

The Month So Far: April 16 through 22, 2016

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

NEW: <u>Updated Animal Product Manual</u> <u>Complete List of Electronic Manuals</u> <u>NEWS</u> <u>Import / Export</u> <u>APHIS FAQs</u> <u>PPQ FORMS - USDA APHIS / Home</u> <u>Lookup plant genus and species</u>

CONSUMER PRODUCT SAFETY COMMISSION

Quick L inks:<u>CPSIA Basics</u><u>View Safety Guides</u><u>Voluntary Standards</u>Certification Resources for Non-Children's Products:

<u>Model General Conformity Certificate (GCC)</u> <u>Testing or Reasonable Testing Program FAQ</u> Related Resources for Non-Children's Products:

Rules Requiring a General Certificate of Conformity

<u>General Certificate of Conformity</u> <u>Sample General Certificate of Conformity (GCC)</u> Third Party Testing FAQ

THIRD PARTY TESTING is required to support a certification of compliance to the rules shown below for children's products that are manufactured after the effective dates listed with each rule. The laboratories in this list have been accepted as accredited to test products to one or more of these children's product safety rules, as identified in the accreditation scope for each laboratory. A manufacturer of a children's Eleanor Rose Recalls Children's Loungewear Due to Violation of Federal Flammability Standard product that must comply with one or more of these rules must support its certification of compliance with test results from one of these laboratories. -CHECK THE: List of Accredited Testing Laboratories

• Search the <u>CPSC Recalls and Safety News Page</u> CPSC RECALLS & UPDATES

- SouvNear Recalls Women's Scarves Due to Violation of Federal Flammability Standard
- YTL International Recalls Drywall Lifts Due to Injury Hazard
- Brunton Outdoors Recalls Battery Packs Due to Fire Hazard
- Flying Tiger Copenhagen Recalls Wooden Toys Due to Choking Hazard
- Polaris Recalls RZR Recreational Off-Highway Vehicles Due to Fire Hazard; Severe Burn Injuries, One Death Reported

• <u>Miniland Educational Recalls Moogy Plush Toys Due to Choking Hazard</u> Search the CPSC Recalls and Safety News Page

CUSTOMS AND BORDER PROTECTION NOTICES

NOTICES	
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AmSpec Services, LLC	[TEXT] [PDF]
Commercial Gaugers and Laboratories; Approvals:	
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Oiltest, Inc., Roselle, NJ	[TEXT] [PDF]
Agency Information Collection Activities; Proposals, Submissions, and Approvals:	
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Centers for Excellence and Expertise Directory	

Contact Information to reach Centers for Excellence and Expertise (CEEs) organized by their trade focus

CINT	
C-TPAT Portal 2.0 P	hase II Training Manual
	<u>uct</u> <u>Deleting a C-TPAT Point of Contact</u>
	Exporter Factsheet C-TPAT Exporter Entity FAQ
	Procedure Best Practices
Adding New Contacts Adding New	Addresses Status Verification (SVI)
Completing an Annual Review	C-TPAT Portal Resources
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FOIA ELECTRONIC READING ROOM	<u>WEEKLY EXCHANGE RATE MULTIPLIERS</u>
INFORMED COMPLIANCE PUBLICATIONS	<u>Commodity Status Report for Tariff Rate Quotas</u>
<u>CBP BULLETIN</u> <u>April</u>	<u>20, 2016</u>
General Notices	Page
Termination of the Advisory Committee on Co	ommercial Operations to U.S. Customs and Border
Protection; Establishment of the Commercial Cus	toms Operations Advisory Committee1
Vessels in Foreign and Domestic Trades	
Articles Conditionally Free, Subject to a Reduced	<i>Rate, etc.</i>
C	
0	of Treatment Relating to the Tariff Classification of a
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EFFECTIVE DATE: This action is effective for 1 consumption on or after June 20, 2016.	nerchandise entered or withdrawn from warehouse for
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In <u>NY N019321, CBP classified a backroom restocking cart (Item #30232) in heading 8716, HTSUS,</u> <u>specifically in subheading 8716.80.50, HTSUS</u>, which provides for "...other vehicles, not mechanically propelled; ...: Other vehicles: Other: Other." CBP has reviewed NY N019321 and has determined the ruling letter to be in error. It is now CBP's position that the backroom restocking cart is properly classified, by operation of GRI 1, in heading 9403, HTSUS, specifically in subheading 9403.20.00, HTSUS, which provides for "Other furniture and parts thereof: Other metal furniture: Other: Counters, lockers, racks, display cases, shelves, partitions and similar fixtures."



...

<u>Goods are classified in heading 8716, HTSUS, because they are used solely or principally for the transportation of goods from one location to another</u>. See NY N201841, dated February 22, 2012 (classifying a metal cart where products are loaded onto the cart in one location and then moved via truck to a different location where the cart and its contents are unloaded. The cart is then transported by truck back to its original location where the process continues repeating itself); and see NY N059817, dated May 28, 2009 (classifying a multi-purpose hand truck).

<u>Conversely, goods classified within the furniture provisions of chapter 94, specifically, within the shelved</u> <u>furniture provision of heading 9403, are not designed for the transportation of goods.</u> These carts cannot be used solely or principally for the transportation of goods from location to location. Rather, <u>as furniture</u>, <u>the carts must be of the type to fit and equip establishments with movable articles used in the readiness of</u> <u>an area for purposes of supporting various human activities</u>. See NY N227676, dated August 20, 2012 (classifying various rolling metal shelves).

<u>Upon review of the information contained in NY N019321, as well as a photograph included in the</u> <u>submission, the subject backroom restocking carts are not primarily constructed for the purposes of</u> <u>transportation of goods from one location to another, or for multiple locations, via commercial</u> <u>conveyance or personal vehicle</u>. These carts <u>are the types of carts ordinarily used by retail establishments</u> <u>to store items prior to their being displayed for customer purchase</u>. They <u>have multiple shelves for holding</u> <u>merchandise or other goods</u>. Further, the sides are completely open for clear viewing of the goods <u>contained thereon, which also makes the carts suitable for display purposes</u>.

The carts may have a secondary use such as moving or distributing goods throughout a store, for stocking purposes. However, <u>this intra-store movement is not equivalent to the long-haul movement</u> associated with the trailers of heading 8716, HTSUS. Additionally, the subject goods are not described as a food carts or buffet trolleys of the kind used in railway stations which are provided for as included in heading 8716, HTSUS, pursuant to the EN 87.16(B)(3).

Accordingly, these carts fall within the definition of "furniture" and are classified in heading 9403, HTSUS, the provision which provides for racks, display cases and shelves. This is consistent with other rulings classifying identical or substantially similar goods. See NY N233415, dated October 16, 2012 (classifying rolling metal racks, referred to as food service carts).

HOLDING: By application of GRI 1, the subject backroom restocking cart (Item #30232), is classified in heading 9403, HTSUS. It is specifically provided for under subheading 9403.20.0026, HTSUSA (Annotated), which provides for, "Other furniture and parts thereof: Other metal furniture: Other: Counters, lockers, racks, display cases, shelves, partitions and similar fixtures: Other". The column one, general rate of duty is free.

EFFECTIVE DATE: This action is effective for merchandise entered or withdrawn from warehouse for consumption on or after June 20, 2016.

In ruling letter NY A85455, CBP determined that certain automotive hydraulic braking system parts were classified in heading 8708, Harmonized Tariff Schedule of the United States (HTSUS). Specifically, CBP classified the hydraulic braking system parts in subheading 8708.39.50, HTSUS, which provides for "Parts and accessories of the motor vehicles of headings 8701 to 8705: Brakes and servo-brakes and parts thereof: Other: For other vehicles." Similarly, in ruling letter HQ 952719, CBP classified certain tractor hydraulic braking system parts for in subheading 8708.39.10, HTSUS (1993), which provided for "Parts and accessories of the motor vehicles of headings 8701 to 8705: Brakes and servo-brakes and parts thereof: Other: For tractors suitable for agricultural use." It is now CBP's position that the hydraulic braking system parts are properly classified, by operation of General Rule of Interpretation (GRI 1), in chapter 84, HTSUS, which provides, in pertinent part, for machinery, mechanical appliances, and the parts thereof.

<u>Upon review of the physical characteristics and functions of the brake master cylinders, CBP finds that</u> <u>the articles are properly described as pumps of heading 8413, HTSUS, because they are displacement</u> <u>pumps used to pressurize hydraulic fluid within a hydraulic braking system.</u> Pistons located inside the brake master cylinders are manually operated by movement of the brake pedal, and the linear action of the pistons forces hydraulic fluid from the brake fluid reservoir into the hydraulic lines of the brake system. Accordingly, CBP observes that the function of the brake master cylinders is akin to the description of "reciprocating positive displace pumps" provided in EN 84.13(A), HS, and therefore concludes that the brake master cylinders are properly identified as pumps of heading 8413, HTSUS, by application of GRI 1. Specifically, they are classifiable in subheading 8413.50.00, HTSUS, which provides for "Pumps for liquids, whether or not fitted with a measuring device; liquid elevators; parts thereof: Other reciprocating positive displacement pumps." See NY N096530, dated March 30, 2010; NY N107239, dated June 10, 2010; NY N014493, dated June 24, 2007; and NY N011979, dated June 28, 2007.

With respect to the classification of the brake fluid reservoir and brake fluid reservoir mounting bracket, this office notes that CBP has previously classified parts of brake master cylinders in subheading 8413.91, HTSUS. See NY N109341, dated July 6, 2010; and NY N113336, dated July 23, 2010. Pursuant to Note 2(b) to Section XVI, HTSUS, parts of pumps for liquids, if suitable for use solely or principally with a machine of heading 8413, HTSUS, are to be classified with the machines of the same heading. Consequently, because the brake fluid reservoir and brake fluid reservoir mounting bracket supply hydraulic fluid to the brake master cylinder and are suitable for use solely or principally with master brake cylinders, the reservoir and the reservoir mounting bracket are classified as "parts" of heading 8413, HTSUS, pursuant to Note 2(b) to Section XVI. Specifically, they are classified under subheading 8413.91, HTSUS, which provides for "Pumps for liquids, whether or not fitted with a measuring device; liquid elevators; part 90thereof: Parts: Of pumps: Other."

<u>Because the brake master cylinders, brake fluid reservoir, and brake fluid reservoir mounting bracket are classified in heading 8413, HTSUS, their classification under heading 8708, HTSUS is precluded by operation of Note 2(e) to Section XVII, HTSUS.</u>

.. <u>Upon review of the physical characteristics and function of the brake wheel cylinder, CBP finds that the brake wheel cylinder features pistons operated by pressurized hydraulic fluid.</u> When hydraulic pressure is applied to the brake wheel cylinder, the movement of the pistons converts the hydraulic pressure into mechanical force to move the vehicle's brake shoes. <u>Accordingly, CBP observes that the brake wheel cylinder is akin in both form and function to the "hydraulic cylinder" exemplar described by the ENs to heading 84.12, HS, and is properly classified, by application of GRI 1, in heading 8412, HTSUS.</u> Specifically, the brake wheel cylinder is classifiable in subheading 8412.21.00, HTSUS. See NY N091357, dated February 1, 2010.

With respect to the classification of the caliper piston, this office again notes that pursuant to Note 2(b) to Section XVI, HTSUS, parts of hydraulic power engines and motors, if suitable for use solely or principally with a machine of heading 8412, HTSUS, are to be classified with the machines of the same heading. Consequently, because the caliper piston is necessary for the proper functioning of the brake wheel cylinder and is suitable for use solely or principally within the brake wheel cylinder, the caliper piston is classified in heading 8412, HTSUS, as a part of a linear acting cylinder. Specifically, it is classified under subheading 8412.90.90, HTSUS, which provides for "Other engines and motors, and parts thereof: Parts: Other."

Because the brake wheel cylinder and caliper piston are classified in heading 8412, HTSUS, their classification under heading 8708, HTSUS is precluded by operation of Note 2(e) to Section XVII, HTSUS. HOLDING: By application of GRIs 1 (Note 2(a) to Section XVI) and 6, the brake master cylinders are classified under heading, 8413, HTSUS, specifically in subheading 8413.50.00, HTSUS, which provides for "Pumps for liquids, whether or not fitted with a measuring device; liquid elevators; part thereof: Other reciprocating positive displacement pumps." The column one, general rate of duty is Free.

By application of GRIs 1 (Note 2(b) to Section XVI), the brake fluid reservoir and brake fluid reservoir mounting bracket are classified under heading, 8413, HTSUS, specifically in subheading 8413.91.90, HTSUS, which provides for "Pumps for liquids, whether or not fitted with a measuring device; liquid elevators; part thereof: Parts: Of pumps: Other." The column one, general rate of duty is Free.

By application of GRIs 1 (Note 2(a) to Section XVI) and 6, the brake wheel cylinder is classified under heading, 8412, HTSUS, specifically in subheading 8412.21.00, HTSUS, which provides for "Other

engines and motors, and parts thereof: Hydraulic power engines and motors: Linear acting (cylinders)." The column one, general rate of duty is Free.

By application of GRIs 1 (Note 2(b) to Section XVI), the caliper piston is classified under heading, 8412, HTSUS, specifically in subheading 8412.90.90, HTSUS, which provides for "Other engines and motors, and parts thereof: Parts: Other." The column one, general rate of duty is Free.

In NY A86849 and NY A85456, CBP classified a clutch master cylinder and clutch slave cylinder for motor vehicles in subheading 8708.93.75, Harmonized Tariff Schedule of the United States (HTSUS) (1996), which provides for "Parts and accessories of the motor vehicles of heading 8701 to 8705: Other parts and accessories: Clutches and parts thereof: For other vehicles: Other."

CBP has reviewed ruling letter NY A86849 and NY A85456 and determined those letters to be in error. It is now CBP's position that the clutch master cylinder is classified in heading 8413, HTSUS, which provides for "Pumps for liquids, whether or not fitted with a measuring device; liquid elevators," and that the clutch slave cylinder is classified in heading 8412, HTSUS,

<u>Upon review of the physical characteristics and function of the instant clutch master cylinder, CBP finds</u> <u>that the article is properly described as a pump of heading 8413, HTSUS, because it is a displacement</u> <u>pump that is used to pressurize hydraulic fluid within a hydraulic clutch system</u>. Pistons located inside the clutch master cylinder are manually operated by movement of the clutch pedal, and the linear action of the pistons forces hydraulic fluid from the hydraulic fluid reservoir into the hydraulic lines of the clutch system. Accordingly, CBP observes that the function of the clutch master cylinder pistons to pressurize fluid within a hydraulic clutch system is akin to the description of "reciprocating positive displace pumps" provided in EN 84.13(A), HS, and therefore concludes the clutch master cylinder is properly identified as a pump of heading 8413, HTSUS. Specifically, the clutch master cylinder is classifiable, by application of GRI 1, in subheading 8413.50.00, HTSUS, which provides for, "Pumps for liquids, whether or not fitted with a measuring device; liquid elevators; parts thereof: Other reciprocating positive displacement pumps." See NY N096530, dated March 30, 2010; NY N107239, dated June 10, 2010; NY N014493, dated June 24, 2007; and NY N011979, dated June 28, 2007.</u>

..<u>Upon review of the physical characteristics and function of the clutch slave cylinder at issue in ruling</u> letters NY A85456 and NY 86849, CBP finds that the slave cylinder features pistons operated by pressurized hydraulic fluid. When hydraulic pressure is applied, the movement of the pistons converts the hydraulic pressure into mechanical force to move a clutch pressure plate. <u>Accordingly, CBP observes that</u> the clutch slave cylinder is akin in both form and function to the "hydraulic cylinder" exemplar described in the ENs to heading 84.12, HS, and is properly classified, by application of GRI 1, in heading 8412, HTSUS. **Specifically, the clutch slave cylinder is classifiable in subheading 8412.21.00, HTSUS**. See NY N091357, dated February 1, 2010.

<u>Because the clutch master cylinder and clutch slave cylinder are classifiable in headings 8413 and 8412,</u> <u>HTSUS, respectively, their classification under heading 8708, HTSUS, is precluded by operation of Note</u> <u>2(e) to Section XVII, HTSUS.</u>

HOLDING: By application of GRIs 1 (Note 2(a) to Section XVI) and 6, the clutch master cylinder is classified under heading, 8413, HTSUS, specifically in subheading 8413.50.00, HTSUS, which provides for "Pumps for liquids, whether or not fitted with a measuring device; liquid elevators; part thereof: Other reciprocating positive displacement pumps." The column one, general rate of duty is Free.

By application of GRIs 1 (Note 2(a) to Section XVI) and 6, the clutch slave cylinder is classified under heading, 8412, HTSUS, specifically in subheading 8412.21.00, HTSUS, which provides for "Other

engines and motors, and parts thereof: Hydraulic power engines and motors: Linear acting (cylinders)." The column one, general rate of duty is Free. Duty rates are provided for convenience

.. In ruling letter NY N162918, CBP determined that two stainless steel sewer cleaning nozzles with steel inserts from Germany, the Standard Nozzle (Part No. 1–0133–6020) and the Chisel Nozzle (Part No. 1– 0212–8020S), were classified in heading 7326, Harmonized Tariff Schedule of the United States (HTSUS). Specifically, CBP classified the nozzles in subheading 7326.90.85, HTSUS, which provides for "Other articles of iron or steel: Other: Other: Other: Other." It is now CBP's position that the nozzles are properly classified in subheading 8424.90.90, HTSUS, which provides for "Mechanical appliances (whether or not hand operated) for projecting, dispersing or spraying liquids or powders; fire extinguishers, whether or not charged; spray guns and similar appliances; steam or sand blasting machines and similar jet projecting machines; parts thereof: Parts: Other."

In ruling letter NY C87376, CBP determined that certain TWK-model cleaning heads, used to clean tanks, reactors, pipes, totes, vessels, and other enclosed spaces, were classified in heading 8424, HTSUS. Specifically, CBP classified the articles under subheading 8424.89, HTSUS, which provides for "Mechanical appliances (whether or not hand operated) for projecting, dispersing or spraying liquids or powders; fire extinguishers, whether or not charged; spray guns and similar appliances; steam or sand blasting machines and similar jet projecting machines; parts thereof: Other appliances." It is now CBP's position that the TWK-model cleaning heads are properly classified in subheading 8424.90.90, HTSUS, which provides for "Mechanical appliances (whether or not charged; spray guns and similar appliances, steam or sand blasting in provides for "Mechanical appliances (whether or not charged; spray guns and similar appliances, steam or sand provides for "Mechanical appliances (whether or not charged; spray guns and similar appliances; steam or sand blasting machines, whether or not charged; spray guns and similar appliances; steam or sand blasting machines and similar jet projecting machines; parts thereof: Parts: Other."

The instant Nozzles are described as a type of spray nozzle or turbulent sprayer head, specifically designed to attach to a sewer cleaning machine and produce high pressure jets of water to remove blockages, debris, and residue from pipes and similar vessels. As such, they are not suitable for use as general parts. Consequently, insomuch as the Nozzles are suitable for use solely or principally with the spraying machines, they are classified in heading 8424, HTSUS, as parts of a jet projecting machine, per Note 2(b) to Section XVI HTSUS. **Specifically, they are classified under subheading 8424.90.90, HTSUS,** which provides for "Mechanical appliances (whether or not hand operated) for projecting, dispersing or spraying liquids or powders; fire extinguishers, whether or not charged; spray guns and similar appliances; steam or sand blasting machines and similar jet projecting machines; parts thereof: Parts: Other."

Our analysis also applies to the classification of Chemac Inc's TWK-model cleaning heads (the "Cleaning Heads"), which CBP classified in ruling letter NY C87376 under subheading 8424.89.70, HTSUS, the 1998 provision for "Mechanical appliances (whether or not hand operated) for projecting, dispersing or spraying liquids or powders; fire extinguishers, whether or not charged; spray guns and similar appliances; steam or sand blasting machines and similar jet projecting machines; parts thereof: Other appliances: Other: "

In NY C87376, CBP described the Cleaning Heads as devices used to clean tanks, reactors, pipes, totes, vessels, and other enclosed spaces. Similar to the instant Nozzles, the Cleaning Heads are attached to a high pressure water pump via a pressure hose. High pressure water is fed to the Cleaning Head via the hose, and when the water reaches the Cleaning Head, the force of the water is used to propel the device, thereby projecting high-pressure jets of water against the walls of the vessel. The cleaning force of the water jets clean the vessel walls by blasting through surface contaminants.

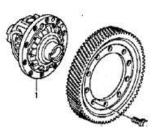
.. Because the physical characteristics and function of the Cleaning Heads are substantially similar to the Nozzles, we find that they are appropriately described as parts of a water-jet cleaning system. Consequently, the Cleaning Heads are properly classified, pursuant to Note 2(b) to Section XVI, HTSUS, in subheading 8424.90.90, HTSUS, which provides for "Mechanical appliances (whether or not hand operated) for projecting, dispersing or spraying liquids or powders; fire extinguishers, whether or not charged; spray guns and similar appliances; steam or sand blasting machines and similar jet projecting machines; parts thereof: Parts: Other."

HOLDING By application of GRIs 1 (Note 2(b) to Section XVI) and 6, the Nozzles and Clean Heads are classified under heading 8424, HTSUS, specifically in subheading 8424.90.90, HTSUS, which provides for "Mechanical appliances (whether or not hand operated) for projecting, dispersing or spraying liquids or powders; fire extinguishers, whether or not charged; spray guns and similar appliances; steam or sand blasting machines and similar jet projecting machines; parts thereof: Parts: Other." The column one, general rate of duty is Free.

In ruling letters NY N009213 and N009215, CBP classified certain parts of front-differential and reardifferential assemblies for motor vehicles in heading 8708, HTSUS, specifically subheading 8708.99.68, HTSUS, which provides for "Parts and accessories of the motor vehicles of headings 8701 to 8705: Other parts and accessories: Other: Other: Other: Other parts for power trains." It is now CBP's position that the parts of front-differential and rear-differential assemblies are properly classified, by operation of General Rules of Interpretation (GRIs) 1 and 6, in subheading 8708.50.89, HTSUS, which provides for "Parts and accessories of the motor vehicles of headings 8701 to 8705: Drive-axels with differential, whether or not provided with other transmission components, and non-driving axels; parts thereof: Parts: For vehicles of heading 8703: Other: Other: Other: Other."

In parallel with the revocation of ruling letters NY N009213 and N009215, CBP believes that it can best meet its obligations regarding the sound administration of the HTSUS and other customs and related laws by also revoking ruling letters NY N186430 and N186432, issued to Honda on September 30, 2011. See 19 C.F.R. § 177.7(a). In ruling letters NY N186430 and N186432, CBP reclassified Honda's differential assembly parts under subheading 8708.50.89, HTSUS. However, although CBP stated in ruling letters NY N186430 and N186432 that the ruling letters were being issued "to correct" previous ruling letters N009213 and N009215, CBP did not initiate a notice and comment procedure pursuant to 19 U.S.C. § 1625(c) to propose to revoke the prior ruling letters.

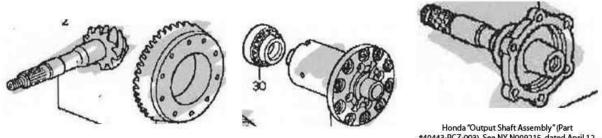
Accordingly, pursuant to 19 U.S.C. § 1625(c), CBP is revoking ruling letters NY N009213, N009215, N186430, and N186432.



. . .

Honda "Differential" (Part #41100-RCCL-J05) and "Final Driven Gear" (Part #41233-RCL-010). See NY N009213, dated April 10, 2007.

Honda "Differential Carrier Assembly" (Part #41120-PCZ-003 and Part #41120-PCZ-023), "Differential Case Assembly (Part #41170-PCZ-003), "Differential Assembly" (Part #41100-PCZ-003).



Honda "Final Gear Set" (Part #41220-PCZ-003).

#40443-PCZ-003). See NY N009215, dated April 12, 2007.

As an initial matter, CBP notes that there is no dispute that the instant parts of front-differential and rear-differential assemblies for motor vehicles are properly classified under heading 8708, HTSUS. In accord with the Notes to Section XVII, HTSUS, the articles are suitable for use solely or principally with the motor vehicles of headings 87.01 to 87.05, HS, and are not excluded by the provisions of Note 2 to Section XVII. Accordingly, because the merchandise is prima facie classifiable in heading 8708, HTSUS, this matter concerns the proper classification of the merchandise at the 6-digit, subheading level of heading 8708.

Prior to the adoption of the 2007 amendments to the HS Nomenclature, subheading 8708.50, HTSUS, did not provide for parts of drive-axels with differentials3, and it was the practice of CBP to classify such merchandise under subheading 8708.99, HTSUS, which provided for "other parts and accessories" of the motor vehicles of heading 8701 to 8705. See, e.g., NY R03507, dated March 30, 2006 (classifying cast iron automotive carrier assemblies under subheading 8708.99, HTSUS); and HQ 965369, dated May 9, 2002 (classifying differential carriers under subheading 8708.99, HTSUS).

However, as result of amendments to the subheadings of heading 87.08, HS, adopted by the World Customs Organization (WCO) in the 2007 edition of the HS Nomenclature, the U.S. International Trade Commission (ITC) amended subheading 8708.50, HTSUS, with respect to the classification of parts of drive-axels with differentials and non-driving axels. Accordingly, the current version of subheading 8708.50, HTSUS, provides, in pertinent part, for "drive-axels with differentials, whether or not provided with other transmission components, and non-driving axels; parts thereof" (emphasis added).

The Honda "Differential" (Part #41100-RCCL-J05), "Final Driven Gear" (Part #41233-RCL-010), "Differential Carrier Assembly" (Part #41120-PCZ-003 and Part #41120-PCZ-023), "Differential Case Assembly (Part #41170-PCZ-003), "Differential Assembly" (Part #41100-PCZ-003), "Final Gear Set" (Part #41220-PCZ-003), and "Output Shaft Assembly" (Part #40443-PCZ-003) are component parts of differential assemblies for motor vehicles. Insomuch as they are suitable for use solely or principally with the motor vehicles of headings 87.01 to 87.05, HS, they are prima facie described by the terms of subheading 8708.50, HTSUS, as parts of drive-axels with differentials, whether or not provided with other transmission components. See EN 87.08(E), HS. Specifically, they are classified in subheading 8708.50.89, HTSUS, by application of GRI 1.

HOLDING: By application of GRI 1, the Honda "Differential" (Part #41100-RCCL-J05), "Final Driven Gear" (Part #41233-RCL-010), "Differential Carrier Assembly" (Part #41120-PCZ-003 and Part #41120-PCZ-023), "Differential Case Assembly (Part #41170-PCZ-003), "Differential Assembly" (Part #41100-PCZ-003), "Final Gear Set" (Part #41220-PCZ-003), and "Output Shaft Assembly" (Part #40443-PCZ-003) are classified in heading 8708, HTSUS, specifically in subheading 8708.50.89, HTSUS, which provides for "Parts and accessories of the motor vehicles of headings 8701 to 8705: Drive-axels with differentials, whether or not provided with other transmission components, and non-driving axels; parts thereof: Parts: For vehicles of heading 8703: Other: Other." The 2015 column one, general rate of duty is 2.5% ad valorem.

Agency Information Collection Activities: Request for Information	
Agency Information Collection Activities: Administrative Rulings	

Cargo Systems Messaging Service

CSMS <u>16000322</u> AESDirect Transition Reminder & April 23-24 Outage Notice

CSMS <u>16000321</u> Submission of PGA Forms Through DIS Until ACE Mandatory

CSMS <u>16000320</u> [same as above, 16000321]

CSMS 16000319 ACE Reports will be down for maintenance on Saturday (4/23) from 12pm-12am

CSMS <u>16000318</u> Entry not Writing to Manifest if BOL is on Hold and within Variable Release Window CSMS <u>16000317</u> AMS CATAIR Guidelines, March 30, 2016

CSMS <u>16000316</u> Announcement of Initiation of Antidumping Duty Investigations: Ferrovanadium from the Republic of Korea

- CSMS 16000315 Updated ACE Entry Summary Create/Update CATAIR Chapter posted to CBP.gov
- CSMS 16000314 CPSC eFiling Alpha Pilot Implementation Guide V3.2 dated March 30, 2016

CSMS 16000313 ACE Production deployment, Thursday 4/21/16 @0600ET, impact ACE CargoRel &EntrySum

- CSMS <u>16000312</u> Local Closure PORT OF Houston, TX April 18, 2016
- CSMS 16000311 Harmonized System Update (HSU) 1602 Additional Information

CSMS 16000310 ACE Production deployment, Tuesday 4/19/16 @0600ET, impact ACE CargoRel &EntrySumm

CSMS 16000309 Clarification - Quota entries, FTZ (type 06) and TIB (type 23)

CSMS <u>16000308</u> Reminder: ACS Process for Satsuma Mandarin Oranges

CSMS <u>16000307</u> Resolved: Slow ACE Cargo Release responses

CSMS 16000306 Quota entries, Foreign Trade Zone (type 06) and Temporary Importation Bond, entry type 23

CSMS <u>16000305</u> Reminder: Office of Marine Conservation Trade Working Group Request for Participants

CSMS <u>16000304</u> Slow ACE Cargo Release responses

CSMS 16000303 UPDATE: CBP Port of Whitlash, Montana

FEDERAL TRADE COMMISSION Home

PROPOSED RULES

Rules and Regulations under the Hobby Protection Act[TEXT] [PDF]NOTICESEnforcement Policy Statement on Deceptively Formatted Advertisements[TEXT] [PDF]

 FISH & WILDLIFE
 F&W Importing / Exporting Website

FOOD & DRUG ADMINISTRATION

FDA Recalls Market Withdrawals, & Safety Alerts

- FDA Issues Import Alert on Imported Shrimp and Prawns from Peninsular Malaysia
- Drug Safety Labeling Changes 35 products with revisions to Prescribing Information
- Mary's Home Canning Recalls Mary's Home Made Vegetable Soup Because of Possible Health Risk
- Midwest International Corp Issues Allergy Alert on Undeclared Milk in Hosdo Cake

• <u>Ryszard Food Distributor Inc. Issues Alert on Undeclared Sulfites in Novus Snack Golden Raisins in 10</u> ounce plastic packages

<u>Import Alerts</u> View by • <u>Country</u> • <u>Import Alerts by Number</u> •<u>Industry</u> •<u>Last Published Date</u>

FOREIGN ASSETS CONTROL OFFICE NOTICES

Blocking or Unblocking of Persons and Properties:

Publication of the names of eight individuals and one entity whose property and interests in property have
been blocked pursuant to the Foreign Narcotics Kingpin Designation Act.[TEXT] [PDF]

Specially Designated Nationals List

Resource Center

OFAC Recent Actions

FOREIGN- TRADE ZONES BOARD

NOTICES

Applications for Reorganizations and Expansions under Alternative Site Framework:	
Foreign-Trade Zone 214; Lenoir County, NC	[TEXT] [PDF]
Authorization of Proposed Production Activities:	
Canon Virginia, Inc. Subzone 20D, Newport News, VA	[TEXT] [PDF]
Samsung Austin Semiconductor, LLC Subzone 183B, Austin, TX	[TEXT] [PDF]

INTERNATIONAL TRADE ADMINISTRATION

NOTICES

Antidumping or Countervailing Duty Investigations, Orders, or Reviews:	
Calcium Hypochlorite from the People's Republic of China	[TEXT] [PDF]
Diamond Sawblades and Parts Thereof from the People's Republic of China	[TEXT] [PDF]
Freshwater Crawfish Tail Meat from the People's Republic of China	[TEXT] [PDF]
Narrow Woven Ribbons with Woven Selvedge from Taiwan	[TEXT] [PDF]
New Pneumatic Off-the-Road Tires from the People's Republic of China	[TEXT] [PDF]
Polyethylene Terephthalate Film, Sheet and Strip from the United Arab Emirates	[TEXT] [PDF]
Stainless Steel Sheet and Strip From the People's Republic of China	[TEXT] [PDF]
Steel Concrete Reinforcing Bar from the Republic of Turkey	[TEXT] [PDF]
Agency Information Collection Activities; Proposals, Submissions, and Approvals:	

INTERNATIONAL TRADE COMMISSION

NOTICES	
Advice Concerning Whether Certain Textile and Apparel Articles are Import Sensitive:	
Nepal	[TEXT] [PDF]
Antidumping or Countervailing Duty Investigations, Orders, or Reviews:	
Chlorinated Isocyanurates from China and Spain; Full Five-Year Reviews	[TEXT] [PDF]
Complaints:	
Certain Quartz Slabs and Portions Thereof	[TEXT] [PDF]
Certain Sleep-Disordered Breathing Treatment Systems and Components Thereof	[TEXT] [PDF]
Complaints; Solicitation of Comments Relating to the Public Interest	[TEXT] [PDF]
Investigations; Determinations, Modifications, and Rulings, etc.:	
1,1,1,2 - Tetrafluoroethane (R-134a) from China	[TEXT] [PDF]
Laser Abraded Denim Garments	[TEXT] [PDF]
Laminated Woven Sacks from the People's Republic of China	[TEXT] [PDF]
Polyethylene Retail Carrier Bags from China, Indonesia, Malaysia, Taiwan, Thailand & Vietnan	n <u>[TEXT]</u> [PDF]
Certain Three-Dimensional Cinema Systems and Components Thereof	[TEXT] [PDF]
Tissue Paper Products from China	[TEXT] [PDF]

Phosphor Copper from Korea

1,1,1,2-Tetrafluoroethane (R-134a) from China

Certain Height-Adjustable Desk Platforms and Components Thereof Overview of Cuban Imports of Goods and Services and Effects of U.S. Restrictions Nepal: Advice Concerning Whether Certain Textile and Apparel Articles Are Import Sensitive

CALIFORNIA

Office of Environmental Health Hazard Assessment Proposition 65 List dated 08/25/15

Latest 60 Day Notices AG Number 2016-00330(View Details) Chemical: Di(2-ethylhexyl)phthalate (DEHP), Di-n-butyl phthalate (DBP) Source: Clotheslines AG Number 2016-00329(View Details) Chemical: Di(2-ethylhexyl)phthalate (DEHP) Northwest Territory Lightweight Rain Poncho, UPC No. 4713273839111 Source: AG Number 2016-00328(View Details) Chemical: Di(2-ethylhexyl)phthalate (DEHP), Di-n-butyl phthalate (DBP) Sandals Source: AG Number 2016-00327(View Details) Chemical: Diisononyl phthalate (DINP) Source: Security Cables AG Number 2016-00326(View Details) Chemical: Di(2-ethylhexyl)phthalate (DEHP), Diisononyl phthalate (DINP) Source: Women's Shoes AG Number 2016-00325(View Details) Chemical: Di-n-butyl phthalate (DBP) Source: Children's Footwear AG Number 2016-00324(View Details) Chemical: Diisononyl phthalate (DINP) **Cleaning Tools** Source: AG Number 2016-00323(View Details) Chemical: Di(2-ethylhexyl)phthalate (DEHP), Diisononyl phthalate (DINP) Children's Footwear Source: AG Number 2016-00322(View Details) Chemical: Diisononyl phthalate (DINP) Source: Bags AG Number 2016-00321(View Details) Chemical: Di(2-ethylhexyl)phthalate (DEHP) **Exercise Mats** Source: AG Number 2016-00320(View Details) Chemical: Di(2-ethylhexyl)phthalate (DEHP) Universal Car Mount, UPC No. 805106591014 Source: AG Number 2016-00319(View Details) Chemical: Di(2-ethylhexyl)phthalate (DEHP) Source: Sink Mat, UPC No. 714415165406 AG Number 2016-00318(View Details) Chemical: Benzophenone Source: Octocrylene-containing Sunscreen (products claiming a Sun Protection Factor) AG Number 2016-00317(View Details) Chemical: Benzophenone Source: Octocrylene-containing Sunscreen (products claiming a Sun Protection Factor) AG Number 2016-00316(View Details) Chemical: Benzophenone Source: Octocrylene-containing Sunscreen (products claiming a Sun Protection Factor) AG Number 2016-00315(View Details)

Chemical: Benzophenone

Source: Octocrylene-containing Sunscreen (products claiming a Sun Protection Factor)

AG Number 2016-00314(View Details) Chemical: Di(2-ethylhexyl)phthalate (DEHP) Source: Jacki Design Tropicana PVC Tote Bag AG Number 2016-00312(View Details) Chemical: Di(2-ethylhexyl)phthalate (DEHP) Big Ice South Bend Gloves, UPC No. 039364523580 Source: AG Number 2016-00311(View Details) Chemical: Carbon monoxide, soots, tar and mineral oils (coal tar) Source: **Black Diamond Charwood** AG Number 2016-00310(View Details) Chemical: Di(2-ethylhexyl)phthalate (DEHP) Round Soft Toilet Seat, UPC No. 813043023307 Source:

CanadaWhat's NewHEALTH CANADASearch Database for NoticesConsumer Product SafetyCanada Consumer Product Safety Act Page

Report an Incident Involving a Consumer Product or a Cosmetic

Incident report forms: www.healthcanada.gc.ca/reportaproduct Recalls & Safety Alerts:

RECALLS & ALERTS:

• <u>Caraway-pepper salami manufactured by Webbersfood Ltd. recalled due to potential presence of dangerous bacteria</u>

- ◆ <u>365 Everyday Value brand Mango Fruit Bars recalled due to undeclared coconut and strawberry</u>
- <u>Wang Korea brand Fish Cake products recalled due to undeclared egg</u>
- ◆ <u>RacerMate Inc. recalls CompuTrainer Blue Flywheels</u>
- <u>YTL International, Inc. recalls drywall lift</u>
- Soyspring brand Ladies' Soybean Drink recalled due to undeclared milk
- Brunton Outdoor Inc. recalls Brunton Impel & Brunton Impel 2 Battery Packs
- Asian Star brand Shrimp Shaped Surimi and Lobster Tail Shaped Surimi recalled due to undeclared egg
- ◆ Fruitropic brand Broken Segments Mandarin Oranges in Light Syrup recalled due to presence of tin

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