

U.S. Customs and Border Protection



DATES AND DRAFT AGENDA OF THE SIXTY-SECOND SESSION OF THE HARMONIZED SYSTEM COMMITTEE OF THE WORLD CUSTOMS ORGANIZATION

AGENCIES: 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 sixty-second 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.

DATE: Aug. 9, 2018

FOR FURTHER INFORMATION CONTACT: Joan A. Jackson, Paralegal Specialist, Office of Trade, Regulations and Ruling, U.S. Customs and Border Protection (202-325-0010), or Dan Shepherdson, Attorney Advisor, Office of Tariff Affairs and Trade Agreements, U.S. International Trade Commission (202-205-2598).

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 sixty-second and it will be held from September 17, 2018 to September 28, 2018.

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. 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 U.S. Customs and Border Protection or the ITC. Comments on agenda items may be directed to the above-listed individuals.

GREGORY CONNOR

Chief,

*Electronics, Machinery, Automotive,
& International Nomenclature 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
 -
 62nd Session
 -

NC2503E1b
 O. En.

Brussels, 31 July 2018.

DRAFT AGENDA FOR THE 62ND SESSION OF THE HARMONIZED SYSTEM COMMITTEE

From : Monday 17 September 2018 (10.00 a.m.)

To : Friday 28 September 2018

N.B. : From Thursday 13 September 2018 (9.30 a.m.) to Friday 14 September 2018: Pre-session Working Party (to examine the questions under Agenda Item VI).

Monday 17 September 2018 (9:30 a.m.): Adoption of the Report of the 54th Session of the HS Review Sub-Committee.

I. ADOPTION OF THE AGENDA

1. Draft Agenda NC2503E1b
2. Draft Timetable NC2504E1a

II. REPORT BY THE SECRETARIAT

1. Position regarding Contracting Parties to the HS Convention, HS Recommendations and related matters; progress report on the implementation of HS 2017 NC2505E1a
2. Report on the last meetings of the Policy Commission (79th Session) and the Council (132nd Session) NC2506E1a
3. Approval of decisions taken by the Harmonized System Committee at its 61st Session NG0244E1a
NC2502E1a
4. Capacity building activities of the Nomenclature and Classification Sub-Directorate NC2507E1a
5. Cooperation with other international organizations NC2508E1a
6. New information provided on the WCO Web site NC2509E1a
7. Progress report on the use of working languages for HS-related matters NC2510E1a
8. Other

III. GENERAL QUESTIONS

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IV. REPORT OF THE HS REVIEW SUB-COMMITTEE

1. Report of the 54th Session of the HS Review Sub-Committee NR1308E1b

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|---|------------------|
| 2. Matters for decision | NC2511E1a |
| 3. Possible amendment to the Nomenclature in respect of “placebos” and “double-blinded clinical trial kits” in heading 30.06 (Request by Australia) | NC2512E1a |
| 4. Possible amendments to the Nomenclature to create a new heading for nicotine products and novel tobacco products (Proposal by Australia) | NC2513E1a |
| 5. Possible amendment to Chapters 25 and 69 and to headings 25.18, 38.16, 68.15 and 69.03 in respect of refractory ceramics (Proposal by the EU) | NC2514E1a |
| 6. Possible amendment to heading 19.03 to clarify the classification of hydrated manioc (cassava) starch (Proposal by Brazil) | NC2515E1a |
| 7. Possible amendment to the Nomenclature in respect of tobacco or nicotine heating devices (Proposal by the Secretariat and the WHO) | NC2516E1a |
| 8. Possible amendment to heading 44.07 (Proposal by Canada) | NC2552E1a |

V. REPORT OF THE PRESESSIONAL WORKING PARTY

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| 1. Possible amendment to the Compendium of Classification Opinions to reflect the decision to classify bovine colostrum in bulk form in heading 04.04 (subheading 0404.90) | NC2517E1a
Annex A |
| 2. Possible amendment to the Compendium of Classification Opinions to reflect the decision to classify a product called “ cartridge bicarbonate” in heading 30.04 (subheading 3004.90) | NC2517E1a
Annex B |
| 3. Possible amendment to the Compendium of Classification Opinions to reflect the decision to classify a product called “Crude Palm Fatty Acid” in heading 38.24 (subheading 3824.99) | NC2517E1a
Annex C |
| 4. Possible amendment to the Compendium of Classification Opinions to reflect the decision to classify a cosmetic container called “ ” in heading 39.23 (subheading 3823.10) | NC2517E1a
Annex D |
| 5. Possible amendment to the Compendium of Classification Opinions to reflect the decision to classify two products called “ Plastic Document Case” (Product E and I) in heading 42.02 (subheading 4202.12) | NC2517E1a
Annex E |
| 6. Possible amendment to the Compendium of Classification Opinions to reflect the decision to classify certain gazebos in heading 63.06 (subheading 6306.22) | NC2517E1a
Annex F |
| 7. Possible amendment to the Compendium of Classification Opinions to reflect the decision to classify two types of motor vehicle windows (Products D and E) in heading 70.07 (subheading 7007.21) and two other types of motor vehicle windows (Products A and B) in heading 87.08 (subheading 8708.29) | NC2517E1a
Annex G |
| 8. Possible amendment to the Compendium of Classification Opinions to reflect the decision to classify a semi-automatic steam system generator for ironing clothing in heading 84.51 (subheading 8451.30) | NC2517E1a
Annex H |

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| 9. | Possible amendment to the Compendium of Classification Opinions to reflect the decision to classify equipment for the manufacture of LCD modules, called “ ” in heading 84.79 (subheading 8479.89) | NC2517E1a
Annex IJ |
| 10. | Possible amendment to the Compendium of Classification Opinions to reflect the decision to classify certain windscreen wiper blades in heading 85.12 (subheading 8512.19) | NC2517E1a
Annex K |
| 11. | Possible amendment to the Compendium of Classification Opinions to reflect the decision to classify a product called in heading 85.17 (subheading 8517.12) | NC2517E1a
Annex L |
| 12. | Possible amendment to the Compendium of Classification Opinions to reflect the decision to classify certain instruments and apparatus used for In Vitro Diagnostics in heading 90.27 (subheading 9027.80) | NC2517E1a
Annex M |
| 13. | Possible amendment to the Explanatory Notes to heading 90.27 in relation to classification of certain instruments and apparatus used for In Vitro Diagnostics | NC2517E1a
Annex N |
| 14. | Possible amendment to the Compendium of Classification Opinions to reflect the decision to classify certain enclosures for distribution of electricity in heading 94.03:
(i) Products 1 to 4 (subheading 9403.20);
(ii) Products 5 and 6 (subheading 9403.70). | NC2517E1a
Annex O |

VI. REQUESTS FOR RE-EXAMINATION RESERVATIONS

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| 1. | Re-examination of the “classification of blanched ground-nuts” (Request by China) | NC2518E1a |
| 2. | Re-examination of the classification of a tobacco product called “ ” (Request by the Saudi Arabia) | NC2519E1a |
| 3. | Re-examination of the “classification of the three products presented by the Russian Federation at the 31st Session of the Scientific Sub-Committee” in heading 27.10 (subheading 2710.12 for Product 1 and subheading 2710.19 for Products 2 and 3) (Request by Japan) | NC2520E1a |
| 4. | Re-examination of the “classification of “Printing Pen called “ ”” (Request by the United States) | NC2521E1a |
| 5. | Re-examination of the classification of an apparatus called “Sterilizer Formaldehyde ” (Requests by Ukraine and the Russian Federation) | NC2522E1a |
| 6. | Re-examination of the classification of certain hub unit bearings and parts thereof (Products A, B, D and F) and of the legal basis established for the classification of Product E (Request by the United States) | NC2523E1a |
| 7. | Re-examination of the classification of an emergency kit for motor vehicles (Requests by Costa Rica and the EU) | NC2524E1a |
| 8. | Re-examination of a “ +” quadcopter (Requests by China and the EU) | NC2525E1a |

VII. FURTHER STUDIES

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| 1. Classification of solvents based on aromatic substances (Request by Ukraine) | NC2405E1a
(HSC/60) |
| 2. Classification of a product called “ ” (Request by Ecuador) | NC2409E1a
(HSC/60) |
| 3. Classification of frozen boneless mutton fat trimmings (Request by South Africa) | NC2526E1a |
| 4. Possible amendment to the Explanatory Notes to headings 21.06 and 30.04 in regard to food supplements (Request by Australia) | NC2527E1a |
| 5. Classification of an engine pulley (Request by Ecuador) | NC2424E1a
(CSH/60) |
| 6. Classification of a fibreboard of wood (Request by Ecuador) | NC2425E1a
(CSH/60) |
| 7. Classification of certain types of motor vehicle windows (Product C) (Request by China) | NC2528E1a |
| 8. Classification of certain dissolved gas analysis (DGA) monitors (Request by the United States) | NC2529E1a |
| 9. Classification of a product called “main board for vehicle instrument panel” (Request by Korea) | NC2530E1a |
| 10. Classification of a product called “TFT-PD Array Panel” (Request by Korea) | NC2531E1a |
| 11. Classification of certain unassembled metal cabinets (Request by Egypt) | NC2532E1a |
| 12. Classification of superluminescent diode modules (Request by the EU) | NC2533E1a |
| 13. Classification of ephedrine’s derivatives and possible amendment to heading 29.39 (Request by Japan) | NC2534E1a |
| 14. Classification of an alcoholic solution called “Resin solution” (Request by Moldova) | NC2535E1a |
| 15. Classification of two types of communication antennae (Request by China) | NC2536E1a |
| 16. Classification of three light-emitting diode (LED) products (Request by Canada) | NC2537E1a |
| 17. Possible amendments to the Explanatory Notes to Chapters 3 and 16 in respect of molluscs that have been subjected to pre-processing technical treatments (Proposal by New Zealand) | NC2538E1a |
| 18. Possible amendments to the Explanatory Notes to Chapter 37 (General) and to heading 37.01 (Proposal by the EU) | NC2539E1a |

VIII. NEW QUESTIONS

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| 1. Classification of “etoposide toniribate (INN list 116)”, “etoposide” (INN List 34) and “teniposide” (INN List 34) | NC2540E1a |
| 2. Classification of two products called “Dental Zirconia Ceramics” (Request by Egypt) | NC2541E1a |
| 3. Classification of “ ” tap serving instant boiling and chilled filtered water (Request by the Secretariat) | NC2542E1a |
| 4. Interpretation of the scope of heading 6802.10 (Request of New Zealand) | NC2543E1a |

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| 5. | Classification of a laminated product called « polyéthylène S21 » made of combination of textile and plastics (Request by Serbia) | NC2544E1a |
| 6. | Possible amendments to the Explanatory Note to heading 28.11 (Proposal by Norway) | NC2545E1a |
| 7. | Classification of a product called “ [REDACTED] ” (Request by Switzerland) | NC2546E1a |
| 8. | Possible reclassification of ciclosporin (INN) (Request by the Secretariat) | NC2547E1a |
| 9. | Possible amendment to the list of psychotropic substances subject to control under the 1971 Convention on Psychotropic Substances in respect of d-9-Tetrahydrocannabinol (Request by the Secretariat) | NC2548E1a |
| 10. | Classification of certain vitamins (Request by Switzerland) | NC2549E1a |
| 11. | Classification of a product called “ [REDACTED] ” (Request by the EU) | NC2550E1a |
| 12. | Classification of certain RF Generators and RF Matching Networks (Request by the United States) | NC2553E1a |
| 13. | Classification of certain mobile garbage bins (Request by Australia) | NC2554E1a |
| 14. | Possible amendment of the Nomenclature in respect of certain fentanyl-related substances (Proposal by the United Nations International Narcotics Control Board (INCB)) | NC2555E1a |
| IX. | <u>ADDITIONAL LIST</u> | |
| 1. | Classification of a product called “ [REDACTED] ® cough tablets” (Request by Malawi) | NC2556E1a |
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| X. | <u>OTHER BUSINESS</u> | |
| Namu | 1. List of questions which might be examined at a future session | NC2551E1a |
| XI. | <u>DATES OF NEXT SESSIONS</u> | |

**AGENCY INFORMATION COLLECTION ACTIVITIES:
BIOMETRIC IDENTITY**

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

ACTION: 30-Day notice and request for comments; revision and extension of an existing collection of information.

SUMMARY: The Department of Homeland Security, U.S. Customs and Border Protection will be submitting the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act

of 1995 (PRA). The information collection is published in the **Federal Register** to obtain comments from the public and affected agencies.

DATES: Comments are encouraged and will be accepted (no later than September 10, 2018) to be assured of consideration.

ADDRESSES: Interested persons are invited to submit written comments on this proposed information collection to the Office of Information and Regulatory Affairs, Office of Management and Budget. Comments should be addressed to the OMB Desk Officer for Customs and Border Protection, Department of Homeland Security, and sent via electronic mail to dhsdeskofficer@omb.eop.gov.

FOR FURTHER INFORMATION CONTACT: Requests for additional PRA information should be directed to Seth Renkema, Chief, Economic Impact Analysis Branch, U.S. Customs and Border Protection, Office of Trade, Regulations and Rulings, 90 K Street NE, 10th Floor, Washington, DC 20229-1177, Telephone number (202) 325-0056 or via email CBP_PRA@cbp.dhs.gov. Please note that the contact information provided here is solely for questions regarding this notice. Individuals seeking information about other CBP programs should contact the CBP National Customer Service Center at 877-227-5511, (TTY) 1-800-877-8339, or CBP website at <https://www.cbp.gov/>.

SUPPLEMENTARY INFORMATION: CBP invites the general public and other Federal agencies to comment on the proposed and/or continuing information collections pursuant to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*). This proposed information collection was previously published in the **Federal Register** (83 FR 24326) on May 25, 2018, allowing for a 60-day comment period. This notice allows for an additional 30 days for public comments. This process is conducted in accordance with 5 CFR 1320.8. Written comments and suggestions from the public and affected agencies should address one or more of the following four points: (1) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (2) the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (3) suggestions to enhance the quality, utility, and clarity of the information to be collected; and (4) suggestions to minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of

information technology, *e.g.*, permitting electronic submission of responses. The comments that are submitted will be summarized and included in the request for approval. All comments will become a matter of public record.

Overview of This Information Collection

Title: Biometric Identity.

OMB Number: 1651–0138.

Type of Review: Revision and Extension (with change).

Current Actions: This submission is being made to revise the information collection and extend the expiration date with a change to the burden hours due to an increase in the number of respondents in agency estimates and separating the different biometric modalities. *Proposed Change:* CBP is proposing to revise this collection of information to include the collection of biometrics from certain travelers entering and exiting the United States in vehicles. This collection will not impose a time burden on the respondents and may reduce wait times at the ports of entry and exit.

Affected Public: Individuals.

Abstract: In order to enhance national security, the Department of Homeland Security is developing a biometric based entry and exit system capable of improving the information resources available to immigration and border management decision-makers. These biometrics may include: Digital fingerprint scans, facial images, iris images or other biometrics. Biometrics may be collected from certain travelers entering or exiting the United States in order to verify identity, determine admissibility of those seeking entry into the United States, confirm exit from the United States for the purpose of tracking aliens who have overstayed their visa or are otherwise illegally present in the United States, prevent visa fraud, and identify known or suspected criminals or terrorists. CBP will only store biometric data from those aliens specified in 8 CFR 215.8 and 8 CFR 235.1. U.S. Citizens and aliens who are generally exempt from biometric collection but voluntarily participate in biometric collection will have their biometrics deleted from DHS systems. CBP continues to test and evaluate different technological and operational changes to improve the accuracy and speed of biometric collection.

The federal statutes that mandate DHS to create a biometric entry and exit system include: Section 2(a) of the Immigration and Naturalization Service Data Management Improvement Act of 2000 (DMIA), Public Law 106–215, 114 Stat. 337 (2000); Section 205 of the Visa Waiver Permanent Program Act of 2000, Public Law 106–396,

114 Stat. 1637, 1641 (2000); Section 414 of the Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act of 2001 (USA PATRIOT Act), Public Law 107–56, 115 Stat. 272, 353 (2001); Section 302 of the Enhanced Border Security and Visa Entry Reform Act of 2002 (Border Security Act), Public Law 107–173, 116 Stat. 543, 552, (2002); Section 7208 of the Intelligence Reform and Terrorism Prevention Act of 2004 (IRTPA), Public Law 108–458, 118 Stat. 3638, 3817 (2004); Section 711 of the Implementing Recommendations of the 9/11 Commission Act of 2007, Public Law 110–53, 121 Stat. 266 (2007), Consolidated Appropriations Act, 2016, Public Law 114–113, 129 Stat. 2242, 2493 (2016), Section 110 of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996, Public Law 104–208, 110 Stat. 3009–546 (1997), Section 802 of the Trade Facilitation and Trade Enforcement Act of 2015, Public Law 114–125, 130 Stat. 122, 199 (2015), and Sections 214, 215(a), 235(a), 262(a), 263(a) and 264(c) of the Immigration and Nationality Act of 1952, as amended, 8 U.S.C. 1184, 1185(a), 1225(a), 1302(a)(1303(a), 1304(c) and 1365b.

Fingerprint Modality

Estimated Number of Respondents: 58,657,882.

Estimated Time per Response: .0097 hours.

Estimated Total Annual Burden Hours: 568,981.

Facial/Iris Modality

Estimated Number of Respondents: 54,542,118.

Estimated Time per Response: .0025 hours.

Estimated Total Annual Burden Hours: 136,355.

Biometrics Collected From Travelers in Vehicles

Estimated Number of Respondents: 300,000.*

Estimated Time per Response: None.

Estimated Total Annual Burden Hours: None.

* Vehicle time per Respondent is estimated at zero due to no physical response required from the respondent.

Dated: August 6, 2018.

SETH D. RENKEMA,
Branch Chief,
Economic Impact Analysis Branch,
U.S. Customs and Border Protection.