used for the amusement of persons when playing a water battle with filled balloons. It is a set put up for retail sale, in which the component giving the set its essential character cannot be determined. It is to be classified under the heading that occurs last in numerical order among those that equally merit consideration. The balloons are covered by heading 9503. Consequently, classification under heading 8414 or 8424 according to the filling apparatus is excluded. The product is therefore to be classified under heading 9503.
(EU) 2021/600 07-04-21	Rods of tungsten alloy, containing more than 94 % by weight of tungsten and 1,5 % by weight of lanthanum, with a length of 150 mm and a diameter of 3 mm. The rods are not obtained only by sintering, they have no coating and are not cored with flux material. They are blunt at their ends (i.e. without pointed tips) and they are individually marked by color. The color marking indi- cates the alloying element and tungsten content. The rods are packed in batches. The rods are designed to be sharpened and used as welding electrodes for TIG (Tung- sten lnert Gas) welding. The purpose of the electrode during this welding process is to form the arc betw een the electrode and the w orkpiece. The electrode does not melt dur- ing the process; i.e. it is non-consumable.	8101 99 10	Classification is determined by general rules 1 and 6 for the interpretation of the Combined No- menclature, note 3 and note 5 (a) to Section XV, note 1 (d) to Chapter 74, subheading note 1 to Chapter 81 and by the wording of CN codes 8101 , 8101 99 and 8101 99 10. The rods need to undergo a special tip grinding process in order to obtain the shape of the tip re- quired to become electrodes properly usable for TIG welding. Therefore, upon presentation to customs, the objective characteristics of the arti- cle are not those of welding electrodes for weld- ing machines of heading 8515 . Consequently, classification as parts of machines or apparatus for arc welding of metals of heading 8515 is ex- cluded. Given its objective characteristics and properties, the article corresponds to the wording of heading 8101 , which includes tungsten (wolfram) and ar- ticles thereof. (See also the first paragraph of the Harmonized System Explanatory Notes (HSEN) to heading 8101 , which indicates that tungsten (wolfram) in the form of rolled or draw n bars falls in this heading. That provision is also in line with the first paragraph of the HSEN to heading 8311 , according to which electrodes of base metal not coated or cored with flux material are excluded from heading 8311 and are to be classified in the

Commission Implementing Regulation	Description of the goods	Classification (CN code)	Reasons
			appropriate Chapters according to their constitu- ent material.) The article is therefore to be classified under CN code 8101 99 10 as bars and rods, other than those obtained simply by sintering, of tungsten.

# 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.

lnv. №	Commodity	Action
<u>337–TA–567</u>	Certain Foam Footwear	[Advisory Opinion Proceeding 2] Notice of the Issuance of an Advisory Opinion; Termination of the Advisory Opinion Proceeding
<u>337–TA–1175</u>	Certain Bone Cements and Bone Cement Accessories	Commission Determination to Review in Part a Final Initial Deter- mination Finding No Violation of Section 337; Schedule for Filing Written Submissions on the Issues Under Review and on Remedy, Public Interest, and Bonding
<u>337–TA–1181</u>	Certain Lithium-Ion Battery Cells, Battery Modules, Battery Packs, Components Thereof, and Products Containing the Same	Notice of Request for Submissions on the Public Interest
<u>337–TA–1190</u>	Certain Wearable Monitoring Devices, Systems, and Components Thereof	Commission Determination to Review in Part a Final Initial Deter- mination Finding No Violation of Section 337; Affirmance of a Find- ing of No Violation of Section 337; Termination of Investigation
<u>337–TA–1194</u>	Certain High-Density Fiber Optic Equip- ment and Components Thereof	Notice of Request for Submissions on the Public Interest
<u>337–TA–1195</u>	Certain Electronic Candle Products and Components Thereof	Notice of Request for Submissions on the Public Interest
<u>337–TA–1215</u>	Certain Mobile Electronic Devices and Laptop Computers	Notice of Commission Determination Not to Review an Initial De- termination Terminating the Investigation Based on Settlement; Termination of Investigation
<u>337–TA–1258</u>	Certain Smart Thermostat Systems, Smart HVAC Systems, Smart HVAC Control Sys- tems, And Components Thereof	Institution of Investigation based on a complaint filed on behalf of EcoFactor, Inc. alleging patent infringement
<u>337–TA–1259</u>	Certain Toner Supply Containers and Components Thereof (I)	Institution of Investigation based on a complaint filed on behalf of Canon Inc.; Canon U.S.A., Inc.; and Canon Virginia, Inc.
<u>337–TA–1260</u>	Certain Toner Supply Containers and Components Thereof (II)	Institution of Investigation based on a complaint filed on behalf of Canon Inc.; Canon U.S.A., Inc.; and Canon Virginia, Inc.
<u>337–TA–1261</u>	Certain LED Landscape Lighting Devices and Components Thereof	Institution of Investigation based on a complaint filed on behalf of Wangs Alliance Corporation d/b/a WAC Lighting alleging patent in- fringement

Inv. ۱	Nº	Commodity	Action
<u>337–TA–</u>		vices, Components Thereof, and Products	Institution of Investigation based on a complaint filed on behalf of InMode Ltd. of Israel and Invasix Inc. d/b/a InMode of Lake Forest, California 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:
<u>DN 3542</u>	In the Matter of Certain Televisions, Remote Controls, and Components Thereof	Roku, Inc.
<u>DN 3543</u>	Certain High-Potency Sweeteners, Processes for Making Same, and Products Containing Same	Celanese International Corporation, Celanese (Malta) Company 2 Limited and Celanese Sales U.S. Ltd.
<u>DN 3544</u>		DISH DBS Corporation, DISH Technologies L.L.C., and Sling TV L.L.C
<u>DN 3545</u>	Certain Wearable Electronic Devices with ECG Capability and Components Thereof	AliveCor, Inc.

## ANTIDUMPING, COUNTERVAILING DUTY AND SAFE-GUARDS 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.



Notification №	Member	Merchandise	Action
G/SG/N/6/MA R/13	Morocco	Street lights.	Initiation of safeguard investigation on 23-04-21

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

Case №	Merchandise/Country	Action
<u>A-549-833</u>	Citric Acid and Certain Citrate Salts From Thailand	Preliminary Results of ADD Administrative Review; 2019-2020
<u>A-570-053</u>	Certain Aluminum Foil From China	Amended Final Results of ADD Administrative Review; 2017-2019
<u>A–570–980</u>	Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled Into Modules, From China	Notice of Amended Final Results of the 2017 CVD Administrative Review
<u>A-570-832</u>	Pure Magnesium From China	Preliminary Results of AD Administrative Review; 2019-20
<u>A–489–822</u>	Welded Line Pipe From Turkey	Final Rescission of ADD Administrative Review, in Part, and Final Deferral of Administrative Review, in Part; 2018-2019

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

Case №	Merchandise/Country	Action
<u>A-560-838</u> <u>A-557-823</u> <u>A-549-843</u> <u>A-552-832</u>	Polyester Textured Yarn From Indonesia, Ma- laysia, Thailand, and Vietnam	Postponement of Preliminary Determinations in the LTFV Investi- gations
<u>A-469-823</u>	Utility Scale Wind Towers From Spain	Preliminary Affirmative Determination of Sales at LTFV
<u>C–570–980</u>	Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled Into Modules, From China	Notice of Amended Final Results of the 2017 CVD Administrative Review
<u>A-570-051</u> <u>C-570-052</u>	Certain Hardwood Plywood Products From China	Preliminary Results of Changed Circumstances Reviews, and Con- sideration of Revocation of the AD and CVD Orders in Part
<u>A–570–084</u>	Certain Quartz Surface Products From China	Preliminary Results of the ADD Administrative Review and Rescission of Administrative Review, in Part; 2018 – 2020
<u>A–489–815</u>	Light-Walled Rectangular Pipe and Tube From Turkey	Preliminary Results of ADD Administrative Review; 2019-2020
<u>C–714–001</u> <u>C–821–825</u>	Phosphate Fertilizers From Morocco and the Russian Federation	CVD Orders
<u>A–570–010</u>	Certain Crystalline Silicon Photovoltaic Prod- ucts From China	Final Results of ADD Administrative Review and Final Determina- tion of No Shipments; 2014-2016, and Certain Crystalline Silicon Photovoltaic Products from the People's Republic of China: Final Results of ADD Administrative Review; 2017-2018; Correction
<u>A–580–883</u>	Certain Hot-Rolled Steel Flat Products From S. Korea	Final Results of ADD Administrative Review; 2018-2019
<u>A–523–812</u>	Circular Welded Carbon-Quality Steel Pipe From Oman	Final Results of ADD Administrative Review; 2018-2019
<u>A–580–889</u>	Dioctyl Terephthalate From S. Korea	Final Results of ADD Administrative Review; 2018-2019
<u>A-570-983</u>	Drawn Stainless Steel Sinks From China	Final Results of ADD Administrative Review; 2019-2020
<u>A–570–879</u> <u>A–588–861</u>	Polyvinyl Alcohol From China and Japan	Continuation of ADD Orders
<u>A–560–837</u>	Prestressed Concrete Steel Wire Strand From Indonesia	Final Affirmative Determination of Sales at LTFV and Final Affirma- tive Determination of Critical Circumstances, In Part
<u>A–475–843</u>	Prestressed Concrete Steel Wire Strand From Italy	Final Affirmative Determination of Sales at LTFV, and Final Nega- tive Determination of Critical Circumstances
<u>A–557–819</u>	Prestressed Concrete Steel Wire Strand From Malaysia	Final Affirmative Determination of Sales at LTFV
<u>A–791–826</u>	Prestressed Concrete Steel Wire Strand From South Africa	Final Affirmative Determination of Sales at LTFV
<u>A-469-821</u>	Prestressed Concrete Steel Wire Strand From Spain	Final Affirmative Determination of Sales at LTFV and Final Nega- tive Determination of Critical Circumstances
<u>A-723-001</u>	Prestressed Concrete Steel Wire Strand From Tunisia	Final Affirmative Determination of Sales at LTFV
<u>A-823-817</u>	Prestressed Concrete Steel Wire Strand From Ukraine	Final Affirmative Determination of Sales at LTFV, and Final Nega- tive Determination of Critical Circumstances
<u>A–570–900</u>	Diamond Saw blades and Parts Thereof From China	Continuation of Antidumping Duty Order
<u>C–201–854</u>	Standard Steel Welded Wire Mesh From Mexico	CVD Order
<u>A-533-857</u>	Oil Country Tubular Goods From India	Rescission of ADD Administrative Review; 2019-2020
<u>C-489-825</u>	Heavy Walled Rectangular Welded Carbon Steel Pipes and Tubes From Turkey	Final Results and Partial Rescission of CVD Administrative Review; 2018
<u>A–570–131</u> <u>C–570–132</u>	Twist Ties From China	AD and CVD Orders

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

Case №	Merchandise/Country	Action
<u>A–570–827</u>	Certain Cased Pencils From China	Preliminary Results of ADD Administrative Review, Preliminary De- termination of No Shipments, and Rescission of Review, in Part; 2018-2019
<u>C–570–921</u>	Lightw eight Thermal Paper From China	Rescission of CVD Administrative Review; 2019
<u>A-893-001</u> A-400-001	Silicon Metal From Bosnia and Herzegovina and Iceland:	ADD Orders
<u>C-834-811</u>	Silicon Metal From the Republic of Kazakh- stan	CVD Order
<u>A–580–876</u>	Welded Line Pipe From S. Korea	Preliminary Results of ADD Administrative Review; 2018-2019
<u>A–570–016</u>	Certain Passenger Vehicle and Light Truck Tires From China	Notice of Court Decision Not in Harmony with the Results of AD Administrative Review; Notice of Amended Final Results
<u>A-533-885</u> <u>C-533-886</u>	Polyester Textured Yarn From India	Rescission of ADD and CVD Administrative Reviews; 2019-2020
<u>C-570-094</u>	Refillable Stainless Steel Kegs From China	Rescission of CVD Administrative Review; 2019
<u>A-423-812</u>	Certain Carbon and Alloy Steel Cut-To- Length Plate From Belgium	Amended Final Results of ADD Administrative Review; 2018-2019
<u>A–570–979</u>	Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled into Modules, From China	Preliminary Results of ADD Administrative Review, Partial Rescission of AD Administrative Review, and Preliminary Determination of No Shipments; 2018-2019
<u>C–570–017</u>	Passenger Vehicle and Light Truck Tires From China	Final Results and Partial Rescission of CVD Administrative Review; 2018
<u>C–570–959</u>	Certain Coated Paper Suitable for High-Qual- ity Print Graphics Using Sheet-Fed Presses From China	Rescission of CVD Administrative Review; 2019
<u>A–533–873</u>	Certain Cold-Drawn Mechanical Tubing of Carbon and Alloy Steel From India	Final Results of AD Administrative Review; 2017-2019
<u>A-520-807</u>	Circular Welded Carbon-Quality Steel Pipe From the United Arab Emirates	Preliminary Results of ADD Administrative Review and Partial Rescission of ADD Administrative Review; 2018-2019
<u>C–570–980</u>	Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled Into Modules From China	Preliminary Results of CVD Administrative Review and Intent to Rescind, in Part; 2018
<u>C–570–971</u>	Multilayered Wood Flooring From China	Preliminary Results of CVD Administrative Review, and Intent to Rescind Review, in Part; 2018
<u>A-552-802</u>	Certain Frozen Warmwater Shrimp From Vi- etnam	Notice of Court Decision Not in Harmony with the Results of ADD Administrative Review; Notice of Amended Final Results
<u>C-570-142</u>	Certain Walk-Behind Snow Throwers and Parts Thereof From China	Initiation of CVD Investigation
<u>A–570–970</u>	Multilayered Wood Flooring From China	Preliminary Results of the ADD Administrative Review, Preliminary Determination of No Shipments, Preliminary Successor-in-Interest Determination, and Rescission of Review, in Part; 2018-2019
<u>A–557–813</u>	Polyethylene Retail Carrier Bags From Malay- sia	Final Results of AD Administrative Review; 2018-19
<u>A–851–804</u>	Seamless Carbon and Alloy Steel Standard, Line, and Pressure Pipe From the Czech Re- public	ADD Order
<u>A-570-131</u> <u>C-570-132</u>	Twist Ties From China	AD and CVD Orders; Correction
<u>A–570–141</u>	Certain Walk-Behind Snow Throw ers and Parts Thereof From China	Initiation of LTFV Investigation
<u>A-525-001</u> <u>A-351-854</u> <u>A-891-001</u>	A-523-814 A-485-809 A-801-001 Common Alloy Aluminum Sheet From Bahrain, Brazil, Croatia,	ADD Orders

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

Case №	Merchandise/Country	Action
A-729-803 A-428-849 A-533-895 A-560-835 A-475-842	A-856-001Egypt, Germany, India, Indone- sia, Italy, Oman, Romania, Ser- bia, Slovenia, South Africa, A-583-867A-469-820Spain, Taiw an and TurkeyA-489-839Spain, Taiw an and Turkey	
<u>C-525-002</u> <u>C-533-896</u> <u>C-489-840</u>	Common Alloy Aluminum Sheet From Bah- rain, India, and Turkey	CVD Orders
<u>C-533-872</u>	Finished Carbon Steel Flanges From India	Final Results of CVD Administrative Review and Partial Rescission, 2018
<u>C-533-902</u>	Organic Soybean Meal From India	Initiation of CVD Investigation
<u>A-533-901</u>	Organic Soybean Meal From India	Initiation of LTFV Investigation
<u>A–475–838</u>	Certain Cold-Drawn Mechanical Tubing of Carbon and Alloy Steel From Italy	Final Results of ADD Administrative Review; 2017-2019
<u>A–583–853</u>	Certain Crystalline Silicon Photovoltaic Prod- ucts From Taiwan	Preliminary Results; Preliminary Intent to Rescind and Partial Re- scission of ADD Administrative Review; and Preliminary Determi- nation of No Shipments; 2019-2020
<u>A–560–823</u>	Coated Paper Suitable for High-Quality Print Graphics Using Sheet-Fed Presses From In- donesia	Rescission of ADD Administrative Review; 2019 - 2020
<u>A–122–857</u>	Certain Softwood Lumber Products From Canada	Notice of Initiation and Preliminary Results of ADD Changed Cir- cumstances Review
<u>A–570–898</u>	Chlorinated Isocyanurates From China	Final Results of ADD Administrative Review, and Final Determina- tion of No Shipments; 2018-2019

## United States International Trade Commission (USITC)

lnv. №	Merchandise/Country	Action
<u>731–TA–282</u>	Petroleum Wax Candles from China	[Fifth Review] Institution of a Five-Year Review
<u>701–TA–462</u> 731–TA–1156-1158 731–TA–1043-1045	Polyethylene Retail Carrier Bags from China, Indonesia, Malaysia, Taiwan, Thailand, and Vietnam	[SECOND REVIEW] Institution of Five-Year Reviews [THIRD REVIEW] Institution of Five-Year Reviews
<u>701–TA–531-532</u> 731–TA–1270-1273	Polyethylene Terephthalate (PET) Resin from Canada, China, India, and Oman	[REVIEW] Institution of Five-Year Reviews
<u>731–TA–1092</u>	Diamond Saw blades and Parts Thereof From China	[SECOND REVIEW] Determination that revocation of the ADD order w ould be likely to lead to continuation or recurrence of material injury to an industry in the United States within a reasonably fore- seeable time
<u>TA–201–77</u>	Fresh, Chilled, or Frozen Blueberries	Determination that subjects are not being imported into the United States in such increased quantities as to be a substantial cause of serious injury, or threat thereof, to the domestic industry producing an article like or directly competitive with the imported article
<u>731–TA–1014_and</u> 1016	Polyvinyl Alcohol From China and Ja- pan	[THIRD REVIEW] Determinations that revocation of the ADD orders would be likely to lead to continuation or recurrence of material injury to an industry in the United States within a reasonably fore- seeable time
<u>701–TA–650-651</u>	Phosphate Fertilizers From Morocco and Russia	[Final] Determinations that an industry in the United States is ma- terially injured by reason of imports that have been found by

# United States International Trade Commission (USITC)

lnv. №	Merchandise/Country	Action
		Commerce to be subsidized by the governments of Morocco and Russia
<u>701–TA–666</u> <u>731–TA–1558</u>	Walk-Behind Snow Throw ers From China	[PRELIMINARY] Institution of antidumping and countervailing duty investigations and scheduling of preliminary phase investigations
<u>701–TA–523</u> <u>731–TA–1259</u>	Boltless Steel Shelving Units Prepack- aged for Sale From China	[Review] Scheduling of Expedited Five-Year Reviews
<u>701–TA–667</u> <u>731–TA–1559</u>	Organic Soybean Meal From India	[Preliminary] Institution of antidumping and countervailing duty investigations and scheduling of preliminary phase investigations
<u>701–TA–464</u> 731–TA–1160	Prestressed Concrete Steel Wire Strand From China	[SECOND REVIEW] Scheduling of expedited five-year reviews
<u>701–TA–653</u>	Standard Steel Welded Wire Mesh From Mexico	[FINAL] Determination that an industry in the United States is materially injured
<u>701–TA–465</u> 731–TA–1161	Certain Steel Grating From China	[SECOND REVIEW] Scheduling of expedited five-year reviews
<u>701–TA–649</u> 731–TA–1523	TwistTies From China	[FINAL] Determinations that an industry in the United States is materially injured
<u>701–TA-660-661</u> 731–TA–1543-1545	Utility Scale Wind Towers From India, Malaysia, and Spain	[FINAL] Scheduling of the Final Phase of CVD and ADD Investiga- tions
<u>701–TA–665</u> 731–TA–1557	Certain Mobile Access Equipment and Subassemblies Thereof From China	[Preliminary] Determinations that there is a reasonable indication that an industry in the United States is materially injured
<u>701–TA–652</u> 731–TA–1524-1525	Silicon Metal From Bosnia and Herze- govina, Iceland, and Kazakhstan	[FINAL] Determinations that an industry in the United States is materially injured
<u>731–TA–1474</u>	Ultra-High Molecular Weight Polyeth- ylene from Korea	[FINAL] Determination that an industry in the United States is not materially injured or threatened with material injury, and the es- tablishment of an industry in the United States is not materially retarded
<u>731–TA–1505-1507.</u> <u>1510-1511, 1513.</u> <u>1515</u>	Prestressed Concrete Steel Wire Strand from Indonesia, Italy, Malaysia, South Africa, Spain, Tunisia, and Ukraine	[FINAL] Scheduling of the Final Phase of the ADD Investigations
<u>731–TA–1529</u>	Seamless Carbon and Alloy Steel Standard, Line, and Pressure Pipe from Czechia	[FINAL] Determination that an industry in the United States is ma- terially injured
701–TA–639, 641-642 731–TA–1475-1479, 1481-1483, 1485- 1492	Common Alloy Aluminum Sheet from Bahrain, Brazil, Croatia, Egypt, Ger- many, India, Indonesia, Italy, Oman, Romania, Serbia, Slovenia, South Af- rica, Spain, Taiw an, and Turkey	[FINAL] Determinations that an industry in the United States is materially injured. The Commission terminated its CVD investiga- tion on common alloy aluminum sheet from Brazil and its ADD in- vestigations on common alloy aluminum sheet from Greece and Korea (86 FR 14338, March 15, 2021) follow ing negative final determinations by Commerce.
<u>731–TA–1560-1564</u>	Raw Honey from Argentina, Brazil, In- dia, Ukraine, and Vietnam	[PRELIMINARY] Institution of ADD Investigations and Scheduling of Preliminary Phase Investigations
<u>701–TA–643</u> <u>731–TA–1493</u>	Small Vertical Shaft Engines From China	[FINAL] Determinations that an industry in the United States is materially injured

## Canadian International Trade Tribunal (CITT)

Ref. Number	Merchandise/Country	Action
RR-2020-005	Dumping and subsidizing of Carbon Steel Bar Grating and alloy steel bar gratingoriginating in or exported from China	Notice of Expiry Review of Order

# Canadian International Trade Tribunal (CITT)

Ref. Number	Merchandise/Country	Action
<u>GC-2018-001-NE</u>	Certain Steel Goods safeguards	Notice of Expiry of Order on 10-24-21: As no extension re- quests in respect of the <i>Surtax Order</i> were received by 04- 12-21, the CITT will not commence an extension inquiry.
RD-2020-003	Welded Large Diameter Carbon and Alloy Steel Line Pipe originating in or exported from China and Japan.	Interim Review Order (Amending Finding)
<u>PI-2021-001</u>	Certain Small Pow er Transformers originating in or exported from Austria, Chinese Taipei, and S. Korea	Notice of Commencement of Preliminary Injury Inquiry
NQ-2020-003	Certain w heat gluten, originating in or exported from Australia, Austria, Belgium, France, Ger- many and Lithuania	Finding
NQ-2020-005	Certain hot-rolled deformed steel concrete rein- forcing bar originating in or exported from the Oman and the Russian Federation.	Revised Notice of Commencement of Inquiry

## Canada Border Services Agency (CBSA)

Ref. Number	Merchandise/Country	Action
<u>WG 2020 IN</u>	Certain w heat gluten originating in or exported from Australia, Austria, Belgium, France, Germany and Lithuania	Statement of Reasons-final determination
<u>SPT 2021 IN</u>	Certain small power transformers from Austria, Chinese Taipei, and South Korea	Notice of initiation of an investigation
FAS 2020 UP1	Certain carbon steel fasteners (fasteners) exported from Chinese Taipei	Conclusion of normal value review

## NAFTA and USMCA Panels

Case Number	Merchandise/Country	Action
None		

## Mexico - Ministry of Economy

Ref. №	Merchandise/Country	Action
<u>E.C. 05/21</u>	Carbon steel pipe with straight and helical longitudi- nal seam originating in the USA, Spain and India	Resolution declaring the initiation of the administrative procedure for the review of the validity of ADD
<u>E.C. 20/19</u>	Domestic or commercial blenders originating in China	Final Resolution of the administrative procedure for re- view ing the validity of ADD

### European Union

Reference	Merchandise/Country	Action
<u>(EU) 2021/582</u>	Aluminium flat-rolled products originating in China	Commission Implementing Regulation imposing a provisional ADD



### European Union

Reference	Merchandise/Country	Action
<u>(EU) 2021/607</u>	Citric acid originating in China as ex- tended to imports of citric acid consigned from Malaysia, w hether declared as orig- inating in Malaysia or not,	Commission Implementing Regulation imposing a definitive ADD follow ing an expiry review
<u>(EU) 2021/633</u>	Monosodium glutamate originating in the People's Republic of China and in Indonesia	Commission Implementing Regulation imposing a definitive ADD on imports following an expiry review
<u>(EU) 2021/635</u>	Certain welded pipes and tubes of iron or non-alloyed steel originating in Bela- rus, the People's Republic of China and Russia	Commission Implementing Regulation imposing a definitive ADD on follow ing an expiry review
<u>(EU) 2021/659</u>	Certain bicycle parts originating in China	Commission Implementing Decision concerning exemptions from the extended ADD

## UK Department for International Trade – Trade Remedies Investigations Directorate

Case	Merchandise/Country	Action
TD0003	Certain pre- and post-stressing wires and wire strands of non-alloy steel (PSC wires and strands) originating in China	Statement of Essential Facts
	High fatigue performance iron or steel concrete reinforcing bars (HFP Rebar) from China	Notice of initiation
TD0011	Cold rolled flat steel from China and Russia	Notice of initiation

# Australian Anti-Dumping Commission

Notice №	Case	Merchandise/Country	Action
<u>2021/030</u>	<u>560</u>	Steel reinforcing bar from China	Findings of the Continuation Inquiry
2021/032	<u>562</u>	Rod in coil from China	Findings of the Continuation Inquiry
2021/034	<u>540</u>	Aluminium extrusions (mill finish) from Malaysia	Partial termination of an investigation
<u>2021/036</u>	<u>541</u>	Aluminium extrusions (surfacefinished) from Malaysia	Partial termination of an investigation
2021/042	<u>569</u>	Grinding balls from China	Extension of time to publish SEF and Final Report
<u>2021/043</u>	<u>540</u>	Aluminium extrusions (mill finish) from Malaysia	Extension of time to provide Final Report
2021/044	<u>541</u>	Aluminium extrusions (surface finished) from Malaysia	Extension of time to provide Final Report
2021/045	<u>544</u>	Aluminium extrusions from Malaysia, Vi- etnam	Extension of time to provide Final Report
2021/046	<u>560</u>	Steel reinforcing bar from China	Notice for longer period for the declaration of the Minister for Indus- try, Science and Technology
2021/047	<u>553</u>	Painted steel strapping from China, Vi- etnam	Extension of time to publish SEF and Final Report
<u>2021/049</u>		A4 copy paper from Brazil, China, Indo- nesia, Thailand	Expiry of Measures
2021/050		Resealable can end closures from Malay- sia, Philippines, Singapore	Expiry of Measures
2021/051		Various	Monthly Status Report - March 2021



## Australian Anti-Dumping Commission

Notice №	Case	Merchandise/Country	Action
2021/054	<u>582</u>	Clear float glass from Malaysia, U.A.E	Initiation of investigation
<u>2021/056</u>	<u>553</u>	Painted steel strapping from China, Vi- etnam	Preliminary Affirmative Determination - PAD 553
<u>2021/057</u>	<u>566</u>	Steel reinforcing bar from Korea, Singa- pore, Spain, Taiw an	Extension of time to issue SEF and Final Report



### China Ministry of Commerce (MOFCOM)

Ref. №	Merchandise/Country	Action
<u>5, 2021</u>	Unbleached paper bags originating in the United States, the European Union, and Japan	Launch of a final review investigation into AD measures
	Nylon 6 slices originating in the United States, the European Union, Russia and Taiw an	Launch of a final review investigation into AD measures

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

Notification №	Merchandise/Country	Action
<u>20/2021-Cus (ADD)</u> <u>05-04-21</u>	Flexible Slabstock Polyol of molecular weight 3000- 4000 originating in or exported from Saudi Arabia and the United Arab Emirates	Imposes ADD for a period of five years
<u>21/2021-Cus (ADD)</u> <u>12-04-21</u>	Normal Butanol or N-Butyl alcohol originating in or exported from the European Union, Malaysia, Singapore, South Africa and the USA	Imposes ADD for a further period of five years
<u>22/2021-Cus (ADD)</u> <u>15-04-21</u>	Barium Carbonate originating in or exported from China PR	Extends ADD upto 20 October, 2021
<u>23/2021-Cus (ADD)</u> <u>20-04-21</u>	Nylon Filament Yarn originating in or exported from Vietnam and the European Union	Amends notification imposing ADD to exclude goods of certain specification from scope of ADD
<u>24/2021-Cus (ADD)</u> <u>26-04-21</u>	Polytetrafluoroethylene (PTFE) originating in or ex- ported from Russia being circumvented by imports of Polytetrafluoroethylene exported from Korea RP	Imposes ADD on import of Polytetrafluoroethylene (PTFE) originating in or exported from Korea RP
<u>25/2021-Cus (ADD)</u> <u>26-04-21</u>	Polytetrafluoroethylene (PTFE) originating in or ex- ported from Russia being circumvented by imports of Polytetrafluoroethylene Products (PTFE Products) originating in or exported from China PR	Imposes ADD on import of Polytetrafluoroethylene Products (PTFE Products) originating in or ex- ported from China PR
<u>26/2021-Cus (ADD)</u> <u>27-04-21</u>	1-Phenyl-3-Methyl-5-Pyrazolone originating in or exported from China PR	Imposes ADD for a period of five years from the date of imposition of provisional ADD i.e., 9 June, 2020
<u>27/2021-Cus (ADD)</u> <u>27-04-21</u>	Toluene Di-Isocyanate (TDI) having isomer content	Rescinds Notification imposing provisional ADD
<u>28/2021-Cus (ADD)</u> <u>27-04-21</u>	in the ratio of 80:20 originating in or exported from the European Union, Saudi Arabia, Chinese Taipei and the United Arab Emirates	Imposes ADD for a period of five years from the date of imposition of provisional ADD i.e., 2 December, 2020.



# Government of India Ministry of Commerce and Industry (Department of Commerce)

File № and Date	Merchandise/Country	Action		
	INITIA TIONS			
<u>7/7/2021-DGTR</u> <u>19-04-21</u>	Axle for Trailers originating in or exported from China PR	Initiates Sunset Review of ADD imposed		
	FINAL FINDINGS			
<u>6/7/2020-DGTR</u> <u>16-04-21</u>	Copper & Copper Alloy Flat Rolled Products originating in and exported from China PR, Korea RP, Malaysia, Ne- pal, Sri Lanka, and Thailand	Final Findings issued in AD Investigation		
<u>6/13/2020-DGTR</u> <u>20-04-21</u>	Plain Medium Density Fibre Board having thickness less than 6 mm originating in or exported from Vietnam, Ma- laysia, Thailand and Indonesia	Final Findings issued in AD Investigation		
	OTHERS	•		
<u>354/31/2021-TRU</u> <u>30-03-2021</u>	Clear Float Glass of nominal thicknesses ranging from 4mm to 12mm (both inclusive) originating in or exported from Malaysia	Notifies decision of the Central Government not to impose Anti-subsidy Duty as proposed by the Des- ignated Authority in Final Findings		
<u>7/37/2020-DGTR</u> <u>01-04-21</u>	Tyre Curing Presses for Tyres originating in and ex- ported from China PR	Notifies registered interested parties in Sunset Re- view of ADD imposed and directs interested par- ties to email Non-Confidential Version of submis- sions filed and future submissions to interested parties with copy to the Investigation Team		
7/37/2020-DGTR 06-04-21	poned from China PK	Notifies final Product Control Number (PCN) meth- odology in Sunset Review of ADD imposed re- questing interested parties to file comments by 9 April, 2021		
<u>8/3/2021-DGTR</u> <u>06-04-21</u>	-	Amends Trade Notice providing that as on the date of application for initiation of Anti-dumping Duty or Countervailing Duty investigation, the Period of In- vestigation should not be older than 4 months		
<u>6/1/2021-DGTR</u> <u>07-04-21</u>	Melamine originating in and exported from the European Union, Japan, Qatar and the United Arab Emirates	Time for filing questionnaire response in Sunset Review of ADD imposed extended until 14 April, 2021		
<u>7/45/2020-DGTR</u> <u>07-04-21</u>	Welded Stainless Steel Pipes and Tubes originating in or exported from China PR and Vietnam	Time for filing questionnaire response in Mid Term Review to review product scope of Countervailing Duty imposed extended until 17 April, 2021		
<u>7/6/2021-DGTR</u> <u>09-04-21</u>	Cold Rolled/ cold reduced flat steel products of iron or Non-Alloy Steel, or other Alloy Steel of all width and thickness, not clad, plated or coated originating in or ex- ported from China PR, Japan, Korea RP and Ukraine	Time for filing comments on proposed Product Control Number (PCN) methodology in Sunset Re- view of ADD imposed extended until 14 April, 2021		
<u>12-04-21</u>	Phenol originating in or exported from the European Un- ion and Singapore	Notifies registered interested parties in Sunset Review of ADD imposed		
<u>8/3/21-DGTR</u> <u>12-04-21</u>	ion and oingapore	Notifies revised timelines and procedure for filing application for Sunset Review of ADD imposed		
<u>7/37/2020- DGTR</u> <u>13-04-21</u>	Tyre Curing Presses for Tyres originating in and exported from China PR	Notifies final Product Control Number (PCN) meth- odology in AD Investigation requesting interested parties to file questionnaire response by 23 April, 2021		
<u>7/1/2021-DGTR</u> <u>19-04-21</u>	1,1,1,2-Tetrafluoroethane or R-134a originating in or exported from China PR	Notifies registered interested parties in Sunset Re- view of ADD imposed and directs interested par- ties to email Non-Confidential Version of submis- sions filed and future submissions to interested parties with copy to the Investigation Team		
<u>6/55/2020-DGTR</u> <u>20-04-21</u>	PU leather originating in or exported from China PR	Time for filing questionnaire response in AD Inves- tigation extended until 30 April, 2021		

# Government of India Ministry of Commerce and Industry (Department of Commerce)

File № and Date	Merchandise/Country	Action
<u>7/43/2020-DGTR</u> <u>20-04-21</u>	Seamless Tubes Pines & Hollow Profiles of Iron Allov or	Notifies registered interested parties in Sunset Re- view of ADD imposed and directs interested par- ties to email Non-Confidential Version of submis- sions filed and future submissions to interested parties with copy to the Investigation Team
<u>7/5/2021-DGTR</u> <u>22-04-21</u>	Hot-Rolled flat products of alloy or non-alloy steel origi- nating in or exported from China PR, Japan, Korea RP, Russia, Brazil and Indonesia	Notifies final Product Control Number (PCN) meth- odology in Sunset Review of ADD imposed
<u>7/6/2021-DGTR</u> <u>22-04-21</u>	Cold Rolled/cold reduced flat steel products of iron or Non-Alloy Steel, or other Alloy Steel of all width and thickness - not clad, plated or coated originating in or ex- ported from China PR, Japan, Korea RP and Ukraine	Notifies final Product Control Number (PCN) meth- odology in Sunset Review of ADD imposed
<u>354/121/2020-</u> TRU 28-04-21	Phenol originating in or exported from Thailand and USA	Notifies decision of the Central Government not to impose ADD on imports from Thailand as pro- posed by the Designated Authority in Final Find- ings

## Argentina Ministry of Productive Development

Ref. Number	Merchandise/Country	Action
Res. 132/2021 RESOL-2021- 132-APN-MDP	Certain Centrifugal Electropumps, originating in China	Expiry examination of the AD measure resulted in continuation of the ADD fot 5 years
Res. 131/2021 RESOL-2021- 131-APN-MDP	Certain Hydroxide-based fungicides, etc. originating in Chile, Peru, Uru- guay and USA	Close the examination due to the expiration of the term of the measure, Chilean and US products to have an ad valorem duty; non-preferential origin control regime
Res.119/2021 RESOL-2021- 119-APN- SIECY G CE- MDP	Certain Diisocyate of Tolueno 80:20 originating in the USA	Continue AD investigation without provisional AD duties

# Brazil Ministry of Economy

Reference	Merchandise/Country	Action
SECEX Cir. 23	Polypropylene resins from S. Korea	Rejected Braskem S.A.'s request for reconsideration, in the light of Circular Secex No. 84 of 2020, which closed the review of the anti- dumping measure, without extension of that measure
GECEX Res. 186	Butyl acrylate originating in the USA	Extends the application of the definitive ADD, for a period of up to five (5) years
<u>SECEX Cir. 25</u>	Metallic magnesium in crude forms originating in China	Extends the deadline for completion of the review of AD measure; Make public the facts that justified the decision to initiate the scope assessment,
SECEX Cir. 26	Tablew are objects originating in China	Initiates evaluation of the scope of the ADD: Make public the facts that justified the decision to initiate the scope assessment,
SECEX Cir. 27	Butyl acryletate originating in South Af- rica and Chinese Taipei;	Extends the deadline for completion of the review of an AD measure; Make public the deadlines that will serve as a parameter for the remainder of that review.
GECEX Res. 187	Polypropylene resin (PP) originating in South Africa and India	Rejects reconsideration of two requests



## Brazil Ministry of Economy

Reference	Merchandise/Country	Action
	EBMEG, originating in Germany and the United States of America	Begins review of ADD
<u>SECEX Cir. 29</u>	Plastic tubes for vacuum blood collec- tion originating in Germany	Closes the review of the AD measure, without extension of this measure

### **Opportunity to Request Administrative Review**

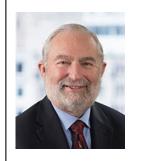
In an April 1, 2021 Federal Register notice, the US Department of Commerce announced that it will receive requests to conduct administrative reviews of various antidumping (AD) and countervailing duty (CVD) orders and findings with April anniversary dates:

AD/CVD Proceedings - Country/ Merchandise	Case No.	Period		
Antidumping Duty Proceedings				
ARGENTINA: Biodiesel	A-357-820	4/1/20 - 3/31/21		
INDIA: Carbon and Alloy Steel Threaded Rod	A-533-887	9/25/19 - 3/31/21		
INDONESIA: Biodiesel	A-560-830	4/1/20 - 3/31/21		
REPUBLIC OF KOREA: Phosphor Copper	A-580-885	4/1/20 - 3/31/21		
THAILAND: Rubber Bands	A-549-835	4/1/20 - 3/31/21		
PR of CHINA: 1,1,1,2- Tetrafluoroethane (R-134A)	A-570-044	4/1/20 - 3/31/21		
Activated Carbon	A-570-904	4/1/20 - 3/31/21		
Aluminum Foil	A-570-053	4/1/20 - 3/31/21		
Carbon and Alloy Steel Threaded Rod	A-570-104	9/25/19 - 3/31/21		
Drawn Stainless Steel Sinks	A-570-983	4/1/20 - 3/31/21		
Magnesium Metal	A-570-896	4/1/20 - 3/31/21		
Non-Malleable Cast Iron Pipe Fittings	A-570-875	4/1/20 - 3/31/21		
Stainless Steel Sheet and Strip	A-570-042	4/1/20 - 3/31/21		
Certain Steel Threaded Rod	A-570-932	4/1/20 - 3/31/21		
Wooden Cabinets and Vanities and Components Th	ereof			
·	A-570-106	10/9/19 - 3/31/21		
Countervailing Duty Proceedings				
INDIA: Carbon and Alloy Steel Threaded Rod	C-533-888	7/29/19 - 12/31/20		
PR of CHINA: Aluminum Foil	C-570-054	1/1/20 - 12/31/20		
Carbon and Alloy Steel Threaded Rod	C-570-105	7/29/19 - 12/31/20		
Draw n Stainless Steel Sinks	C-570-984	1/1/20 - 12/31/20		
Stainless Steel Sheet and Strip	C-570-043	1/1/20 - 12/31/20		
Wooden Cabinets and Vanities and Components Th	ereof			
	C-570-107	8/12/19 - 12/31/20		
Suspension Agreements				
None				

### **Requested Reviews**

In an April 1, 2021 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 February anniversary dates. See actual notices for companies requesting review:

AD/CVD Proceedings - Country/ Merchandise	Case No.	Period			
Antidumping Duty Proceedings					
INDIA: Certain Frozen Warmwater Shrimp	A-533-840	2/1/20 - 1/31/21			
Stainless Steel Bar	A-533-810	2/1/20 - 1/31/21			



#### Editor, International Trade Compliance Update

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AD/CVD Proceedings - Country/ Merchandise	Case No.	Period		
ITALY: Stainless Steel Butt-Weld Pipe Fittings	A-475-828	2/1/20 - 1/31/21		
MALAYSIA: Stainless Steel Butt-Weld Pipe Fittings	A-557-809	2/1/20 - 1/31/21		
MEXICO: Large Residential Washers	A-201-842	2/1/20 - 1/31/21		
PHILIPPINES: Stainless Steel Butt-Weld Pipe Fittings S. KOREA: Certain Cut-To-Length Carbon-Quality	A-565-801	2/1/20 - 1/31/21		
Teel Plate	A-580-836	2/1/20 - 1/31/21		
VIETNAM: Certain Frozen Warmwater Shrimp	A-552-802	2/1/20 - 1/31/21		
TAIWAN: Crystalline Silicon Photovoltaic Products	A-583-853	2/1/20 - 1/31/21		
THAILAND: Certain Frozen Warmwater Shrimp	A-549-822	2/1/20 - 1/31/21		
PR of CHINA: Common Alloy Aluminum Sheet	A-570-073	2/1/20 - 1/31/21		
Certain Frozen Warmwater Shrimp	A-570-893	2/1/20 - 1/31/21		
Certain Hardw ood Plyw ood Products	A-570-051	1/1/20 - 12/31/20		
Multilayered Wood Flooring	A-570-970	12/1/19 - 11/30/20		
Truck and Bus Tires	A-570-040	2/1/20 - 1/31/21		
Uncovered Innerspring Units	A-570-928	2/1/20 - 1/31/21		
Countervailing Duty Proceedings				
INDIA: Certain Cold-Drawn Mechanical Tubing of	0 500 074	4/4/00 40/04/00		
Carbon and Alloy Steel	C-533-874	1/1/20 - 12/31/20		
S. KOREA: Certain Cut-To-Length Carbon-Quality	0 500 007	4/4/00 40/04/00		
Steel Plate	C-580-837			
PR of CHINA: Aluminum Wire and Cable	C-570-096 C-570-074	4/8/19 - 12/31/19 1/1/20 - 12/31/20		
Common Alloy Aluminum Sheet Truck and Bus Tires	C-570-074 C-570-041	1/1/20 - 12/31/20		
		1/1/20 - 12/31/20		
Suspension Agreements				

#### None

Correction: The Department of Commerce published a document in the Federal Register of <u>March 4.</u> 2021, in which it initiated administrative reviews of AD and CVD orders and findings with January anniversary dates. That document was missing information regarding the AD administrative review of wooden bedroomfumiture from the People's Republic of China. The missing information was published in a 04-12-21 correction notice.



Mattias Hedwall Global Chair International Commercial & Trade

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