

U.S. Customs and Border Protection

General Notice

DATES AND DRAFT AGENDA OF THE FORTY-NINTH SESSION OF THE HARMONIZED SYSTEM COMMITTEE OF THE WORLD CUSTOMS ORGANIZATION

AGENCY: U.S. Customs and Border Protection, Department of Homeland Security, and U.S. International Trade Commission.

ACTION: Publication of the dates and draft agenda for the forty-ninth session of the Harmonized System Committee of the World Customs Organization.

SUMMARY: This notice sets forth the dates and draft agenda for the next session of the Harmonized System Committee of the World Customs Organization.

DATES: January 20, 2012

FOR FURTHER INFORMATION CONTACT: Joan A. Jackson, Staff Assistant, Tariff Classification and Marking Branch, U.S. Customs and Border Protection (202-325-0010), or David Beck, Director, Office of Tariff Affairs and Trade Agreements, U.S. International Trade Commission (202-205-2592).

SUPPLEMENTARY INFORMATION:

BACKGROUND

The United States is a contracting party to the International Convention on the Harmonized Commodity Description and Coding System (“Harmonized System Convention”). The Harmonized Commodity Description and Coding System (“Harmonized System”), an international nomenclature system, forms the core of the U.S. tariff, the Harmonized Tariff Schedule of the United States. The Harmonized System Convention is under the jurisdiction of the World Customs Organization (established as the Customs Cooperation Council).

Article 6 of the Harmonized System Convention establishes a Harmonized System Committee (“HSC”). The HSC is composed of representatives from each of the contracting parties to the Harmonized System Convention. The HSC’s responsibilities include issuing classification decisions on the interpretation of the Harmonized System.

Those decisions may take the form of published tariff classification opinions concerning the classification of an article under the Harmonized System or amendments to the Explanatory Notes to the Harmonized System. The HSC also considers amendments to the legal text of the Harmonized System. The HSC meets twice a year in Brussels, Belgium. The next session of the HSC will be the forty-ninth and it will be held from March 13, 2012 to March 23, 2012.

In accordance with section 1210 of the Omnibus Trade and Competitiveness Act of 1988 (pub. L. 100–418), the Department of Homeland Security, represented by U.S. Customs and Border Protection, the Department of Commerce, represented by the Census Bureau, and the U.S. International Trade Commission (“ITC”), jointly represent the U.S. government at the sessions of the HSC. The Customs and Border Protection representative serves as the head of the delegation at the sessions of the HSC.

Set forth below is the draft agenda for the next session of the HSC. Copies of available agenda-item documents may be obtained from either Customs and Border Protection or the ITC. Comments on agenda items may be directed to the above-listed individuals.

IEVA K. O’ROURKE, CHIEF
Tariff Classification and Marking Branch

Attachment



WORLD CUSTOMS ORGANIZATION
 ORGANISATION MONDIALE DES DOUANES
 Established in 1952 as the Customs Co-operation Council
 Créée en 1952 sous le nom de Conseil de coopération douanière

HARMONIZED SYSTEM
 COMMITTEE

NC1707E1a

-
 49th Session

O. Eng.

Brussels, 19 January 2012.

**DRAFT AGENDA FOR THE 49TH SESSION
 OF THE HARMONIZED SYSTEM COMMITTEE**

From : Tuesday, 13 March 2012 (11.00 a.m.)

To : Friday, 23 March 2012

N.B. : Thursday, 8 March 2012 (10.00 a.m.) to Monday 12 March 2012:
 Pressessional Working Party (to examine the questions under
Agenda Item VI)

Tuesday, 13 March 2012 (9:30 a.m.-10:30 a.m.) : Adoption of the
 Report of the 42nd Session of the Review Sub-Committee

I. ADOPTION OF THE AGENDA

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|--------------------|------------------|
| 1. Draft Agenda | NC1707E1a |
| 2. Draft Timetable | NC1708B1a |

II. REPORT BY THE SECRETARIAT

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|---|------------------------|
| 1. Position regarding Contracting Parties to the HS Convention and related matters and progress report on the implementation of HS 2012 | NC1709E1a |
| 2. Report on the last meeting of the Policy Commission (66 th Session) | NC1710E1a |
| 3. Approval of decisions taken by the Harmonized System Committee at its 48 th Session | NG0181E1a
NC1706E1a |
| 4. Capacity building activities of the Nomenclature and Classification Sub-Directorate | NC1711E1a |
| 5. Co-operation with other international organizations | NC1712E1a |
| 6. New information provided on the WCO Web site | NC1713E1a |
| 7. Other | |

III. GENERAL QUESTIONS

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| 1. | Preparation and timing of HS 2012 publications and errata to the HS 2012 Nomenclature | NC1714E1a |
| 2. | Guidelines on the Implementation of Council Recommendations on the Improvement of Tariff Classification Work and Related Infrastructure and on the Introduction of Programmes for Binding Pre-entry Classification Information | NC1715E1a |
| 3. | Diagnostic Framework on the acceptance and implementation of the Council Recommendations on the Improvement of Tariff Classification Work and Related Infrastructure and on the Introduction of Programmes for Binding Pre-entry Classification Information | NC1716E1a |
| 4. | Revised Revenue Package | NC1717E1a |
| 5. | Corrections to the HS 2007–2002 Correlation Tables | NC1751E1a |

IV. REPORT OF THE SCIENTIFIC SUB-COMMITTEE

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| 1. | Report of the 27 th Session of the Scientific Sub-Committee | NS0253E1a |
| 2. | Matters for decision | NC1718E1a |
| 3. | Possible amendments to the Explanatory Note to heading 15.09 (Request by Canada) | NC1719E1a |
| 4. | Classification of the product named “Nervinetas®” (Request by Switzerland) | NC1720E1a |

V. REPORT OF THE REVIEW SUB-COMMITTEE

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| 1. | Report of the 42 nd Session of the Review Sub-Committee | NR0860E1b |
| 2. | Matters for decision | NC1721E1a |
| 3. | Possible amendment to the Nomenclature in respect of “water-jet cutting machines” | NC1722E1a |
| 4. | Possible amendments to the Explanatory Notes in respect of the term “roes” | NC1723E1a |

VI. REPORT OF THE PRESESSIONAL WORKING PARTY

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|----|---|------------------------|
| 1. | Possible amendments to the Explanatory Notes to clarify the classification of the product named “Freia@Solbaertoddy” | NC1724E1a,
Annex A |
| 2. | Amendments to the Compendium of Classification Opinions to reflect the decision to classify two types of shrimp wonton products in subheading 1902.20 | NC11724E1a,
Annex B |
| 3. | Possible amendment of the Explanatory Notes in respect of technologies used in the manufacture of ethyl alcohol | NC1724E1a,
Annex C |
| 4. | Amendments to the Compendium of Classification Opinions to reflect the decision to classify “lithium cobalt dioxide (LiCo02)” in subheading 2841.90 | NC1724E1a,
Annex D |

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| 5. | Amendments to the Compendium of Classification Opinions to reflect the decision to classify the “ <u>PARA@ Spray</u> ” and “ <u>PARA@Plus</u> ” in subheading 3808.91 | NC1724E1a,
Annex E |
| 6. | Amendments to the Compendium of Classification Opinions to reflect the decision to classify boxes made of soapstone in subheading 6802.99 | NC1724E1a,
Annex F |
| 7. | Amendments to the Compendium of Classification Opinions to reflect the decision to classify certain types of steel doors in subheading 7308.30 | NC1724E1a,
Annex G |
| 8. | Possible amendments to the Explanatory Notes to headings 73.08 and 83.03 to clarify the classification of certain types of steel doors | NC1724E1a,
Annex H |
| 9. | Amendments to the Compendium of Classification Opinions to reflect the decision to classify a “domestic/industrial” electro-mechanical machine in subheading 8435.10 | NC1724E1a,
Annex IJ |
| 10. | Amendments to the Compendium of Classification Opinions to reflect the decision to classify certain types of “domestic/industrial” electro-mechanical machines in subheading 8438.80 | NC1724E1a,
Annex K |
| 11. | Amendments to the Compendium of Classification Opinions to reflect the decision to classify a combined gas-electric heating appliance in subheading 8516.29 | NC1724E1a,
Annex L |
| 12. | Amendments to the Compendium of Classification Opinions at the 6-digit level to reflect the decision to classify car-assembly sets by application of General Interpretative Rule 2 (a) in heading 87.03 | NC1724E1a,
Annex M |
| 13. | Amendments to the Compendium of Classification Opinions to reflect the decision to classify certain motorcycle parts in heading 87.11 as incomplete motorcycles | NC1724E1a,
Annex N |
| 14. | Possible amendments to the Explanatory Notes to Chapter 87 to clarify the decision to classify certain motorcycle parts as parts | NC1724E1a,
Annex O |
| 15. | Amendments to the Compendium of Classification Opinions to reflect the decision to classify the “ <u>X Rocker II Gaming Chair</u> ” in subheading 9401.61 | NC1724E1a,
Annex P |
| 16. | Possible amendments to the Explanatory Notes to headings 94.01 and 95.04 to clarify the classification of gaming chairs | NC1724E1a,
Annex Q |
| VII. <u>REQUESTS FOR RE-EXAMINATION (RESERVATIONS)</u> | | |
| 1. | Re-examination of the “Classification of mouse pads” (Request by the United States) | NC1725E1a |
| 2. | Re-examination of the “Classification of a dissolution testing unit” (Request by the United States) | NC1726E1a |
| VIII. <u>FURTHER STUDIES</u> | | |
| 1. | Possible amendments to the Explanatory Notes to reflect the decision on the application of General Interpretative Rule 2 (a) in respect of the classification of car-assembly sets | NC1727E1a |
| 2. | Classification of “Pegdinetanib (INN List 103)” | NC1728E1a |

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| 3. Classification of certain types of tripods (Request by the Secretariat) | NC1729E1a |
| 4. Classification of the machines commercially referred to as “tablet computers” (Request by the Secretariat) | NC1730E1a |
| 5. Possible amendments to the Explanatory Notes to clarify criteria for distinguishing between “domestic” and “industrial” electro-mechanical machines | NC1731E1a |
| 6. Historical study of how the references to steatite and “soapstone” had been inserted in the Annex to the Explanatory Notes to Chapter 71 | NC1732E1a |
| 7. Classification of Micro/Mini SO cards (Request by India) | NC1733E1a |
| 8. Classification of certain types of three-wheeled vehicles (Secretariat proposal) | NC1734E1a |

IX. NEW QUESTIONS

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| 1. Classification of “Xanthan Gum” (Request by India) | NC1735E1a |
| 2. Possible amendment to the Explanatory Note to heading 28.17 (Request by the EU) | NC1736E1a |
| 3. Possible amendment of the General Explanatory Note to Sub-Chapter IV of Chapter 72 (Proposal by the Secretariat) | NC1737E1a |
| 4. Classification of “ceiling type ‘split-system’ air conditioners” (Request by South Africa) | NC1738E1a |
| 5. Classification of three types of monitors (Request by Peru) | NC1739E1a |
| 6. Possible amendment to heading 85.28 in respect of monitors and projectors (Proposal by Jordan) | NC1740E1a |
| 7. Classification of the “separately presented photofluorographic chamber Model KF-400” (Request by Kazakhstan) | NC1741E1a |
| 8. Classification of a product named “HALVA Sesame Snack with Honey” (Request by Norway) | NC1742E1a |
| 9. Possible amendment to the Explanatory Note to heading 59.06 (Proposal by Canada) | NC1743E1a |
| 10. Classification of a product referred to as a “Cryotherapy chamber” (Request by the EU) | NC1744E1a |
| 11. Possible amendments to the HS in respect of new chemicals listed in Annex III to the Rotterdam Convention | NC1745E1a |
| 12. Possible new legal Note to Chapter 87 in respect of certain parts and accessories (proposal by Jordan) | NC1746E1a |
| 13. Possible criteria for distinguishing between certain products of Chapters 39 and 48 (Proposal by the Russian Federation) | NC1747E1a |
| 14. Classification of a “heat and sound insulation material” (Request by Ukraine) | NC1748E1a |
| 15. Possible amendment of the Nomenclature in respect of light-emitting diode (LED) lamps (Proposal by the EU) | NC1749E1a |

[X. ADDITIONAL LIST

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XI. OTHER BUSINESS

1. List of questions which might be examined at a future session NC1750E1a

XII. ELECTIONSXIII. DATES OF NEXT SESSIONS

AGENCY INFORMATION COLLECTION ACTIVITIES:**Regulations Relating to Recordation and Enforcement of Trademarks and Copyrights**

AGENCY: U.S. Customs and Border Protection, Department of Homeland Security.

ACTION: 60-Day Notice and request for comments; Extension of an existing collection of information.

SUMMARY: As part of its continuing effort to reduce paperwork and respondent burden, CBP invites the general public and other Federal agencies to comment on an information collection requirement concerning the: Regulations Relating to Recordation and Enforcement of Trademarks and Copyrights (Part 133 of the CBP Regulations). This request for comment is being made pursuant to the Paperwork Reduction Act of 1995 (Pub. L. 104–13).

DATES: Written comments should be received on or before March 26, 2012, to be assured of consideration.

ADDRESSES: Direct all written comments to U.S. Customs and Border Protection, Attn: Tracey Denning, Office of Regulations and Rulings, 799 9th Street NW., 5th Floor, Washington, DC. 20229–1177.

FOR FURTHER INFORMATION CONTACT: Requests for additional information should be directed to Tracey Denning, U.S. Customs and Border Protection, Office of Regulations and Rulings, 799 9th Street, NW., 5th Floor, Washington, DC. 20229–1177, at (202) 325–0265.

SUPPLEMENTARY INFORMATION: CBP invites the general public and other Federal agencies to comment on proposed and/or continuing information collections pursuant to the Paperwork Reduction Act of 1995 (Pub. L. 104–13). The comments should address: (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimates of the burden of the collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; (d) ways to minimize the burden including the use of automated collection techniques or the use of other forms of information technology; and (e) the annual costs burden to respondents or record keepers from the collection of information (a total capital/startup costs and operations and

maintenance costs). The comments that are submitted will be summarized and included in the CBP request for Office of Management and Budget (OMB) approval. All comments will become a matter of public record. In this document CBP is soliciting comments concerning the following information collection:

Title: Regulations Relating to Recordation and Enforcement of Trademark and Copyrights (Part 133 of the CBP Regulations).

OMB Number: 1651-0123.

Form Number: None.

Abstract: In accordance with 19 CFR part 133, trademark and trade name owners and those claiming copyright protection may submit information to CBP to enable CBP officers to identify violating articles at the borders. Parties seeking to have merchandise excluded from entry must provide proof to CBP of the validity of the rights they seek to protect. The information collected by CBP is used to identify infringing goods at the borders and determine if such goods infringe on intellectual property rights for which federal law provides import protection. Respondents may submit their information to CBP electronically at <https://apps.cbp.gov/e-recordations/>, or they may submit their information on paper in accordance with 19 CFR 133.2 and 133.3 for trademarks, or 19 CFR 133.32 and 133.33 for copyrights.

Current Actions: This submission is being made to extend the expiration date.

Type of Review: Extension (without change).

Affected Public: Businesses and Individuals.

Estimated Number of Respondents: 2,000.

Estimated Time per Respondent: 2 hours.

Estimated Total Annual Burden Hours: 4,000.

Dated: January 19, 2012.

TRACEY DENNING,
Agency Clearance Officer,
U.S. Customs and Border Protection.

[Published in the Federal Register, January 24, 2012 (77 FR 3488)]

AGENCY INFORMATION COLLECTION ACTIVITIES:

Transfer of Cargo to a Container Station

AGENCY: U.S. Customs and Border Protection (CBP), Department of Homeland Security.

ACTION: 60-Day Notice and request for comments; Extension of an existing collection of information.

SUMMARY: As part of its continuing effort to reduce paperwork and respondent burden, CBP invites the general public and other Federal agencies to comment on an information collection requirement concerning Transfer of Cargo to a Container Station. This request for comment is being made pursuant to the Paperwork Reduction Act of 1995 (Pub. L. 104–13).

DATES: Written comments should be received on or before March 26, 2012, to be assured of consideration.

ADDRESSES: Direct all written comments to U.S. Customs and Border Protection, Attn: Tracey Denning, Regulations and Rulings, Office of International Trade, 799 9th Street NW., 5th Floor, Washington, DC 20229–1177.

FOR FURTHER INFORMATION CONTACT: Requests for additional information should be directed to Tracey Denning, U.S. Customs and Border Protection, Regulations and Rulings, Office of International Trade, 799 9th Street NW., 5th Floor, Washington, DC 20229–1177, at (202) 325–0265.

SUPPLEMENTARY INFORMATION: CBP invites the general public and other Federal agencies to comment on proposed and/or continuing information collections pursuant to the Paperwork Reduction Act of 1995 (Pub. L. 104–13). The comments should address: (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency’s estimates of the burden of the collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; (d) ways to minimize the burden including the use of automated collection techniques or the use of other forms of information technology; and (e) the annual cost burden to respondents or record keepers from the collection of information (total capital/startup costs and operations and maintenance costs). The comments that are submitted will be summarized and included in the CBP request for Office of Management and Budget (OMB) approval. All comments will become a matter of public record. In this document CBP is soliciting comments concerning the following information collection:

Title: Transfer of Cargo to a Container Station.

OMB Number: 1651–0096.

Form Number: None.

Abstract: Before the filing of an entry of merchandise for the purpose of breaking bulk and redelivery of the cargo, containerized cargo may be moved from the place of unloading or may be received directly at the container station from a bonded carrier after transportation in-bond. This also applies to loose cargo as part of containerized cargo. In accordance with 19 CFR 19.42, the container station operator may make a request for the transfer of a container to the station by submitting to CBP an abstract of the manifest for the transferred containers including the bill of lading number, marks, numbers, description of the contents and consignee.

Current Actions: CBP proposes to extend the expiration date of this information collection with no change to the burden hours or to the information collected.

Type of Review: Extension (without change).

Affected Public: Businesses.

Estimated Number of Respondents: 14,327.

Estimated Number of Annual Responses per Respondent: 25.

Estimated Total Annual Responses: 358,175.

Estimated Time per Response: 7 minutes.

Estimated Total Annual Burden Hours: 41,548.

Dated: January 19, 2012.

TRACEY DENNING,
Agency Clearance Officer,
U.S. Customs and Border Protection.

[Published in the Federal Register, January 24, 2012 (77 FR 3487)]



AGENCY INFORMATION COLLECTION ACTIVITIES;

Importers of Merchandise Subject to Actual Use Provisions

AGENCY: U.S. Customs and Border Protection (CBP), Department of Homeland Security.

ACTION: 60-Day Notice and request for comments; Extension of an existing collection of information.

SUMMARY: As part of its continuing effort to reduce paperwork and respondent burden, CBP invites the general public and other Federal agencies to comment on an information collection requirement concerning Importers of Merchandise Subject to Actual Use Provisions.

This request for comment is being made pursuant to the Paperwork Reduction Act of 1995 (Pub. L. 104–13).

DATES: Written comments should be received on or before March 26, 2012, to be assured of consideration.

ADDRESSES: Direct all written comments to U.S. Customs and Border Protection, Attn: Tracey Denning, Regulations and Rulings, Office of International Trade, 799 9th Street NW., 5th Floor, Washington, DC 20229–1177.

FOR FURTHER INFORMATION CONTACT: Requests for additional information should be directed to Tracey Denning, U.S. Customs and Border Protection, Regulations and Rulings, Office of International Trade, 799 9th Street NW., 5th Floor, Washington, DC 20229–1177, at (202) 325–0265.

SUPPLEMENTARY INFORMATION: CBP invites the general public and other Federal agencies to comment on proposed and/or continuing information collections pursuant to the Paperwork Reduction Act of 1995 (Pub. L. 104–13). The comments should address: (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency’s estimates of the burden of the collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; (d) ways to minimize the burden including the use of automated collection techniques or the use of other forms of information technology; and (e) the annual cost burden to respondents or record keepers from the collection of information (total capital/startup costs and operations and maintenance costs). The comments that are submitted will be summarized and included in the CBP request for Office of Management and Budget (OMB) approval. All comments will become a matter of public record. In this document CBP is soliciting comments concerning the following information collection:

Title: Importers of Merchandise Subject to Actual Use Provisions.

OMB Number: 1651–0032.

Form Number: None.

Abstract: In accordance with 19 CFR 10.137, importers of goods subject to the actual use provisions of the Harmonized Tariff Schedule of the United States (HTSUS) are required to maintain detailed records to establish that these goods were actually used as contemplated by the law and to support the importer’s claim

for a free or reduced rate of duty. The importer shall maintain records of use or disposition for a period of 3 years from the date of liquidation of the entry, and the records shall be available at all times for examination by CBP.

Current Actions: CBP proposes to extend the expiration date of this information collection with no change to the burden hours or to the information collected.

Type of Review: Extension (without change).

Affected Public: Businesses.

Estimated Number of Respondents: 12,000.

Estimated Time per Respondent: 65 minutes.

Estimated Total Annual Burden Hours: 13,000.

Dated: January 19, 2012.

TRACEY DENNING,
Agency Clearance Officer,
U.S. Customs and Border Protection.

[Published in the Federal Register, January 25, 2012 (77 FR 3785)]

