

International Trade Compliance

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

BAKER & MCKENZIE

Newsletter

January 2016 | Update

www.internationaltradeupdate.com

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

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This may qualify as "Attorney Advertising" requiring notice in some jurisdictions. Prior results do not guarantee a similar outcome.

Webinar: Union Customs Code: are you ready for implementation from 1 May 2016?

Baker & McKenzie's London and Frankfurt customs teams invite you to join them for a free webinar which will provide an overview of the key changes to EU customs legislation through the implementation of the Union Customs Code (UCC) from 1 May 2016. A special emphasis will be placed during the webinar on the significant changes to the customs valuation rules (removal of earlier sale; royalties/ licence fees).

This session will also cover:

- the UCC legislative framework, expected implementation dates and transition periods;
- changes to the EU's Authorised Economic Operator (AEO) status;
- the introduction of mandatory guarantees for the operation of customs procedures;
- changes to preferential and non-preferential origin; and
- changes to customs procedures in the EU.

We hope that you will be able to join us. Log-in details will be sent via email the day before the event.

Tuesday 19 January 2016

07:00 San Francisco / 09:00 Chicago / 10:00 Washington DC, New York, Toronto / 11:00 Brasilia / 15:00 London / 16:00 Western Europe / 17:00 Istanbul, Moscow / 22:00 Singapore

The webinar will run for 90 minutes. For those of you who reside in a different time zone and wish to verify your time - please click on the following [link](#).

[Click here to register now](#)

Questions:

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

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For information on "[Baker & McKenzie's Public Company Survival Guide \(2015 Edition\)](#)," a handbook designed to provide guidance on complying with the requirements of being a US public company, please see our [Newsletters, reports, articles, etc.](#) section.

Register Now! 2016 International Trade Compliance Webinar Series

We are very pleased to announce our 13th annual, **International Trade Compliance Webinar Series** entitled, "**TPP and New Developments in Global Trade.**" This year will be exciting as there are many noteworthy developments in the global trade arena. Our 2016 webinar series will have several sessions covering the Trans-Pacific Partnership (TPP), as well as sessions covering key developments in customs, export and FCPA. Terrie Gleason, a partner in our Washington, DC office and Chair of the Firm's Global Customs Practice Group will moderate these webinars.

All webinars will begin at 11:00 AM Eastern (US) and are scheduled to run approximately 90 minutes. If you reside in a different time zone and wish to verify your time - please click on the following link: www.timeanddate.com.

Upcoming Webinar Dates and Topics:

Date	Topic
January 26	Overview of the Trans-Pacific Partnership (TPP) Speakers: Frederick Burke (Ho Chi Minh City), Miguel Noyola (Chicago), Eugene Lim (Singapore), and Elizabeth Nightingale (Kuala Lumpur).
February 16	The Trans-Pacific Partnership (TPP) and Labor and Environment Speakers: Frederick Burke (Ho Chi Minh City) and Thuy Hang Nguyen (Ho Chi Minh City).
March 29	Customs Considerations in Free Trade Agreements, Including TPP and NAFTA Speakers: Adriana Ibarra (Mexico City), Stuart Seidel (Washington, DC), and Meredith DeMent (Washington, DC).
April 19	The Latest on Trade Sanctions: Iran, Russia, and Other Developments Speakers: Steven Hill (Washington, DC), Philippe Reich (Zurich), Alexander Bychkov (Moscow), and Ben Smith (London).
May 24	Cuba Sanctions Developments and Updates Speakers: Alison Stafford-Powell (Palo Alto), Alexandre Lamy (Washington, DC), Brian Cacic (Toronto), and Julia Pfeil (Frankfurt).
June 21	FCPA Considerations Arising in Import/Export Operations Speakers: John McKenzie (San Francisco), Joan Meyer (Washington, DC) and Mini vandePol (Hong Kong).
July 26	Update on Customs Valuation Issues Around the World – Transfer Pricing, First Sale, Royalties Speakers: Paul Burns (Toronto), Nicole Looks (Frankfurt), Jennifer Revis (London), and Eugene Lim (Singapore).

To register for this complimentary webinar series, click on the **Register Now** button below and provide your information. You can register for one or all webinars.

We hope you will participate in and enjoy this exciting webinar series!

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REGISTER NOW

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

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1661 or sal.gonzalez@bakermckenzie.com.

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



MCLE Credit:

Approved for 1.5 California general CLE credits, 1.5 Illinois general CLE credits, 1.5 New York areas of professional practice CLE credits, and 1.5 Texas general CLE credit. Florida and Virginia CLE applications can be made upon request. Participants requesting CLE for other states will receive Uniform CLE Certificates.

Baker & McKenzie LLP is a California and Illinois CLE approved provider. Baker & McKenzie LLP has been certified by the New York State CLE Board as an accredited provider in the state of New York for the period 12/12/15-12/11/18. This nontransitional program is not appropriate for newly admitted New York attorneys. Baker & McKenzie LLP is an accredited sponsor, approved by the State Bar of Texas, Committee on MCLE.

Pending - We have applied for CES and CCS credit for these webinars to the National Customs Brokers & Forwarders Association of America, Inc.

Baker & McKenzie's Trans-Pacific Partnership (TPP) Global Resource Center

The Baker & McKenzie TPP Global Resource Center serves as your one-stop-shop for continual updates on developments surrounding all areas of the Trans-Pacific Partnership (TPP), as well as relevant articles and other information of interest to companies and industries that will be affected by the agreement. Through this resource center you may access:

- Key country contacts
- Update blogs
- Articles and alerts analyzing the chapters and issues

You may visit the site by clicking the button below.

TPP Global Resource Center

For updates, please visit www.internationaltradecomplianceupdate.com regularly.

For additional articles and updates on trade sanctions and related subjects, please visit our sister blog: www.bakermckenzie.com/sanctionsnews regularly.

For additional compliance news and comment from around the world, please visit <http://globalcomplianceupdate.com/>.

Please see our [Webinars, Meetings, Seminars](#) section for additional events and recorded presentations.

World Trade Organization (WTO)

WTO announces agreement on series of initiatives

On 19 December 2015, the WTO [announced](#) that WTO members concluded their Tenth Ministerial Conference in Nairobi on 19 December by securing an historic agreement on a series of trade initiatives. The “Nairobi Package” pays fitting tribute to the Conference host, Kenya, by delivering commitments that will benefit in particular the organization’s poorest members. The announcement said in part:

The Nairobi Package contains a series of six Ministerial Decisions on agriculture, cotton and issues related to least-developed countries. These include a commitment to abolish export subsidies for farm exports ([WT/MIN\(15\)/W/47](#)), which Director-General Roberto Azevêdo hailed as the “most significant outcome on agriculture” in the organization’s 20-year history.

The other agricultural decisions cover public stockholding for food security purposes ([WT/MIN\(15\)/W/46](#)), a special safeguard mechanism for developing countries ([WT/MIN\(15\)/W/45](#)), and measures related to cotton ([WT/MIN\(15\)/W/48](#)). Decisions were also made regarding preferential treatment for least developed countries (LDCs) in the area of services and the criteria for determining whether exports from LDCs may benefit from trade preferences.

The Nairobi Package also contains decisions of specific benefit to LDCs, including enhanced [preferential rules of origin for LDCs](#) and [preferential treatment for LDC services providers](#) ([WT/MIN\(15\)/W/39](#)).

In another significant outcome from the Nairobi Ministerial, WTO members representing major exporters of IT products agreed on 16 December on the timetable for implementing a landmark deal to eliminate tariffs on 201 information technology products valued at over \$1.3 trillion per year (see article on the Expanded ITA, below).

WTO welcomes Liberia and Afghanistan membership

On 16 December 2015 the WTO [announced](#) that the 10th Ministerial Conference welcomed Liberia’s accession package and membership in the WTO. Liberia will bring the number of Least Developed Countries (LDCs) in the WTO to 35 — more than a fifth of the WTO membership.

On 17 December 2015, the WTO [announced](#) that the 10th Ministerial Conference had approved the accession package for Afghanistan. For Afghanistan, this is the culmination of an almost 11-year long process of negotiations and an endorsement of the extensive programme of domestic reforms Afghanistan has undertaken to accelerate economic growth.

Each country will take its seat in the WTO thirty days after its ratification instrument or notification is received.

WTO members approve Information Technology Agreement

On 16 December 2015, the WTO [announced](#) that WTO members representing major exporters of information technology products agreed at the WTO’s Tenth Ministerial Conference, in Nairobi, on the timetable for implementing a landmark deal to eliminate tariffs on 201 IT products valued at over \$1.3 trillion per year.

Negotiations were conducted by 53 WTO members, including both developed and developing countries, which account for approximately 90 per cent of world trade in these products. However, all 162 WTO members will benefit from the agreement, as they will all enjoy duty-free market access to the markets of the members eliminating tariffs on these products. The list of 201 products was originally agreed by the [Information Technology Agreement](#) (ITA) participants in July 2015.

For every product on the list, ITA participants have negotiated the level of reductions and over how many years it will fully eliminate the tariffs. As a result of these negotiations, approximately 65% of tariff lines will be fully eliminated by 1 July 2016. Most of the remaining tariff lines will be completely phased out in four stages over three years. This means that by 2019 almost all imports of the relevant products will be duty free.

The WTO Director General said: “This agreement is the first major tariff-cutting deal at the WTO since 1996 — and it comes fast on the heels of the historic Bali Package. We now have two deals in two years which deliver real, economically significant results. I hope that this success will serve to inspire progress elsewhere in our work.”

Among the products covered in this agreement are new-generation semi-conductors, GPS navigation systems, medical products which include magnetic resonance imaging machines, machine tools for manufacturing printed circuits, telecommunications satellites and touch screens.

The agreement also contains a commitment to work to tackle non-tariff barriers in the IT sector, and to keep the list of products covered under review to determine whether further expansion may be needed to reflect future technological developments.

The agreement is an expansion of the 1996 Information Technology Agreement which involves 82 members. In 2012, members recognized that technological innovation had advanced to such an extent that many new categories of IT products were not covered by the existing agreement. Negotiations began in 2012 to expand the coverage of the accord.

- [ITA press conference — Remarks by Director-General Roberto Azevêdo](#)
- [Briefing Note: Expansion of Trade in IT Products](#)
- [Ministerial Declaration on the Expansion of Trade in Information Technology Products](#) [Includes a full listing of covered products]

Trade Policy Review: Haiti

The second review of the trade policies and practices of Haiti took place on 2 and 4 December 2015. The basis for the review was a [report by the WTO Secretariat](#) and a [report by the Government of Haiti](#).

Several additional countries ratify TFA

The WTO [announced](#) that Kenya deposited its instruments of accession to the WTO Trade Facilitation agreement (TFA) on 10 December. The WTO also [announced](#) that Côte d'Ivoire, Grenada and Saint Lucia have all ratified the new TFA and deposited their instruments of acceptance on 8 December. Other WTO members that have accepted the TFA are Hong Kong China, Singapore, the United States, Malaysia, Japan, Australia, the Republic of Korea, Nicaragua, Belize, Switzerland, Chinese Taipei, China, Liechtenstein, Lao PDR, New Zealand, Thailand, the European Union (on behalf of its 28 member states), the former Yugoslav Republic of Macedonia, Pakistan, Panama and Guyana. The TFA will enter into force once two-thirds of the WTO membership has formally accepted the Agreement.

On 17 December 2015, at the 10th Ministerial Conference, the WTO [announced](#) that it has received six additional ratifications for the TFA, bringing up to 63 the

number of WTO members that have formally accepted the TFA. Several ratifications were submitted by ministers during the organization's Tenth Ministerial Conference in Nairobi. The six are: Myanmar (Burma), Norway, Viet Nam, Brunei, Zambia and Ukraine.

Arbitrator issues report in "COOL" case

The WTO [announced](#) that on 7 December, a WTO arbitrator issued the report on the level of retaliation that Mexico and Canada can request in their dispute with the United States over "country of origin labelling" (COOL) requirements (DS384 and DS386). The Arbitrator determined that the level of nullification or impairment of benefits [accruing to Canada](#) is CAD 1,054.729 million. The Arbitrator concluded, therefore, that, in accordance with Article 22.4 of the DSU, Canada may request authorization from the DSB to suspend concessions and related obligations in the goods sector under the GATT 1994 at a level not exceeding CAD 1,054.729 million annually. In 2013, Canada indicated that it intends to levy a 100% surtax on imports of selected products from the United States, if and when authorized by the WTO. The products subject to a surtax would be drawn from the [list of possible products](#) published in 2013, in the *Canada Gazette*. The Arbitrator determined that the level of nullification or impairment of benefits [accruing to Mexico](#) is USD 227.758 million. The Arbitrator concluded, therefore, that, in accordance with Article 22.4 of the DSU, Mexico may request authorization from the DSB to suspend concessions and related obligations in the goods sector under the GATT 1994 at a level not exceeding USD 227.758 million annually.

Recent disputes

The following disputes have been recently brought to the WTO. Click on the case ("DS") number below to go to the WTO website page for details on that dispute.

DS. No.	Case Name	Date
DS501	Measures providing tax advantages in relation to the sale of certain domestically produced aircraft in China [Complainant: USA] request for consultations	08-12-15

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
DS384 DS386	United States — Certain Country of Origin Labelling (Cool) Requirements [Complainants: Canada, Mexico]	Arbitrator report issued	07-12-15

World Customs Organization (WCO)

Announcements and news releases [dd-mm-yy]

Date	Title
01-12-15	National SAFE/AEO support mission in Angola Successful WCO Regional Workshop on the TFA and the Mercator Programme

Date	Title
	for the WCO West and Central Africa (WCA) Region
02-12-15	Qatar Customs hosts a Workshop on Risk-Based Selectivity
03-12-15	WCO supports Indonesia in enlarging the Indonesian AEO programme
	Ghana's encouraging move towards Customs modernization
	Workshop to develop diagnostic experts in Classification, Origin and Valuation work
04-12-15	WCO supports Coordinated Border Management and Single Window initiatives in Bhutan
	Classification decisions taken at the last Session of the Harmonized System Committee have been released
07-12-15	The WCO publishes the 2014 Illicit Trade Report
08-12-15	Second WCO COPES Regional Seminar held in Baku
	Strategic Management Workshop for French-speaking Members of West and Central Africa under the WCO-WACAM Project!
	New support on Strategic Management: The WCO – WACAM Project commences regional support to the ECOWAS region
	WCO National Workshop on Post Clearance Audit for Samoa Customs Service
	WCO participates in IDB Policy Dialogue "Narrowing the Borders: Trade Facilitation in Latin America and the Caribbean"
09-12-15	WCO issues Communication regarding implementation of the WTO TFA
	SAFE and AEO programme implementation support mission to Cuba
10-12-15	A National Workshop on the Revised Kyoto Convention
	WCO supports UNESCO efforts in the fight against trafficking in cultural property in Syria and Lebanon
11-12-15	WCO Issues the Punta Cana Resolution
	Visit by African trainee Customs officers to WCO Headquarters
14-12-15	WCO National Workshop on Rules of Origin in Kazakhstan
	'All Female' Leadership and Management Development Workshop in Pretoria, South Africa
15-12-15	Operation Cocair 5 brings first impressive results
	WCO Supports Trade Facilitation in Sudan in partnership with UNCTAD and HMRC
	WCO SAFE AEO Support Mission in Oman
16-12-15	Customs modernization in Haiti
	Steps towards RKC implementation as part of the modernization programme of Samoa Customs
	The WCO at the WTO Ministerial Conference - Signing of MOU between the WCO and TMEA
17-12-15	Trans-Pacific Partnership (TPP)
	WCO/KRA side event at the 10th WTO Ministerial Conference – Customs community reaffirms its commitment to full implementation of the WTO Trade Facilitation Agreement
18-12-15	WCO Supports Trade Facilitation in Sudan in partnership with UNCTAD and HMRC
	Successful Conclusion of Operation CATalyst
21-12-15	WCO Accredited Customs Experts refresher workshop and Mercator Programme Advisors accreditation
	WCO Supports SAFE and AEO Implementation in the UAE
22-12-15	The WCO WACAM Project provides national support to the Customs Administrations of Senegal and Gabon to in the field of competency-based Human Resource Management.
	Tanzania hosts two WCO National Seminars on the Harmonized System
	Strategic Planning Support to Lebanese Customs
	WCO supports Kenya Revenue Authority in the area of Customs Compliance and Risk Management
	WCO-INAMA Inter-Agency Cooperation and Coordination on enforcement of CITES workshop
AEO design and implementation support for Paraguay	

The *International Trade Compliance Update* is a publication of the Global Trade and Commerce 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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A note on spelling, grammar and dates--

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.

Translations of most non-English language documents are unofficial and are performed via an automated program and are for information purposes only.

Credits:

Unless otherwise indicated, all information is taken from official international organization or government websites, or their newsletters or press releases.

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

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
16-12-15	2015/064 - COLOMBIA – Export of skins of <i>Caiman crocodilus</i>

The Americas - Central America

Costa Rica

Customs and Related Resolutions

Date	Series and №	Subject
16-12-15	Decree № 39332-MAG	President and Min. of Agriculture: Amendment of Articles 10, 11, 15 and 18 of the Management Regulations, enforcement and tax collection Livestock Corporation Issued by Executive Decree No. 34572-MAG and Repeal Of Clause" f "of Article 138 and Article 138 bis Executive Decree No. 21858-MAG of 28 September 1992 and its amendments, Known as Rules for Evaluation and Approval of Products and / or Animal Products Imported to Costa Rica "

Nicaragua

Nicaraguan Classification Resolutions (Customs Rulings)

The Dirección General de Servicios Aduaneros (Nicaraguan Customs Service) has made the full text of tariff classification resolutions issued from 2004 to the present available on its [website](#). The tariff classification resolutions are based on the common Central American tariff known as [Sistema Arancelario Centroamericano](#).

Customs Technical Circulars

Date	Series and №	Subject
04-12-15	CT/145/2015	Suspension of Terms. Process
11-12-15	CT/146/2015	Termination of Contingency Procedure for the Clearance Of Goods in the Customs Administration In "Las Manos"
17-12-15	CT/152/2015	Suspension of Terms. Process
18-12-15	CT/154/2015	Pilot Procedures for Linking of Electronic Records created in "Goods Declaration" and "Traffic" Modules in SIDUENA World.
	CT/155/2015	Pilot Procedures for the Implementation of nonintrusive inspection, X-ray scanners techniques

Panama

Official Gazette

The following documents of interest to international traders (other than food safety standards) were published in the *Gaceta Oficial – Digital* (Official Gazette – Digital) during the period of coverage:

Publication Date	Title
11-12-15	Public Safety: Resolution № 186/DIASP/15 (07-12-15) Suspending imports of certain firearms permitted to be used by licensed enterprises
15-12-15	Health: Res. № 562 (02-12-15) New safety requirement for marketing of products containing the API - fingolimod.

The Americas - North America

Canada

CBSA updates Single Window Initiative

On December 23, 2015, Canada Border Services Agency (CBSA) issued [Customs Notice 15-038 - Update to the Implementation of the Single Window Initiative](#). The Notice announces that as of December 18, 2015, Transport Canada's Tires Program is available for the Integrated Import Declaration (IID). The Tires Program joins the following Participating Government Departments and Agencies (PGAs) and PGA programs that are already live with the IID:

- Foreign Affairs, Trade and Development Canada
 - Import Controls of Agricultural, Steel, and Textiles and Clothing Products
- Health Canada
 - Importation of Consumer Products, Cosmetics, Radiation Emitting Devices and Pest Control Products
 - Importation of Human Drugs, Natural Health Products, and Medical Devices Regulated by the *Food and Drugs Act*
 - Importation of Controlled Substances and Precursors
- Natural Resources Canada
 - Importation of Energy-using Products
 - Kimberley Process – Import of Rough Diamonds
- Public Health Agency of Canada
 - Importation of Human and Terrestrial Animal Pathogens and Biological Toxins
- Transport Canada
 - Importation of Vehicles except the Appendix F Process
- Environment Canada
 - Hazardous Waste and Hazardous Recyclable Materials
- Canadian Food Inspection Agency

Canada announces funding for TFA implementation

On December 17, 2015, the Canadian Government issued a [News Release](#) stating that the Hon. Chrystia Freeland, Minister of International Trade, together with the Hon. Marie-Claude Bibeau, Minister of International Development and La Francophonie, announced that Canada will provide funding to help developing countries implement the World Trade Organization's (WTO's) *Trade Facilitation Agreement* (TFA).

The TFA will reduce trade costs and create conditions that will help move the world's poorest and most vulnerable people out of poverty. Canada, a founding donor of the Global Alliance for Trade Facilitation (GATF), will contribute \$10 million to the initiative between 2015 and 2022.

Minister Freeland made the announcement on the margins of the 10th WTO Ministerial Conference in Nairobi, Kenya.

The Government of Canada will partner with the GATF, an organization that matches private-sector expertise with the needs of developing countries committed to implementing trade reforms. Through the Alliance, private-sector experts identify, validate and support practical reforms aimed at reducing red tape, trade costs and border waiting times, and these reforms boost economic growth and reduce poverty.

New Canadian Government rearranges and renames some ministries and departments

The Privy Council Office [announced](#) that several changes have been made to the machinery of government to reflect the new Liberal government's priorities. The names of several departments are being changed as follows:

- Citizenship and Immigration Canada to Immigration, Refugees and Citizenship Canada;
- Foreign Affairs, Trade and Development Canada to Global Affairs Canada;
- Aboriginal Affairs and Northern Development Canada to Indigenous and Northern Affairs Canada;
- Industry Canada to Innovation, Science and Economic Development Canada;
- Public Works and Government Services Canada to Public Services and Procurement Canada; and
- Environment Canada to Environment and Climate Change Canada.

The Minister of Fisheries and Coast Guard is now Minister of Fisheries and Oceans and the Canadian Coast Guard. The former Employment and Social Development Canada appears to have had its responsibilities split into the new Department of Family, Children and Social Development and Department of Employment, Workforce Development and Labour.

There are 30 cabinet officers in addition to the Prime Minister. It is an ethnically diverse group of 15 men and 15 women.

Canada will implement new import requirements to prevent introduction of *Lobesia botrana* (European Grapevine Moth)

A Bulletin issued on December 1, 2015 by the U.S. Animal and Plant Health Inspection Service (APHIS) provides advance information on new Canadian import requirements that are being adopted to prevent the introduction of *Lobesia botrana* (European Grapevine Moth). The Bulletin states:

In April 2014, the Canadian Food Inspection Agency (CFIA) published a World Trade Organization notice (SPS/N/CAN/808) requesting stakeholder comments on a new draft CFIA directive *D-13-03: Phytosanitary import requirements to prevent the introduction of *Lobesia botrana*, the European grapevine moth*. CFIA has completed its review of comments and plans to publish this directive by the end of December 2015. The new import requirements will become effective 30 days after the directive is published to allow a transition period. Shipments that leave their country of origin before the new directive is published will be subject to the import requirements that were in place at the time of export.

The new import requirements should have minimal impact on exports of *L. botrana* hosts to Canada that originate from the United States. CFIA will recognize the regulated areas for *L. botrana* and the movement requirements for *L. botrana* host taxa per the U.S. Federal Order "Domestic Quarantine for *Lobesia botrana* (European Grapevine Moth)". U.S. regulatory information can be found at: <http://www.aphis.usda.gov/plant-health/egm>.

The new import requirements will primarily affect shipments of regulated host material that originate from *L. botrana* infested countries outside of the United States. Those shipments will have to meet one of three requirements: fumigation; production in a CFIA-approved pest free area; or production under a CFIA-approved systems approach. Regulated host material that is imported into the United States and intended for re-export to Canada must be accompanied by documentation that demonstrates the product meets Canadian requirements for *Lobesia botrana*. Regulated host material may be fumigated in the United States prior to re-export to Canada if the material does not meet Canadian import requirements upon entry to the United States.

Miscellaneous regulations and proposals

The following documents of interest to international traders (other than trade remedies cases appearing in the Update's antidumping and countervailing duties section) were published in the [Canada Gazette](#). (The sponsoring ministry, department or agency is also shown. N=notice, PR=proposed regulation, R=regulation, O=Order)

Publication Date	Title
19-12-15	Environment: Notice of extensions granted by the Minister of Environment and Climate Change under subsection 56(3) of the Canadian Environmental Protection Act, 1999 (N)
26-12-15	Environment: Waiver of information requirements for living organisms (subsection 106(9) of the Canadian Environmental Protection Act, 1999) (N)
	Environment: Waiver of information requirements for substances (subsection 81(9) of the Canadian Environmental Protection Act, 1999) (N)

CBSA advance rulings

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

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

D-Memoranda and CNs revised or cancelled

The following is a list of Canada Border Services Agency D-Memoranda, Customs Notices (CNs) and other publications issued, revised or cancelled during the past month. (Dates are given in yyyy/mm/dd format.)

Date	Reference	Action	Title
12-09-15	D2-2-3	Revised	Importation of Goods by Seasonal Residents
12-10-15	D3-4-2	Revised	Highway Pre-arrival and Reporting Requirements
12-11-15	CN15-036	New	Informed compliance period for electronic marine bay plan data
12-16-15	CN15-037	New	January 1, 2016 Version of the Departmental Consolidation of the Customs Tariff
12-18-15	D8-11-8	Revised	Administration of the Designer Remission Order, 2001
23-12-15	CN 15-038	Updates	Update to the Implementation of the Single Window Initiative

Antidumping and countervailing duty cases

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

Mexico

Mexico implements UNSCR 2216 (2015)

On December 11, 2015, the *Diario Oficial* published an [Acuerdo amending the list](#) (published November 29, 2012, as amended) of items that are prohibited to be exported to or imported from various countries, entities and individuals. The Acuerdo implements United Nations Security Council Resolution (UNSCR) 2216 (2015), which requires all Member States to take steps to prevent the sale, supply or transfer of arms and related material, including weapons and ammunition, military vehicles and equipment, paramilitary equipment, and spare parts for the aforementioned, to Abdulmalik al-Houthi, Ahmed Ali Abdullah Saleh, Ali Abdullah Saleh, Abdullah Yahya Al-Hakim, Al-Khaliq Abd Al- Huthi, and persons acting on their behalf or at their direction in Yemen, or which would benefit of any of them.

Diario Oficial

The following documents of interest to international traders were published in the [Diario Oficial de la Federacion](#): *Note: With regard to standards, only those which appear to apply to international trade are listed.* (An unofficial English translation is shown.)

Publication Date	Title
12-04-15	Environment: Draft Amendment to Mexican Official Standard NOM-144-SEMARNAT-2012, which establishes internationally recognized phytosanitary measures for wood packaging used in international trade of goods and merchandise, to read as Mexican Official Standard NOM-144- SEMARNAT-2015, Establishing the phytosanitary measures and the requirements of the internationally recognized mark for wood packaging used in international trade of goods and merchandise
12-09-15	Interior: Acuerdo by which it is fixed as a place intended for international movement of people the pedestrian connection Tijuana-San Diego Airport
12-11-15	Hacienda: Call for certification in the prevention of operations with provenance illegal and terrorist financing.
	Economy: Acuerdo amending the Acuerdo by which export or import is prohibited various goods to countries, entities and individuals listed
17-12-15	Economy: Agreement establishing the Mexican Section of the Secretariat of the Trade Agreements declared as recess period, the period from December 22 2015 to January 6, 2016, resuming work on January 7, 2016
22-12-15	Economy: Acuerdo amending the Acuerdo by which the Ministry of Economy issues rules and criteria of character General on Foreign Trade.

Publication Date	Title
	Economy: Acuerdo establishing the criteria for allocation of the quota for importation of new light vehicles from Brazil, under Appendix II of Economic Complementation Agreement No. 55 between Mercosur and Mexico
	Economy: Acuerdo setting forth the quota for importation, under the established tariff rate quota, chicken meat
23-12-15	Finance: Acuerdo modifying the existing one on the territorial jurisdiction of customs and determined customs sections.
	Economy: Acuerdo amending the current one that sets forth the Second Additional Protocol to the Agreement of Economic Complementation No. 55, held between Mercosur and Mexico.
	Economy: Notice setting forth the entry into force between the United Mexican States and the Oriental Republic of Uruguay of the Second Additional Protocol to the Economic Complementation Agreement No. 55, signed between Mercosur and the United Mexican States.
24-12-15	Hacienda: Sixth Resolution modifying the General Rules of Foreign Trade for 2015 and its Annex 21.
30-12-15	Economy, Energy: Acuerdo amending the Acuerdo establishing the classification and codification of Hydrocarbons and establishes Petroleum whose import and export is subject to Prior Permission by the Ministry of Energy.
	Economy: Acuerdo amending the Acuerdo by which the Ministry of Economy issues rules and criteria of character General on Foreign Trade
31-12-15	Economy: Decree by which the Decree on the final importation of used vehicles is regulated is extended until Dec. 16, 2016
	Economy: Acuerdo which establishes the criteria for the implementation and verification of the Amendment to the states Mexican Official Standard NOM-051-SCFI / SSA1-2010, general specifications for labeling food and non-alcoholic beverages prepackaged-information business and health, published 5 April 2010. It added paragraphs 3.2; 3.5; 3.17; 3.18; 3.21; 3.40; With subsections 4.2.9 and subsequent numbering conforms, with subsections 4.5 and Appendix A. Regulatory be amended Chapter 2 References, and item b) of paragraph 3.11; 3.15; 4.2.8.1. Numbering Chapter 3 Definitions, symbols and abbreviations are set, published on 14 August 2014.

Antidumping and countervailing duty cases

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

United States

[NOTE ON FEDERAL REGISTER TABLES IN THE UNITED STATES SECTION BELOW: N=NOTICE, FR=FINAL RULE, PR=NOTICE OF PROPOSED RULEMAKING, AN=ADVANCE NOTICE OF PR, IR=INTERIM RULE, TR=TEMPORARY RULE, RFI/FRC= REQUEST FOR INFORMATION/COMMENTS; H=HEARING OR MEETING; E=EXTENSION OF TIME; C=CORRECTION; RO=REOPENING OF COMMENT PERIOD; W= WITHDRAWAL OF PUBLICATION; C.F.R.=CORRECTION TO PUBLISHED CODE OF FEDERAL REGULATIONS. PLEASE NOTE: MEETINGS WHICH HAVE ALREADY TAKEN PLACE ARE GENERALLY NOT LISTED.]

Presidential documents

During the past month, President Obama signed the following documents relating to international trade, national emergencies, sanctions, embargoes, or blocking orders:

Date	Subject
12-24-15	Proclamation 9383—To Take Certain Actions Under the African Growth and Opportunity Act and for Other Purposes
12-29-15	Proclamation 9384 of December 23, 2015 To Modify the Harmonized Tariff Schedule of the United States

Law signed prohibiting use of microbeads in rinse-off cosmetics

On December 28, 2015, President Obama signed H.R. 1321 into law. H.R. 1321 amends the *Federal Food, Drug, and Cosmetic Act* to prohibit the manufacture and introduction or delivery for introduction into interstate commerce of rinse-off cosmetics (including toothpaste) containing intentionally-added plastic microbeads. The law defines the term ‘plastic microbead’ to mean any solid plastic particle that is less than five millimeters in size and is intended to be used to exfoliate or cleanse the human body or any part thereof.

The amendment applies— (A) with respect to manufacturing, beginning on July 1, 2017, and with respect to introduction or delivery for introduction into interstate commerce, beginning on July 1, 2018; and (B) notwithstanding subparagraph (A), in the case of a rinse-off cosmetic that is a nonprescription drug, with respect to manufacturing, beginning on July 1, 2018, and with respect to the introduction or delivery for introduction into interstate commerce, beginning on July 1, 2019.

President modifies HTS to lower rates on ‘environmental’ goods

On December 23, 2015, President Obama signed [Proclamation 9384 of December 23, 2015 To Modify the Harmonized Tariff Schedule of the United States](#) (published in the *Federal Register* on December 29, 2015) which lowers the rates of duty for certain products to 5% to carry out an APEC agreement to lower the rates to 5 percent or less on 54 environmental goods by the end of 2015. The new rates are effective with respect to goods entered, or withdrawn from warehouse for consumption, on or after December 31, 2015. The products affected are covered by subheadings 4418.72.95, 8404.20.00 and 8406.90.20, 8406.90.30, 8604.90.40 and 8406.90.45, of the Harmonized Tariff Schedule of the United States.

The President’s authority to lower rates was contained in Section 103(a) of the *Bipartisan Congressional Trade Priorities and Accountability Act of 2015*, Section 502 of the *Protecting Americans from Tax Hikes Act of 2015*, and Section 604 of the *Trade Act of 1974*.

President modifies HTS and removes Burundi as AGOA beneficiary

On December 21, 2015, President Obama signed [Proclamation 9383—To Take Certain Actions Under the African Growth and Opportunity Act and for Other Purposes](#) (published in the *Federal Register* on December 24, 2015) which:

- terminated the designation of Burundi as a beneficiary sub-Saharan African country for purposes of section 506A of the 1974 Act, effective on January 1, 2016;
- added additional tariff lines to Chapter 99 of the *Harmonized Tariff Schedule* (HTS) of the United States to reduce administrative burden and encourage electronic administration of the quota classifications of sugars, syrups, and molasses (sugar), and to avoid the disruption of the orderly marketing of sugar [Annex I to the Proclamation-effective with respect to goods entered or withdrawn for consumption, on or after January 1, 2016];
- modified additional U.S. Note 4 to chapter 71 of the HTS, as set forth in Annex II to the Proclamation to account for the expiration of the *Burmese Freedom and Democracy Act of 2003* (BFDA), as amended by section 6(a) of the *Tom Lantos Block Burmese JADE Act of 2008* (Public Law 110-286) and the implementation of Executive Order 13651 (which prohibits the importation into the United States of any jadeite or rubies mined or extracted from Burma and any articles of jewelry containing jadeite or rubies mined or extracted from Burma on or after August 7, 2013) [Annex II to the Proclamation - effective with respect to goods entered or withdrawn for consumption, on or after August 7, 2013];

- modified the HTS to provide duty-free access into the United States through the close of December 31, 2016, for specified quantities of certain agricultural products of Israel in order to maintain the general level of reciprocal and mutually advantageous concessions with respect to Israel provided for by the USIFTA [Annex III to the Proclamation, effective with respect to eligible agricultural products of Israel that are entered, or withdrawn from warehouse for consumption, on or after January 1, 2016 and before December 31, 2016];
- modified General note 4(a) to the HTS to remove “St. Kitts and Nevis” on the list of Member Countries of the Caribbean Common Market (CARICOM) that are eligible for preferential tariff treatment under the GSP [Annex IV to the Proclamation – effective with respect to goods entered or withdrawn for consumption, on or after January 1, 2014];
- modified the HTS to correct the technical errors affecting tariff treatment for certain goods under the United States-Panama Trade Promotion Agreement [Annex IV to the Proclamation;- effective with respect to goods entered or withdrawn for consumption, on or after October 31, 2012.];
- modified the HTS to correct a technical error affecting tariff treatment for certain goods under the United States-Colombia Trade Promotion Agreement [Annex IV to the Proclamation - effective with respect to goods entered or withdrawn for consumption, on or after May 5, 2012];
- modified the HTS to correct an omission relating to the tariff treatment for certain goods under the United States-Bahrain Free Trade Agreement [Annex IV to the Proclamation - effective with respect to goods entered or withdrawn for consumption, on or after January 29, 2015]; and
- modified the HTS to - correct an incorrect staging schedule relating to the tariff treatment for certain goods under the United States-Korea Free Trade Agreement [Annex IV to the Proclamation - effective with respect to goods entered or withdrawn for consumption, on or after March 15, 2012].

President signs Appropriations law – allowing oil exports, repealing COOL legislation, funding CBP

On December 18, 2015, President Obama signed the Omnibus Appropriations Act for Fiscal Year 2016. Among its provisions are provisions repealing the ban on crude oil exports and the Country of Origin Labeling (COOL) provisions found to violate WTO rules. The COOL requirement, if not repealed would have resulted in retaliatory tariffs by Canada (up to \$1.1 billion a year) and Mexico (\$227.8 annually) which had been authorized by the WTO to impose them.

The Act also funds U.S. Customs and Border Protection (CBP) by providing \$8.6 billion for operations and expenses; providing \$829.5 million for operation and improvement of CBP’s automated systems, including \$151.2 for ACE.

Export-Import Bank reauthorized

On December 4, 2015, President Obama [signed](#) legislation which includes Division E, reauthorizing the Export-Import Bank of the United States (Ex-Im Bank) through 2019 as part of a bill funding transportation projects for five years (Pub. L. 114-94 [H.R. 22]; [“Fixing America’s Surface Transportation Act”](#) or the [“FAST Act”](#)). The Ex-Im Bank, a wholly owned federal government corporation, is the official export credit agency (ECA) of the U.S. government. Its mission is to assist in financing and facilitating U.S. exports of goods and services to support U.S. employment. On a demand-driven basis, it seeks to finance exports that the private sector is unwilling or unable to undertake alone at terms commercially viable for exporters; and/or to counter government-backed financing offered by foreign countries through their ECAs. Ex-Im Bank’s main financial products are direct loans, loan guarantees, working capital finance, and export credit insurance. Its

activities are backed by the full faith and credit of the U.S. government. The Ex-Im Bank operates under a renewable general statutory charter (*Export-Import Bank Act of 1945*, as amended), previously extended for nine months through June 30, 2015 when its charter lapsed for the first time in its 81 year history after Congress failed to pass reauthorizing legislation.

Senate and House conferees reach agreement on Customs authorization legislation

On December 9, 2015, Senate Finance Committee Chairman Orrin Hatch (R-Utah), House Ways and Means Committee Chairman Kevin Brady (R-Texas), and Senate Finance Committee Ranking Member Ron Wyden (D-Ore.) [announced](#) a final agreement has been reached by the Senate and House conference committee on H.R. 644, the *Trade Facilitation and Trade Enforcement Act of 2015*. According to the announcement, the bipartisan, bicameral trade [legislation](#) authorizes U.S. Customs and Border Protection and puts in place effective tools to strengthen trade enforcement at the border and facilitate the efficient movement of legitimate trade and travel.

Earlier this year, Senators Hatch and Wyden [introduced](#) and reported out bipartisan customs legislation from the Senate Finance Committee. The bill, the Trade Facilitation and Trade Enforcement Act of 2015, went on to pass the Senate in May by a vote of 78 to 20. On April 21, U.S. Reps. Pat Tiberi (R-Ohio), Kevin Brady (R-Texas) and Charles Boustany (R-La.) introduced customs enforcement legislation, H.R. 1907, which was reported out of the Ways & Means Committee on May 14, as amended. The U.S. House of Representatives acted on the amended customs bill (H.R. 644) on June 12 and cleared the bipartisan measure by a vote of 240 to 190.

The *Conference Report for the Trade Facilitation and Trade Enforcement Act of 2015* reconciles the differences between the House and Senate bills, formally authorizes U.S. Customs and Border Protection, facilitates the legitimate trade of goods, and combats violations of U.S. trade laws. Congress is expected to soon vote on the conference report and send it to the President's desk to be signed into law. Hatch and Brady served as the Chair and Vice Chair of the customs conference committee, respectively. In addition to Senator Wyden, customs conferees includes: Senators John Cornyn (R-Texas), John Thune (R-S.D.), Johnny Isakson (R-Ga.), Chuck Schumer (R-N.Y.) and Debbie Stabenow (D-Mich.) along with House Ways and Means Committee Ranking Member Sander Levin (D-Mich.) and Committee members Pat Tiberi (R-Ohio), Dave Reichert (R-Wash.) and Linda Sanchez (D-Calif.).

- To view a copy of the bill text click [here](#).
- A summary of the Conference Report can be found [here](#).
- The Joint Explanatory Statement of the Committee of the Conference can be found [here](#).

The House subsequently passed the Conference Bill. It is currently pending in the Senate.

USTR seeks comments on review of TPP employment impact

On December 28, 2015, the Office of the U.S. Trade Representative (USTR) published in the *Federal Register* a [notice of intent to conduct an employment impact review](#) of the *Trans-Pacific Partnership* (TPP) and request for comments. USTR

and the Department of Labor (DOL), through the Trade Policy Staff Committee (TPSC), are initiating an employment impact review of the TPP Agreement. USTR is seeking public comments on the impact of the TPP Agreement on U.S. employment, including labor markets. Written comments are due by Wednesday, January 13, 2016.

USTR releases report to Congress on China's WTO compliance

On December 23, 2015, the Office of the U.S. Trade Representative (USTR) [announced](#) that it had presented to Congress the 2015 annual report on China's compliance with its World Trade Organization (WTO) obligations. The report is statutorily mandated by Congress and highlights the status of China's policies and practices in the areas of trade and investment. The announcement stated:

As this year's report notes in its [Executive Summary](#), since China acceded to the WTO fourteen years ago and began implementing the numerous commitments that it made, the data confirm a dramatic expansion in trade and investment among China and its many trading partners, including the United States. U.S. goods exports to China have increased 545% since 2001, and services exports have increased 733% in that time.

The report describes the various ways the Administration is working to hold China to their WTO commitments, including in key areas like [intellectual property rights](#) enforcement and the protection of trade secrets; China's industrial policies and support for [state-owned enterprises](#); [services](#); [agricultural policies](#); and [transparency](#).

The report also provides comprehensive information on the status of the trade and investment commitments that China has made through the U.S.-China Joint Commission on Commerce and Trade and the U.S.-China Strategic and Economic Dialogue. Outcomes achieved through those dialogues in 2015 can be found [here](#).

Looking ahead, the report commits the United States to the continued vigorous pursuit of outcome-oriented dialogue and enforcement of U.S. trade rights:

In 2016, the Administration will continue to vigorously pursue increased benefits for U.S. businesses, workers, farmers, ranchers and service providers from our trade and economic ties with China. The Administration will use all available tools to achieve these objectives, including the pursuit of productive, outcome-oriented dialogue in both bilateral and multilateral settings, as well as the vigorous use of enforcement mechanisms, where appropriate.

The complete report can be found [here](#).

USTR notes important steps on TFA taken at WTO Ministerial

On December 19, 2015, USTR said that important steps were taken at the 10th WTO Ministerial Conference to help the WTO *Trade Facilitation Agreement* enter into force. In a [Fact Sheet](#), USTR stated:

The United States welcomes the progress made leading up to, and during, the 10th Ministerial Conference by Members towards entry into force and implementation of the World Trade Organization's (WTO) Trade Facilitation Agreement (TFA).

Six new acceptances were received in Nairobi, including from two least-developed countries (LDCs), thereby bringing the total to 63 WTO members who have ratified the TFA, with others expected shortly. The diversity of Members who have submitted these 63 acceptances demonstrates the global interest in this agreement. The 63 acceptances come from Members representing every region of the world – 28 of whom are developing countries, including five LDCs.

Further, during the Ministerial Conference, the United States was pleased to announce additional funding to help developing countries implement the TFA through its new and unique multi-donor partnership with the private sector, the Global Alliance for Trade Facilitation (GATF).

To fulfill their commitment in the TFA to help developing countries and LDCs implement the agreement, the United States, together with Australia, Canada, Germany and the United Kingdom, pursued a ground breaking new approach to trade assistance that will drive economic growth and eliminate trade barriers. The GATF brings together donor countries, global businesses, and international institutions, such as the World Economic Forum, the International Chamber of Commerce and the Center for International Private Enterprise, to help developing countries implement TFA reforms. The United States has mobilized \$50 million for the initiative over five years. Based on contributions identified so far, the GATF is the largest pool of resources dedicated to TFA implementation. Further information can be found about the GATF at: www.tradefacilitation.org.

USTR seeks comments on an Environmental Review of the proposed Environmental Goods Agreement

On December 18, 2015, USTR published in the *Federal Register* a [notice of intent to conduct an environmental review of the proposed Environmental Goods Agreement and request for comments](#). USTR, through the Trade Policy Staff Committee (TPSC), is initiating an environmental review of the *Environmental Goods Agreement* (EGA), a plurilateral trade agreement currently being negotiated among 17 members of the World Trade Organization (WTO), including the United States. The TPSC invites written comments from the public on the topics that should be included in the scope of the EGA environmental review, including potential positive or negative environmental effects that might result from the trade agreement. The TPSC also welcomes public views on appropriate methodologies and sources of data for conducting the review.

Comments should be submitted on or before February 1, 2016, to be assured of timely consideration by the TPSC.

USTR publishes TAA thresholds for CY 2016-2017

On December 15, 2015, USTR published in the *Federal Register* a [notice of determination of procurement thresholds](#) for calendar years 2016 and 2017. Executive Order 12260 requires the USTR to set the U.S. dollar thresholds for application of Title III of the *Trade Agreements Act of 1979*, as amended (19 U.S.C. 2511 et seq.), which implements U.S. trade agreement obligations, including those under the *WTO Agreement on Government Procurement*, Chapter 15 of the *United States-Australia Free Trade Agreement* (United States-Australia FTA), Chapter 9 of the *United States-Bahrain Free Trade Agreement* (United States-Bahrain FTA), Chapter 9 of the *United States-Chile Free Trade Agreement* (United States-Chile FTA), Chapter 9 of the *United States-Colombia Free Trade Agreement* (United States-Colombia FTA), Chapter 9 of the *Dominican Republic-Central American-United States Free Trade Agreement* (DR-CAFTA), Chapter 9 of the *United States-Morocco Free Trade Agreement* (United States-Morocco FTA), Chapter 10 of the *North American Free Trade Agreement* (NAFTA), Chapter 9 of the *United States-Oman Free Trade Agreement* (United States-Oman FTA), Chapter 9 of the *United States-Panama Trade Promotion Agreement* (United States-Panama TPA), Chapter 9 of the *United States-Peru Trade Promotion Agreement* (United States-Peru TPA), and Chapter 13 of the *United States-Singapore Free Trade Agreement* (United States-Singapore FTA). These obligations apply to covered procurements valued at or above specified U.S. dollar thresholds.

Trade Agreement	Goods & Services (equal to or exceeding)	Construction (equal to or exceeding)
WTO GPA – Central Gov't Entities [Annex 1]	191,000	7,358,000
Sub-Central Gov't Entities [Annex 2]	522,000	
Other Entities Listed [Annex 3]	589,000	
FTAs:		
Australia FTA – Central Gov't [Annex 15-A, Sec. 1]	77,533	
Sub-Central Gov't [Annex 15-A, Sec. 2]	522,000	
Other entities [Annex 15-A, Sec. 3, List A]	387,667	
Other entities [Annex 15-A, Sec. 3, List B]	589,000	
Bahrain FTA – Central Gov't [Annex 9-A-1]	191,000	
Other entities [Annex 9-A-2]	589,000	12,405,952
Chile FTA – Central Gov't [Annex 9.1, Sec. A]	77,533	7,358,000
Sub-Central Gov't [Annex 9.1, Sec. B]	522,000	
Other entities [Annex 9.1, Sec. C.]	589,000	
Colombia TPA – Central Gov't [Annex 9.1, Sec. A]	77,533	
Sub-Central Gov't [Annex 9.1, Sec. B]	522,000	
Other entities [Annex 9.1, Sec. C.]	589,000	
DR-CAFTA (Costa Rica, Dominican Republic, El Salvador, Guatemala, Honduras, and Nicaragua) – Central Gov't [Annex 9.1.2(b)(i), Section A]	77,533	
Sub-Central Gov't [Annex 9.1.2(b)(i) Sec. B]	522,000	
Other entities [Annex 9.1.2(b)(i) Sec. C.]	589,000	
Morocco FTA – Central Gov't [Annex 9-A-1]	191,000	7,358,000
Sub-Central Gov't [Annex 9-A-2]	522,000	
Other entities [Annex 9-A-3]	589,000	
NAFTA—Federal Gov't Entities [Annex 1001.1a-1]	77,533	
Gov't Enterprises [Ann. 1001.1a-2]	387,667	
Oman FTA – Central Gov't [Annex 9, Sec. A]	191,000	
Other Covered Entities [Annex 9, Sec. B]	589,000	
Panama TPA – Central Gov't [Annex 9.1, Sec. A]	191,000	
Sub-Central Gov't Entities [Annex 9.1, Sec. B]:	522,000	
Other Entities [Annex 9.1, Sec. C]	589,000	
Peru TPA – Central Gov't [Annex 9.1, Sec. A]	191,000	7,358,000
Sub-Central Gov't Entities [Annex 9.1, Sec. B]:	522,000	
Other Entities [Annex 9.1, Sec. C]	589,000	
Singapore FTA – Central Gov't [Annex 13A, Sch.1, Sec. A]	77,533	
Sub-Central Gov't [Annex 13A, Sch. 1, Sec. B]:	522,000	
Other Entities [Annex 13A, Sch. 1, Sec.C]	589,000	

Policy Recommendations for Deepening the U.S.-Africa Trade and Investment Relationship; Public Hearings

On December 14, 2015, USTR published in the *Federal Register* a [notice](#) stating that USTR, with the participation of other U.S. Government agencies, will convene a public hearing and seek public comment to assist in the preparation of its report to Congress on policy levers for deepening the U.S.-Africa trade and investment relationship.

Written comments are due by 11:59 p.m., Tuesday, January 19, 2016. Persons wishing to testify orally at the hearing must provide written notification of their intention, as well as a summary of their testimony, by 11:59 p.m., Tuesday, January 19, 2016. The hearing will be held on Thursday, January 28, 2016, beginning at 9:30 a.m. in the Main Hearing Room, 500 E Street SW., Washington, DC 20436. Written comments and notifications of intent to testify should be submitted electronically via the Internet at www.regulations.gov. If you are unable to provide

submissions at www.regulations.gov, please contact Yvonne Jamison at (202) 395-3475, to arrange for an alternative method of transmission.

USTR determines there is a trade surplus in certain sugar products

On December 11, 2015, USTR published in the *Federal Register* a [notice of its determination](#) of the trade surplus in certain sugar and syrup goods and sugar containing products of Chile, Morocco, Costa Rica, the Dominican Republic, El Salvador, Guatemala, Honduras, Nicaragua, Peru, Colombia, and Panama. As described in the notice, the level of a country's trade surplus in these goods relates to the quantity of sugar and syrup goods and sugar-containing products for which the United States grants preferential tariff treatment under (i) the *United States-Chile Free Trade Agreement* (Chile FTA); (ii) the *United States-Morocco Free Trade Agreement* (Morocco FTA); (iii) the *Dominican Republic-Central America-United States Free Trade Agreement* (CAFTA-DR); (iv) the *United States-Peru Trade Promotion Agreement* (Peru TPA); (v) the *United States-Colombia Trade Promotion Agreement* (Colombia TPA), and (vi) the *United States-Panama Trade Promotion Agreement* (Panama TPA).

The effective date is January 1, 2016.

ITC investigations

The U.S. International Trade Commission (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. CAFTA-DR-103-028 Probable Economic Effects of Certain Modifications to the CAFTA-DR Rules of Origin (I/RFC)	USTR

NMFS proposes import-export revisions, consolidation of permits

On December 29, 2015, the National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA) published in the *Federal Register* a [proposed rule and request for comments](#) [Docket No. 090223227-5999-02] related to international trade in seafood. NMFS proposes regulations to revise procedures and requirements for filing import, export, and re-export documentation for certain fishery products to meet requirements for the *SAFE Port Act of 2006*, the *Magnuson-Stevens Fishery Conservation and Management Act* (MSA), other applicable statutes, and obligations that arise from U.S. participation in regional fishery management organizations (RFMOs) and other arrangements to which the United States is a member or contracting party.

Specifically, NMFS proposes to integrate the collection of trade documentation within the government-wide International Trade Data System (ITDS) and require electronic information collection through the automated portal maintained by the U.S. Customs and Border Protection (CBP). Under this integration, NMFS would require annually renewable International Fisheries Trade Permits (IFTP) for the import, export, and re-export of certain regulated seafood commodities that are subject to trade monitoring programs of RFMOs and/or subject to trade documentation requirements under domestic law. These trade monitoring programs enable the United States to exclude products that do not meet the criteria for admissibility

to U.S. markets, including products resulting from illegal, unregulated, and unreported (IUU) fishing activities. This proposed rule would consolidate existing international trade permits for regulated seafood products under the Antarctic Marine Living Resources (AMLR) and Highly Migratory Species International Trade Permit (HMS ITP) programs and expand the scope of the permit requirement to include regulated seafood products under the Tuna Tracking and Verification Program (TTVP). This proposed rule would also stipulate data and trade documentation for the above programs which must be provided electronically to CBP and address recordkeeping requirements for these programs in light of the proposed changes. Trade documentation excludes any programmatic documents that are not required at the time of entry/export (e.g., biweekly dealer reports).

Written comments must be received by February 29, 2016

DOE proposes rule to require use of ACE for energy certifications

On December 29, 2015, the Department of Energy (DOE) published in the *Federal Register* a [notice of proposed rulemaking](#) [Docket No. EERE–2015–BT–CE–0019] to require a person importing into the United States any covered product or equipment subject to an applicable energy conservation standard set forth in 10 C.F.R. part 430 or 431 to provide, prior to importation, a certification of admissibility to the DOE for the covered product or equipment. The certification would be required to be filed through CBP’s Automated Commercial Environment (ACE). Paper submissions would not be accepted.

DOE states that the proposed certification requirement will allow it to notify CBP if an importer is attempting to import a covered product or equipment that DOE has determined fails to meet the applicable energy conservation standard. Filers would be required to state whether an annual certification is on file for the covered product or equipment. This provision would allow DOE to identify importers that have not complied with these requirements, including potentially the failure to test; ensure that the product or equipment does, in fact, meet the applicable standards; and, if not, take appropriate enforcement action. Under a final rule issued in 2013, CBP will refuse admission to any consumption entry covered by DOE energy efficiency standard if DOE notifies it that the covered import does not comply. CBP may allow conditional release of the shipment so that it may be brought into compliance.

The certification would be submitted to DOE through the U.S. Customs and Border Protection’s Automated Commercial Environment (ACE). 10 C.F.R. parts 430 and 431 do not apply to covered products or equipment imported for export from the United States, provided that such products or equipment “or any container in which it is enclosed, when distributed in commerce, bears a stamp or label stating ‘NOT FOR SALE FOR USE IN THE UNITED STATES’ “ and “such product is, in fact, not distributed in commerce for use in the United States.” (10 C.F.R. 429.6). See also CBP Ruling No. [HQ W231173](#) (“equipment subject to the standards set by the Department of Energy under 10 CFR 430.32 that are not in compliance with those standards, may be imported into the United States for the purpose of exportation, and placed in either a foreign trade zone or customs bonded warehouse pursuant to that purpose”).

DOE will accept comments, data, and information regarding this notice of proposed rulemaking no later than February 12, 2016. Please see the *Federal Register* document for instructions on how to submit those Materials to DOE.

NHTSA finalizes rule to allow importers to provide CBP with information in electronic format

On December 23, 2015, the National Highway Traffic Safety Administration (NHTSA) published in the *Federal Register* a [final rule](#) [Docket No. NHTSA–2015–0076] confirming that the interim rule amending 49 C.F.R. parts 591 and 592, published at 80 Fed. Reg. 53011 on September 2, 2015, is adopted as final without change. The September 2 interim rule amended NHTSA’s regulation on the importation of motor vehicles and motor vehicle equipment subject to Federal safety, bumper and theft prevention standards by allowing importers to provide information to U.S. Customs and Border Protection (CBP) in either electronic or paper format. CBP has been phasing in the Automated Commercial Environment (ACE) and the International Trade Data System (ITDS) and plans to allow importers to file importation information in paper format only or electronic format only. To allow importers to choose their preferred format for filing information required by NHTSA, the agency amended its importation regulations to specify that importers have the option to file all required information electronically, in addition to the paper option previously available.

Brokers fees due Feb. 26

On December 14, 2015, U.S. Customs and Border Protection (CBP) published in the *Federal Register* a [general notice](#), which provides notice to customs brokers that the annual user fee of \$138 that is assessed for each permit held by a broker, whether it may be an individual, partnership, association, or corporation, is due by February 26, 2016.

COAC meeting set for January 13, 2016

On December 24, 2015, CBP published in the *Federal Register* a [notice](#) [Docket No. USCBP-2015-0057] stating that the Advisory Committee on Commercial Operations to U.S. Customs and Border Protection (COAC) will meet on January 13, 2016, in New Orleans, LA. The meeting will be open to the public. Details on how to attend or comment are set forth in the *Federal Register* notice. Meeting materials will be available by January 6, 2016, at: <http://www.cbp.gov/trade/stakeholder-engagement/coac/coac-public-meetings>.

The COAC will discuss the Trade Efficiency Survey and hear from the following subcommittees on the topics listed below and then will review, deliberate, provide observations, and formulate recommendations on how to proceed on those topics:

1. The Trade Modernization Subcommittee will discuss the progress of the Centers of Excellence and Expertise Uniformity (“Centers”) Working Group. The subcommittee will provide an update on their review of the original COAC recommendations for Centers and what areas they have identified for Centers to develop uniform policies, processes and strategies, with consideration of an industry-focused and account-based approach. The subcommittee will also discuss the progress of the International Engagement and Trade Facilitation Working Group which is identifying examples of best practices in the U.S. and abroad that facilitate trade and could be applied globally. Additionally, the subcommittee will also discuss the formation of a Role of the Broker 2016 working group to provide updated recommendations for revising 19 CFR 111.
2. The Exports Subcommittee Manifest Working Group will discuss the upcoming Air Manifest Pilot and the refocusing/renewal of the Post Departure Filing Working Group (formally Option 4 workgroup).
3. The One U.S. Government Subcommittee will discuss progress of the Automated Commercial Environment (ACE) Single Window effort and the previous COAC rec-

ommendations related to this matter. The subcommittee will provide input on trade readiness and partner government agencies' readiness for the upcoming February 28, 2016, ACE implementation of the Single Window. There will also be an update from the North American Single Window Vision Working Group.

4. The Trade Enforcement and Revenue Collection Subcommittee will discuss the progress made on the Intellectual Property Rights Working Group and the Antidumping and Countervailing Duty Working Group, and outline the plans for the Bond Working Group.

5. The Global Supply Chain Subcommittee will review and discuss recommendations related to the Pipeline Working Group and also provide an update on pilot discussions with industry.

6. The Trusted Trader Subcommittee will report on the status of the Trusted Trader Pilot, the next steps for implementation, and the vision of an enhanced Trusted Trader concept that includes engagement with CBP to include relevant partner government agencies with a potential for international interoperability.

CBP corrects C.F.R.

On December 10, 2015, CBP published in the *Federal Register* a [correction](#) to 19 C.F.R. Parts 0-140, revised as of April 1, 2015, on page 353, § 10.846.

San Ysidro POE expanded to include Cross Border Xpress facility

On December 3, 2015, CBP published in the *Federal Register* a [final rule and technical amendment](#) [CBP Dec. 15-17] amending the Department of Homeland Security (DHS) regulations in title 8 C.F.R. by revising the list of field offices to expand the limits of the San Ysidro, California Class A port of entry to include the Cross Border Xpress (CBX) user fee facility. Class A ports of entry are designated ports that process all aliens applying for admission into the United States. The CBX facility includes a pedestrian walkway connecting the Tijuana A.L. Rodriguez International Airport (Tijuana Airport) in Mexico to San Diego, California and a passenger terminal located in San Diego that will be used exclusively to process Tijuana Airport passengers traveling to and from the United States via the pedestrian walkway.

The rule is effective on December 9, 2015, the date the CBX facility will open.

Miscellaneous CBP Federal Register documents

The following documents not discussed above were published by CBP or DHS in the *Federal Register*. [Note that multiple listings of approved gaugers and laboratories reflect different locations and/or products.]

F.R. Date	Subject
12-03-15	Agency Information Collection Activities: Protest (N) [CBP Form 19] Agency Information Collection Activities: User Fees (N) [CBP Forms 339A, 339C, 339V, ECCF Reports]
12-18-15	Agency Information Collection Activities: Exportation of Used Self-Propelled Vehicles (N)
12-21-15	Agency Information Collection Activities: Biometric Identity (N)
12-22-15	Privacy Act of 1974; Implementation of Exemptions; Department of Homeland Security, U.S. Customs and Border Protection—DHS/CBP-007 Border Crossing Information, System of Records [Docket No. DHS-2015-0075] (PR)
12-24-15	Agency Information Collection Activities: Holders or Containers which enter the United States Duty Free (N)

CBP issues year-end Immediate Delivery procedures

[CSMS #15-000963 \(December 23, 2015\)](#) advises that the Office of International Trade is issuing a blanket authorization for Immediate Delivery (ID) procedures for merchandise to be released on or after December 16, 2015 through December 31, 2015, in accordance with 19 C.F.R. § 142.21(i). The authorization is offered to filers who may elect to take advantage of the interim Harmonized Tariff Schedule changes, which take effect on or after January 1, 2016.

This blanket authorization does not apply to absolute quota merchandise and merchandise moved under an immediate transportation entry (type 61). Tariff rate quota merchandise previously authorized for ID release under 19 C.F.R. § 142.21(e) may still be released; however, the entry summary shall be presented within the time specified in 19 C.F.R. § 142.23 or within the quota period, whichever expires first.

In those instances where the paper CBP Form 3461/CBP Form 3461(ALT) is used as the entry document and importers wish to elect ID, a line must be drawn through the word "ENTRY" on the document. ABI entry transmissions, including the "paperless" provisional messages, will establish the desired entry date by using the estimated entry date in the summary transmission ("EI" and "AE" transmissions). This will identify the change from "Entry" to "Immediate Delivery" and will allow filers to elect a date of entry in order to take advantage of tariff changes or special programs. Under ID procedures, the entry/entry summary must be filed within 10 working days after release. This blanket authority only extends to shipments released December 16, 2015 through December 31, 2015. No grace period will be granted for the purpose of timely filing ID entry summaries under this one-time allowance.

Questions regarding this policy should be addressed to Mr. Randy Mitchell Acting Director, COED at (202) 863-6532.

CBP expands Apparel, Footwear and Textile CEE

On December 15, 2015, [CSMS# 15-000943](#) announced that on December 16, 2015, the Center Director for the Apparel, Footwear & Textiles (AFT) Center of Excellence and Expertise (Center) will assume trade authority for post-release trade processes of entry summaries from Ports of Entry for the following Field Offices:

Atlanta	Baltimore	Boston	Buffalo	Chicago
Detroit	El Paso	Houston	Laredo	Los Angeles
Miami	New Orleans	New York	Portland	San Diego
San Francisco	Seattle	Tampa	Tucson	

A list of processing ports and the associated AFT Center team code are included in the [attachment](#) to the CSMS.

Entry summary filing procedures and document submission processes will remain the same for brokers and importers. CBP will consolidate post-release processing to provide an increased level of uniformity and certainty.

An appropriate level of trade staff at these Service Port locations will be transitioned to the Center to support Center operations. The Center Director will have full authority for trade decisions for the respective industry tariff lines. Guidance

regarding the execution of the Delegation Order can be found at the following link: [Delegation Order Guidance for the Trade Community. Delegation Order, Number 14-004](#), effective on September 11, 2014, delegates all authorities provided for in Title 19, Code of Federal Regulations that are vested in Port Directors, to the Directors, Centers of Excellence & Expertise (Center Directors). The Delegation Order does not remove any authority from the Port Directors but serves to share trade authority until full regulatory changes are completed.

The Centers of Excellence and Expertise transform the way CBP approaches trade operations and works with the international trade community. The Centers represent CBP's expanded focus on trade processing by aligning with modern business practices, focusing on industry-specific issues, and by providing tailored support to unique trading environments. The Centers were established to increase uniformity of practices across ports of entry, facilitate the timely resolution of trade compliance issues nationwide, and further strengthen critical agency knowledge on key industry practices. Additional information can be found at [Centers of Excellence and Expertise Information | U.S. Customs and Border Protection](#).

U.S. and Dominican Republic sign Mutual Recognition Agreement

CBP [announced](#) that on December 7, 2015, the United States signed a Mutual Recognition Arrangement (MRA) with the Dominican Republic that allows for a stronger collaboration between the two countries in securing the global supply chain and recognizes the compatibility between CBP's [Customs-Trade Partnership Against Terrorism](#) (C-TPAT) program and the Dominican Republic's Authorized Economic Operator Program. CBP Commissioner R. Gil Kerlikowske signed the arrangement on behalf of the United States and Dominican Customs Director General Fernando Fernandez signed on behalf of the Dominican Republic.

The United States has now signed 11 MRAs with other customs administrations across the world. The Dominican Republic arrangement is the first to be signed with a Caribbean nation and second in Latin America. MRAs are bilateral arrangements that indicate that the security requirements or standards of the foreign industry partnership program, as well as its validation or audit procedures, are the same or similar with those of the C-TPAT program.

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 Certification and Production Outages which have already occurred and problems which have been resolved are not included below.

Date	CSMS#	Title
12-01-15	15-000892	Phase 3: GSP Retroactive Refund Processing
	15-000895	Avail of Scope Ruling and Anti-circumvention Determ Summaries for Active AD/CVD Orders
	15-000896	Delay in ACE Cargo Release Processing 12/1/2015
12-02-15	15-000897	ACE Production Deployment on Thursday morning, December 3, 2015 0600-0700 ET
	15-000899	ACE Certification CQ Deployment Thursday morning, December 3, 2015 at 0700 - 0715 ET

Date	CSMS#	Title
	15-000901	Seminario web en español de ACE dirigido a la industria importadora y exportadora
12-03-15	15-000902	ACE Certification CQ Deployment Friday morning, December 4, 2015 at 0700 - 0715 ET
	15-000904	Corrección - Seminario web en español de ACE para la industria importadora y exportadora
	15-000905	ACE Portal is Available
12-04-15	15-000907	Re-Issue: Requirements of Ultimate Consignee's ID number on Informal ACE Entry Summaries
	15-000909	Upcoming ACE PGA Pilot Webinars
	15-000910	ACE Certification AE & SE Deployment Saturday, December 5, 2015 at 2000 - 2030 ET
12-07-15	15-000913	Ocean Status Notification Backlog
	15-000914	FDA and CBP ACE Single Window Webinar
12-08-15	15-000915	Correction: FDA and CBP ACE Single Window Webinar
	15-000917	ACE Certification Deployment Tuesday, 12/8/2015, 2030-2100 ET, affecting AE & SE
12-09-15	15-000918	FDA ACE Pilot Update and communication plan
	15-000919	November 2015 ACE Monthly Trade Update
	15-000920	
12-09-15	15-000921	ACE Production Deployment Thursday, December 10, 2015 0600-0630 ET, affecting AE & SE
	15-000922	ACE Certification Deployment Wednesday evening, 12/9/2015 @2100-2130ET, affecting AE & SE
12-10-15	15-000924	Updated: ACE Production Deployment Thursday, 12/10/2015 0600-0630 ET, affecting AE & SE
	15-000925	ACE-Certification - Statement Transaction Testing
	15-000928	ACE Certification Deployment Thursday evening, 12/10/2015 @2100-2130ET, impacting AE & SE
12-11-15	15-000930	ACE Production Deployment Friday, December 11, 2015 0600-0615 ET, affecting AE & SE
	15-000931	EDI Transition Guidance for AESDirect EDI and VPN Filers
	15-000932	ACE Production Deployment Saturday, December 12, 2015 at 2200-0400 ET
12-14-15	15-000933	ACE Certification Saturday, December 12, 2015 at 2200-2230 ET
	15-000934	AESDirect Weblink Transition Guidance for the Automated Commercial Environment (ACE)
	15-000935	CSMS Group - New ACE Programming
	15-000936	ACE Prod AX errors, Monday, 12/14/2015
	15-000937	ACE Production Emergency Break-Fix Deployment, December 14, 2015 at 1330-1345 ET
	15-000938	Using the ACE Cargo Release Replace Transaction
	15-000939	Production ACE Manifest items Deployed on Saturday, December 12, 2015
	15-000940	ACE Production AE Deployment, Tuesday, December 15, 2015 at 0600-0615 ET
	15-000941	I want to file entries in the PGA Pilot to begin transitioning to ACE!
	15-000942	
12-15-15	15-000943	Apparel, Footwear & Textiles (AFT) Center of Excellence and Expertise (Center) expansion
	15-000944	ACE Certification deployment this evening, December 15, 2015 at 8:00 pm ET
	15-000945	Area Port of Portland Phone issues - unable to receive calls from a government landline
12-16-15	15-000946	Use of CBP Form 3461
	15-000947	PGA FDA Med Dev Reject-ACE Production Deploy Wednesday 12/17/2015 0600 ET, impact AE & SE
	15-000948	PGA FDA Med Dev Reject-ACE Production Deploy Thursday 12/17/2015 0600 ET, impact AE & SE
	15-000949	PGA FDA Med Device Reject-ACE CERTIFICATION Deploy

Date	CSMS#	Title
		Wed., 12/16/2015 2100 ET, impact AE & SE
	15-000950	ACE Production CQ Deployment Thursday morning, December 17, 2015 at 0600 - 0615 ET
	15-000951	ACE Certification Outage on December 17, 2015
12-17-15	15-000952	2016 Federal Holidays
12-18-15	15-000953	ACE Production Deployment, Saturday, December 19, 2015 from 2200-0400 ET
12-21-15	15-000954	New and Updated ACE and PGA Information on CBP.gov
	15-000956	New ACE Cargo Release/PGA Message Set Glossary of Terms
	15-000958	Ocean ACE - Backlog in Notification Processing
	15-000961	ACE Production Deployment Tuesday, December 22, 2015 0600-0630 ET
12-23-15	15-000962	Industry Notice: Rule Waiver for Exporters to Deposit Permanent Export Licenses with CBP
	15-000963	Immediate Delivery Procedures at Year-End
	15-000964	I want to file entries in the PGA Pilot to begin transitioning to ACE!
	15-000965	Updated EPA Supplemental CATAIR Guidelines and PGA Message Set Samples
	15-000966	Correction: Updated EPA Supplemental CATAIR Guidelines and PGA Message Set Samples
	15-000967	Updated ACE Cargo Release Glossary of Terms
12-24-15	15-000968	Port of Greenville, SC power outage today
12-29-15	15-000970	ACE Export Reports Authorization & Census Vetting Process
	15-000971	Correction: ACE Export Reports Authorization & Census Vetting Process

Foreign Trade Zones

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

F.R. Date	Document
12-01-15	Expansion of Subzone 84P, Houston - Refining LP, Houston, Texas [Order No. 1988]
	Approval of Subzone Status, Sasol - Chemicals (USA), LLC, Calcasieu Parish, Louisiana [Order No. 1987]
	Reorganization of Foreign-Trade Zone 258 Under Alternative Site Framework, Bowie County, Texas [Order 1991]
	Approval of Subzone Status, Outokumpu Stainless USA, LLC, Calvert, Alabama [Order 1990]
	Reorganization of Foreign-Trade Zone 33 under Alternative Site Framework; Pittsburgh, Pennsylvania [Order 1989]
12-04-15	Subzone 98A; Authorization of Limited Production Activity; Mercedes-Benz U.S. International, Inc. (Passenger Motor Vehicles); Vance, Alabama [B-54-2015]
	Authorization of Production Activity; Foreign-Trade Zone 46; Festo Corporation (Pneumatic/Electric Cylinders and Drives, Valve Manifolds, Electronic Control Systems); Mason, Ohio [B-47-2015]
12-09-15	Foreign-Trade Zone 149—Freeport, Texas; Application for Subzone Expansion, Subzone 149C, Phillips 66 Company, Brazoria County, Texas [B-82-2015]
	Foreign-Trade Zone 257—Imperial County, California; Application for Reorganization Under Alternative Site Framework [B-81-2015]
12-10-15	Foreign-Trade Zone (FTZ) 37-Orange County, New York; Authorization of Production Activity; Takasago International Corporation (U.S.A.) (Fragrance Compounds), Harriman, New York [B-52-2015]
12-17-15	Reorganization of Foreign-Trade Zone 147, (Expansion of Service Area) Under Alternative Site Framework, Berks County, Pennsylvania [Order No. 1992]

F.R. Date	Document
12-22-15	Approval of Subzone Status, Haier America Trading, LLC. Olive Branch, Mississippi [S-113-2015]
12-23-15	Application for Additional Production Authority; The Coleman Company, Inc., Subzone 119I (Textile-Based Personal Flotation Devices); Notice of Public Hearing and Extension of Comment Period [B-53-2015]
	Authorization of Production Activity; Foreign-Trade Zone 84, Mitsubishi Caterpillar Forklift America, Inc. (Forklift Trucks), Houston, Texas [B-60-2015]
12-28-15	Authorization of Production Activity - Foreign-Trade Zone 84 - Bauer Manufacturing Inc. (Stationary Oil/Gas Drilling Rigs) Conroe, Texas [B-57-2015]
12-29-15	Approval of Subzone Status; Nine West Holdings, Inc.; West Deptford, New Jersey [S-134-2015]
	Foreign-Trade Zone (FTZ) 183—Austin, Texas; Notification of Proposed Production Activity; Samsung Austin Semiconductor, LLC; Subzone 183B (Semiconductors); Austin, Texas [B-83-2015]

OFAC issues final Cyber-Related Sanctions Regulations

On December 31, 2015, the U.S. Office of Foreign Assets Control (OFAC) published in the *Federal Register* a [final rule](#) issuing regulations in 31 C.F.R. Part 578 to implement Executive Order 13694 of April 1, 2015 (“Blocking the Property of Certain Persons Engaging in Significant Malicious Cyber- Enabled Activities”). The Regulations are being published in abbreviated form at this time for the purpose of providing immediate guidance to the public. OFAC intends to supplement Part 578 with a more comprehensive set of regulations, which may include additional interpretive and definitional guidance and additional general licenses and statements of licensing policy. The appendix to the Regulations will be removed when OFAC supplements this part with a more comprehensive set of regulations. The final rule was effective on publication.

Please check our [Sanctions Blog](#) for updates.

U.S. Government adds new parties to the SDN and SSI lists under Russia/Ukraine-related Sanctions Program

On December 22, 2015, OFAC [announced](#) that it had added 34 parties (i.e., 12 individuals and 22 entities) to the [Specially Designated Nationals and Blocked Persons List](#) (SDN List) and 86 entities to the [Sectoral Sanctions Identifications List](#) (SSI List) under the U.S. Government’s Russia/Ukraine-related Sanctions Program. In a [press release](#), OFAC stated that these designations are part of its continued efforts to counter attempts to circumvent U.S. Russia/Ukraine-related sanctions, to further align U.S. sanctions with those of its international allies, and to provide additional information to assist the private sector with sanctions compliance. OFAC’s announcement followed the European Union’s decision earlier this week to extend sanctions against Russia for six months in response to the prolonged failure to fully implement the Minsk Agreements.

The 34 parties added to the SDN List were designated under Executive Orders 13661, 13660, or 13685. Of note, the new SDNs include three Russian banks (i.e., Joint Stock Company Genbank, Open Joint Stock Company Krasnodar Regional Investment Bank, and Open Joint Stock Company Commercial Bank Verkhnevolzhsky); one Crimea-based bank (i.e., Sevastopolsky Morskoy Bank); and a Crimean state-owned enterprise engaged in air transportation (i.e., State Enterprise Universal-Avia). U.S. Persons are generally prohibited from dealing, directly or indirectly, with parties listed on the SDN List as well as with any entities 50% or more owned by one or more SDNs.

The 86 entities added to the SSI List are subsidiaries of VTB Bank, Sberbank, or Rostec, which were previously subject to sectoral sanctions pursuant to Executive Order 13662. The 86 subsidiaries added to the SSI List were already subject to the same financing restrictions as their respective parent entities, because they were [50% or more owned](#) by one or more parties listed on the SSI List (“SSIL Entities”). OFAC stated that adding these parties to the SSI List will help the public “more effectively comply with the sanctions on VTB Bank, Sberbank, and Rostec.” U.S. Persons are restricted from certain types of dealings with SSIL Entities, although these restrictions are not a complete prohibition unlike for SDNs.

For updates, please check our [Sanctions blog](#). For additional information, please contact [Hannah N. Zarkar](#), [Alexandre Lamy](#), [Alison Stafford-Powell](#) or any member of the U.S. Outbound Trade team with whom you normally work.

Publication of new and updated FAQs re: the provision of Cuba-related insurance

On December 21, 2015, OFAC updated its [Frequently Asked Questions \(#57-61\)](#) with regard to the provision of Cuba-related insurance.

U.S. Government issues general license authorizing certain otherwise prohibited transactions incidental to exports to or from Burma

On December 7, 2015, OFAC issued a six-month [general license](#) (General License 20) to allow certain transactions otherwise prohibited by the Burmese Sanctions Regulations (BSR) that are incidental to permissible exports to or from Burma. OFAC’s statement on the issuance of General License 20, which was issued to support U.S. and Burmese exporters and to facilitate trade with Burma, is available [here](#).

General License 20 authorizes all transactions until June 7, 2016 ordinarily incidental to an export to or from Burma of goods, technology, or non-financial services, provided the export is not to, from, or on behalf of a person whose property is blocked. Permitted transactions include trade financing, payment of port fees, and payment of shipping and handling charges. Subject to certain reporting requirements, the general license also authorizes U.S. financial institutions to engage in transactions necessary to unblock and return funds blocked after April 1, 2015 that would have qualified as authorized had they been engaged in under the general license.

According to the [State Department](#), General License 20 is aimed at correcting the unintended burden on Burmese trade caused by sanctions concerns related to one of Rangoon’s most commercially-viable ports, i.e., Asia World Port Terminal (AWPT). AWPT is purportedly owned and operated by Asia World Port Management, a subsidiary of the group AsiaWorld Co. Ltd, which is a Specially Designated National (SDN) under the BSR. Prior to the general license, exports transiting critical Burmese infrastructure in which an SDN had an interest, such as AWPT, may have been subject to U.S. sanctions and blocking requirements.

GL 20 is not a response to the recent election in Burma and does not signal a change in U.S. sanctions policy toward Burma. U.S. individuals, companies, and financial institutions are still prohibited from trading directly with or on behalf of sanctioned entities, and other prohibitions in the BSR remain in place.

For additional information, contact [Lise Test](#) or [Ed Dyson](#) or any member of the U.S. Outbound Trade Group with whom you usually work. For updates, please check our [Sanctions Blog](#).

OFAC seeks comments on effectiveness of licensing procedures for exports of agricultural commodities and medical supplies to Sudan and Iran

On December 7, 2015, OFAC published in the *Federal Register* a [notice requesting comments](#) on the effectiveness of OFAC's licensing procedures for the exportation of agricultural commodities, medicine, and medical devices to Sudan and Iran. Pursuant to section 906(c) of the *Trade Sanctions Reform and Export Enhancement Act of 2000* (Title IX of Pub. L. 106–387, 22 U.S.C. 7201 et seq.), OFAC is required to submit a biennial report to the Congress on the operation of licensing procedures for such exports.

Written comments should be received on or before January 6, 2016 to be assured of consideration.

OFAC updates list of medical supplies under ITSR

On December 1, 2015, OFAC published in the *Federal Register* a notice publishing an [updated list](#) of items defined as medical supplies under section 560.530(a)(3)(ii) of the *Iranian Transactions and Sanctions Regulations* (ITSR), 31 C.F.R. part 560, and generally licensed for exportation or reexportation to Iran pursuant to section 560.530(a)(3)(i), to include additional items. The list was effective November 2, 2015.

BIS corrects C.F.R.

On December 31, 2015, the Bureau of Industry and Security (BIS) published in the *Federal Register* a [correction](#) to Title 15 of the Code of Federal Regulations, (C.F.R.), Part 774 – the Commerce Control List. In Title 15 of the Code of Federal Regulations, Parts 300 to 799, revised as of January 1, 2015, on page 999, in Supplement 1 to Part 774, in Category 9, Export Control Classification Number (ECCN) 9E003, in the Items section, remove the second introductory text of paragraph f.1.

Also on December 31, 2015, BIS published in the *Federal Register* a [correction](#) to Title 15 of the Code of Federal Regulations, (C.F.R.), Part 744 - Control Policy: End-User and End-Use Base. In Title 15 of the Code of Federal Regulations, Parts 300 to 799, revised as of January 1, 2015, on page 414, in supplement no. 4 to part 744, remove the entry for “Sergey Grinenko” from “GREECE” and add it in alphabetical order under “GERMANY”.

BIS crude oil licensing policy

BIS [announced](#) that, effective immediately, pursuant to section 101 of Division O of the *Consolidated Appropriations Act, 2016*, signed on December 18, 2015, a Department of Commerce license is no longer required to export crude oil. Crude oil is now classified as EAR99. Most exports of crude oil may now be made as NLR (no license required). Exporters should be aware that exports to embargoed or sanctioned countries or persons, including those listed in parts 744 and 746 of the EAR and persons subject to a denial of export privileges, continue to require authorization.

BIS will shortly be taking steps to amend the *Export Administration Regulations* to reflect this change. Companies holding current licenses for crude oil exports should be aware of section 750.7(i) of the EAR terminating license conditions upon the termination of the requirement for the export license.

BIS publishes proposed penalty settlement guidance

On December 28, 2015, BIS published in the *Federal Register* a [proposed rule](#) [Docket No. 151204999-5999-01] that would revise BIS guidance regarding administrative enforcement cases based on violations of the *Export Administration Regulations* (EAR). The rule would rewrite Supplement No. 1 to part 766 of the EAR, setting forth the factors BIS considers when setting penalties in settlements of administrative enforcement cases and when deciding whether to pursue administrative charges or settle allegations of EAR violations. This proposed rule would not apply to alleged violations of part 760 – *Restrictive Trade Practices and Boycotts*, which would continue to be subject to Supplement No. 2 to part 766. BIS is proposing these changes to make administrative penalties more predictable to the public and aligned with those promulgated by the Department of the Treasury, Office of Foreign Assets Control (OFAC).

Comments must be received no later than February 26, 2016.

BIS adds persons to Entity List

On December 28, 2015, BIS published in the *Federal Register* a [final rule](#) [Docket No. 150825778-5999-01] that amends the *Export Administration Regulations* (EAR) by adding sixteen persons under seventeen entries to the Entity List. The sixteen persons who are added to the Entity List have been determined by the U.S. Government to be acting contrary to the national security or foreign policy interests of the United States. BIS is taking this action to ensure the efficacy of existing sanctions on the Russian Federation (Russia) for violating international law and fueling the conflict in eastern Ukraine. These persons will be listed on the Entity List under the destinations of the Crimea region of Ukraine, Cyprus, Luxembourg, Panama, Russia, Switzerland, and the United Kingdom. Lastly, this final rule includes a clarification for how entries that include references to § 746.5 on the Entity List are to be interpreted.

Commerce corrects C.F.R.

On December 10, 2015, BIS published in the *Federal Register* a [correction](#) to Title 15 of the Code of Federal Regulations, (C.F.R.), Parts 300 to 799, revised as of January 1, 2015 on page 261, in Supplement No. 1 to Part 738—Commerce Country Chart, to remove footnote 1 from Congo (Republic of the) and add footnote 1 to Congo (Democratic Republic of the).

On December 10, 2015, BIS also published in the *Federal Register* [corrections](#) to 15 C.F.R., Parts 300 to 799, revised as of January 1, 2015, on page 829, in supplement no. 1 to part 774, to Category 2, ECCN 2B008 and to Category 2, ECCN 2B009.

On December 17, 2015, BIS published in the *Federal Register* [corrections](#) to 15 C.F.R. Part 772. In Title 15 of the Code of Federal Regulations, Parts 300 to 799, revised as of January 1, 2015, on pages 723, 727, and 733, in § 772.1, remove the definitions of “fault tolerance”, “laser duration” and “positioning accuracy”.

On December 17, 2015, BIS published in the *Federal Register* corrections to 15 C.F.R. Part 762 (Recordkeeping). In Title 15 C.F.R. Parts 300 to 799, revised as of January 1, 2015, on pages 657 and 658, in § 762.1, in paragraph (b), remove “§ 762.7” and add “§ 762.2” in its place, and remove “§ 762.6” and add “§ 762.7” in its place.

BIS updates legal authority for EAR

On December 9, 2015, BIS published in the *Federal Register* a final rule [Docket No. 151123999–5999–01] updates the Code of Federal Regulations (C.F.R.) legal authority citations in the *Export Administration Regulations* (EAR) to cite the most recent Presidential notice continuing an emergency declared pursuant to the International Emergency Economic Powers Act. This is a non-substantive rule that only updates authority paragraphs of the EAR. It does not alter any right, obligation or prohibition that applies to any person under the EAR.

BIS corrects Wassenaar Arrangement 2014 plenary agreements implementation

On December 3, 2015, BIS published in the *Federal Register* [correcting amendments](#) [Docket No. 150304217-5727-02] “Wassenaar Arrangement 2014 Plenary Agreements Implementation and Country Policy Amendments” rule published on May 21, 2015 (80 Fed. Reg. 29442) (“May 21 rule”). BIS maintains, as part of its *Export Administration Regulations* (EAR), the Commerce Control List (CCL), which identifies certain of the items subject to Department of Commerce jurisdiction. This correction rule revises the Commerce Country Chart by implementing revisions that BIS inadvertently omitted from the May 21 rule for Argentina and South Africa. This rule also implements the Wassenaar Arrangement (WA) agreement to make a clarification to the control text for rebreathing equipment that BIS inadvertently did not make in the May 21 rule. A license requirement note indicating jurisdiction is corrected and a related control note is clarified in an entry on the CCL controlling space launch vehicles and “spacecraft,” “space buses,” “spacecraft payloads,” etc., as the range of the reference was incorrectly stated in the May 21 rule. The reference concerning jurisdiction for “specially designed” parts, components, systems and structures, for launch vehicles, launch vehicle propulsion systems or “spacecraft” is corrected in the CCL entry controlling such items in this rule.

In addition, this rule makes one minor correction to remove Fiji from Column D:5 “U.S. Arms Embargoed Countries,” as well as from Country Group D, because Fiji is not listed under any other column within Country Group D and because the Department of State published a final rule that revised the *International Traffic in Arms Regulations* (ITAR) to rescind the previous policy of denying the export of defense articles and defense services to Fiji.

Lastly, this rule removes an outdated reference in the Definitions part of the EAR. The rule was effective on publication.

BIS proposes changes to defense sales offset reporting rules

On December 2, 2015, BIS published in the *Federal Register* a [proposed rule](#) [Docket No. 150825780–5780–01] that would require reporting of offsets agreements in connection with sales of items controlled in “600 series” Export Control Classification Numbers (ECCNs) on the Commerce Control List (CCL) except for certain submersible and semisubmersible cargo transport vessels and related

items that are not on control lists of any of the multilateral export control regimes of which the United States is a member.

Since the early 1990s, BIS has required reporting of offsets agreements in connection with sales of items controlled on the United States Munitions List (USML). Those reporting requirements would continue, unchanged by this rule. Beginning on October 15, 2013, some items have been removed from the USML and added to 600 series ECCNs as part of the Administration's Export Control Reform Initiative. These items were subject to offsets reporting requirements prior to being added to 600 series ECCNs. In addition, as part of that same initiative, some items that were subject to the *Export Administration Regulations* (EAR) have also been added to 600 series ECCNs. These items were not subject to offsets reporting requirements prior to being added to 600 series ECCNs. This proposed rule would require reporting of offsets agreements in connection with sales of items controlled in 600 series ECCNs regardless of whether the item was added to a 600 series ECCN simultaneously with its removal from the USML or was subject to the EAR prior to its inclusion in a 600 series ECCN.

BIS is proposing this action because, except for the vessels and related items noted above, items controlled in 600 series ECCNs are of a military nature. BIS believes that collecting information regarding offsets requirements in connection with the sale of such items is necessary to make a report to Congress mandated by the Defense Production Act complete.

Comments must be received no later than February 1, 2016.

State waives deposit of Permanent Export Licenses with CBP

On December 21, 2015, the Department of State, Directorate of Defense Trade Controls (DDTC) posted an Industry Notice on its [website](#) which states:

In anticipation of the implementation of the U.S. Customs and Border Protection (CBP) Automated Commercial Environment (ACE), DDTC is electronically sending CBP registration and licensing data on a daily basis. Since CBP port officials will have access to the DDTC registration and licensing data through ACE, there is no longer a need for exporters to deposit permanent export licenses with CBP prior to filing in ACE.

Effective immediately, the Deputy Assistant Secretary for Defense Trade Controls is exercising the authority under 22 CFR 126.3 to waive the requirement under 22 CFR 123.22(a)(1) for exporters to deposit permanent export licenses with CBP prior to filing in the Automated Export System (AES) or ACE. This exemption will remain in effect until DDTC amends the language of 22 CFR 123.22(a)(1) to remove the requirement. (12.21.15)

State temporarily modifies Munitions List Category XI

On December 16, 2015, the Department of State (State) published in the *Federal Register* a [final rule](#) [Public Notice: 9378] that temporarily modifies Category XI of the United States Munitions List (USML). On July 1, 2014, State published a final rule revising Category XI of the USML, 79 Fed. Reg. 37536, effective December 30, 2014. This final rule, consistent with the two prior proposed rules for USML Category XI (78 Fed. Reg. 45018, July 25, 2013 and 77 Fed. Reg. 70958, November 28, 2012), revised paragraph (b) of Category XI to clarify the extent of control and maintain the existing scope of control on items described in paragraph (b) and the directly related software described in paragraph (d).

State has determined that exporters may read the revised control language to exclude certain intelligence analytics software that has been and remains con-

trolled on the USML. Therefore, the Deputy Assistant Secretary of State for Defense Trade Controls determined that it is in the interest of the security of the United States to temporarily revise USML Category XI paragraph (b), pursuant to the provisions of 22 C.F.R. 126.2, while a long term solution is developed. State will publish any permanent revision to USML Category XI paragraph (b) addressing this issue as a proposed rule for public comment. This temporary revision clarifies that the scope of control in existence prior to December 30, 2014 for USML paragraph (b) and directly related software in paragraph (d) remains in effect. This clarification is achieved by reinserting the words “analyze and produce information from” and by adding software to the description of items controlled.

State previously published a final rule on July 2, 2015 (80 Fed. Reg. 37974) that temporarily modified USML Category XI(b) until December 29, 2015. This rule will extend the July 2, 2015 modification to allow the U.S. government to consider the controls in USML Category XI(b). Due to the current status of the review an extension until August 30, 2017 is appropriate.

Amendatory instructions 1 and 2 are effective December 29, 2015. Amendatory instruction No. 3 is effective August 30, 2017.

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
12-01-15	OFAC: Additional Identifying Information Associated With Persons Whose Property and Interests in Property Are Blocked Pursuant to Executive Order 13712 of November 23, 2015, “Blocking Property of Certain Persons Contributing to the Situation in Burundi” (N)
	OFAC: Sanctions Actions Pursuant to Executive Order 13582 (N) [10 persons]
12-04-15	OFAC: Unblocking of Specially Designated Nationals and Blocked Persons Resulting From the Termination of the National Emergency Declared in Executive Order 13348 (N) [sixteen individuals and thirty entities]
	OFAC: Sanctions Actions Pursuant to Executive Orders 13224 (N) [two individuals]
12-09-15	State: In the Matter of the Designation of the Libyan Islamic Fighting Group, aka LIFG, as a Foreign Terrorist Organization Pursuant to Section 219 of the Immigration and Nationality Act, as Amended [Public Notice: 9373] (N)
	State: In the Matter of the Designation of the Libyan Islamic Fighting Group, aka LIFG, as a “Terrorist Organization” Pursuant to Section 212(a)(3)(B)(vi)(III) of the Immigration and Nationality Act, as Amended [Public Notice: 9372] (N)
12-14-15	OFAC: Designation of One Individual Pursuant to Executive Order 13581, “Blocking Property of Transnational Criminal Organizations” (N) [one individual]
12-15-15	State: In the Matter of the Designation of Emrah Erdogan aka Salahuddin al-Kurdi as a Specially Designated Global Terrorist Pursuant to Section 1(b) of Executive Order 13224, as Amended [Public Notice: 9382] (N)
12-16-15	OFAC: Additional Designations, Foreign Narcotics Kingpin Designation Act [three individuals and two entities] (N)
	OFAC: Additional Designations, Foreign Narcotics Kingpin Designation Act (N) [one individual and four entities]
12-24-15	OFAC: Sanctions Actions Pursuant to Executive Orders 13667 and 13712 (N) [two individuals pursuant to Executive Order (E.O.) 13667 and four individuals E.O. 13712]

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
12-03-15	CPSC: Petition for Labeling Requirements Regarding Slip Resistance of Floor Coverings: Request for Comments [Docket No. CPSC-2015-0033] (PR/RFC)
12-07-15	CPSC: Petition Requesting Rulemaking on Products Containing Organohalogen Flame Retardants: Notice of Opportunity for Oral Presentation of Comments [Docket No. CPSC-2015-0022] (N)
12-15-15	CPSC: Petition Requesting Rulemaking on Products Containing Organohalogen Flame Retardants: Notice of Opportunity for Oral Presentation of Comments [Docket No. CPSC-2015-0022] (PR/C)
12-17-15	CPSC: Toys: Determination Regarding Heavy Elements Limits for Unfinished and Untreated Wood [Docket No. CPSC-2011-0081] (PR)

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
12-17-15	TTB Ruling 2015-1 Ingredients and Processes Used in the Production of Beer Not Subject to Formula Requirements. Attachment 1 Exempt Ingredients and Processes Determined to be Traditional Under TTB Ruling 2015-1. <i>This ruling, which is effective immediately, supersedes TTB Ruling 2014-4.</i>

FDA Federal Register documents

The FDA has posted the following *Federal Register* guides, notices or documents which may be of interest to international traders:

F.R. Date	Subject
12-11-15	Listing of Color Additives Exempt from Certification; Mica-Based Pearlescent Pigments; Confirmation of Effective Date [Docket No. FDA-2015-C-1154] (FR)
12-22-15	General and Plastic Surgery Devices: Restricted Sale, Distribution, and Use of Sunlamp Products [Docket No. FDA-2015-N-1765]
	Sunlamp Products: Proposed Amendment to Performance Standard [Docket No. FDA-1998-N-0880 (formerly 1998N-1170)] (PR)
	New Animal Drugs for Use in Animal Feeds; Bacitracin Methylene Disalicylate [Docket No. FDA-2015-N-0002] (FR)
12-28-15	Use of the Term "Natural" in the Labeling of Human Food Products; Request for Information and Comments; Extension of Comment Period [Docket No. FDA-2014-N-1207] (N/E)
12-29-15	Medical Device User Fee and Modernization Act; Notice to Public of Web Site Location of Fiscal Year 2016 Proposed Guidance Development [Docket No. FDA-2012-N-1021] (N)
12-30-15	Acidified Foods; Draft Guidance for Industry; Withdrawal of Draft Guidance [Docket No. FDA-2010-D-0434] (N/W)

FSIS directs personnel not to enforce COOL for beef or pork

On December 21, 2015, the Food Safety and Inspection Service (FSIS) issued [FSIS Notice 82-15](#) which was issued to make inspection program personnel (IPP)

aware of changes to the Country of Origin Labeling (COOL) law, AMS's implementing regulations, and enforcement activities. FSIS previously explained in FSIS Notice 10-15, that FSIS IPP are not to take any independent action on enforcement of these rules other than to notify their supervisor if they have concerns. Any enforcement action is to be directed through supervisory channels.

On Friday, December 18, 2015, the Secretary announced that AMS's COOL regulations for muscle cuts of beef and pork, and ground beef and pork will no longer be enforced at retail. Separately, FSIS is developing guidance for federally inspected establishments related to geographic claims they may wish to make on beef and pork muscle cuts and ground products with the COOL regulations no longer being enforced.

At this time, IPP are directed not to take any independent action to enforce labeling requirements related to claims conveying that beef or pork products have been produced or processed in the United States (U.S.) or have been derived from animals born and harvested in the U.S. or any other country mentioned in the statement. FSIS will issue instructions on these types of claims (e.g., COOL) in the future, if necessary.

FSIS issues final rule mandating inspections of fish of the order Siluriformes and derivative products

On December 2, 2015, the Food Safety and Inspection Service (FSIS) published in the *Federal Register* a [final rule](#) [Docket No. FSIS–2008–0031] amending its regulations to establish a mandatory inspection program for fish of the order Siluriformes and products derived from these fish. These final regulations implement the provisions of the 2008 and 2014 Farm Bills, which amended the *Federal Meat Inspection Act*, mandating FSIS inspection of Siluriformes. Siluriformes includes a broad variety of catfish and catfish-like fish, including the *Pangasius bocourti* (Vietnamese Basa). In the United States the term “Catfish” can only be used on fish classified within the family *Ictaluridae*.

- On the effective date (March 1, 2016), Siluriformes fish and fish products are under FSIS jurisdiction. By March 1, 2016, foreign countries seeking to continue exporting Siluriformes fish and fish products to the United States during the transitional period are required to submit lists of establishments (with the establishment name and number) that currently export and will continue to export Siluriformes fish and fish products to the United States. Foreign countries are also required to submit documentation showing that they currently have laws or other legal measures in place that provide authority to regulate the growing and processing of fish for human food and to assure compliance with the Food and Drug Administration's (FDA) regulatory requirements in 21 C.F.R. part 123, Fish and Fishery Products.
- *Transitional Period* (transition to complete implementation): Beginning on March 1, 2016 and continuing until September 1, 2017, FSIS will conduct inspection and exercise broad enforcement discretion in domestic establishments that slaughter or slaughter and process and distribute Siluriformes fish and fish products. Foreign countries seeking to continue to export Siluriformes fish and fish products to the United States after the transitional period has expired are required to submit to FSIS by September 1, 2017 adequate documentation showing the equivalence of their Siluriformes inspection systems with that of the United States. Foreign countries submitting such documentation by the deadline are permitted to continue exporting Siluriformes fish and fish products to the United States while FSIS undertakes an evaluation as to equivalency.
- *Date of Full Enforcement* (September 1, 2017): FSIS will fully enforce these regulations in domestic Siluriformes fish products and fish processing establishments. Foreign countries seeking to continue exporting Siluriformes fish and fish products

to the United States upon full enforcement are required to submit their documentation showing equivalence by this date.

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; GIPSA= Grain Inspection, Packers and Stockyards Administration]:

F.R. Date	Subject
12-02-15	FSIS: Mandatory Inspection of Fish of the Order Siluriformes and Products Derived From Such Fish [Docket No. FSIS-2008-0031] (FR)
12-04-15	APHIS: Concurrence With OIE Risk Designations for Bovine Spongiform Encephalopathy [Docket No. APHIS-2015-0055] (N)
12-10-15	AMS: Cotton Research and Promotion Program: Determination of Whether To Conduct a Referendum Regarding the 1990 Amendments to the Cotton Research and Promotion Act [Docket No. AMS-CN-15-0061] (N)
12-11-15	AMS: Cotton Board Rules and Regulations: Amending Importer Line-Item De Minimis [Doc. No. AMS-CN-14-0037] (PR)
12-14-15	AMS: National Organic Program (NOP): Sunset 2015 Amendments to the National List [Document Number AMS-NOP-15-0015; NOP-15-07]
12-15-15	FSIS: Codex Alimentarius Commission: Meeting of the Codex Committee on Methods of Analysis and Sampling [Docket No. FSIS-2015-0041] (N/H) Meeting: Jan. 16, 2016
	FSIS: Codex Alimentarius Commission: Meeting of the Codex Committee on Food Import and Export Inspection and Certification Systems [Docket No. FSIS-2015-0040] (N/H) Meeting: Jan. 14, 2016
12-16-15	AMS: National Organic Program (NOP): Sunset 2016 Amendments to the National List [Document Number AMS-NOP-15-0052; NOP-15-12] (PR)
12-22-15	FSIS: Labeling, Marking Devices, and Containers (C.F.R.)
12-22-15	GIPSA: United States Standards for Rough Rice, Brown Rice for Processing, and Milled Rice (RFI)
12-23-15	APHIS: Foreign Quarantine Notices [Correction to 7 C.F.R. Part 319] (C.F.R.)
12-24-15	AMS: Paper and Paper-Based Packaging Promotion, Research and Information Order: Late Payment and Interest Charges on Past Due Assessments [Document Number AMS-FV-14-0082] (FR)
12-31-15	AMS: Exemption of Organic Products from Assessment under a Commodity Promotion Law [Document Number AMS-FV-14-0032] (FR)
	FSIS: 2016 Rate Changes for the Basetime, Overtime, Holiday, and Laboratory Services Rates [Docket No. FSIS-2015-0043] (N)

FAS GAIN reports

Below is a partial list of Global Agriculture Information Network (GAIN) reports that were recently issued by the US Foreign Agriculture Service (FAS) in the *Food and Agricultural Import Regulations and Standards* (FAIRS) series as well as other reports related to import or export requirements. These provide valuable information on regulatory standards, export guides, and MRL (maximum residue limits). Information about, and access to, other GAIN reports may be found at the [FAS GAIN reports website](#).

- Argentina - [New Government Lifts Currency Controls and Cuts Export Taxes](#)
- Austria - [FAIRS - Certification](#)
- Belgium - [FAIRS - Narrative](#)
- Belgium, Luxembourg - [FAIRS](#)
- Bosnia and Herzegovina - [Exporter Guide](#)

- Bulgaria - [Exporter Guide](#)
- Bulgaria - [FAIRS - Certification](#)
- Canada - [Exporter Guide](#)
- Caribbean Basin - [Exporter Guide](#)
- Chile - [FAIRS - Certification](#)
- China - [Regulatory System on Imports of Feed](#)
- China - [AQSIQ Revised-Implementation Catalogue for Registration](#)
- China - [China Releases Guide for the Establishment of Maximum Residue Level](#)
- China - [Draft Implementing Rules for the 2015 Food Safety Law](#)
- China - [FAIRS - Narrative](#)
- China - [China Amends Seed Law to Develop Seed Industry](#)
- Colombia - [Exporter Guide](#)
- Colombia - [FAIRS - Narrative](#)
- Costa Rica - [Exporter Guide](#)
- Costa Rica - [FAIRS - Certification](#)
- Cuba - [FAIRS - Narrative](#)
- Egypt - [Exporter Guide](#)
- Ethiopia - [Food Importers-Exporters and Wholesalers Directive](#)
- Eurasian Economic Union - [New Pesticide MRLs](#)
- Greece - [Exporter Guide](#)
- Guatemala - [Exporter Guide](#)
- Hong Kong - [Exporter Guide](#)
- Hungary - [Exporter Guide](#)
- Hungary - [FAIRS - Certification](#)
- India - [Final Amendment on Food Additives Used in Breads and Biscuits](#)
- India - [Final Amendment on Glazing Agents and Lubricants as Food Additives](#)
- India - [Final Amendment on Naturally Occurring Toxic Substances](#)
- India - [Final Amendment on Pullulan as a Food Additive](#)
- India - [Final Amendment on Standards for Artificial Sweeteners](#)
- India - [Final Amendment on Standards for Chromium Present in Gelatine](#)
- India - [Final Amendment on Standards for Various Food Contaminants](#)
- India - [Final Amendment on Use of Lecithin as Food Additive](#)
- India - [GOI Releases Health Certificate for Pork and Pork Product Imports](#)
- Indonesia - [Exporter Guide](#)
- Japan - [Exporter Guide](#)
- Japan - [FAIRS - Certification](#)
- Japan - [FAIRS - Narrative](#)
- Korea, S. - [Exporter Guide](#)
- Mexico - [Proposed Amendments to NOM144 Wood Packaging Materials Regulations](#)
- Mexico - [FAIRS - Certification](#)
- Mexico - [Final Norm for Seeds for Planting Labeling Requirements](#)
- Nicaragua - [FAIRS - Certification](#)
- Pakistan - [Exporter Guide](#)
- Peru - [Exporter Guide](#)
- Peru - [FAIRS - Narrative](#)
- Philippines - [Exporter Guide](#)
- Philippines - [FAIRS - Certification](#)

- Philippines - [FAIRS - Narrative](#)
- Poland - [FAIRS - Narrative](#)
- Russia - [Exporter Guide](#)
- Russia - [FAIRS - Certification](#)
- Russia - [FAIRS - Narrative](#)
- Russia - [Renewed Temporary Export Ban on Some Hides and Skins](#)
- Russia - [Draft Amendments No. 3 to EAEU Food Safety Regulation](#)
- Serbia - [Exporter Guide](#)
- Taiwan - [FAIRS - Narrative](#)
- Taiwan - [New Organic Legislation developed by Taiwan authority](#)
- Taiwan - [Regulation Update on Genetically Engineered Feed Products](#)
- Trinidad and Tobago - [FAIRS - Certification](#)
- Trinidad and Tobago - [FAIRS - Narrative](#)
- UK - [FAIRS - Narrative](#)
- Ukraine - [FAIRS - Certification](#)

Commerce publishes limitation of duty-free imports of apparel articles assembled in Haiti

On December 16, 2015, the International Trade Administration, U.S. Department of Commerce (Commerce) published in the *Federal Register* a [notification of annual quantitative limit on imports of certain apparel from Haiti](#). The *Caribbean Basin Economic Recovery Act* (CBERA), as amended, provides duty-free treatment for certain apparel articles imported directly from Haiti. One of the preferences is known as the “value-added” provision, which requires that apparel meet a minimum threshold percentage of value added in Haiti, the United States, and/or certain beneficiary countries. The provision is subject to a quantitative limitation, which is calculated as a percentage of total apparel imports into the United States for each 12-month annual period. For the annual period from December 20, 2015 through December 19, 2016, the quantity of imports eligible for preferential treatment under the value added provision is 350,962,661 square meters equivalent. The notice is effective December 20, 2015.

CITA requests comments on commercial availability under U.S.-Morocco FTA

The Committee for the Implementation of Textile Agreements (CITA) published notices in the *Federal Register* as indicated below seeking comments on requests it has received to begin consultations with the Government of Morocco modify the U.S.-Morocco FTA (USMFTA) rules of origin as indicated below:

F.R. Date	Product
12-07-15	Request from American Eagle Outfitters regarding women's and girls' woven garments to address availability of supply of 100% rayon woven fabric in the territories of the Parties
	Request from Swimsuit Commission Corporation regarding certain women's and girls' swimwear to address availability of supply of certain printed and piece-dyed warp knit fabrics of polyester or nylon fibers in the territories of the Parties

Semi-annual Regulatory Agendas

[Note: Only departments and agencies which may have international trade related duties are listed]

F.R. Date	Product
12-15-15	Agriculture Department: Semiannual Regulatory Agenda, Fall 2015
	Commerce Department: Fall 2015 Semiannual Agenda of Regulations
	Consumer Product Safety Commission: Semiannual Regulatory Agenda
	Defense Department: Improving Government Regulations: Unified Agenda of Federal Regulatory and Deregulatory Actions and Semiannual Regulatory Agenda
	Energy Department: Semiannual Regulatory Agenda
	Environmental Protection Agency: Semiannual Regulatory Agenda
	Federal Communications Commission: Unified Agenda of Federal Regulatory and Deregulatory Actions-Fall 2015
	General Services Administration: Unified Agenda of Federal Regulatory and Deregulatory Actions and Semiannual Regulatory Agenda
	Health and Human Services Department: Regulatory Agenda
	Homeland Security Department: Unified Agenda of Federal Regulatory and Deregulatory Actions
	Interior Department: Semiannual Regulatory Agenda
	Justice Department: Regulatory Agenda
	Labor Department: Semiannual Agenda of Regulations
	National Aeronautics and Space Administration: Regulatory Agenda and Semiannual Regulatory Agenda
	Nuclear Regulatory Commission: Unified Agenda of Federal Regulatory and Deregulatory Actions
	Securities and Exchange Commission: Regulatory Flexibility Agenda
	Transportation Department: Department Regulatory Agenda: Semiannual Summary
Treasury Department: Semiannual Agenda and Fiscal Year 2015 Regulatory Plan	

Government procurement: FAR Trade Agreements thresholds set

On December 31, 2015, the Department of Defense (DoD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA) published in the *Federal Register* a [final rule](#) [FAC 2005-86; FAR Case 2016-001; Item No. IV; Docket No. 2016-0001, Sequence No. 1] amending the Federal Acquisition Regulation (FAR) to incorporate revised thresholds for application of the WTO *Government Procurement Agreement* (GPA) and the Free Trade Agreements (FTAs), as determined by the United States Trade Representative (USTR), effective January 1, 2016. Every two years, the trade agreements thresholds are escalated according to a predetermined formula set forth in the agreements. USTR has specified the following new thresholds in the Federal Register (80 Fed. Reg. 77694, December 15, 2015).

This final rule implements the new thresholds in FAR subpart 25.4, Trade Agreements, and other sections in the FAR that include trade agreements thresholds (i.e., FAR sections 22.1503, 25.202, 25.603, 25.1101, and 25.1102). In addition, changes are required to FAR sections 52.204-8, Annual Representations and Certifications, and 52.222-19, Child Labor-Cooperation with Authorities and Remedies, with conforming changes to the clause dates in FAR sections 52.212-5, Contract Terms and Conditions Required to Implement Statutes or Executive Orders- Commercial Items, and 52.213-4, Terms and Conditions- Simplified Acquisitions (Other Than Commercial Items).

The new thresholds are:

Trade Agreement	Supply or Service contract (equal to or exceeding)	Construction contract (equal to or exceeding)
WTO GPA –	191,000	7,358,000
FTAs:		
Australia FTA	77,533	7,358,000
Bahrain FTA	191,000	10,079,365
CAFTA-DR (Costa Rica, Dominican Republic, El Salvador, Guatemala, Honduras, and Nicaragua)	77,533	7,358,000
Chile FTA	77,533	7,358,000
Colombia FTA	77,533	7,358,000
Korea FTA	100,000	7,358,000
Morocco FTA	191,000	7,358,000
NAFTA		
– Canada	Supply 25,000 Service 77,533	10,079,365
– Mexico	77,533	10,079,365
Oman FTA	191,000	10,079,365
Panama FTA	191,000	7,358,000
Peru FTA	191,000	7,358,000
Singapore FTA	77,533	7,358,000
Israeli Trade Act	50,000	–

Government procurement: Montenegro and New Zealand added to list of WTO GPA designated countries

On December 31, 2015, the Department of Defense (DoD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA) published in the *Federal Register* a [final rule](#) [FAC 2005-86; FAR Case 2015-034; Item III; Docket No. 2015-0034; Sequence No. 1] amending the Federal Acquisition Regulation (FAR) to add Montenegro and New Zealand as new designated countries under the WTO *Government Procurement Agreement* (WTO GPA) and update the list of parties to the *Agreement on Trade in Civil Aircraft*. The Office of the U.S. Trade Representative (USTR) has determined that both countries will provide appropriate reciprocal competitive Government procurement opportunities to United States products and services and therefore has waiving the *Buy American Act* and other discriminatory provisions for eligible products from both countries.

In addition, USTR has also indicated that Montenegro is a party to the *Agreement on Trade in Civil Aircraft*. USTR has waived the Buy American Act for civil aircraft and related articles from countries that are parties to the Agreement on Trade in Civil Aircraft.

The rule is effective as of February 1, 2016.

Government procurement: DoD seeks comments regarding reciprocal defense procurement MOU with Japan

On December 31, 2015, the Department of Defense (DoD) published in the *Federal Register* a [request for public comments](#) [Docket No. DARS–2015-0071] relating to the negotiating and concluding a Reciprocal Defense Procurement (RDP) Memorandum of Understanding (MOU) with the Ministry of Defense of Japan on behalf of the U.S. Government. DoD is requesting industry feedback regarding its experience in public defense procurements conducted by or on behalf of the Japanese Ministry of Defense or Armed Forces.

DoD has concluded RDP MOUs with 23 “qualifying countries” at the level of the Secretary of Defense and his counterpart. The purpose of RDP MOUs is to promote rationalization, standardization, and interoperability of conventional defense equipment with allies and other friendly governments. These MOUs provide a framework for ongoing communication regarding market access and procurement matters that enhance effective defense cooperation. RDP MOUs generally include language by which the Parties agree that their defense procurements will be conducted in accordance with certain implementing procedures. These procedures relate to—

- Publication of notices of proposed purchases;
- The content and availability of solicitations for proposed purchases;
- Notification to each unsuccessful offeror;
- Feedback, upon request, to unsuccessful offerors concerning the reasons they were not allowed to participate in a procurement or were not awarded a contract; and
- Provision for the hearing and review of complaints arising in connection with any phase of the procurement process to ensure that, to the extent possible, complaints are equitably and expeditiously resolved.

Based on the MOU, each country affords the other country certain benefits on a reciprocal basis consistent with national laws and regulations. The benefits that the United States accords to the products of qualifying countries include—

- Offers of qualifying country end products are evaluated without applying the price differentials otherwise required by the *Buy American* statute and the *Balance of Payments Program*;
- The chemical warfare protection clothing restrictions in 10 U.S.C. 2533a and the specialty metals restriction in 10 U.S.C. 2533b(a)(1) do not apply to products manufactured in a qualifying country; and
- Customs, taxes, and duties are waived for qualifying country end products and components of defense procurements.

Written comments should be submitted to the address shown in the notice on or before February 1, 2016.

Government procurement: DFARS Trade Agreements thresholds set

On December 30, 2015, the Defense Acquisition Regulations System, Department of Defense (DoD) published in the *Federal Register* a [final rule](#) [Docket DARS–2015–0066] amending the *Defense Federal Acquisition Regulation Supplement* (DFARS) to incorporate increased thresholds for application of the WTO *Government Procurement Agreement* and the Free Trade Agreements, as determined by the United States Trade Representative (USTR). Every two years, the trade agreements thresholds are escalated according to a predetermined formula set forth in the agreements. USTR has specified the following new thresholds in the Federal Register (80 Fed. Reg. 77694, December 15, 2015).

This final rule implements the new thresholds in DFARS part 225, Foreign Contracting, for sections that include trade agreements thresholds (i.e., 225.1101, 225.7017–3, 225.7017–4, and 225.7503). Additionally, the rule updates clauses 252.225–7017, Photovoltaic Devices, and 252.225–7018, Photovoltaic Devices—Certificate, with conforming changes. A minor technical amendment corrects

cross references at 225.1101(10)(i) and paragraphs (b)(1)(i) and (ii) of the clause at 252.225–7018.

The final rule is effective January 1, 2016.

Trade Agreement	Supply Contract (equal to or exceeding)	Construction Contract (equal to or exceeding)
WTO GPA	\$ 191,000	\$ 7,358,000
FTAs:		
Australia FTA	77,533	7,358,000
Bahrain FTA	191,000	10,079,365
CAFTA-DR (Costa Rica, Dominican Republic, El Salvador, Guatemala, Honduras, and Nicaragua)	77,533	7,358,000
Chile FTA	77,533	7,358,000
Colombia FTA	77,533	7,358,000
Korea FTA	100,000	7,358,000
Morocco FTA	191,000	7,358,000
NAFTA		
- Canada	25,000	10,079,365
- Mexico	77,533	10,079,365
Panama FTA	191,000	7,358,000
Peru FTA	191,000	7,358,000
Singapore FTA	77,533	7,358,000

Federal Register documents

The following [Federal Register](#) documents which may be of interest to international traders were published during the past month by various Federal agencies:

F.R. Date	Subject
12-02-15	Environmental Protection Agency (EPA): Receipt of Several Pesticide Petitions Filed for Residues of Pesticide Chemicals in or on Various Commodities [EPA–HQ–OPP–2014–0008; FRL–9939–55] (N)
	EPA: Etoxazole; Pesticide Tolerances [EPA–HQ–OPP–2014–0681; FRL–9934–60] (FR)
	EPA: Hexythiazox; Pesticide Tolerances; Technical Correction [EPA–HQ–OPP–2014–0804; FRL–9937–02] (FR)
12-04-15	EPA: Significant New Use Rule on Certain Chemical Substances [EPA–HQ–OPPT–2014–0390; FRL–9939–20] (FR)
	US Fish and Wildlife Service (FWS): Conference of the Parties to the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES): Seventeenth Regular Meeting: Proposed Resolutions, Decisions, and Agenda Items Being Considered; Observer Information [Docket No. FWS–HQ–IA–2014–0018; 96300–1671–0000–R4] (N)
12-09-15	Energy: Energy Conservation Program: Energy Conservation Standards for High-Intensity Discharge Lamps [Docket Number EERE–2010–BT–STD–0043] (Final determination)
	EPA: Pesticide Emergency Exemptions; Agency Decisions and State and Federal Agency Crisis Declarations [EPA–HQ–OPP–2015–0301; FRL–9939–34] (N)
	EPA: Azoxystrobin; Pesticide Tolerances [EPA–HQ–OPP–2014–0822; FRL–9939–52] (FR)
	State: Notice of a Decision To Deny a Presidential Permit to TransCanada Keystone Pipeline LP for the Proposed Keystone XL Pipeline [Public Notice: 9374] (N)
12-10-15	EPA: Polyester Polyol Polymers; Tolerance Exemption [EPA–HQ–OPP–2015–0465; FRL–9936–91] (FR)
12-14-14	EPA: Naphthalene Acetates; Pesticide Tolerances [EPA–HQ–OPP–2014–0769; FRL–9937–22] (FR)

F.R. Date	Subject
	EPA: Polyamide Ester Polymers; Tolerance Exemption [EPA-HQ-OPP-2015-0451; FRL-9939-28] (FR)
	EPA: Official Release of EMFAC2014 Motor Vehicle Emission Factor Model for Use in the State of California [EPA-R09-OAR-2015-0779; FRL-9940-06-Region 9] (N)
12-15-15	Energy: Energy Conservation Standards and Test Procedure for Miscellaneous Refrigeration Products: Notice of Data Availability; Request for Information [Docket Number EERE-2011-BT-STD-0043] (N)
	EPA: Certain New Chemicals: Receipt and Status Information for October 2015 [EPA-HQ-OPPT-2015-0505; FRL 9939-67] (N)
12-16-15	EPA: Bacillus Amyloliquefaciens MBI600 (Antecedent Bacillus Subtilis MBI600); Amendment to an Exemption From the Requirement of a Tolerance [EPA-HQ-OPP-2008-0762; FRL-9939-54] (FR)
	EPA: Choline Chloride; Exemption From the Requirement of a Tolerance [EPA-HQ-OPP-2015-0023; FRL-9935-81] (FR)
	EPA: Extension of Pesticide Residue Tolerances for Emergency Exemptions (Multiple Chemicals) [EPA-HQ-OPP-2015-0766; FRL-9939-95] (FR)
	National Highway Traffic Safety Administration (NHTSA): Rear Impact Guards, Rear Impact Protection [Docket No. NHTSA-2015-0118] (PR)
12-17-15	Drug Enforcement Administration (DEA): Schedules of Controlled Substances: Placement of Eluxadoline Into Schedule IV; Correction [Docket No. DEA-419F] (FR/C)
	EPA: Pesticide Product Registration; Receipt of Applications for New Uses [EPA-HQ-OPP-2015-0022; FRL-9939-19] (N)
	EPA: Pesticide Product Registration; Receipt of Application for a New Active Ingredient [EPA-HQ-OPP-2015-0021; FRL-9939-25] (N)
	NHTSA: Federal Motor Vehicle Safety Standard Lamps, Reflective Devices, and Associated Equipment [Docket No. NHTSA-2015-0057] (FR)
12-21-15	EPA: Pendimethalin; Pesticide Tolerances [EPA-HQ-OPP-2014-0397; FRL-9937-18] (FR)
	EPA: Cancellation of Pesticides for Non-Payment of Year 2015 Registration Maintenance Fees; Correction [EPA-HQ-OPP-2015-0634; FRL-9940-02] (N/C)
	Fish and Wildlife Service (FWS): Wild Bird Conservation Act; Blue-Fronted Amazon Parrots From Argentina's Sustainable-Use Management Plan [Docket No. FWS-HQ-IA-2015-0035; 96300-1671-0000-R4] (PR/W)
	Pipeline and Hazardous Materials Safety Administration (PHMSA): Hazardous Materials: Requirements for the Safe Transportation of Bulk Explosives (RRR) [Docket No. PHMSA-2011-0345 (HM-233D)] (FR)
12-23-15	FWS: Endangered and Threatened Wildlife and Plants; Listing Two Lion Sub-species [Docket No. FWS-R9-ES-2012-0025; 450 003 0115] (FR)
	Energy: Energy Conservation Program: Test Procedures for Small, Large, and Very Large Air-Cooled Commercial Package Air Conditioning and Heating Equipment [Docket No. EERE-2015-BT-TP-0015] (FR)
	EPA: Pesticide Registration Review; Draft Human Health and Ecological Risk Assessments for Certain Organophosphates; Extension of Comment Period [EPA-HQ-OPP-2015-0386; FRL-9940-09] (N/E)
	EPA: Chlorinated Paraffins; Request for Available Information on PMN Risk Assessments [EPA-HQ-OPPT-2015-0789; FRL-9940-13] (N)
	EPA: Pesticides; Certification of Pesticide Applicators; Second Extension of the Comment Period [EPA-HQ-OPP-2011-0183; FRL-9940-59] (PR/E)
	EPA: Ammonium Acetate; Exemption From the Requirement of a Tolerance [EPA-HQ-OPP-2013-0700; FRL-9939-39] (FR)
	EPA: 2-Propenoic Acid, Homopolymer, Ester With α-[2,4,6-Tris(1-Phenylethyl)Phenyl]-ω-Hydroxypoly(Oxy-1,2-Ethanediy), Compd. With 2,2',2''-Nitritoltris[Ethanol]; Tolerance Exemption [EPA-HQ-OPP-2015-0630; FRL-9939-71] (FR)
	EPA: Propiconazole; Pesticide Tolerances [EPA-HQ-OPP-2014-0788; FRL-9939-83] (FR)
	NHTSA: Allowing Importers To Provide Information to U.S. Customs and Border Protection in Electronic Format [Docket No. NHTSA-2015-0076] (FR)

F.R. Date	Subject
12-24-15	Energy: Energy Conservation Program: Test Procedures for Ceiling Fan Light Kits [Docket No. EERE-2014-BT-TP-0007] (FR)
	EPA: Propiconazole on Tea; Pesticide Tolerance [EPA-HQ-OPP-2015-0685; FRL-9940-01] (FR)
	EPA: Spinetoram; Pesticide Tolerances [EPA-HQ-OPP-2013-0730; FRL-9933-39] (FR)
	US Patent and Trademark Office (PTO): International Trademark Classification Changes [Docket No. PTO-T-2015-0077] (FR)
12-28-15	EPA: Spinosad; Pesticide Tolerances [EPA-HQ-OPP-2013-0727; FRL-9933-41] (FR)
	EPA: Pesticides; Revisions to Minimum Risk Exemption [EPA-HQ-OPP-2010-0305; FRL-9934-44] (FR)
12-29-15	Energy: Energy Conservation Program: Certification and Enforcement—Import Data Collection [Docket No. EERE-2015-BT-CE-0019] (PR)
	Energy: Macroeconomic Impacts of LNG Exports Studies (N)
	EPA: Pesticide Product Registration; Receipt of an Application for New Uses [EPA-HQ-OPP-2014-0672; FRL-9940-28] (N)
	EPA: Alpha-Chlorohydrin, Registration Review Proposed Interim Decision; Notice of Availability [EPA-HQ-OPP-2015-0774, FRL-9940-25] (N)
	National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA): Trade Monitoring Procedures for Fishery Products; International Trade in Seafood: Permit Requirements for Importers and Exporters [Docket No. 090223227-5999-02] (PR)
12-30-15	Energy: Energy Conservation Program: Test Procedures for Commercial Pre-rinse Spray Valves [Docket No. EERE-2014-BT-TP-0055] (FR)
12-31-15	Energy: Appliance Standards and Rulemaking Federal Advisory Committee: Notice of Open Meetings for the Central Air Conditioners and Heat Pumps Working Group to Negotiate a Notice of Proposed Rulemaking (NOPR) for Energy Conservation Standards [Docket Number EERE-2014-BT-STD-0048] (N/H)
	Millennium Challenge Corp.: Report on the Selection of Eligible Countries for Fiscal Year 2016 [MCC FR 15-06] (N)

Antidumping and countervailing duty cases

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

The Americas - South America

Argentina

Government introduces a new import licensing regime

On 23 December 2015, under the umbrella of the recently created Import Monitoring System (“SIMI” according to its Spanish acronym), the Ministry of Production issued [Resolution 5/2015](#) (22 December 2015), establishing a new system of automatic and non automatic import licenses applicable to all final imports into Argentina.

Automatic Import Licenses (“ALs”) apply to all the goods included in the Mercosur Tariff Schedule (“NCM”). To obtain such ALs, importers must provide to the SIMI the following information: (i) name of the importer; (ii) tax ID number of the importer; (iii) tariff item number of the goods to be imported; (iv) unit FOB value in foreign currency; (v) total FOB value in foreign currency; (vi) total FOB total in US Dollars (if the foreign currency is different from it); (vii) type and quantity of units; (viii) total quantity in statistical units; (ix) trademark; (x) model; (xi) version (if ap-

plicable); (xii) goods conditions; (xiii) country of origin; (xiv) country of provenance.

Regarding non automatic licenses (“NALs”), the same cover around one thousand tariff item numbers of the NCM (out of a total of 19,000 approximately) listed in Schedules II through XVII of Resolution 5. To obtain a NAL, the importer must first file with the SIMI the information required for the ALs and then, within ten working days of such filing, it must file the specific information required for each type of goods and also indicated in such Schedules. The information required varies with the type of products. In general, it is related with certification requirements, compliance with technical norms and product specific information, among others. The Secretary of Commerce has the right to request further information, if needed.

Both ALs and NALs shall have a validity of ninety days as from their approval.

Goods imported under the sample, donations and diplomatic franchises regime, as well as those imported under the courier regime –provided the importer is the final user of the goods- are exempted from the licensing requirements.

For additional information, please contact [Esteban Rópolo](#), [Rufino Beccar Varela](#) or [Francisco Solá](#).

Argentina replaces DJAIs with import monitoring system

As anticipated, and as mandated by the World Trade Organization (WTO), the Federal Tax Authority (“AFIP”, according to its Spanish acronym) issued today [General Resolution 3823](#) (“RG3823”) that abrogates the import licensing system known as Advanced Import Affidavit (“DJAIs” in Spanish) and replaces it with the Import Monitoring System (*Sistema Integral de Monitoreo de Importaciones*, “SIMI”).

SIMI applies to all final imports into Argentina. According to the same, any importer must –prior to importation- submit the information that will be detailed in the site “*Sistema Integral de Monitoreo de Importaciones*” of AFIP’s webpage in electronic format. At the moment of issuance of this alert, such site is not yet in operation.

Once the information is submitted, all governmental agencies that have signed up (or will sign up) to the Single Foreign Trade Window (“VUCE” according to its Spanish acronym) will have ten (10) days to make any kind of observation to the filing made by the importer. Such observation shall be communicated by AFIP to the importer who will then have to get in touch with the agency making such observation. According to General Resolution 3599 –which establishes the VUCE-, the agencies that have signed up to it, among others, are: the food and drug administration (ANMAT), Sedronar, Secretary of Commerce, Central Bank and private trade associations (that have to right to participate as observers during the physical inspection of the goods at the time of importation).

At the time of filing the import declaration, the importer must include the identification number issued by the SIMI. The IT system of customs will then perform the consistency controls between the information filed with the SIMI and that filed at the time of importation. The declarations filed with the SIMI will have a 180 day validity, as from the date of approval.

RG3823 becomes effective on December 23. The DJAIs filed up to that date shall remain in full force and effect, whatever their current status.

From a strictly legal point of view, SIMI does not substantially differ from the DJAIs. It will be necessary to wait until its effective implementation to determine whether SIMI will become a trade facilitation measure aimed at complying with the single foreign trade window promoted by the World Customs Organization, while –at the same time- the worst abuses of the now extinct DJAIs are avoided.

For additional information, please contact [Esteban Rópolo](#), [Rufino Beccar Varela](#) or [Francisco Solá](#).

Reduction in export taxes for minerals and manufactured products

By means of [Decree No. 160/2015](#) (18 Dec. 2015), the National Government gave legal form to the announced total removal of export taxes (commonly known as “withholdings”) for mineral and manufactured products.

As of December 21, 2015, export taxes for all mineral and manufactured products have been reduced to 0%, with the exception of: (i) biodiesel, taxed at 32%; and (ii) iron and steel scrap materials which are now taxed at 5%.

Together with the unification of the foreign exchange market and the resulting currency devaluation of the Argentine Peso, it is expected that the removal of export taxes will lead to a boom in exports, which were stifled as a consequence of the tax and foreign exchange policies of the former government.

For additional information, please contact [Adolfo Durañona](#), [Esteban Rópolo](#) or [Rufino Beccar Varela](#).

Amendments to exchange controls

The Argentine Central Bank (ACB) issued Communication “A” 5850 (the “Communication”) introducing several amendments to the current exchange control regime. The amendments’ main purpose is to provide more flexibility to the current exchange control regime and to implement the governmental decision to let the exchange rate float -despite the ACB intervention in the foreign exchange market (i.e., dirty float).

In this regard, the Communication provides for changes to the acquisition of foreign currency regime applicable to local residents, payments of imports, services and cross border finance. In addition, it is implied that the Executive Branch shall issue a new decree amending the current “encaje” restriction (i.e., 30% mandatory set aside applicable to foreign finance and non direct investment).

Among others, the main changes applicable to those transactions to be performed as of December 17 include (i) the elimination of the Tax Authority’s prior authorization regime for the acquisition of foreign currency, (ii) the implementation of the foreign investment regime applicable to local residents – whether individuals or legal entities- allowing them to acquire up to USD 2,000,000 per calendar month, (iii) the elimination of the current regime for the payment of services, allowing the payment of services rendered as from today without limitation (even to affiliates and related entities), (iv) the abrogation of the obligation to settle in the local foreign exchange market any cross border finance (it will only be necessary in case the resident were to pay that debt from

Argentina); (v) the authorization to cancel totally or partially cross border finance after the minimum 120-day stay term has elapsed; (vi) the reduction from 365 to 180 days of the term to evidence the entrance of imported goods paid in advance; (vii) the establishment of a repayment scheme for imported goods and services debts until full release on June 2016; and (viii) the elimination of the prefinancing export regime.

For additional information, please contact [Gabriel Gómez Giglio](#), [Martín Quintanar](#) or [Francisco Fernández Rostello](#).

National Government reduces export taxes on agricultural and farm products

By means of [Decree No. 133/2015](#), the National Government gave legal form to the announced total removal of export taxes (commonly known as “withholdings”) for agricultural and farm products.

As of December 17, 2015, export taxes for all agricultural and farm products have been reduced to 0%, with the exception of certain products, such as: (i) soybeans, which are now taxed at 30% (previously 35%); (ii) soy flour and soy oil, which are now taxed at 27%, (iii) hides and skins from different livestock species, which are now taxed at between 5% and 10%; (iv) natural debarked cork, which is now taxed at 5%; (v) paper or cardboard, which are now taxed at 20%; and (vi) wool, which is now taxed at 5%.

Together with the unification of the foreign exchange market and the resulting currency devaluation of the Argentine Peso, it is expected that the removal of export taxes will lead to a boom in agricultural and farm exports, which were stifled as a consequence of the tax and foreign exchange policies of the former government.

For additional information please contact [Esteban Rópolo](#), [Rufino Becca Varela](#), or [Francisco Solá](#) of our Buenos Aires office.

Boletín Oficial publications

The following Decrees, Administrative Decisions and Resolutions (Res.) which may be of interest to international traders were published in the *Boletín Oficial de la Republica Argentina* (Official Gazette) or the *Customs Bulletin* during the period covered by this Update [Unofficial translation].

BO Date	Subject
01-12-15	International Fair Decree 2497/2015 (24-11-15) exempting from the payment of import duties and other taxes goods originating in and coming from countries participating in the “XI Fiesta de las Colectividades y Artesanías del Mundo”.
02-12-15	National Administration of Medicines, Food and Medical Technology (ANMATM): Disp. Nº 10126/2015 (25-11-15) Marketing ban on certain foodstuffs
	ANMATM: Disp. Nº 10125/2015 (25-11-15) Marketing ban on certain foodstuffs
10-12-15	ANMATM: Disp. Nº 10403/2015 (03-12-15) Prohibition of the use and marketing of certain medical products
17-12-15	ANMATM: Disp. Nº 10773/2015 (10-12-15) Marketing ban on certain foodstuffs
18-12-15	ANMATM: Disp. Nº 10441/2015 (03-12-15) Prohibition on the use and marketing of certain medical products
21-12-15	Producción: Decree 160/2015 (18-12-15) Export Duties. Aliquots [removal of most export duties on minerals and manufactured articles]
	Federal Administration of Public Revenue (AFIP): Gen. Res. Nº 3817 (09-12-

BO Date	Subject
	15) Importación/Exportación Temporaria. "Rally Dakar Argentina-Bolivia 2016" AFIP: Gen. Res. Nº 3820 (17-12-15) Various taxes. General Resolution No. 58, as amended. Agenda maturity days for the calendar year 2016
22-12-15	Law Nº 27245 Approval of the Economic Cooperation Agreement with Croatia (with annexes) Decree 209/2015 promulgating Law Nº 27245 (21-12-15) AFIP: Gen. Res. Nº 3823 (21-12-15) Comprehensive Monitoring System Imports. Implementation. General Resolutions Nos. 3,252, 3,255 and 3,256. Subs.
23-12-15	Production: Resolution 5/2015 (22-12-15) Processing of Automatic Import Licensing and / or Automatic.

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	Subject
02-12-15	SECEX Ordinance No. 81, of 01 Dec. 2015 Ends the special procedure of non-preferential origin check with disqualification Malaysian origin for the product "porcelain objects to the table, regardless of their degree porosity" (NCM 6911.10.10, 6911.10.90, 6911.90.00 and 6912.00.00), declared as produced by the company Sweet Touch Ceramic SDN. BHD.
	SECEX Ordinance No. 82, of 01 Dec. 2015 Closed the special procedure of non-preferential origin check with the disqualification of Thailand source for the product "locks" (NCM 8301.10.00) declared as manufactured by Zenith Metal Industry Co., Ltd.
08-12-15	SECEX Ordinance No. 83, of 04 Dec. 2015 - Changes SECEX Ordinance No 23 of July 14, 2011, to give new wording to arts. 24, 25 and 97, and SECEX Ordinance No. 47 of December 11, 2014, to give new wording to art. 3rd.
14-12-15	SECEX Ordinance No. 84, of 11 Dec. 2015 - Closes the review of the special procedures of non-preferential origin check with the qualification of Indonesia origin for the product "porcelain objects to the table, regardless its degree of porosity" (NCM 6911.10.10, 6911.10.90, 6911.90.00 and 6912.00.00), declared as produced by the company PT. East Kedaung Porcelain Industry - Kopin
18-12-15	CAMEX Resolution No. 116 (17 Dec. 2015) - Changes to 2% (two percent) the rates of import duty levied on Informatics and Telecommunications goods, the ex-tariff condition.
	CAMEX Resolution No. 117 (17 Dec. 2015) - Changes to 2% (two percent) the rates of import duty levied on capital goods, the ex-tariff condition, and other measures.
	CAMEX Resolution No. 119 (17 Dec. 2015) - Changes the alternate representative of the Ministry of Foreign Affairs in the Export Financing and Guarantee Committee - COFIG.
	CAMEX Resolution No. 120 (17 Dec. 2015) - Incorporates the Resolution n º 48/15 of the Mercosur Common Market Group the Brazilian legal system.
	CAMEX Resolution No. 121 (17 Dec. 2015) - Clarifies that praianas sandals, made of plastic and other materials, including those made from the molding process injection, whose assembly is conducted from the meeting of different parts, even if assembled by the same processes when originating in China, are subject to the levy of anti-dumping duty imposed by CAMEX Resolution n º 14, 2010.
	CAMEX Resolution No. 122 (17 Dec. 2015) - Grants temporary reduction in the rate of import duty under Resolution n º 08/08 of the MERCOSUR Common Market Group.
21-12-15	SECEX Ordinance No. 85 (18 Dec. 2015) establishes criteria for quota alloca-

DOU Date	Subject
	tion for imports, determined by CAMEX Resolution No. 122, of December 17, 2015
23-12-15	SECEX Ordinance No. 86 (22 Dec. 2015) Changes SECEX Ordinance No 23 of July 14, 2011, to give new wording to arts. 110, 118, 132, 142, 152, 158, and 203, and Annexes VI, VII, IX, XI and XII SECEX Ordinance No. 87 (22 Dec. 2015) Approves the 4th Edition of the Drawback Exemption System Manual
31-12-15	CAMEX Resolution No. 123 (30 Dec. 2015) Grants temporary reduction in the rate of import duty under Resolution n ° 08/08 of the MERCOSUR Common Market Group.

Antidumping and countervailing duty cases

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

Chile

National Customs postings and Diario Oficial

The following documents, which may be of interest to international traders were posted to the National Customs Service (NCS) [website](#) or published in the [Diario Oficial de la República de Chile](#) (Official Gazette) or [Partial list; Unofficial translation].

Date	Subject
12-12-15	Foreign Affairs: Decree 125 - Signs Decision No. 9, of the Free Trade Commission on Updates to Annex Sections 4-03, of the Free Trade Agreement Between the Republic of Chile and the United Mexican States Arising From the Fifth Amendment To Harmonized System Commodity Description and Coding (Harmonized System), 2012 Version
15-12-15	Hacienda: Decree 489 Applicable Rebates/Sales of Customs Duties for the Import of Wheat and Wheat Flour Meslin
21-12-15	Hacienda: Decree 434 – Declares International Fair "IFT 2016 AGRO"
29-12-15	Hacienda: Decree 508 - Applicable rebates of customs duties for the import of raw sugar, refined sugar grades 1 and 2, and refined sugar grades 3 and 4, and substandard
30-12-15	Foreign Affairs: Decree 154: Signs the Free Trade Agreement Between the Government of the Republic Of Chile and the Government of the Kingdom of Thailand

Classification opinions, advance rulings and classification valuation and origin decisions

The National Customs Service has recently redesigned its website. [Advance Classification Rulings](#) (Resoluciones Anticipadas Clasificación) from 2010 to the present and [Classification Opinions](#) (Dictámenes de Clasificación) from 1993-2009 are available. Post entry [Classification, valuation and origin decisions on claims](#) (fallos de reclamaciones) at the first and second instance levels from 2003 to the present are also available.

Colombia

TPTA information

Information, on the *Colombia-United States Trade Promotion Agreement* including presentations, rules of origin and TRQ information (all in Spanish) may be [found here](#). Sample (non-mandatory) Certificates of Origin are [available here](#).

Tariff Classification Resolutions

Tariff Classification Resolutions issued by DIAN, the Tax and Customs agency may be found here:

http://www.dian.gov.co/DIAN/13Normatividad.nsf/pages/Clasificaciones_arancelarias.

MinCIT, MinHacienda and DIAN Documents

The following documents of interest to international traders were posted by the [Ministry of Commerce, Industry and Tourism](#) (MinCIT), [Ministry of Finance](#) (Hacienda) or the [National Directorate of Taxes and Customs](#) (DIAN):

Date	Subject
04-12-15	MinCIT: Resolución 194 of December 4, 2015 "for which the final administrative decision to open official review changed circumstances by de2015 adopting Resolution 063"
	MinCIT: Resolution 195 of December 4, 2015 "for which the final determination in the administrative investigation initiated by Resolution No. 028 of February 20, 2015 is adopted."
	MinCIT: Resolution 196 of December 4, 2015 "for which the final determination in the administrative investigation initiated by Resolution No. 002del January 13, 2015 is adopted."
14-12-15	MinCIT: Circular 024 of 2015 "Resolutions 000440, 000 442 2015 - import quotas granted by Colombia to goods originating in Canada are regulated"
	DIAN: Circular 000049 2015 Reference Prices of agricultural products.
15-12-15	DIAN: Circular 2248 2015 Ad valorem taxes applicable to agricultural products concerned, their substitutes, agro-products or by-products.
17-12-15	MinCIT: Circular 025 of 2015 "Decree 2909 of 2013 by which some quotas for the import of electric and hybrid vehicles are set - third year"
	MinCIT: Circular 026 of 2015 "Distribution and administration of the export quota of sugar and sugar products under the agreement for trade promotion Colombia - United States"
23-12-15	MinCIT: Circular 027 of 2015 "Special Procedures system imports - exports and international marketing companies"
28-12-15	DIAN: Circular 2255 2015 Ad valorem taxes applicable to agricultural products concerned, their substitutes, agro-products or by-products.

Peru

Tariff Classification database

A searchable [Tariff Classification Resolution \(ruling\) database](#) (from 2006 through the present) is available. It may be searched by the tariff number, resolution number, or description. The database currently has approximately 8600 resolutions, some with photographs.

SUNAT and *El Peruano* publications

The following documents of interest to international traders were posted during the past month by [SUNAT](#) (National Customs Superintendent and Tax Admin-

istration) or in the legal standards section of [El Peruano](#) (the Official Gazette) (dd-mm-yy):

Date	Subject
05-12-15	SUNAT: Resolution No. 335-2015 / SUNAT - Modify Superintendency Resolution No. 285-2014 / SUNAT dictating rules governing the disposal of controlled goods and means of transport seized under Legislative Decree No. 1126 567 982
08-12-15	Economy and Finance: Vice Ministerial Resolution No. 023-2015-EF / 15.01 CIF reference prices for the application of additional variable duty or tariff reduction that Supreme Decree No. 115-2001-EF refers to the importation of sugar corn rice and whole milk powder
10-12-15	Economy and Finance: Supreme Decree No. 350-2015-EF Approving Regulations No. 30225, Law on Government Procurement
	Economy and Finance: Supreme Decree No. 348-2015-EF Approving a new list of chemical inputs, their products or derived product sheets, control object referred to in Article 5 of Legislative Decree N ° 1126
	Foreign Trade and Tourism: Ministerial Resolution No. 377-2015-MINCETUR Approving 2025 National Strategic Export Plan
11-12-15	Economy and Finance: Supreme Decree No. 350-2015-EF Approves Regulations No. 30225, Law on Government Procurement
14-12-15	Congress: Law No 30381 Law Changing the Name of the Currency from New Sol" to Sol
18-12-15	Economy and Finance: Supreme Decree No 350-2015-EF Approves Regulations No. 30225, Law on Government Procurement
20-12-15	Central Bank: Circular No 047-2015-BCRP – Regulation to adapt the name change from “New Sol” to “Sol”
26-12-15	Agriculture and Irrigation: Directorial Resolution No. 0055-2015-MINAGRI-SENASA-DSV (26-12-2015) Phytosanitary requirements necessary to establish compliance on the importation of plants cranberry source and origin United States

Asia-Pacific

[Please note that material pertaining to the Eurasian Economic Union (EAEU) and the Customs Union between Armenia Belarus, Kazakhstan, the Kyrgyz Republic and Russia is shown under EUROPE.]

Australia

DIBP issues summary of China- Australia FTA rules of origin

[Department of Immigration and Border Protection \(DIBP\) Notice No 2015/41](#) dated 15 December 2015, summarises the China-Australia Free Trade Agreement (ChAFTA) rules of origin (ROOs) which are effective when ChAFTA enters into force on 20 December 2015.

The Customs Tariff Act 1995 (Customs Tariff), as amended by the Customs Tariff Amendment (China-Australia Free Trade Agreement Implementation) Act 2015 (the Act), will allow duty free entry of many Chinese originating goods when ChAFTA is implemented. Preferential treatment will apply to Chinese originating goods that are imported on or after the day ChAFTA enters into force, or to goods imported before that day and entered for home consumption on or after that day.

Goods will be Chinese originating goods if they satisfy the requirements of:

- the new Division 1L of Part VIII of the *Customs Act 1901* (Customs Act), as inserted by the Act; and

- the *Customs (Chinese Rules of Origin) Regulation 2015* (ChAFTA Regulations).

Division 1L sets out the ROOs for the following categories of goods:

- goods that are wholly obtained;
- goods that are produced entirely from originating materials only; and
- goods produced from non-originating materials only or from non-originating materials and originating materials.

If a regional value content (RVC) is required, the requirement is met using the formula:

$$\text{RVC} = \frac{V - \text{VNM}}{V} \times 100$$

where:

“RVC” is the regional value content, expressed as a percentage;

“V” is the value of the good, as determined in accordance with the provisions of the Customs Valuation Agreement, adjusted on an Free-On-Board (FOB) basis; and

“VNM” is the value of the non-originating materials, including materials of undetermined origin.

For information on processing; packaging materials and containers; accessories, spare parts, tools or instructional or other information materials; non-qualifying operations; and the consignment rule, as well as Certificate of Origin and Declaration of Origin; refunds; and filing a claim on the Import Declaration see [DIBP Notice 2015/41](#).

Amendments to the Customs (Prohibited Imports) Regulations 1956 – Firearms and Weapons

[DIBP Notice № 2015/40](#) dated 15 December 2015, announces that the [Customs \(Prohibited Imports\) Amendment \(Firearms and Other Weapons\) Regulation 2015](#) (Amendment Regulation) has now become law. This Amendment Regulation affects the lawful importation of certain firearms and weapons in certain circumstances under the *Customs (Prohibited Imports) Regulations 1956* (the PI Regulations). The Notice states:

The changes to the PI Regulations are mostly deregulatory to improve the defence and law enforcement industries' ability to source specialised goods for use in the production of defence and law enforcement goods or supply to defence and law enforcement agencies. Some other changes will affect individuals who import some of the goods for personal use, such as individuals who are collectors or operate military museums.

Strict governance arrangements remain in place to ensure that only those with a lawful need to import firearms, weapons and associated parts, and components into Australia are able to do so provided they meet certain conditions and requirements.

The major changes to the PI Regulations include:

- Import permission will no longer be required for the following:
 - Schedule 13 goods imported for the purposes of transshipment (Regulation 3D).
 - The re-importation of firearms used in lawful shooting or hunting activities overseas by Australian residents (subject to conditions in new Regulation 3E).

- Eligible Schedule 13 goods imported by Australian Community members of the Australia-United States Defence Trade Cooperation Treaty (new Regulation 3F).
- Adjustable, detachable and folding stocks are now defined under 'firearm part' rather than 'firearm accessory', impacting on which 'tests' are applied to these goods.
- Anti-personnel sprays and chemicals are removed from Schedule 3 and are now classified under new Item 45 of Schedule 13.
 - This allows these goods to be treated consistently with other Schedule 13 weapons, such as the requirement for importers to meet one of the applicable 'tests' to import these goods.
- Military vehicles, aircraft and vessels within the categories of battle tanks, armoured combat vehicles, combat aircraft, attack helicopters and warships are now controlled under new Item 1A of Schedule 13.
 - This ensures that offensive military vehicles, aircraft and vessels that contain weapons are controlled on import. It also ensures that civilian dual-use parts and components which are unrelated to weapons (such as axles, engine parts, gearboxes, rotors etc.) can be imported without a permit.
- 'Flipper knives' have been removed from import control under Item 14 of Schedule 13.
 - The controls remain on automatic and assisted opening knives (i.e. switchblades and flick knives).
- The controls on single-handed opening knives and parts for single-handed opening knives have been removed (Items 16 and 17 of Schedule 13).
 - This allows importers to import single-handed opening knives that can be opened by gravity, inertia or centrifugal force. These knives have many lawful uses, including for use in outdoor recreational activities such as camping, mountaineering and hiking.
- Item 41 of Schedule 13 (body armour) has been amended so that only body armour or similar goods that are designed for anti-ballistic or anti-fragmentation purposes and are designed to be worn on the human body are controlled.
 - Goods such as eye and hearing protection, helmets and vests or plate carriers with no anti-ballistic or anti-fragmentation protection are not controlled.

Changes to licence charges from 1 January 2016

[DIBP Notice № 2015/37](#) of 2 December 2015 announces that from 1 January 2016, charges associated with the application for and renewal of licences for customs brokers, depots and warehouses, will change.

These changes were announced by the Government as part of the 2015-16 Commonwealth Budget following the Joint Review of Border Fees, Charges and Taxes, which involved significant engagement and consultation with industry.

The changes to take effect from 1 January 2016 are:

- introduction of a licence application charge for customs broker and warehouse licences
- reduction in warehouse licence grant charges
- introduction of a variation charge for warehouse licences
- amendments to the grant and renewal charges for customs broker licences

Changes to licensing charges (in Australian dollars) are highlighted in the following table.

Charge Item	Current Charge	New Charge (From 1 January 2016)
Depot licence application	\$3000	\$3000
Depot licence grant	\$4000	\$4000
Depot licence renewal	\$4000 (annual) – large \$1500 (annual) - small	\$4000 (annual) – large \$1500 (annual) - small
Depot licence variation	\$300	\$300
Warehouse licence application	\$0	\$3000
Warehouse licence grant	\$7000	\$4000 ¹
Warehouse licence renewal	\$4000	\$4000
Warehouse licence variation	\$0	\$300
'Nominee' broker's licence application	\$0	\$130
'Sole trader' or 'Corporate' broker's licence application	\$0	\$1300
'Nominee' broker's licence grant or renewal	\$120 (every 3 years)	\$240 (every 3 years)
'Sole trader' or 'Corporate' broker's licence grant or renewal	\$1200 (every 3 years)	\$2400 (every 3 years)

¹ the commensurate reduction in warehouse licence grant charges, with introduction of the warehouse licence application charge.

For information about licensing for customs brokers, depots and warehouses visit DIBP's website at [Licensing](#).

To find out more about licensing for warehouses storing excise equivalent goods, with the exception of providores catering bonds and duty free stores, visit the [Australian Taxation Office website](#).

Government restructures Import Processing Charges

[DIBP Notice № 2015/44](#) announced that from 1 January 2016, Import Processing Charges (IPCs) will be restructured and implemented under the [Import Processing Charges Amendment Act of 2015](#).

As part of the 2015-16 Commonwealth Budget, the Government has decided to restructure the IPCs in order to support a number of significant reforms. The IPCs are cost recovery based and are aimed at improving the integrity of the border while removing cross-subsidisation and delivering efficiencies to industry.

There are two changes being employed to the current IPC arrangements:

- Removal of the current price differential between air/post and sea cargo pathways.
- Introduction of a consistent price differential between electronically and manually lodged declarations to encourage electronic lodgments and better reflect the additional work required by the agency to manually enter and process these documents.

The restructured IPCs (which are effective 1 January 2016) are included in the table below.

Item	Lodgement Type	Consignment Value	Cargo Channel	Current Price	New Price (01.01.2016)
Communication of Import Declaration (N10) Warehouse Declaration (N20)	Electronic	≤ \$1,000	Sea / Air	\$0.00	Nil
		> \$1,000 - < \$10,000	Air / Post	\$40.20	\$50.00
			Sea	\$50.00	
		≥ \$10,000	Air / Post	\$122.10	\$152.00
	Sea		\$152.60		
	Documentary	> \$1,000 - < \$10,000	Air / Post	\$48.85	\$90.00
			Sea	\$65.75	
		≥ \$10,000	Air / Post	\$122.10	\$192.00
Sea			\$152.60		
Warehoused Goods (N30)	Electronic	All	N/A	\$23.20	\$23.00
	Documentary	All	N/A	\$60.00	\$63.00

DIBP notices and advices

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

Date	Series and №	Title
02-12-15	DIBP № 2015/37	Changes to licence charges from 1 January 2016
15-12-15	DIBP № 2015/38	Building products at risk of containing asbestos
26-11-15	DIBP № 2015/39	Consultation on international standards and risk assessments
15-12-15	DIBP № 2015/40	Amendments to the Customs (Prohibited Imports) Regulations 1956 – Firearms and Weapons
11-12-15	DIBP № 2015/41	China-Australia Free Trade Agreement – Rules of Origin
16-12-15	DIBP № 2015/42	Statistical code and duty rate changes for 1 January 2015
15-12-15	DIBP № 2015/44	Restructure of Import Processing

Australian Gazettes

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

Date	Matter
02-12-15	Tariff Concessions Gazette TC15-47 2 December 2015
09-12-15	Tariff Concessions Gazette TC15-48 9 December 2015
16-12-15	Tariff Concessions Gazette TC15-49 16 December 2015
23-12-15	Tariff Concessions Gazette TC15-50 23 December 2015

Australian Tariff Precedents

The Department of Immigration and Border Protection (DIBP) and one of its predecessors, Australian Customs and Border Protection Service (ACBP) publish

and post its [Tariff Precedent Files](#). Tariff Precedents are considered statements from Customs made to provide guidance on various classification issues.

Antidumping and countervailing duty cases

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

China (including Hong Kong SAR)

Tariff Commission issues tariff amendments

On December 4, 2015, the Customs Tariff Commission of the State Council (an inter-ministerial body) issued [Announcement 23, 2015](#) which amends the Customs Tariff as follows:

- Adjusts import tariff rates for 787 items at the 8-digit level;
- Adjusts export tariff rates for 250 items at the eight digit level;
- Adds nine tariff items to the Chinese Tariff Schedule;
- Tariff rates for 27 kinds of environmental products, such as waste incinerators and wind power generator sets, are lowered to 5%;
- Import tariff rates for certain consumer or luxury products (e.g. diapers and napkins, sunglasses, suitcases of leather surface, and coats of wool or fur) are substantially lowered.

The Amendments will take effect on January 1, 2016. The General Administration of Customs has implemented the changes in [GAC. Ann. 69, 2015](#).

MOFCOM and GAC notices

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

Date	Series and №	Subject
12-02-15	GAC. Ann. № 54, 2015	On the zero tariff announcement of the Comoros Union, 97 per cent of tariff lines for LDCs product implementation
	GAC. Ann. № 55, 2015	On the modification and withdrawal of import and export cargo paperless declarations, business related matters
12-07-15	GAC. Ann. № 57, 2015	"Direct transport" documents under preferential trade agreements
12-08-15	GAC. Ann. № 56, 2015	Zero-tariff goods under Hong Kong CEPA – eff. 01-01-16
12-11-15	GAC. Ann. № 59, 2015	On special customs supervision within the bonded repair business - regulatory issues related
12-15-15	MOFCOM, Min. Industry and Information Technology, GAC and CNCA Announcement No. 72, 2015	Automobiles, motorcycles, off-road motorcycle and all-terrain vehicle export license condition list of companies eligible for the 2016 year
12-18-15	GAC. Ann. 60, 2015	On preferential trade agreements transit through Hong Kong and the relevant documents of the imported goods
	GAC Ann. 61, 2015	Implementation of relevant issues under the China - Australia FTA
	GAC Ann. 62, 2015	On the item under the product-specific rules of

Date	Series and №	Subject
		origin, China- Australia FTA
	GAC Ann. 63, 2015	On the implementation of related matters under the China-Korea FTA
	GAC Ann. 64, 2015	On the item under the product-specific rules of origin, China- Korea FTA
	GAC Decree 228, 2015	China-Australia FTA import and export goods under the Measures for the Administration of origin item
	GAC Decree 229, 2015	China- Korea FTA import and export goods under the Measures for the Administration of origin item
	GAC. Ann. 65, 2015	On under the "special list of goods," China-Korea FTA
	GAC. Ann. 66, 2015	On the China -Australia FTA implementation of the agricultural imports under the special safeguard measures for bulletin
12-21-15	GAC. Ann. 67, 2015	On the trade market purchases to expand the pilot announcement
12-22-15	GAC. Ann. 68, 2015	Related to the number of annual imports of agricultural products from New Zealand and 2016 annual import quantity trigger level posts
12-28-15	AQSIQ, NDRC, Mofcom, GAC Joint Order 175, 2015	Decision on Abolishing "defective auto product recall regulations"
12-28-15	GAC. Ann. 69, 2015	On the 2016 Tariff Implementation Plan Announcement
12-30-15	GAC. Ann. 70, 2015	Handling of administrative examination and approval online platform, the implementation of administrative examination and approval online check
12-31-15	GAC. Ann. 71, 2015	Facilitating the implementation of preferential trade agreements with Hong Kong, Macao, Taiwan by allowing electronic filing of certificate of origin

Antidumping and Countervailing Duty Cases

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

India

India launches safeguard investigation on certain hot-rolled flat sheets and plates

On 10 December 2015, India notified (WTO Document [G/SG/N/6/IND/42](#)) the WTO's Committee on Safeguards that it initiated on 7 December 2015 a safeguard investigation on Hot-rolled flat sheets and plates (excluding hot rolled flat products in coil form) of alloy or non-alloy steel having nominal thickness less than or equal to 150mm and nominal width of greater than or equal to 600mm.

In the notification, India indicated as follows:

"All interested parties may make their views known within a period of 30 days from the date of the notice issued (i.e. 7 December 2015) by the Director General (Safeguards) to:

The Director General (Safeguards)
 Bhai Vir Singh Sahitya Sadan: 2nd Floor,
 Bhai Vir Singh Marg,
 Gole Market, New Delhi-110 001, INDIA.
 Telefax: 011-23741542/23741537
 E-mail: dgsafeguards@nic.in

Any other party to the investigation who wishes to be considered as an interested party may submit its request so as to reach the Director General (Safeguards) on the aforementioned address within 15 days from the date of the aforesaid date of issuance of the notice by the Director General (Safeguards).”

A safeguard investigation seeks to determine whether increased imports of a product are causing, or is threatening to cause, serious injury to a domestic industry.

During a safeguard investigation, importers, exporters and other interested parties may present evidence and views and respond to the presentations of other parties.

A WTO member may take a safeguard action (i.e. restrict imports of a product temporarily) only if the increased imports of the product are found to be causing, or threatening to cause, serious injury.

Other CBEC and DGFT notifications, circulars and instructions

The following Central Board of Excise and Customs (CBEC) Customs notifications (NT-non tariff, T-tariff), circulars (Cir) and instructions (other than anti-dumping, countervailing duty and safeguard) and Directorate General of Foreign Trade (DGFT) notifications were issued during the period covered by this Update:

Date	Series and №	Subject
11-12-15	56/2015-Cus (T)	Further amends notification No 39/96-Customs dated 23.07.1996
14-12-15	57/2015-Cus (T)	Further amends Notification No. 69/2011-Customs, dated 29th July, 2011 so as to provide a concessional rate of basic customs duty in respect of tariff item 84082020 [engines of a kind used for the propulsion of motor vehicles – of cylinder capacity exceeding 250 cc] and 87084000 [gear box and parts thereof, of motor vehicles], w.e.f. 1st of January, 2016 at 5.94% and 8.13%, respectively, when imported under the India-Japan Comprehensive Economic Partnership Agreement (IJCEPA)
15-12-15	142/2015-Cus (NT)	Fixation of T V of Edible oil, Brass, Poppy seed, Areca nut, gold and Sliver
	143/2015-Cus (NT)	Notifying 'Fireworks' under Section 110 (1A) of Customs Act, 1962
15-29-15	149/2015-Cus (NT)	Rescinds the Customs Tariff (Transitional Product Specific Safeguard Duty) Rules, 2002, published by Notification No. 34/2002-NT-CUSTOMS, dated the 11 th June, 2002
30-12-15	58/2015-Cus (T)	Further amends notification No. 46/2011-Customs dated 01.06.2011 so as to provide deeper tariff concessions in respect of specified goods when imported from ASEAN countries under the India-ASEAN Free Trade Agreement w.e.f. 01.01.2016
	59/2015-Cus (T)	Amends notification No. 53/2011-Customs dated 01st July, 2011 so as to provide deeper tariff concessions in respect of specified goods imported from Malaysia under the India-Malaysia Comprehensive Economic Cooperation Agreement (IMCECA) w.e.f. 01.01.2016.
	60/2015-Cus (T)	Amends notification No. 152/2009-Customs dated 31.12.2009 so as to provide deeper tariff concessions in respect of specified goods imported from Korea RP under the India-Korea Comprehensive Economic Partnership Agreement (CEPA) w.e.f. 01.01.2016
	61/2015-Cus (T)	Further amends notification No 12/2012-Customs dated

Date	Series and No	Subject
		17.03.2012.
31-12-15	150/2015-Cus (NT)	Tariff Value Notification in respect of fixation of Tariff Value of Edible Oil, Brass, Poppy Seed, Areca Nut, Gold and Silver

Antidumping and countervailing duty cases

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

Korea

Korea-China FTA comes into effect after Korean Parliament OKs it

The Ministry of Trade, Industry and Energy (MOTIE) [announced](#) that the *Korea-China Free Trade Agreement* (FTA) would take effect from December 20, 2015. The Asia Times [reported](#) that on November 30, 2015, the South Korean National Assembly voted 196-33 (with 36 abstentions) to approve the long delayed FTA with China that will eventually eliminate duties on more than 90 percent of all imports between the two countries. In addition, on the same day, the National Assembly approved FTAs with New Zealand (also to go into effect on December 20, 2015) and Vietnam.

Malaysia

Federal Government Gazette

The following documents were published in the [Warta Kerajaan Persekutuan - Federal Government Gazette](#)

Date	Matter
01-12-15	P.U. (B) 471/2015 Notification of Values of Palm Kernel Under Section 12 - Customs Act 1967
02-12-15	P.U. (B) 475/2015 Notice of Extension of Time Period for Making Preliminary Determination - Safeguards Act 2006
04-12-15	P.U. (A) 285/2015 Customs (Prohibition of Imports) (Amendment) (No. 7) Order 2015 - Corrigendum
	P.U. (B) 478/2015 Notification of Values of Crude Petroleum Oil Under Section 12 - Customs Act 1967
	P.U. (B) 479/2015 Notification of Values of Crude Palm Oil Under Section 12 - Customs Act 1967
11-12-15	P.U. (A) 286/2015 Customs Duties (Goods Under the Framework Agreement on Comprehensive Economic Co-Operation Among The Governments of the Member Countries of the Association of Southeast Asian Nations and the Republic of Korea) (ASEAN Harmonised Tariff Nomenclature) Order 2015 - Customs Act 1967
18-12-15	P.U. (B) 492/2015 Notification Of Values Of Crude Palm Oil Under Section 12 - Customs Act 1967
	P.U. (B) 493/2015 Notice of Extension of Time Period for Making Preliminary Determination - Countervailing and Anti-dumping Duties Act 1993
22-12-15	P.U. (B) 495/2015 Notification of Values of Crude Petroleum Oil Under Section 12 - Customs Act 1967
23-12-15	P.U. (B) 497/2015 Notification of Values of Palm Kernel Under Section 12 - Customs Act 1967
29-12-15	P.U. (A) 305/2015 - Customs Duties (Amendment) (No. 3) Order 2015 - Customs Act 1967
	P.U. (A) 306/2015 - Customs Duties (Goods of ASEAN Countries Origin) (ASEAN Harmonised Tariff Nomenclature and ASEAN Trade In Goods Agree-

Date	Matter
	ment) (Amendment) (No. 3) Order 2015 - Customs Act 1967

Customs rulings

Monthly compendiums of Customs classification rulings (with images where available) are available on the recently redesigned Royal Malaysian Customs Department website. Although the rulings are written in Malay, the product is usually listed in English and there are often English language descriptions and references to rulings in English from other Customs administrations. The rulings may be found under the topic: [Keputusan Ketetapan Kastam](#).

New Zealand

Korea - New Zealand FTA tariff changes enter into force on 20 December 2015

The New Zealand Customs Service [announced](#) that the tariff changes under the *Korea - New Zealand Free Trade Agreement* (KNZFTA) will enter into force on 20 December 2015. The announcement states:

New Zealand exporters to Korea currently pay NZ\$229 million a year in duties. Tariff reductions under the Free Trade Agreement (FTA) will save exporters an estimated NZ\$65 million in duties in the first year, and duties on our current exports will largely be eliminated within 15 years of entry into force.

This FTA secures the long-term future of New Zealand exporters in the Korean market who were under threat from Korea's other FTAs. It will ensure that our exporters are put back on a level playing field with their international competitors. Korea's agreements with others - such as the US, the EU and Chile - mean our exporters face increasing pressure in the Korean market from competitors that enjoy preferential tariff rates via their own established FTAs.

Based on current trade, at the end of the FTA phasing period around 98 percent of New Zealand's exports will enter duty and tariff free. This will cover all dairy products (with the exception of milk powder which will face a permanent capped tariff rate quota), all meat and meat products (except unprocessed velvet), all fisheries products (except squid and of course frozen mussels which will face a permanent capped tariff rate quota) and all forestry (except for two non-traded lines of unworked particleboard and 12mm to 15mm plywood).

New Zealand Gazette

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

Date	Matter
03-11-15	Tariff Concession (Advertisement) Notice No. 2015/37
	Tariff Concession Approvals, Withdrawals and Declines Notice (No. 37) 2015
08-11-15	Tariff Concession (Advertisement) Notice No. 2015/41
17-11-15	Tariff Concession Approvals, Withdrawals and Declines Notice (No. 38) 2015
24-11-15	Tariff Concession (Advertisement) Notice No. 2015/39
	Tariff Concession Approvals, Withdrawals and Declines Notice (No. 39) 2015
01-12-15	Tariff Concession (Advertisement) Notice No. 2015/40
	Tariff Concession Approvals, Withdrawals and Declines Notice (No. 40) 2015
08-12-15	Tariff Concession (Advertisement) Notice No. 2015/41
15-12-15	Tariff Concession (Advertisement) Notice No. 2015/42
	Tariff Concession Approvals, Withdrawals and Declines Notice (No. 42) 2015

Philippines

Legislation regulating import, export and re-export of strategic goods enacted

On November 13, 2015, President Aquino approved [Republic Act No 10697, “An Act Preventing the Proliferation of Weapons of Mass Destruction by Managing the Trade in Strategic Goods, the Provisions of Related Services, and for Other Purposes.”](#) The legislation requires the State to manage the trade of strategic goods and provision of related services in accordance with international standards and best practices. The Act applies to any person operating within the Philippines who engages or intends to engage in the export of strategic goods from the Philippines, including designated special economic and freeport zones, the import of strategic goods into the Philippines; or the transit or transshipment of strategic goods through the territory of the Philippines and the provision of related services; and all Filipino persons providing these services wherever located; and the re-export of strategic goods that have been imported from the Philippines to a foreign country, and the reassignment of strategic goods imported from the Philippines to a new end-user in the country of import subject to authorization under this Act.

The law requires the establishment of a National Strategic Goods List (NSGL) to describe with specificity the strategic goods subject to authorization. The NSGL will be comprised of three (3) annexes: Military Goods (Annex 1), Dual Use Goods (Annex 2), and Nationally Controlled Goods (Annex 3).

The Act creates a permanent committee under the National Security Council (NSC), to be known as the NSC-Strategic Trade Management Committee (NSC-STMCom), which will be the central authority on any and all matters relating to strategic trade management. It consists of the Executive Secretary; the Secretary of Trade and Industry; the Secretary of Foreign Affairs; the Secretary of Justice; the Secretary of National Defense; the Secretary of the Interior and Local Government; the Secretary of Finance; the Secretary of Transportation and Communications; the National Security Advisor; the Secretary of Environment and Natural Resources; the Secretary of Science and Technology; the Secretary of Agriculture; and the Secretary of Health; as Members. The Anti-Terrorism Council (ATC) – Program Management Center (PMC) shall serve as the Secretariat. The NSC-STMCom will be supported and complemented by a number of bureaus and agencies, including the Bureau of Customs, Philippine Coast Guard, FDA, etc.

The Strategic Trade Management Office (STMO) (located in the Department of Trade and Industry (DTI)) will be responsible for the issuance of individual, global or general licenses for the export, import, re-export, reassignment, transit, or transshipment of strategic goods and provision of related services, subject to policies established by the NSC-STMCom, which will also review and decide appeals on decisions made by the STMO. The Act also establishes extensive record-keeping and registration requirements. Violations of the Act are punishable by imprisonment for a period from six (6) months and one (1) day to six (6) years imprisonment, and a fine from one hundred thousand pesos (P 100,000.00) to one million pesos (P1,000,000.00).

Customs Orders

The following [Customs Administrative Orders \(CAO\)](#), [Customs Memorandum Circulars \(CMC\)](#) (other than IPR recordations, exchange rates, and rice prices) and

[Customs Memorandum Orders \(CMO\)](#) were posted to the [Bureau of Customs website](#) [Date is mm/dd/yy]:

Date	Reference	Matter
10-28-15	CMO 40-2015	Customs Rules and Regulations Implementing BOC-PEZA JMO 2-2015 on the Transfer of Goods from the Ecozone Logistics Service Enterprise (else) to its Partner Ecozone Locator
11-13-15	CMC 163-2015	Executive Order No. 190 / Modifying the MFN Rates of Duty/Waiver to Special Treatment for Rice of the Philippines
	CMC 164-2015	Executive Order No. 191 / Modifying the MFN Rates of Duty/Waiver to Special Treatment for Rice of the Philippines/Phil's ASEAN-ANZFTA
11-24-15	CMC 165-2015	Regulating the Sale, Manufacturing, Distribution & Use of Fire-crackers
	CMC 166-2015	NFA's Approval to the Extension of the Arrival Period of Rice Importation of Private Sector
11-23-15	CMC 167-2015	Convention Concerning the Creation of an International Union for the Publication of Customs Tariffs & Regulations
11-26-15	2015-12-005	Shipments of Iron and Steel, and Resin
11-27-15	CMC 170-2015	Republic Act № 10697 Preventing the Proliferation of Weapons of Mass Destruction (Approved Nov. 13, 2015)
12-04-15	CMC 174-2015	Confirmation of Invoices on Meat Imports, List of Meat Exporters, Suppliers & Importers
12-09-15	CMC 175-2015	Selected Household - Urban Hazardous Substances (HUHS) Products covered by DOH Administrative Order No. 2015-0038 [Removing the Requirements of Licensing as Importers, Exporters, Manufacturers, Toll Manufacturers, Wholesalers, Distributors, Retailers or Re-Packers of those Engaged in Certain Household/Urban Hazardous Substances, and from the Requirement of Prior Registration and/or Notification of Said Products]
12-15-15	CMC 178-2015	Temporary Suspension of Regulation of "Commonly Used Controlled Chemicals"

Vietnam

Government documents

The following Government laws, decrees, decisions, notices and other documents related to international trade were posted by the General Department of Vietnam Customs on its [website](#). Translations are automated and unofficial [dd-mm-yy]:

Date	Reference and Subject
01-12-15	Letter No. 11 349 / TCHQ-TXNK Classification of goods
	Letter No. 11 363 / TCHQ-GSQL Location customs procedures for postal customers
03-12-15	Decision No. 3972 / QĐ-GDC on Establishing Bonded Warehouses
16-12-15	Circular No. 201/2015 / TT-BTC dated 12/16/2015 Issued preferential import tariff of Vietnam in particular to implement the free trade agreement Vietnam - Korea 2015-2018
17-12-15	Decision No 65/2015 / QĐ -TTg dated 12/17/2015 of the Prime Minister on regulating the functions, tasks, powers and organizational structure of the Customs Department under the Ministry of Finance.
25-12-15	Decision No. 2770 / QĐ-BTC dated 25/12/2015 on administrative announced new / replacement procedures / administrative procedures abolished / administrative procedures remain in the customs sector under functions of state management of the Ministry of Finance

Europe

European Union and EFTA

Commission lays down detailed rules to implement the Union Customs Code

On 29 December 2015, the *Official Journal* published the 557 page [Commission Delegated Regulation \(EU\) 2015/2446 of 28 July 2015 supplementing Regulation \(EU\) No 952/2013 of the European Parliament and of the Council as regards detailed rules concerning certain provisions of the Union Customs Code](#) and the 336 page [Commission Implementing Regulation \(EU\) 2015/2447 of 24 November 2015 laying down detailed rules for implementing certain provisions of Regulation \(EU\) No 952/2013 of the European Parliament and of the Council laying down the Union Customs Code](#). [We hope to bring you summaries of important provisions over the next few issues.]

Commission updates lists of dual use items controlled by EU

On 24 December 2015, the Official Journal published [Commission Delegated Regulation \(EU\) 2015/2420 of 12 October 2015 amending Council Regulation \(EC\) No 428/2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual use items](#). The Delegated Regulation updates and consolidates the control lists in Annex I to Regulation (EC) No 428/2009, which establishes the common list of dual-use items that are subject to controls in the Union. Decisions on the items subject to controls are taken within the framework of the Australia Group, the Missile Technology Control Regime, the Nuclear Suppliers Group, the Wassenaar Arrangement and the Chemical Weapons Convention. Annexes IIa to IIg to Regulation (EC) No 428/2009, which establish Union General Export Authorisations are replaced by a new Annex II. Annex IV is also replaced.

Commission provides transitional rules for operators and customs authorities for a limited period from 1 May 2016

On 17 December 2015, the European Commission [announced](#) that it had adopted a delegated act to establish transitional rules (hereafter the Transitional Delegated Act) for operators and customs authorities pending the introduction of new IT systems to create a fully electronic customs environment. The announcement said:

The present Act is the last element of the *Union Customs Code* (UCC) package aimed to provide a modern and integrated EU customs system. It joins the Delegated Act (DA) and the Implementing Act (IA) as the three pillars that will, inter alia:

- streamline customs legislation and procedures;
- simplify customs rules and procedures and facilitate more efficient customs transactions in line with modern-day needs;
- complete the shift by customs authorities to a paperless and fully electronic environment; and
- reinforce swifter customs procedures for compliant and trustworthy economic operators.

The Transitional Delegated Act lays down provisions for a transitional period during which the electronic systems for the exchange of information between customs author-

ities and the Commission and for the storage of such information as laid down in the [UCC Work Programme](#) are finalized. (By way of background information, the UCC Work Programme is used as planning and transition tool to govern all necessary steps at Union and Member States level to ensure full electronic implementation by 31 December 2020). Specifically, it lays down the rules on the exchange and storage of data in the absence of certain information technology (IT) systems, i.e. the use of existing systems or the use of paper-forms, to allow implementation of the UCC while work continues on the development and deployment of the relevant IT systems. In addition, and in order to ensure predictability and legal certainty, the Transitional Delegated Act contains suspensions of certain provisions in the Delegated Act where they are needed, to clarify, where necessary, that paper forms or existing systems can continue to be used by customs authorities and stakeholders.

These transitional rules will apply from 1 May 2016 until the respective IT system has been updated or deployed; in line with Article 279 of the UCC, the last system will be deployed at the end of 2020.

Acting as a bridge during the IT transition as laid down in the UCC, the Transitional Delegated Act is therefore an enabler for the smooth functioning of all customs procedures. It will ensure uninterrupted trade flows as well as appropriate controls despite the fact that some Systems that form part of the overall electronic landscape will not be deployed by 1 May 2016.

As with the work on the DA and IA, the Commission carried out extensive consultations on the draft Transitional Delegated Act with Member States at expert level, as well as through consultation of the business community through the consultative body "Trade Contact Group". All comments received as part of this exercise have been actively considered, and, to the best extent possible taken on board. The Transitional Delegated Act has been adopted at this stage to give Member States and traders sufficient time to make the necessary adjustments before 1 May 2016.

Convention on a common transit procedure and the Convention on the simplification of formalities in trade of goods extended to Serbia

The European Commission announced that by their decisions No 2/2015 and No 3/2015 the EU-EFTA Joint Committees on a common transit procedure and on the simplification of formalities in trade of goods invited Serbia to accede to the Convention of 20 May 1987 on a common transit procedure and to the Convention of 20 May 1987 on the simplification of formalities in trade of goods.

Serbia has deposited its instrument of accession on 9 December 2015 and therefore joins the conventions on 1 February 2016. This means that common transit operations with Serbia and the current contracting parties (the EU, the EFTA countries, the former Yugoslav Republic of Macedonia and Turkey) can begin from this date with Serbia. This extension will bring major simplifications for economic operators engaged in trade between the contracting parties.

The EU, Russia, Ukraine meet

The European Commission [announced](#) that on 1 December 2015, the EU Trade Commissioner Malmström, Minister of Foreign Affairs of Ukraine Klimkin and Minister of Economic Development of the Russian Federation Ulyukayev met for trilateral talks on the implementation of the *EU-Ukraine Association Agreement/Deep and Comprehensive Free Trade Area (DCFTA)*, which will be provisionally applied as of 1 January 2016. The meeting was held in the framework of

the trilateral talks and on the basis of the Joint Ministerial Statement of 12 September 2014 and taking into account the 12 February 2015 Declaration in support of the “Package of Measures for the Implementation of the Minsk Agreements”. The announcement said:

The consultation process at ministerial level was launched on July 11, 2014. Up to now 13 trilateral meetings, including 4 at ministerial level, have taken place to achieve practical solutions to concerns raised by the Russian Federation with regard to the implementation of the DCFTA between Ukraine and the EU. The ministerial level meetings have provided detailed guidance to the work of experts on the areas related to the implementation of the DCFTA.

Some concerns of the Russian Federation can be addressed in the context of the existing flexibilities available in the DCFTA. For some other concerns solutions can be available in the context of bilateral or trilateral and plurilateral cooperation frameworks.

The participants reiterated that trade liberalisation, in line with World Trade Organisation (WTO) principles and rules, would contribute to economic growth. Thus, it is understood that any practical solutions have to respect the relevant WTO provisions.

Participants have identified a number of potential practical solutions and are ready to continue talks at ministerial and expert levels.

The EU and Vietnam finalise landmark trade deal

On 2 December 2015, the European Commission [announced](#) that the European Union and Vietnam finalised talks for a free trade agreement (FTA), marking the end of the negotiating process. After the agreement in principle reached in August, the announcement follows the successful resolution of the few remaining issues on the table. The announcement stated (in part):

The FTA between the EU and Vietnam will further strengthen relations between our two economies and societies. It builds on the EU-Vietnam Partnership and Cooperation Agreement (PCA), currently undergoing ratification. After the EU-Singapore trade deal concluded in 2014, it provides further evidence of the EU's commitment to Southeast Asia and is an important building block towards an eventual region-to-region FTA with the Association of Southeast Asian Nations (ASEAN).

Vietnam has also agreed to accept the EU's new approach on investment protection – in particular a permanent investment dispute resolution system with an appeal mechanism.

Following today's conclusion of negotiations the way ahead is now clear to begin the legal review and translation into the EU's official languages and Vietnamese. The Commission will then present a proposal to the Council of Ministers for approval of the agreement and ratification by the European Parliament.

Commission issues tariff classification regulations

[See separate section below](#) for tariff classification regulations issued by the European Commission during the period covered by this Update.

Amendments to the CN Explanatory Notes

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.

Binding Tariff Information is issued on request to economic operators by the customs authorities of the Member States. It is valid throughout the Community, regardless of the Member State which issued it. For information about an existing BTI, you may want to contact the [customs administration of the Member State](#) which issued it. However, remember that, according to the provisions for data protection, there are limitations as to the information an administration can provide. You can search and consult existing BTIs on the [EBTI-database](#).

Official Journal documents

The following documents of interest to international traders (excluding documents relating to day-to-day management of agricultural matters, individual protected designations of origin registrations, approvals or restrictions on specific substances and fishing rights) were published in the *Official Journal of the European Union*:

OJ Date	Subject
01-12-15	Directive (EU) 2015/2203 of the European Parliament and of the Council of 25 November 2015 on the approximation of the laws of the Member States relating to caseins and caseinates intended for human consumption and repealing Council Directive 83/417/EEC
	Commission Implementing Decision (EU) 2015/2217 of 27 November 2015 on measures to prevent the introduction into the Union of the foot-and-mouth disease virus from Libya and Morocco (notified under document C(2015) 8223)
	Corrigendum to Commission Regulation (EU) 2015/2075 of 18 November 2015 amending Annexes II and III to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for abamectin, desmedipham, dichlorprop-P, haloxyfop-P, oryzalin and phenmedipham in or on certain products (OJ L 302, 19.11.2015)
03-12-15	Commission Delegated Regulation (EU) 2015/2229 of 29 September 2015 amending Annex I to Regulation (EU) No 649/2012 of the European Parliament and of the Council concerning the export and import of hazardous chemicals
	Commission Implementing Regulation (EU) 2015/2233 of 2 December 2015 amending Implementing Regulation (EU) No 540/2011 as regards the conditions of approval of the active substance haloxyfop-P
	Council Decision (EU) 2015/2236 of 27 November 2015 establishing the position to be taken on behalf of the European Union within the Ministerial Conference of the World Trade Organisation as regards an extension of the moratorium on customs duties on electronic transmissions and the moratorium on non-violation and situation complaints
	Commission Implementing Decision (EU) 2015/2239 of 2 December 2015 concerning certain protective measures in relation to highly pathogenic avian influenza of subtypes H5N1 and H5N2 in France (notified under document C(2015) 8755)
	Corrigendum to Directive 97/55/EC of the European Parliament and of the Council of 6 October 1997 amending Directive 84/450/EEC concerning misleading advertising so as to include comparative advertising (OJ L 290, 23.10.1997)
04-12-15	Commission Implementing Regulation (EU) 2015/2244 of 3 December 2015 amending Implementing Regulation (EU) No 543/2011 as regards the trigger levels for additional duties on certain fruit and vegetables
	Commission Implementing Decision (EU) 2015/2250 of 26 November 2015 confirming or amending the average specific emissions of CO2 and specific emissions targets for manufacturers of new light commercial vehicles for the calendar year 2014 pursuant to Regulation (EU) No 510/2011 of the European Parliament and of the Council (notified under document C(2015) 8346)
	Commission Implementing Decision (EU) 2015/2251 of 26 November 2015 confirming or amending the average specific emission of CO2 and specific emissions targets for manufacturers of passenger cars for the calendar year 2014 pursuant to Regulation (EC) No 443/2009 of the European Parliament and of

OJ Date	Subject
	the Council (notified under document C(2015) 8348)
05-12-15	<p>Notice concerning the provisional application of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Ukraine, of the other part</p> <p>Commission Implementing Regulation (EU) 2015/2258 of 4 December 2015 amending Regulation (EC) No 798/2008 as regards imports and transit of single consignments of less than 20 units of poultry other than ratites, hatching eggs and day-old chicks thereof</p> <p>Commission Implementing Decision (EU) 2015/2260 of 3 December 2015 repealing Decision 2008/630/EC on emergency measures applicable to crustaceans imported from Bangladesh and intended for human consumption (notified under document C(2015) 8472)</p> <p>Decision No 1/2014 of the EU-Georgia Association Council of 17 November 2014 adopting its Rules of Procedure and those of the Association Committee and of Sub-Committees [2015/2261]</p> <p>Decision No 2/2014 of the EU-Georgia Association Council of 17 November 2014 on the establishment of two Sub-Committees [2015/2262]</p> <p>Decision No 3/2014 of the EU-Georgia Association Council of 17 November 2014 on the delegation of certain powers by the Association Council to the Association Committee in Trade configuration [2015/2263]</p>
08-12-15	<p>Council Regulation (EU) 2015/2265 of 7 December 2015 opening and providing for the management of autonomous Union tariff quotas for certain fishery products for the period 2016-2018</p> <p>Commission Implementing Decision (EU) 2015/2279 of 4 December 2015 authorising the placing on the market of products containing, consisting of, or produced from genetically modified maize NK603 x T25 (MON-ØØ6Ø3-6 x ACS-ZMØØ3-2) pursuant to Regulation (EC) No 1829/2003 of the European Parliament and of the Council (notified under document C(2015) 8581)</p> <p>Commission Implementing Decision (EU) 2015/2280 of 7 December 2015 on the approval of the DENSO efficient alternator as an innovative technology for reducing CO2 emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council</p> <p>Commission Implementing Decision (EU) 2015/2281 of 4 December 2015 authorising the placing on the market of products containing, consisting of, or produced from genetically modified maize MON 87427 (MON-87427-7) pursuant to Regulation (EC) No 1829/2003 of the European Parliament and of the Council (notified under document C(2015) 8587)</p>
09-12-15	<p>Commission Regulation (EU) 2015/2285 of 8 December 2015 amending Annex II to Regulation (EC) No 854/2004 of the European Parliament and of the Council laying down specific rules for the organisation of official controls on products of animal origin intended for human consumption as regards certain requirements for live bivalve molluscs, echinoderms, tunicates and marine gastropods and Annex I to Regulation (EC) No 2073/2005 on microbiological criteria for foodstuffs</p> <p>Decision No 2/2015 of the Joint Committee on Agriculture of 19 November 2015 on the amendment of Appendices 1 and 2 to Annex 9 to the Agreement between the European Community and the Swiss Confederation on trade in agricultural products [2015/2292]</p>
10-12-15	<p>Commission Regulation (EU) 2015/2294 of 9 December 2015 amending Regulation (EC) No 1831/2003 of the European Parliament and of the Council as regards the establishment of a new functional group of feed additives</p> <p>Commission Implementing Regulation (EU) 2015/2296 of 9 December 2015 amending Implementing Regulation (EU) No 1366/2014 publishing, for 2015, the agricultural product nomenclature for export refunds introduced by Regulation (EEC) No 3846/87</p> <p>Commission Implementing Decision (EU) 2015/2301 of 8 December 2015 amending Decision 93/195/EEC as regards animal health and veterinary certification conditions for the re-entry of registered horses for racing, competition and cultural events after temporary export to Mexico and the United States of America, and amending Annex I to Decision 2004/211/EC as regards the entry for Mexico in the list of third countries and parts thereof from which imports into the</p>

OJ Date	Subject
	Union of live equidae and semen, ova and embryos of the equine species are authorised (notified under document C(2015) 8556)
11-12-15	Commission Implementing Regulation (EU) 2015/2304 of 10 December 2015 concerning the authorisation of a preparation of endo-1,4-beta-xylanase and endo-1,3(4)-beta-glucanase produced by <i>Talaromyces versatilis</i> sp. nov. IMI CC 378536 and <i>Talaromyces versatilis</i> sp. nov. DSM 26702 as a feed additive for turkeys for fattening and for breeding (holder of the authorisation Adisseo France S.A.S.)
	Commission Implementing Regulation (EU) 2015/2305 of 10 December 2015 concerning the authorisation of a preparation of endo-1,4-beta-glucanase (EC 3.2.1.4) produced by <i>Trichoderma citrinoviride</i> Bisset (IM SD142) as a feed additive for chickens for fattening, minor poultry species for fattening and weaned piglets, and amending Regulations (EC) No 2148/2004 and (EC) No 1520/2007 (holder of authorisation Huvepharma NV)
	Commission Implementing Regulation (EU) 2015/2306 of 10 December 2015 concerning the authorisation of L-cysteine hydrochloride monohydrate as a feed additive for cats and dogs
	Commission Implementing Regulation (EU) 2015/2307 of 10 December 2015 concerning the authorisation of menadione sodium bisulphite and menadione nicotinamide bisulphite as feed additives for all animal species
	Council Decision (CFSP) 2015/2309 of 10 December 2015 on the promotion of effective arms export controls
	Corrigendum to Commission Implementing Regulation (EU) 2015/608 of 14 April 2015 amending Regulation (EC) No 798/2008 as regards the entries for Ukraine and Israel in the list of third countries, the approval of the control programme of Ukraine for <i>Salmonella</i> in laying hens, the veterinary certification requirements concerning Newcastle disease and processing requirements for egg products (OJ L 101, 18.4.2015)
	Corrigendum to Commission Implementing Regulation (EU) 2015/1884 of 20 October 2015 amending Annex I to Regulation (EC) No 798/2008 as regards the entries for Canada and the United States in the list of third countries, territories, zones or compartments from which poultry and poultry products may be imported into or transit through the Union in relation to highly pathogenic avian influenza outbreaks in these countries (OJ L 276, 21.10.2015)
	Regulation (EU) 2015/2283 of the European Parliament and of the Council of 25 November 2015 on novel foods, amending Regulation (EU) No 1169/2011 of the European Parliament and of the Council and repealing Regulation (EC) No 258/97 of the European Parliament and of the Council and Commission Regulation (EC) No 1852/2001
	Regulation (EU) 2015/2284 of the European Parliament and of the Council of 25 November 2015 repealing Council Directive 76/621/EEC relating to the fixing of the maximum level of erucic acid in oils and fats and Council Regulation (EC) No 320/2006 establishing a temporary scheme for the restructuring of the sugar industry
12-12-15	Commission Regulation (EU) 2015/2314 of 7 December 2015 authorising 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 Regulation (EU) No 432/2012
14-12-15	Commission Implementing Regulation (EU) 2015/2322 of 10 December 2015 amending Regulation (EC) No 474/2006 establishing the Community list of air carriers which are subject to an operating ban within the Community
	Commission Implementing Decision (EU) 2015/2329 of 11 December 2015 determining that the temporary suspension of the preferential customs duty established under the stabilisation mechanism for bananas of the Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part, and under the stabilisation mechanism for bananas of the Agreement establishing an Association between the European Union and its Member States, on the one hand, and Central America on the other, is not appropriate for imports of bananas originating respectively in Peru and Guatemala for the year 2015
15-12-15	Commission Implementing Decision (EU) 2015/2337 of 11 December 2015 de-

OJ Date	Subject
	termining quantitative limits and allocating quotas for substances controlled under Regulation (EC) No 1005/2009 of the European Parliament and of the Council on substances that deplete the ozone layer, for the period 1 January to 31 December 2016 (notified under document C(2015) 8853)
16-12-15	Commission Regulation (EU) 2015/2340 of 15 December 2015 amending Directive 2009/81/EC of the European Parliament and of the Council in respect of the application thresholds for the procedures for the award of contracts Commission Regulation (EU) 2015/2341 of 15 December 2015 amending Directive 2004/17/EC of the European Parliament and of the Council in respect of the application thresholds for the procedures for the award of contracts Commission Regulation (EU) 2015/2342 of 15 December 2015 amending Directive 2004/18/EC of the European Parliament and of the Council in respect of the application thresholds for the procedures for the award of contracts Commission Implementing Regulation (EU) 2015/2345 of 15 December 2015 amending Regulation (EC) No 1235/2008 laying down detailed rules for implementation of Council Regulation (EC) No 834/2007 as regards the arrangements for imports of organic products from third countries
18-12-15	Commission Implementing Regulation (EU) 2015/2379 of 16 December 2015 derogating from Regulations (EC) Nos 2305/2003, 969/2006 and 1067/2008 and from Implementing Regulation (EU) 2015/2081, Regulation (EC) No 1964/2006 and Implementing Regulation (EU) No 480/2012 and Regulation (EC) No 1918/2006 as regards the dates for lodging import licence applications and issuing import licences in 2016 under tariff quotas for cereals, rice and olive oil, and derogating from Regulation (EC) No 951/2006 as regards the dates for issuing export licences in 2016 in the out-of-quota sugar and isoglucose sectors Commission Implementing Regulation (EU) 2015/2380 of 16 December 2015 amending Regulation (EC) No 1484/95 as regards fixing representative prices in the poultrymeat and egg sectors and for egg albumin Commission Implementing Regulation (EU) 2015/2383 of 17 December 2015 amending Annex I to Regulation (EC) No 669/2009 as regards the list of feed and food of non-animal origin subject to an increased level of official controls on imports Notice concerning the expiry of Council Regulation (EC) No 1340/2008 on trade in certain steel products between the European Community and the Republic of Kazakhstan (2015/C 425/14)
19-12-15	Commission Implementing Regulation (EU) 2015/2405 of 18 December 2015 opening and providing for the management of EU tariff quotas for agricultural products originating in Ukraine Commission Implementing Decision (EU) 2015/2414 of 17 December 2015 on the publication with a restriction in the Official Journal of the European Union of the reference of harmonised standard EN 521:2006 'Specifications for dedicated liquefied petroleum gas appliances — Portable vapour pressure liquefied petroleum gas appliances' in accordance with Directive 2009/142/EC of the European Parliament and of the Council (notified under document C(2015) 9145) Commission Implementing Decision (EU) 2015/2416 of 17 December 2015 recognising certain areas of the United States of America as being free from <i>Agri-lus planipennis</i> Fairmaire (notified under document C(2015) 9185) Commission Implementing Decision (EU) 2015/2417 of 17 December 2015 amending Implementing Decision (EU) 2015/789 as regards measures to prevent the introduction into and the spread within the Union of <i>Xylella fastidiosa</i> (Wells et al.) (notified under document C(2015) 9191) Recommendation (EU) 2015/2419 of 16 March 2015 on the implementation of the EU-Ukraine Association Agenda
22-12-15	Commission Implementing Decision (EU) 2015/2433 of 18 December 2015 amending Implementing Decision 2014/709/EU as regards the animal health control measures relating to African swine fever in certain Member States (notified under document C(2015) 9168) Commission Implementing Decision (EU) 2015/2434 of 18 December 2015 amending Implementing Decision 2014/237/EU on measures to prevent the introduction into and the spread within the Union of harmful organisms as regards certain fruits and vegetables originating in India (notified under document

OJ Date	Subject
	<p>C(2015) 9178)</p> <p>Decision No 1/2015 of the EU-Egypt Association Council of 21 September 2015 replacing Protocol 4 to the Euro-Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the Arab Republic of Egypt, of the other part, concerning the definition of the concept of 'originating products' and methods of administrative cooperation [2015/2435]</p> <p>Regulation No 13-H of the Economic Commission for Europe of the United Nations (UN/ECE) — Uniform provisions concerning the approval of passenger cars with regard to braking [2015/2364]</p>
23-12-15	<p>Decision No 1/2015 of the EU-Republic of Moldova Association Council of 18 December 2015 on the application of Title V of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Moldova, of the other part, to the entire territory of the Republic of Moldova [2015/2445]</p>
23-12-15	<p>Council Decision (EU) 2015/2443 of 11 December 2015 on the position to be taken on behalf of the European Union within the Association Council established by the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Moldova, of the other part, as regards Title V of that Association Agreement</p> <p>Commission Implementing Decision (EU) 2015/2444 of 17 December 2015 laying down standard requirements for the submission by Member States of national programmes for the eradication, control and surveillance of animal diseases and zoonoses for Union financing and repealing Decision 2008/425/EC (notified under document C(2015) 9192)</p> <p>Council Decision (EU) 2015/2367 of 30 November 2015 on the position to be taken on behalf of the European Union within the Joint Veterinary Committee set up by the Agreement between the European Community and the Swiss Confederation on trade in agricultural products in relation to Decision No 1/2015 regarding the amendment of Appendices 1, 2, 3, 4, 5, 6, 7, 10 and 11 to Annex 11 to the Agreement</p>
24-12-15	<p>Commission Implementing Decision (EU) 2015/2460 of 23 December 2015 concerning certain protective measures in relation to highly pathogenic avian influenza of subtype H5 in France (notified under document C(2015) 9818)</p> <p>Regulation (EU) 2015/2423 of the European Parliament and of the Council of 16 December 2015 amending Council Regulation (EC) No 1215/2009 introducing exceptional trade measures for countries and territories participating in or linked to the European Union's stabilisation and association process and suspending its application with regard to Bosnia and Herzegovina</p> <p>Commission Delegated Regulation (EU) 2015/2420 of 12 October 2015 amending Council Regulation (EC) No 428/2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual use items</p>
29-12-15	<p>Commission Delegated Regulation (EU) 2015/2446 of 28 July 2015 supplementing Regulation (EU) No 952/2013 of the European Parliament and of the Council as regards detailed rules concerning certain provisions of the Union Customs Code</p> <p>Commission Implementing Regulation (EU) 2015/2447 of 24 November 2015 laying down detailed rules for implementing certain provisions of Regulation (EU) No 952/2013 of the European Parliament and of the Council laying down the Union Customs Code</p>
30-12-15	<p>Decision No 2/2015 of the EU-EFTA Joint Committee on the simplification of formalities in trade in goods of 13 October 2015 as regards invitation to the Republic of Serbia to accede to the Convention of 20 May 1987 on the simplification of formalities in trade in goods [2015/2465]</p> <p>Decision No 3/2015 of the EU-EFTA Joint Committee on common transit of 13 October 2015 as regards invitation to the Republic of Serbia to accede to the Convention of 20 May 1987 on a common transit procedure [2015/2466]</p> <p>Decision No 4/2015 of the EU-EFTA Joint Committee on common transit of 26 November 2015 amending the Convention of 20 May 1987 on a common transit procedure [2015/2467]</p>

OJ Date	Subject
	Decision No 1/2015 of the EU-Andorra Joint Committee of 11 December 2015 replacing the Appendix to the Agreement in the form of an Exchange of Letters between the European Economic Community and the Principality of Andorra concerning the definition of the concept of 'originating products' and methods of administrative cooperation [2015/2468]
	Council Regulation (EU) 2015/2448 of 14 December 2015 amending Regulation (EU) No 1388/2013 opening and providing for the management of autonomous tariff quotas of the Union for certain agricultural and industrial products
	Council Regulation (EU) 2015/2449 of 14 December 2015 amending Regulation (EU) No 1387/2013 suspending the autonomous Common Customs Tariff duties on certain agricultural and industrial products
	Summary of European Union decisions on marketing authorisations in respect of medicinal products from 1 November 2015 to 30 November 2015 (Published pursuant to Article 13 or Article 38 of Regulation (EC) No 726/2004 of the European Parliament and of the Council) [2015/C 439/1]
	Summary of European Union decisions on marketing authorisations in respect of medicinal products from 1 November 2015 to 30 November 2015 (Decisions taken pursuant to Article 34 of Directive 2001/83/EC or Article 38 of Directive 2001/82/EC) [2015/C 439/2]

Restrictive measures established, amended, corrected

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

OJ Date	Restrictive Measure
01-12-15	Council Implementing Regulation (EU) 2015/2204 of 30 November 2015 implementing Regulation (EU) No 267/2012 concerning restrictive measures against Iran
	Council Decision (CFSP) 2015/2216 of 30 November 2015 amending Decision 2010/413/CFSP concerning restrictive measures against Iran
04-12-15	Commission Implementing Regulation (EU) 2015/2245 of 3 December 2015 amending for the 239th time Council Regulation (EC) No 881/2002 imposing certain specific restrictive measures directed against certain persons and entities associated with the Al Qaida network
17-12-15	Council Implementing Regulation (EU) 2015/2350 of 16 December 2015 implementing Regulation (EU) No 36/2012 concerning restrictive measures in view of the situation in Syria
	Council Implementing Decision (CFSP) 2015/2359 of 16 December 2015 implementing Decision 2013/255/CFSP concerning restrictive measures against Syria
22-12-15	Council Decision (CFSP) 2015/2430 of 21 December 2015 updating the list of persons, groups and entities subject to Articles 2, 3 and 4 of Common Position 2001/931/CFSP on the application of specific measures to combat terrorism, and repealing Decision (CFSP) 2015/1334
	Council Implementing Regulation (EU) 2015/2425 of 21 December 2015 implementing Article 2(3) of Regulation (EC) No 2580/2001 on specific restrictive measures directed against certain persons and entities with a view to combating terrorism, and repealing Implementing Regulation (EU) 2015/1325
	Council Decision (CFSP) 2015/2431 of 21 December 2015 amending Council Decision 2014/512/CFSP concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine
24-12-15	Council Implementing Regulation (EU) 2015/2454 of 23 December 2015 implementing Article 17(1) and (3) of Regulation (EU) No 224/2014 concerning restrictive measures in view of the situation in the Central African Republic
	Council Implementing Decision (CFSP) 2015/2459 of 23 December 2015 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.

Individual Countries

France

Notices to importers

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

Release Date	Ref. No. and Subject
01-12-15	Regulations applicable to the trade in species of wild fauna and flora threatened with extinction circular NOR FCPD1529681C
02-12-15	2015/54 - Notice to importers of tuna products from Thailand
	2015/52 - Notice to importers of certain products in silicon steel dishes from China, South Korea, United States of America, Japan and Russia
	2015/55 - Notice to importers of SWR originating, inter alia, China, and sent, among others, South Korea
10-12-15	2015/56 - Notice to importers of certain seamless pipes and tubes of iron or steel originating in China
18-12-15	2015/57 - Notice to importers of photovoltaic modules in crystalline silicon and key components thereof originating in or from China
	2015/58 - Notice to importers of products eligible for GSP GSP scheme
	Circular (15-071) of 18 December 2015 on the rates of duty on alcohol, alcoholic beverages and soft drinks applicable on 1 January 2016
22-12-15	2015/59 - Notice to importers of certain cold-rolled flat steel products from China and Russia
	2015/60 - Notice to importers of certain hand pallet trucks originating in China
23-12-15	2015/61 - Notice to importers of rebar in concrete high-grade steel to fatigue from China
	2015/62 - Notice to importers of certain essential bicycle parts from China
24-12-15	2015/63 - Notice to importers of certain aluminum foil originating in Russia
	2015/64 - Notice to importers of certain aluminum foil originating in Brazil and China
28-12-15	2015/65 - Notice to importers of certain products originating in Ukraine
29-12-15	2015/66 - Notice to importers of products eligible for tariff quotas managed according to the method of «fur et à mesure»
31-12-15	2015/67-Notice to importers of certain fishery products

Turkey

New regulations allow tobacco seed exports under certain conditions

On 29 November 2015, the Tobacco and Alcohol Market Regulatory Authority published in the *Resmî Gazete the Official Gazette*) the [Tütün Üretimi, İşlenmesi, İç Ve Dış Ticareti İle İlgili Usul Ve Esaslar Hakkında Yönetmelikte Değişiklik Yapılmasına Dair Yönetmelik](#) (The Regulation Amending the Procedures and Principles Concerning Manufacture, Process, Domestic and Foreign Trade of Tobacco) which amended prior regulations to remove the prohibition on the exportation of tobacco seeds and permit the import and export of tobacco seeds under certain conditions with the permission of the Tobacco and Alcohol Market Regulatory Authority and the Food, Agriculture and Livestock Ministry. The

regulation requires recordkeeping, detailed statistical reporting, and notification if Tobacco Export Conformity Certificates are obtained but not used.

United Kingdom

HMRC updates

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

Release Date	Ref. No. and Subject
14-12-15	Customs Information Paper 48 (2015): Customs Procedure Codes for the repair or processing of goods
23-12-15	Customs Information Paper 52 (2015): annual revalorisation of the euro to pound/sterling for customs purposes

ECO Notices to Exporters and BIS documents

The following Export Control Organisation (ECO) [Notices to Exporters](#) and other Department for Business, Innovation and Skills (BIS) documents were issued:

Date	Notice No. and Subject
08-12-15	Notice to Exporters 2015/29: new look for statistics and reporting database
15-12-15	Notice to Exporters 2015/30: dual-use OGELs to be revised when controls are updated
18-12-15	Notice to Exporters 2015/31: Invitation - have your say on a replacement for SPIRE
30-12-15	Consolidated list of strategic military and dual-use items that require export authorization BIS/15/674
	Business and enterprise – guidance - Embargoes and sanctions on Iran

Other EU-EFTA Notices

Import-export related measures

The following import, export or antibribery measures were published in the on-line editions of the official gazettes of the countries shown during the period covered by this Update. [This is a partial listing, unofficial translations.] *The date shown may be the signature date, release date or publication date, depending on local practice.

Date*	Subject
France	
15-12-15	Decree of 2 December 2015 amending the Decree of 26 March 2014 on the implementation of the national catalog of plant protection uses covered in the authorization decisions in the market and parallel trade permits for plant protection products and adjuvants
17-12-15	Notice to importers and exporters on the amenities of customs agents (294th list)
23-12-15	Notice to Exporters 2015/32: changes to MOD Form 680 - effective 13 Jan 2016
29-12-15	Law 2015 - 1777 of 28 December 2015 authorizing the ratification of the trade agreement between the EU and its Member States, on the one hand, and Colombia and Peru on the other
30-12-15	Decree of 17 December 2015 laying down the procedures for the application of Article 265a of the Customs Code in respect of exemption from the domestic

Date*	Subject
	consumption tax on energy products used as fuel in aircraft
Germany	
09-12-15	Act to extend the maturity of regulations in accordance with the fight against terrorism laws (03-12-2015) from no. 49 of 09.12.2015, page 2161
	Act on the reorganization of the customs administration (03-12-2015) from no. 49 of 09.12.2015, page 2178
23-12-15	First regulation amending the Waste Electrical and Electronic Equipment Act Fee Ordinance (15-12-15) from no. 53 of 12.23.2015, page 2342
Ireland (Eire)	
04-12-15	S.I. No. 542 of 2015 - European Union (Packaging) (Amendment) Regulations 2015
29-12-15	S.I. No. 572 of 2015 - European Union (Safety of Toys) (Amendment) (No. 2) Regulations 2015
Liechtenstein	
04-12-15	2015.313 Promulgation of 1 December 2015, the applicable basis of the Customs Treaty in Liechtenstein Swiss legislation (annexes I and II) (LR № 170.551.631)
09-12-15	2015.335 Ordinance of 1 December 2015 concerning the amendment of the Ordinance on technical requirements for road vehicles (LR № 741.41)
Luxembourg	
24-12-15	Law of 18 December 2015 amending the Penal Code and the Code of Criminal Procedure in order to implement certain provisions of Resolution 2178 (2014) of the UN Security Council.
31-12-15	Mem. A. № 264 Implementation of new European standards for non-electrical field applicable in the Grand Duchy of Luxembourg - Implementation of new European standards for electrical field applicable in the Grand Duchy of Luxembourg Implementation of new European standards for telecommunicationsfield applicable in the Grand Duchy of Luxembourg
Norway	
03-12-15	FOR-2015-12-02-1378 Climate and Environment Ministry Regulations amending the REACH Regulation (approval for use of trichlorethylene)
04-12-15	FOR-2015-12-02-1384 Industry and Fisheries Ministry Regulation amending the Regulation on the control of exports of fish and fish products and regulations on coordinated collection of tax on fish and fish products
08-12-15	FOR-2015-12-03-1390 Agriculture and Food Regulation amending the Regulation on administrative tariff reductions for agricultural products
10-12-15	FOR-2015-12-07-1411 Agriculture and Food Regulation amending the Regulation on the import and transit of poultry and certain poultry products from third countries
	FOR-2015-12-07-1414 Ministry of Health Regulations concerning the lifting of regulations on special safeguard measures on imports of crustaceans from Bangladesh for human consumption
15-12-15	FOR-2015-12-11-1462 Agriculture and Food Regulation amending the Regulation on animal health conditions for importation and exportation of equidae
16-12-15	FOR-2015-11-02-1468 Ministry of Health Regulation amending the Regulation on maximum levels for drug residues in foodstuffs of animal origin
	FOR-2015-12-12-1473 Climate and Environment Ministry Regulation amending the Regulation on classification, labeling and packaging of substances and mixtures (CLP)
17-12-15	FOR-2015-12-12-1562 Labour and Social Affairs, Climate and Environment Ministry Regulation amending the Regulation on biocides (Biocide)
18-12-15	LOV-2015-12-18-117 Finance Law amending the Act of 21 December 2007 no. 119 on customs and movement of goods (Customs Act)
	LOV-2015-12-18-119 Finance Law amending the Act of 22 June 2012 No.. 37 concerning amendments to the Customs Act
21-12-15	FOR-2015-12-15-1603 Labour and Social Affairs, Ministry of Justice, Climate and Environment Ministry Regulations on changes in regulations concerning the registration, evaluation, authorization and restriction of chemicals (REACH)

Date*	Subject
	FOR-2015-12-15-1604 Industry and Fisheries Ministry of Agriculture and Food, Ministry of Health Regulation amending the Regulation on residues of pesticides in food and feed
22-12-15	FOR-2015-12-14-1632 Agriculture and Food Regulation amending the Regulation on pesticide
	FOR-2015-12-15-1636 Finance Regulation amending the Regulation on duty-free importation and temporary use of foreign-registered motor vehicles in Norway
	FOR-2015-12-18-1642 Industry and Fisheries Ministry Repeal of statutes for the Guarantee Institute for Export Credits
	FOR-2015-12-13-1669 Finance Regulations relating to new and changing divisions of the Nomenclature (2016 Tariff and Nomenclature)
28-12-15	FOR-2015-12-14-1696 Climate and Environment Ministry Regulation amending the Regulation on quotas and trading quotas for greenhouse gas emissions (Greenhouse Gas Emission Regulations)
	FOR-2015-12-16-1698 Finance Regulations amending the Customs Regulations
	FOR-2015-12-17-1712 Industry and Fisheries Ministry Regulation amending the Regulation on the control of exports of fish and fish products, regulation of fees for research and development in fisheries and aquaculture and the Regulation on co-ordinated collection of tax on fish exports
30-12-15	FOR-2015-12-16-1772 Climate and Environment Ministry Regulation amending the Regulation on the recycling of waste (WEEE Waste)
	FOR-2015-12-16-1773 Climate and Environment Ministry Regulation amending the Regulation on the recycling of waste (WEEE Waste)
	FOR-2015-12-18-1781 MPE Regulation amending the Regulation on ecodesign of energy related products (økodesignforskriften)
	FOR-2015-12-18-1783 Ministry of Health, Ministry of Agriculture, Industry and Fisheries Ministry Regulation amending the Regulation on official controls of compliance with legislation on feed, food and health and welfare of animals (control regulation)
	FOR-2015-12-18-1784 Ministry of Health, Ministry of Agriculture, Industry and Fisheries Ministry Decisions on changes in the instructions for the inspection and control of imports and transit etc. of animal foodstuffs and products of animal origin, etc. from third countries
	FOR-2015-12-18-1785 MPE Regulation amending the Regulation on energy labeling of energy-related products (energy labeling regulations for products)
	FOR-2015-12-18-1786 Ministry Regulation amending the Regulation on technical requirements and approval of vehicles, parts and equipment (Vehicle Regulations)
Poland	
02-12-15	№ 2017 Minister of Health of 27 November 2015. On the list of new psychoactive substances
03-12-15	№ 2032 Statement of the Minister of Health on 9 November 2015. On announcing single text of the Regulation of the Minister of Health on the composition and labeling of dietary supplements
04-12-15	№ 2036 Statement of the Minister of Economy of 10 November 2015. On announcing single text of the Regulation of the Minister of Economy and Labour regarding tenders, negotiations and criteria for evaluating the intended business undertakings which are to be undertaken in the Legnica Special Economic Zone
	№ 2037 Statement of the Minister of Economy of 10 November 2015. On announcing single text of the Regulation of the Minister of Economy and Labour regarding tenders, negotiations and criteria for evaluating the intended business undertakings which are to be undertaken by entrepreneurs in the Kostrzyn Special Economic Zone
	№ 2038 Statement of the Minister of Economy of 10 November 2015. On announcing single text of the Regulation of the Minister of Economy and Labour regarding tenders, negotiations and criteria for evaluating the intended business undertakings which are to be undertaken within the Special Economic Zone Euro-Park Mielec
	№ 2041 Statement of the Minister of Economy of 10 November 2015. On an-

Date*	Subject
	<p>nouncing single text of the Regulation of the Minister of Economy and Labour regarding tenders, negotiations and criteria for evaluating the intended business undertakings which are to be undertaken in the Suwalki Special Economic Zone</p> <p>№ 2046 Statement of the Minister of Economy of 10 November 2015. On announcing single text of the Regulation of the Minister of Economy and Labour regarding tenders, negotiations and criteria for evaluating the intended business undertakings which are to be undertaken in the Katowice Special Economic Zone</p>
07-12-15	<p>№ 2048 Statement of the Minister of Economy of 10 November 2015. On announcing single text of the Regulation of the Minister of Economy and Labour regarding tenders, negotiations and criteria for evaluating the intended business undertakings which are to be undertaken by entrepreneurs within the Pomeranian Special Economic Zone</p> <p>№ 2049 Statement of the Minister of Economy of 10 November 2015. On announcing single text of the Regulation of the Minister of Economy and Labour regarding tenders, negotiations and criteria for evaluating the intended business undertakings which are to be undertaken in the Warmia-Mazury Special Economic Zone</p> <p>№ 2053 Government statement of 29 October 2015. On the binding force of the Convention based on Article K.3 of the Treaty on European Union on mutual assistance and cooperation between customs administrations, signed in Brussels on 18 December 1997.</p>
08-12-15	<p>№ 2064 Statement of the Minister of Economy of 10 November 2015. On announcing single text of the Regulation of the Minister of Economy and Labour regarding tenders, negotiations and criteria for evaluating the intended business undertakings which are to be undertaken in the Słupsk Special Economic Zone</p> <p>№ 2065 Statement of the Minister of Economy of 10 November 2015. On announcing single text of the Regulation of the Minister of Economy and Labour regarding tenders, negotiations and criteria for evaluating the intended business undertakings which are to be undertaken within Tarnobrzeg Special Economic Zone EURO-PARK WISŁOSAN</p> <p>№ 2070 Statement of the Minister of Economy of 10 November 2015. On announcing single text of the Regulation of the Minister of Economy and Labour regarding tenders, negotiations and criteria for evaluating the intended business undertakings which are to be undertaken within the Special Economic Zone "Starachowice"</p> <p>№ 2073 Statement of the Minister of Economy of 10 November 2015. On announcing single text of the Regulation of the Minister of Economy and Labour regarding tenders, negotiations and criteria for evaluating the intended business undertakings which are to be undertaken in the Łódź Special Economic Zone</p>
09-12-15	<p>№ 2081 Statement of the Minister of Economy of 10 November 2015. On announcing single text of the Regulation of the Minister of Economy and Labour regarding tenders, negotiations and criteria for evaluating the intended business undertakings which are to be commenced by business entities within the Wałbrzych Special Economic Zone INVEST-PARK</p>
11-12-15	<p>№ 2107 Regulation of the Minister of Finance dated 26 November 2015. On the characteristics of the local heads of customs offices and directors of customs chambers and heads of customs offices designated to perform the tasks specified in the Penal Code</p>
21-12-15	<p>№ 2155 The Minister of Environment dated 10 December 2015. On the pattern of the report on illegal imports and exports of controlled substances</p>
	<p>№ 2192 Minister of Health of 17 December 2015. On fees for activities related to the admission of a biocidal product on the market</p>
28-12-15	<p>№ 2212 Regulation of the Minister of Finance of 16 December 2015. On cases in which operators do not have to meet additional conditions for authorization to operate a tax warehouse</p>
29-12-15	<p>№ 2227 Regulation of the Minister of Finance of 17 December 2015. Amending the Regulation on the Customs Service to designate a body competent to carry out certain tasks of the Customs Service and to determine the territorial scope of its activities</p> <p>№ 2234 Regulation of the Minister of Finance of 21 December 2015. On de-</p>

Date*	Subject
	tailed conditions relating to the place of receipt of excise goods and to keep the tax warehouse
Spain	
30-11-15	Chief of State: Instrument of ratification of the Council of Europe Convention on counterfeiting of medical products and similar crimes that threaten public health, made in Moscow on October 28, 2011. (BOE-A-2015-12929) Health: Royal Decree 1025/2015 of 13 November, amending Royal Decree 846/2011 of 17 June, laying down conditions to be met by raw materials based on polymeric materials recycled for use are established in materials and articles intended to come into contact with food. (BOE-A-2015-12931)
01-12-15	Hacienda: Resolution of November 17, 2015, the Department of Customs and Special Taxes of the State Tax Administration Agency, approving the Internal Regulations of the Zona Franca de Sevilla is approved. (BOE-A-2015-13043)
03-12-15	Economy: Order ECC / 2566/2015 of 27 November, amending the Order PRE / 3026/2003 of 30 October, laying down rules for inspection and control by the Regional and Territorial Trade Directorates, and repealing certain rules of foreign trade. (BOE-A-2015-13096)
07-12-15	Foreign Affairs: Corrigendum to the Amendments to Annexes A and B of the European Agreement concerning the International Carriage of Dangerous Goods by Road (ADR 2015), adopted in Geneva on July 1, 2014. (BOE-A-2015-13249)
09-12-15	Amendment to the Annex to the Convention on Laundering, Search, Seizure and Confiscation of the Proceeds from Crime and the Financing of Terrorism, done at Warsaw on 16 May 2005. (BOE-A-2015-13347)
Switzerland	
01-12-15	Order of RFLD on the adaptation of public procurement threshold values for the years 2016 and 2017 (RS 172.056.12)
08-12-15	Customs Ordinance (OD) (RS 631.01) Ordinance of the FDF on goods benefiting from customs relief according to their use (Ordinance on customs relief, OADou) (RS 631.012) Order AFD Customs (OD-AFD) (RS 631.013) Ordinance on the temporary reduction of tariffs on textiles (RS 632.102.1) Ordinance of the FOAG on fixing periods and deadlines as well as the authorization of parts tariff quota of fresh vegetables, fresh fruit and fresh cut flowers (Ordinance authorizing imports on the OIELFP) (RS 916.121.100) Ordinance of the FOAG on the import ban certain vegetables from Ghana (RS 916.207.136.3) DFI Ordinance on controlling the import and transit of animals and animal products (Ordinance on controls OITE) (RS 916.443.106) Supplementary Agreement of 20 July 1972 to the Agreement on watchmaking products between the Swiss Confederation and the European Economic Community and its Member States (RS 0.632.290.131)
15-12-15	DFI Ordinance on Narcotics tables, psychotropic substances, precursors and chemical additives (Ordinance on Narcotics tables OTStup-DFI) (RS 812.121.11) Ordinance on the import of agricultural products (Ordinance on agricultural imports, OIAgr) (RS 916.01) Ordinance regulating the import trade, transit and export of animals and animal products with third countries (OITE-PT) (RS 916.443.10) Ordinance of the OSAv establishing measures to prevent the introduction in Switzerland of avian influenza from France (RS 916.443.102.7) DFI Ordinance regulating the import trade, transit and export of animals and animal products with third countries (OITE-PT-DFI) (RS 916.443.106) Ordinance regulating the import trade, transit and export of animals and animal products with the EU Member States, Iceland and Norway (OITE-EU) (RS 916.443.11) DFI Ordinance regulating the import trade, transit and export of animals and animal products with the EU Member States, Iceland and Norway (OITE-EU-DFI) (RS 916.443.111)

Date*	Subject
22-12-15	Ordinance of the FDF on customs (OD-DFF) (RS 631.011)
	Ordinance of the OFAG on phytosanitary temporary measures (OmpT) (RS 916.202.1)
	Order OFAG the import ban on certain fruits and vegetables from India (RS 916.207.142.3)
	DFI Ordinance on Toy Safety (Ordinance on toys, OSJo) (RS 817.023.11)
31-12-15	Ordinance of the Swiss Agency for Therapeutic Products on the enactment of the pharmacopoeia and the recognition of other pharmacopoeias (RS 812.214.11)
	Ordinance on the import of agricultural products (Ordinance on agricultural imports, OIAgr) (RS 916.01)
	DFI Ordinance on controlling the import and transit of animals and animal products (Ordinance on controls OITE) (RS 916.443.106)
	DFI Ordinance regulating the import trade, transit and export of animals and animal products with third countries (OITE-PT-DFI) (RS 916.443.106)
	Decision o 2/2015 of the EU Joint Commission / EFTA amending Appendix III to the Convention of 20 May 1987 on a common transit system (RS 0.631.242.04)
United Kingdom	
03-12-15	SI 2015/1968 - The Waste Electrical and Electronic Equipment (Amendment) Regulations 2015
04-12-15	SSI 2015/410 - The Food Information (Miscellaneous Amendments) (Scotland) Regulations 2015
11-12-15	SI 2015/2015 - The Value Added Tax (Small Non-Commercial Consignments) Relief (Amendment) Order 2015
	SI 2015/1997 - The Common Agricultural Policy (Amendment) (No. 2) Regulations 2015
17-12-15	SI 2015/2060 - The Disclosure of Exporter Information Regulations 2015
18-12-15	SSI 2015/433 - The Food (Scotland) Act 2015 (Consequential Provisions) (No. 2) Order 2015

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
Ireland (Eire)	
29-12-15	S.I. No. 571 of 2015. European Union (Restrictive Measures Concerning Iran) Regulations 2015.
	S.I. No. 574 of 2015 - European Union (Restrictive Measures Concerning Central African Republic) Regulations 2015
	S.I. No. 575 of 2015 - European Union (Restrictive Measures Concerning Syria) Regulations 2015.
	S.I. No. 576 of 2015 - European Union (Restrictive Measures Concerning South Sudan) Regulations 2015
Liechtenstein	
04-12-15	2015.319 Decree of December 1, 2015 concerning amendment of the ordinance on measures against individuals and entities with links to the grouping "Al Qaeda" (LR № 946.222.22)
18-12-15	2015.341 Decree of 15 December 2015 concerning amendment of the ordinance on measures against individuals and entities with links to the grouping "Al Qaeda" (LR 946.222.22)
Luxembourg	
02-12-15	Mem. A. № 224 Ministerial Regulation of 1 December 2015 amending Annex IC

Date*	Restrictive Measure
	of grand-ducal regulation of 29 October 2010 implementing the law of 27 October 2010 on the implementation of UN Security Council resolutions and acts adopted by EU including prohibitions and restrictive measures in financial matters against certain persons, entities and groups in the context of the fight against terrorist financing.
Malta	
11-12-15	420 of 2015 - United Nations Sanctions (Taliban) (Amendment) Regulations, 2015 - Government Gazette of Malta No. 19,510 – 11.12.2015 421 of 2015 - Security Council Resolutions (Terrorism) (Amendment) Regulations, 2015 - Government Gazette of Malta No. 19,510 – 11.12.2015
Norway	
08-12-15	FOR-2015-12-03-1389 Foreign Affairs Regulation amending the Regulation on restrictive measures related to actions that undermine or threaten Ukraine's territorial integrity, sovereignty, independence and stability
11-12-15	FOR-2015-12-11-1433 Foreign Affairs Regulations on restrictive measures against certain persons in the light of the situation in Egypt
	FOR-2015-12-11-1434 Foreign Affairs Regulations on restrictive measures concerning the situation in Guinea-Bissau
	FOR-2015-12-11-1435 Foreign Affairs Regulations on sanctions and restrictive measures in view of the situation in Southern Sudan
	FOR-2015-12-11-1436 Foreign Affairs Regulations on restrictive measures against certain persons in the light of the situation in Tunisia
	FOR-2015-12-01-1448 Foreign Affairs Regulation amending the Regulation on sanctions and restrictive measures against North Korea
	FOR-2015-12-08-1450 Foreign Affairs Regulation amending the Regulation on special measures against Belarus
Switzerland	
03-12-15	Ordinance on Measures against persons and entities associated with Usama bin Laden, the group "Al Qaeda" and the Taliban (RS 946.203)
	Ordinance on Measures against Belarus (RS 946.231.116.9)
	Ordinance on the fight against money laundering and terrorist financing (Ordinance on money laundering, OBA) (RS 955.01)
15-12-15	Ordinance on Measures against persons and entities associated with Usama bin Laden, the group "Al Qaeda" and the Taliban (RS 946.203)
	Ordinance on Measures against Burundi (RS 946.231.121.8)
22-12-15	Ordinance on Measures against persons and entities associated with Usama bin Laden, the group "Al Qaeda" and the Taliban (RS 946.203)
	Ordinance on Measures against the Central African Republic (RS 946.231.123.6)
31-12-15	Ordinance on Measures against persons and entities associated with Usama bin Laden, the group "Al Qaeda" and the Taliban (RS 946.203)
	Ordinance on measures against the Central African Republic (RS 946.231.123.6)
United Kingdom	
16-12-15	SI 2015/2014 - The United Nations Sanctions (Miscellaneous Amendments) Order 2015

Non EU-EFTA European Countries

Ukraine

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 Parliamentary (*Верховної Ради*) website during the period of coverage of this Update:

Date	Subject
11-12-15	On appeal the Supreme Rada of Ukraine to the parliaments of foreign states, the European Parliament and the parliamentary assemblies of international organizations to continue and strengthen sanctions against the Russian Federation for organizing terrorist acts in Ukraine - Resolution of the Verkhovna Rada of Ukraine; Appeal on December 11, 2015 № 892-VIII
16-12-15	Restrictions on supplies of certain goods (works, services) temporarily occupied territory to another territory of Ukraine and / or the other in Ukraine in the temporarily occupied territory - Resolution of the Cabinet of Ministers of Ukraine; Specification on December 16, 2015 № 1035
24-12-15	On measures to stimulate foreign trade activities - Law of Ukraine on December 24, 2015 № 912-VIII

Eurasian Economic Union (EAEU)

The current members of the Eurasian Economic Union are: Armenia, Belarus, Kazakhstan, Kyrgyz Republic and the Russian Federation.

EEC to create single Customs IP Registry

On 17 December 2015, Timur Suleimenov, a member of the Board (Коллегии) who is Minister for Economy and Financial Policies of the Eurasian Economic Commission (EEC) [announced](#) the planned establishment of a Eurasian Economic Union (EAEC) single customs registry of intellectual property. A draft international treaty to that effect has already been approved by the national representatives. The Minister said that an IP registry is a tried and trusted way of stopping counterfeit goods.

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 [new Eurasian Economic Commission documentation page](#).

Publication Date	Title
Council (Совет) of the Eurasian Economic Commission Decisions (Решения)	
30-11-15	Council Decision № 66 (14-10-15) On the draft decision of the Supreme Eurasian Economic Council "On Amendments to the Resolution of the Supreme Eurasian Economic Council on December 23, 2014 № 112"
03-12-15	Council Decision № 68 (23-11-15) On the draft decision of the Supreme Eurasian Economic Council "On introduction of changes to the program of gradual liberalization of performing carriers registered in the territory of one of the states - members of the Eurasian Economic Union, road transport of goods between places in the territory of another state - a member of the Eurasian Economic Union for the period from 2016 to 2025 "
	Council Decision № 69 (23-11-15) On approval of the review of the Eurasian Economic Commission for notification states - members of the Eurasian Economic Union on the adoption of acts on the establishment by Member States of exemptions from national treatment in the sphere of state (municipal) procurement requests from Member States for the abolition of such acts, as well as the Commission's decisions the need to abolish such acts
	Council Decision № 70 (23-11-15) On approval of the separate documents provided for in the Agreement on the implementation of the 2015 - 2016 years of the pilot project for the introduction of labeling control (identification) signs on the heading "Articles of apparel, clothing accessories and other articles of fur" on September 8, 2015

Publication Date	Title
	Council Decision № 71 (23-11-15) On amendments to some decisions of the Commission of the Customs Union
	Council Decision № 72 (23-11-15) On the establishment of import duties of the Common Customs Tariff of the Eurasian Economic Union on beryllium oxide and hydroxide
	Council Decision № 73 (23-11-15) On Amendments to the Decision of the Council of the Eurasian Economic Commission of November 12, 2014 № 101
	Council Decision № 74 (23-11-15) About disposal of the Intergovernmental Council of the Eurasian "On the order of organization of joint research and development work in the field of agriculture states - members of the Eurasian Economic Union"
07-12-15	Council Decision № 75 (02-12-15) On the draft decision of the Supreme Eurasian Economic Council, "the chairmanship of the bodies of the Eurasian Economic Union"
	Council Decision № 76 (02-12-15) On the draft decision of the Supreme Eurasian Economic Council "On approval of the fee paid by business entities when applying to the Court of the Eurasian Economic Union"
	Council Decision № 77 (02-12-15) About the order of the Supreme Eurasian Economic Council "On population census round in 2020 in the states - members of the Eurasian Economic Union"
	Council Decision № 78 (14-10-15) On Amendments to the technical regulations of the Customs Union "On the safety of wheeled vehicles"
	Council Decision № 79 (02-12-15) On the draft decision of the Supreme Eurasian Economic Council "On personal composition and distribution of responsibilities among members of the Board of the Eurasian Economic Commission"
	Council Decision № 81 (02-12-15) On Amendments to the Decision of the Council of the Eurasian Economic Commission on October 1, 2014 number 79
	Council Decision № 82 (02-12-15) On Amendments to the Customs Union Commission Decision of 28 May 2010 № 299
23-12-15	Council Decision № 83 (02-12-15) About disposal of the Intergovernmental Council of the Eurasian "On the integration measures to improve the sustainability of the economies of the - members of the Eurasian Economic Union"
	Council Decision № 84 (02-12-15) On Amendments to the technical regulations of the Customs Union "On requirements for automobile and aviation gasoline, diesel and marine fuel, jet fuel and heating oil" (TR CU 013/2011)
	Council Decision № 85 (02-12-15) On approval of the interaction between the states - members of the Eurasian Economic Union and the Eurasian Economic Commission on international trade disputes with third parties
	Council Decision № 86 (02-12-15) On approval of the separate documents provided for in the Agreement on the implementation of the 2015 - 2016 years of the pilot project for the introduction of labeling control (identification) signs on the heading "Articles of apparel, clothing accessories and other articles of fur" on September 8, 2015
Council Regulations/Orders (Распоряжения)	
03-12-15	Council Regulation № 26 (14-10-15) The adoption of technical regulations of the Eurasian Economic Union in the field of safety of chemical products
	Council Regulation № 27 (23-11-15) Draft Agreement on the movement of service and civilian weapons between states - members of the Eurasian Economic Union
	Council Regulation № 28 (23-11-15) The time and venue of the next meeting of the Council of the Eurasian Economic Commission
23-12-15	Council Regulation № 29 (02-12-15) On issues related to the negotiations with China on an agreement on trade and economic cooperation between the Eurasian Economic Union and its Member States, on the one hand, and China on the other hand
Board (Коллегии) of the Eurasian Economic Commission Decisions (Решения)	
01-12-15	Decision № 156 (01-12-15) The classification of the sheets of composite material, which imitates natural stone, of a single commodity nomenclature of foreign economic activity of the Eurasian Economic Union

Publication Date	Title
	Decision № 157 (01-12-15) On Amendments to the Resolution Board of the Eurasian Economic Commission on June 28, 2012 № 96
	Decision № 158 (01-12-15) On the introduction of mandatory preliminary information about goods imported into the customs territory of the Eurasian Economic Union by air
09-12-15	Decision № 159 (08-12-15) On the Program for development (amendment, revision) of interstate standards containing rules and methods of researches (tests) and measurements, including the rules of sampling required for the application and enforcement of the requirements of technical regulations of the Customs Union "Technical Regulations on Tobacco Products" (TP TC 035/2014) and conformity assessment of technical regulation objects
	Decision № 161 On Amendments to the Customs Union Commission Decision of 7 April 2011 № 607
	Decision № 162 (08-12-15) On Amendments to section 19 of Chapter II of the Uniform sanitary and epidemiological and hygienic requirements for goods subject to sanitary-and-epidemiologic supervision (control)
	Decision № 163 (08-12-15) On the implementation of the commitments in the framework of the functioning of the internal market in mutual trade of goods - the Eurasian Economic Union
	Decision № 164 (08-12-15) On the classification of bimetallic radiator on a single commodity nomenclature of foreign economic activity of the Eurasian Economic Union
	Decision № 165 (08-12-15) The classification of water-alcohol solution of formaldehyde on a single commodity nomenclature of foreign economic activity of the Eurasian Economic Union
15-12-15	Decision № 166 (15-12-15) On Amendments to the Regulations on the procedure of filling in the declaration of goods
16-12-15	Decision № 167 (15-12-15) On Amendments to the Customs Union Commission Decision of 9 December 2011 № 882
23-12-15	Decision № 168 (22-12-15) On Amendments to the Customs Union Commission Decision of 20 September 2010 № 378
	Decision № 169 (22-12-15) On Repeal of certain decisions of the Board of the Eurasian Economic Commission
	Decision № 170 (22-12-15) On the application of anti-dumping measures by the introduction of anti-dumping duties on steel rolled wheels originating in Ukraine and imported into the customs territory of the Eurasian Economic Union
25-12-15	Decision № 171 (22-12-15) On the list of priorities for the harmonization of procedures stakeholder interaction with governmental bodies and (or) of the authorized organizations - members of the Eurasian Economic Union in the framework of national mechanisms "single window"
30-12-15	Decision № 172 (22-12-15) On approval of the Nomenclature of dosage forms
	Decision № 173 (22-12-15) On Approval of Rules for the classification of medical devices, depending on the potential risk of application
	Decision № 174 (22-12-15) On approval of rules for monitoring the safety, quality and efficacy of medical devices
	Decision № 175 (29-12-15) About the Eurasian Economic Commission official statistical information of the authorized bodies - members of the Eurasian Economic Union
	Decision № 176 (29-12-15) On Amendments to the Resolution Board of the Eurasian Economic Commission on September 18, 2012 № 159
Board Orders (Распоряжения)	
01-12-15	№ 138 (01-12-15) Draft decision of the Council of the Eurasian Economic Commission "On the draft decision of the Intergovernmental Council of the Eurasian" On Amendments to the Resolution of the Supreme Eurasian Economic Council on November 21, 2014 № 90 "
09-12-15	№ 140 (08-12-15) Draft decision of the Council of the Eurasian Economic Commission "On Amendments to the Customs Union Commission Decision of 18 June 2010 № 318"
	№ 141 (08-12-15) On the program of statistical work of the Eurasian Economic

Publication Date	Title
	Commission for 2016
	№ 142 (08-12-15) On Amendments to the Advisory Committee on Statistics
10-12-15	№ 139 (08-12-15) Draft decision of the Council of the Eurasian Economic Commission "On the establishment of import duties of the Common Customs Tariff of the Eurasian Economic Union on terephthalic acid and its salts"
	№ 143 (08-12-15) On the Draft Decision of the Council of the Eurasian Economic Commission "On the Draft Decision of the Eurasian Intergovernmental Council "On approval of the Regulation on formation and operation of the Eurasian technology platforms"
	№ 144 (08-12-15) On the Draft Decision of the Council of the Eurasian Economic Commission "On Approval of the Plan for Development of Regulations for Implementation of the Main Directions of Industrial Cooperation under the Eurasian Economic Union."
14-12-15	№ 145 (08-12-15) On the Draft Decision of the Council of the Eurasian Economic Commission "On Amending Decision No. 79 of the Council of the Eurasian Economic Commission dated October 1, 2014."
	№ 146 (08-12-15) On the Draft Decision of the Council of the Eurasian Economic Commission "On approval of sketches with warnings of harmful effect of tobacco consumption and specification of their application on consumer packaging of tobacco products"
	№ 147 (08-12-15) Draft decision of the Council of the Eurasian Economic Commission "On the draft decision of the Supreme Eurasian Economic Council" On approval of rules for regulation of trade in services, institutions and activities "
	№ 148 (15-12-15) About the order of the Council of the Eurasian Economic Commission "On the progress of work on the identification and removal of barriers, exceptions and limitations in the domestic market of the Eurasian Economic Union"
15-12-15	№ 149 (15-12-15) Draft decision of the Council of the Eurasian Economic Commission "On Amendments to the Customs Union Commission Decision of 18 June 2010 № 318"
	№ 150 (15-12-15) Draft decision of the Council of the Eurasian Economic Commission "On amendments to some decisions of the Commission of the Customs Union for certain types of ships"
	№ 151 (15-12-15) About the order of the Council of the Eurasian Economic Commission "On holding of the exhibition forum" Eurasian Week "in 2016."
	№ 152 (15-12-15) About the order of the Council of the Eurasian Economic Commission "On issues related to the negotiations with Israel for an agreement on free trade zone"
16-12-15	№ 153 (15-12-15) Draft decision of the Council of the Eurasian Economic Commission "On Amendments to the technical regulations of the Customs Union" On Safety of machinery and equipment "(TR CU 010/2011)
21-12-15	№ 154 (15-12-15) On Amendments to the composition of the working group on the functioning of the single market for services within the framework of the Eurasian Economic Union
	№ 155 (22-12-15) Draft decision of the Council of the Eurasian Economic Commission "On the draft decision of the Supreme Eurasian Economic Council" On the Concept of formation of a common gas market of the Eurasian Economic Union "
	№ 156 (22-12-15) On Amendments to the Advisory Committee on Transportation and Infrastructure
23-12-15	№ 157 (22-12-15) Draft decision of the Council of the Eurasian Economic Commission "On the draft decision of the Intergovernmental Council of the Eurasian" On the Concept of the Eurasian engineering center "
	№ 158 (22-12-15) Draft decision of the Council of the Eurasian Economic Commission "On the methodology for calculating the permitted level of state support for agriculture, distorting effect on trade between the countries - members of the Eurasian Economic Union in agricultural products, and forms of notification of the state support of agriculture"
	№ 159 (22-12-15) Draft Agreement on the treatment of seeds of agricultural

Publication Date	Title
	plants in the framework of the Eurasian Economic Union
	№ 160 (22-12-15) On the composition of the Advisory Committee on Trade
25-12-15	№ 161 (22-12-15) Draft decision of the Council of the Eurasian Economic Commission "On the working group on preparation of plans for the liberalization of the sectors (subsectors) services, in which formation of a single market for services within the framework of the Eurasian Economic Union will be carried out in accordance with the plans of liberalization (for a transitional period)"
	№ 162 (22-12-15) On the composition of the working group on the implementation of the action plan to implement the main directions of development of the mechanism of "single window" in the system of foreign trade regulation
30-12-15	№ 163 (22-12-15) Draft decision of the Council of the Eurasian Economic Commission "On the special mark of medical products on the market of the Eurasian Economic Union"
	№ 164 (22-12-15) Draft decision of the Council of the Eurasian Economic Commission "On the procedure of certification of the authorized persons of manufacturers of medicinal products"
	№ 165 (22-12-15) Draft decision of the Council of the Eurasian Economic Commission "On approval of Common safety and efficacy of medical devices, requirements for their labeling and operational documentation on them"
	№ 166 -180 are draft rules regarding testing and approvals of medical devices and drugs
	№ 181 (22-12-15) Draft decision of the Council of the Eurasian Economic Commission "On the order of interaction - members of the Eurasian Economic Union to identify falsified, counterfeit and (or) poor-quality medicines"
	№ 182 (29-12-15) Draft decision of the Council of the Eurasian Economic Commission "On the Program of development of integration in the Eurasian Economic Union statistics on the 2016 - 2020 years
	№ 183 – 185 are draft rules related to clinical tests, medical devices and rules of good pharmacovigilance practice
Board Recommendations	
23-12-15	Recommendation № 28 (22-12-15) On Coordination of sales and marketing policy of the states - members of the Eurasian Economic Union on the export of agricultural products and foodstuffs
	Recommendation № 29 (22-12-15) On issues related to the negotiations with China on an agreement on trade and economic cooperation between the Eurasian Economic Union and its Member States, on the one hand, and China on the other hand

Preliminary classification decisions issued by the Customs Authorities of the States

The Commission of the Customs Union has posted a table which provides a collection of [preliminary decisions of the Customs authorities](#) of Russia, Belarus and Kazakhstan which involve the tariff classification of goods as of December 16, 2015. The tables list the tariff codes, a description, rationale (GRIs) for the decision and country that issued the decision.

Individual EAEU Member States

Belarus

Preliminary decisions on tariff classification

The State Customs Committee maintains a [searchable database of preliminary decisions on the tariff classification of goods](#) (*База данных товаров, в отношении которых принято предварительное решение о*

классификации). The database has been updated through November 2015. It may be searched by tariff code or description (in Russian).

Kazakhstan

Legislation (acts, resolutions, orders, etc.)

The following Kazakh Acts (*Закон*), Government Resolutions/Decrees (*Постановление Правительства*), Department Orders (*Приказ*) and other pieces of legislation were posted on the State Revenue Committee website during the period of coverage of this *Update*:

Date	Subject
07-12-15	Order of the Minister of National Economy of the Republic of Kazakhstan dated December 7, 2015 № 754 "On Approval of the list of goods which are subject to import duties, the rates and their duration"
08-12-15	Order of the Minister of National Economy of the Republic of Kazakhstan dated December 8, 2015 № 755 "On amendments and additions to the Order of the Minister of National Economy of the Republic of Kazakhstan dated May 27, 2015 № 405" On Approval of the list of goods which are subject to export duties, the rates and their validity "
13-12-15	The Protocol "On some issues of import and circulation of goods in the customs territory of the Eurasian Economic Union"
	Order of the Minister of Finance of the Republic of Kazakhstan "On approval of the Instruction on the organization of accounting systems of certain goods as they move within the mutual cross-border trade of the Eurasian Economic Union"
30-12-15	Order of the Minister of Finance of the Republic of Kazakhstan "On amendments and additions to the Order of the Minister of Finance of the Republic of Kazakhstan dated February 9, 2015 № 77" On approval of workflow of invoices issued, in electronic form. "
	Memo for traders - Kazakhstan joined the WTO in this regard, the Ministry of National Economy of the Republic of Kazakhstan approved the list of goods in respect of which apply reduced rates of customs duties.

Russian Federation

Cabinet issues list of Turkish products banned from importation

On 1 December 2015, the government published [Government Resolution \(Постановление\) № 1296 of 30 Nov. 2015 On measures to implement the Decree of the President of the Russian Federation dated November 28, 2015 № 583 "On measures to ensure the national security of the Russian Federation and the protection of Russian citizens from criminal and other illegal activities and the use of special economic measures against the Republic of Turkey"](#) approving a list of agricultural products, raw materials and food from Turkey, which will be prohibited from being imported into Russia as of 1 January 2016.

The list of banned Turkish products includes: chicken and turkey, cloves, tomatoes, onions, cauliflower and broccoli, cucumbers and gherkins. Also banned were oranges, tangerines, grapes, apples, pears, apricots, peaches, nectarines, plums, strawberries and strawberries, as well as salt.

The restrictions do not affect goods which are imported from Turkey by Russian citizens for personal use.

Preliminary decisions on tariff classification

The Federal Customs Service (FCS) has a [searchable on-line database of preliminary decisions on tariff classification](#). The database has been updated through July 14, 2015. It may be searched by tariff code, description (in Russian) or note number.

Legislation (acts, resolutions, orders, etc.)

The following Russian Federation (RF) Acts, Government Resolutions/Decrees (Постановление Правительства) (GR), Federal Customs Service (FCS) Orders and other pieces of legislation were published in the [Rossiyskaya Gazeta](#) or the Official Portal for Legal Information ([Официальный интернет-портал правовой информации](#)) during the period of coverage of this *Update*:

R.G. Date of Publication	Subject
01-12-15	Government Resolution (Постановление) № 1296 of 30 Nov. 2015 On measures to implement the Decree of the President of the Russian Federation dated November 28, 2015 № 583 "On measures to ensure the national security of the Russian Federation and the protection of Russian citizens from criminal and other illegal activities and the use of special economic measures against the Republic of Turkey"
	Federal Law of the Russian Federation dated November 28, 2015 № 324-FZ "On Amendments to Article 3 and 35 of the Law of the Russian Federation On Customs Tariff"
02-12-15	Federal Law of the Russian Federation dated November 28, 2015 № 337-FZ "On ratification of the Agreement between the Governments of the States - members of the Shanghai Cooperation Organization, the creation of favorable conditions for international road transport"
03-12-15	Resolution of the Government of the Russian Federation dated November 30, 2015 № 1289 Moscow "On the restrictions and conditions of admission coming from foreign countries drugs included in the list of vital and essential drugs for the purpose of procurement for state and municipal needs"
07-12-15	The federal list of extremist materials
11-12-15	Resolution of the Government of the Russian Federation dated December 7, 2015 N 1336 Moscow "On approval of the Rules of placing a text warning of a swearing on copies of certain products"
14-12-15	The list of organizations and individuals against whom there is evidence of their involvement in extremist activities or terrorism
17-12-15	Presidential Decree of December 16, 2015 N 628 Moscow "On the suspension of the Russian Federation of the Treaty on the free trade area in respect of Ukraine"
21-12-15	Resolution of the Government of the Russian Federation dated December 12, 2015 N 1372 Moscow "On the introduction of a temporary ban on the export of waste paper from the Russian Federation"
	List of foreign and international non-governmental organizations whose activities are considered undesirable in the Russian Federation, supplemented
	The federal list of extremist materials
	Resolution of the Government of the Russian Federation dated December 12, 2015 N 1372 Moscow "On the introduction of a temporary ban on the export of waste paper from the Russian Federation"
29-12-15	Presidential Decree of December 28, 2015 N 669 "On Amendments to the Decree of the President of the Russian Federation dated November 28, 2015 N 583" On measures to ensure the national security of the Russian Federation and the protection of Russian citizens from criminal and other illegal acts, and the application of special economic measures against the Republic of Turkey ""

Africa

South Africa

South African Customs and Excise Act Amendments of Rules and Tariff Schedules

Publication Date	Publication Details	Subject	Implementation Date
04-12-15	GG 39478 Notice R.601	Part 1 of Schedule No. 1 - substitution of certain tariff subheadings to tariff headings 73.03, 73.05 and 73.06 to increase the rate of duty on certain large bore steel pipes from free and 10% to 15% - ITAC Report 507 <ul style="list-style-type: none"> • Notice R.601 	04-12-15
11-12-15	GG 39502 R.1214 – R.1220	Technical amendments for implementation with effect from 1 January 2016 <ul style="list-style-type: none"> • Technical amendments made in Schedules Nos. 1, 2, 3, 4 and 5 to be implemented with effect from 1 January 2016 are included as well as the Explanatory Memorandum has been added to assist with understanding the amendments. Explanatory Memorandum	01-01-16
	GG 39502 R.1220	Amendment of Part 1 of Schedule No. 1 - to create separate 8-digit tariff subheadings classifiable in Chapters 9, 29, 32, 34, 38, 39, 72, 87 and 98 <ul style="list-style-type: none"> • Notice R.1220 	
	GG 39502 R.1219	Amendment of Part 5 of Schedule No. 4 - to substitute rebate item 497.00 in Part 5 of Schedule No. 4 to restructure the notes in line with the structure for notes in other Schedules. <ul style="list-style-type: none"> • Notice R.1219 	
	GG 39502 R.1218	Amendment of Part 1 of Schedule No. 3 to: <ul style="list-style-type: none"> • delete rebate item 304.07/23.04/01.04 as it has become redundant; and • delete Notes to rebate item 317.04; and • delete rebate items 317.04/98.01/01.04 to 317.04/98.01/05.04 <ul style="list-style-type: none"> • Notice R.1218 	
	GG 39502 R.1217	Amendment of Part 3 of Schedule No. 5 to - delete refund item 539.01/2710.1/01.05 as the expiry was 31 March 2012 <ul style="list-style-type: none"> • Notice R.1217 	
	GG 39502 R.1216	Amendment of General Notes to Schedule No. 1 - Note K.6 is substituted to include Namibia to the SADC Protocol on Trade <ul style="list-style-type: none"> • Notice R.1216 	
	GG 38240 R.1215	Amendment of Schedule No. 2 to delete anti-dumping items: <ul style="list-style-type: none"> • 215.02/8716.80.10/01.08; • 215.02/8716.80.10/02.08; • 215.02/8716.80.10/03.08; and to insert anti-dumping items <ul style="list-style-type: none"> • 217.02/8716.80.10/01.08; • 217.02/8716.80.10/02.08; and 	

Publication Date	Publication Details	Subject	Implementation Date
		<ul style="list-style-type: none"> 217.02/8716.80.10/03.08 Notice R.1215 	
	GG 39502 R.1214	<p>Amendment of Part 2 of Schedule No. 4 to:</p> <ul style="list-style-type: none"> delete rebate item 460.27/00.00/01.00 as it has become redundant; delete Note 1 to rebate item 460.17 and renumber Notes 2 to 3 as Notes 1 to 2; substitute Note 1(b) to rebate item 460.17; and delete rebate items 460.17/00.00/02.00, 460.17/8701.20/01.06, 460.17/87.02/01.04, 460.17/87.03/01.04, 460.17/87.04/01.04 and 460.17/87.06/01.04 applicable to MIDP <ul style="list-style-type: none"> Notice R.1214 	
18-12-15	GG Notice R.	<p>Part 1 of Schedule No. 1 – substitution of tariff subheadings 7213.91, 7214.20, 7227.90, 7228.30 and 77228.60 to increase the rate of duty on steel wire rod, steel reinforcing bar and structural steel from free to 10%.</p> <ul style="list-style-type: none"> Part 1 of Schedule No.1 	18-12-15
	GG 39527 Notice R.1250	<p>Part 1 of Schedule No. 1 – Correction notice to withdraw certain tariff subheadings in Chapters 61 and 62 where they appear in Government Notice No. R.1220 of Government Gazette No. 39502 published on 11 December 2015.</p> <ul style="list-style-type: none"> Notice R.1250 	
	GG 39527 Notice R.1249	<p>Part 1 of Schedule No. 1 – Substitution of tariff headings 7404.00 and 8111.00 and an insertion of subheadings 7404.00.10; 7404.00.20; 7404.00.30; 7404.00.30; 7404.00.40; 7404.00.90; 8111.00.10 and 8111.00.90 to provide for brass, bronze and manganese waste scrap.</p> <ul style="list-style-type: none"> Notice R.1249 	
	GG 39527 Notice R.1247	<p>Part 1 of Schedule No. 3 – Insertion of rebate item 311.42/6001.92/01.06 to create a rebate provisions for knitted pile fabrics polyester fabrics for use in the manufacture of goods classifiable in tariff subheading 6304.91.90 – ITAC Report 508.</p> <ul style="list-style-type: none"> Notice R.1247 	
	GG 39527 Notice R.1246	<p>Part 1 of Schedule No. 2 – Insertion of anti-dumping item 205.01/2523.29/01.06; 205.01/2523.29/02.06; 205.01/2523.29/03.06; 205.01/2523.29/04.06 and 205.01/2523.29/05.0 for the imposition of anti-dumping duties on Portland cement originating in or imported from Pakistan - ITAC Report 512.</p> <ul style="list-style-type: none"> Notice R.1246 	
	GG 39527 Notice R.1245	<p>Part 2 of Schedule No. 4 – Insertion of rebate item 460.03/0207.14.9/01.07 for the temporary rebate provision of the full anti-dumping duty on frozen meat of species</p>	

Publication Date	Publication Details	Subject	Implementation Date
		Gallus domesticus, cut into pieces with bone in classifiable in tariff subheading 0207.14.9 – ITAC’s Minute M08/2015. • Notice R.1245	
	GG 39527 Notice R.1244	Part 1 of Schedule No. 1 – Substitution of tariff subheadings 1701.12, 1701.13, 1701.14, 1701.91 and 1701.99 to reduce the rates of customs duty on sugar from 304,00c/kg to 245,4c/kg - Minute M07/2015. • Notice R.1244	
	GG 39539 Notice R.1265	Part 1 of Schedule No. 1 – substitution of tariff subheadings 7213.91, 7214.20, 7227.90, 7228.30 and 72228.60 to increase the rate of duty on steel wire rod, steel reinforcing bar and structural steel from free to 10%. • Notice R.1265	

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

The links below will take you to official press releases and summaries of administrative and judicial trade compliance enforcement actions (arrests, indictments, penalties, seizures, convictions, debarments, etc.) involving U.S. and foreign import, export, FCPA/anti-bribery, IPR border enforcement and related matters. Child pornography, controlled substance and currency related seizures and arrests will not be listed, unless connected to trade violations. [Foreign government cases are preceded by the letter (F) in parenthesis].

[Agency abbreviations: US agencies - APHIS= Animal & Plant Health Inspection Service; ATF=Bureau of Alcohol, Tobacco, Firearms and Explosives; BIS= Bureau of Industry and Security, Office of Export Enforcement (Commerce); CBP=US Customs and Border Protection; CPSC=Consumer Product Safety Commission; DDTC= State Dep’t Directorate of Defense Trade Controls; DOJ=Department of Justice, including US Attorneys; DEA=Drug Enforcement Administration; DoD=Dep’t of Defense components [NCIS, DCIS, CID, etc.); FBI=Federal Bureau of Investigation; FDA= US Food and Drug Administration; FTC= Federal Trade Commission; FWS= US Fish & Wildlife Service; GSA= General services Administration; HSI=US Immigration and Customs Enforcement, Homeland Security Investigations; NOAA=National Oceanic and Atmospheric Administration; NPS= National Park service; OFAC=Office of Foreign Assets Control (Treasury); SEC=Securities and Exchange Commission; USCG= US Coast Guard; USPIS=Postal Inspection Service; USDA= US Department of Agriculture; ; DSS= Diplomatic Security Service. Local agencies - PD = Police departments; Non-US agencies - CBSA= Canada Border Services Agency; RCMP= Royal Canadian Mounted Police; SAT=Mexican Customs.]

Date of Release	Subject
12-04-15	CBP Officers Seize King Cobras and Endangered Sea Turtle Scutes Senior advisor to operator of shuttered 'Silk Road' website arrested in Thailand (FBI, ICE, DEA)
12-07-15	Former Secret Service Agent Sentenced 71 Months in Scheme Related to Silk Road Investigation (DOJ, IRS, FBI, DHS-IG)
12-09-15	Several Retailers to Pay Penalties Totaling \$1.3 Million for Falsely Labeling Rayon Textiles as Made of “Bamboo” (FTC)
12-10-15	ICE returns ancient dinosaur fossil, ancient cultural artifacts to China (ICE, DOJ, CBP)
12-15-15	Denver-area man indicted for selling counterfeit merchandise (DOJ, ICE, Local DA)
	Former Russian Nuclear Energy Official Sentenced to 48 Months in Prison for

Date of Release	Subject
	Money Laundering Conspiracy Involving Foreign Corrupt Practices Act Violations (DOJ, Energy IG, FBI)
12-16-15	Forfeiture of Tyrannosaurus bataar skull sought following ICE probe (DOJ, ICE) Los Angeles art dealer sentenced for smuggling stolen antiquities and overseeing charitable deduction tax scam (DOJ, ICE, NPS, IRS) Texas man sentenced to prison for smuggling weapons (ICE, DOJ, ATF, DoD) Former Executive Sentenced for Conspiracy to Bribe Panamanian Officials (DOJ, FBI, IRS, SEC)
12-17-15	6 defendants plead guilty in Missouri to \$100 million software-piracy scheme (ICE, DOJ)
12-18-15	Chinese national pleads guilty in Boston to supplying Iran with materials to make weapons-grade uranium (ICE, FBI, BIS, DOJ)
12-21-15	Texas-Based Importers Agree to Pay \$15 Million to Settle False Claims Act Suit for Alleged Evasion of Customs Duties [False Claims Act – Qui Tam settlement] (DOJ, CBP, ICE) ICE seizes thousands of counterfeit North Face jackets (ICE, CBP, Local DA) FBI New York Art Crime Team Has Record Number of Art and Cultural Items Returned in Second Half of 2015. Seeks Public Assistance Locating Other Stolen Items (FBI)
12-22-15	Norfolk, Va CBP Officers Seize Counterfeit Hoverboards with Potentially Dangerous Batteries (CBP)
12-23-15	Alleged celebrity hacker nabbed after undercover operation (ICE)

Newsletters, Reports, Articles, Etc.

Baker & McKenzie's Public Company Survival Guide

Baker & McKenzie is pleased to announce the availability of "[Baker & McKenzie's Public Company Survival Guide \(2015 Edition\)](#)," a handbook designed to provide guidance on complying with the requirements of being a US public company.

The handbook contains corporate governance documents and other key resources to assist with the requirements attendant to being a U.S. public company and also provides:

- Summaries of recent developments in U.S. federal securities laws;
- Quick reference charts for events that may trigger reporting obligations with the SEC; and
- Sample board and committee minutes for annual meeting matters, annual director and officer questionnaires and other templates.

For additional information, please contact [Amar Budarapu](#).

Baker & McKenzie Global VAT/GST Newsletter

Baker & McKenzie's [November 2015 Global VAT/GST Newsletter](#) provides a quick update into important developments in the field of VAT/GST across the globe. In order to maximize the effectiveness of this newsletter to you, most articles are brief and are designed to flag topics that are likely to affect multi-national businesses. Contacts for the Global VAT/GST Newsletter are:

- Jochen Meyer-Burrow, Partner, jochen.meyer-burrow@bakermckenzie.com
- Roger van de Berg, Senior Associate, roger.vandeberg@bakermckenzie.com

Publications, Alerts, Newsletters

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

Subject
International Trade, Tax and Anti-corruption
December 2015 International Trade Compliance Update [Back Issues- Archives]
Buenos Aires Foreign Trade Alert: The National Government Formalized Today a Reduction of Export Taxes for Farm Products (Eng.); El Gobierno Oficializa Hoy La Baja de las Retenciones a las Exportaciones Agropecuarias
Buenos Aires Banking Alert: Amendments to the Exchange Control Regime (Eng.); Modificaciones al Régimen Cambiario (Span.)
Buenos Aires Foreign Trade & Mining Alert: The National Government Formalized Today a Reduction of Export Taxes for Minerals and Manufactured Products (Eng.); El Gobierno Oficializa Hoy la Baja de las Retenciones a las Exportaciones Mineras e Industriales (Span.)
Buenos Aires Foreign Trade Alert: Abrogation of Import Licenses. Creation of the Import Monitoring System (Eng.); Se Derogan las DJAls. Se Crea el Sistema Integral de Monitoreo de Importaciones (Span.)
Buenos Aires Foreign Trade Alert: The Government Introduces a New Import Licensing Regime (Eng.); El Gobierno Establece Un Nuevo Sistema de Licencias Automáticas y No Automáticas (Span.)
Other Practices
Global Information Technology & Communications Industry & Practice Group: LegalBytes: Special Edition December 2015 - EU General Data Protection Regulation – Ready Or Not, Here It Comes
Kyiv Banking and Finance Client Alert: NBU Extends Capital Control Requirements (Eng.); НБУ продовжив дію обмежень на рух капіталу (Ukr.); НБУ продлил действие ограничений на движение капитала (Rus.)
Kyiv Real Estate and Construction Client Alert: Moratorium on the Sale of Agricultural Land to Continue for Another Year (Eng.); Мораторій на відчуження земель сільськогосподарського призначення продовжено ще на рік (Ukr.); Мораторий на отчуждение земель сельскохозяйственного назначения продлен еще на год (Rus.)
Singapore Intellectual Property Newsletter November 2015
EMEA Healthcare Industry Group Newsletter – December 2015
Australia Alert – Healthcare Update - 2015 Year in Review
BakerInform-Legal Insights on Data and Technology Issues (Magazines)
Indonesia, Malaysia and Singapore IP News December 2015

Webinars, Meetings, Seminars, Etc.

2015 International Trade Compliance Webinar Series

If you missed any webinars in our 2015 International Trade Compliance Webinar Series, or would like to see them again, you may view them or download only the Presentation used, by clicking [on this link](#) or on the specific linked title below. Our 2015 series was entitled, “*New Developments in Global Trade for 2015.*”

Original Date	Topic
Jan. 27, 2015	US Export Control Reform Speakers: Sylwia Lis (Washington, DC) and Paul Amberg (Chicago)
Feb. 17, 2015	Intercompany Pricing and Customs Valuation (Canada, EU and US) Speakers: Paul Burns (Toronto), William Outman (San Francisco), Holly Files (Washington, DC), and Nicole Looks (Frankfurt)
Mar. 17, 2015	Developments in Importing into EU

	Speakers: Jenny Revis (London) and Vanessa Dersch (Frankfurt)
Apr. 21, 2015	Developments in Importing into LATAM Speakers: Adriana Ibarra (Mexico City) and Esteban Roppolo (Buenos Aires)
May 19, 2015	FCPA and Antibribery Developments US, Asia and LATAM Speakers: John McKenzie (San Francisco), Mini vandePol (Hong Kong) and Esther Flesch (Sao Paulo)
June 23, 2015	Export Control Developments in Asia Speakers: Eugene Lim (Singapore), Daisuke Tatsuno (Tokyo), Meng Yew (Malaysia), and Anne Petterd (Australia)

In addition, two special webinars on Iran were also presented. If you missed either one, you may view them or download only the Presentation used, by clicking [on this link](#) or on the specific linked title or Presentation below.

Original Date	Topic
June 24, 2015	Overview of Current US and EU Sanctions Targeting Iran and Potential Developments Speakers: Ross Denton (London) and Alex Lamy (Washington, DC)
Aug. 4, 2015	The Future of Sanctions on Iran [broken link is being corrected]

2014 International Trade Compliance Webinar Series

Global Trade and the Global Supply Chain: Key Issues for 2014

Our live 2014 International Trade Compliance Webinar Series is over. However, if you missed any webinars in this series, or would like to see them again, you may view them or download only the Presentation used, by clicking [on this link](#) or on the specific linked title or Presentation below. Our focus in 2014 was on *Global Trade and the Global Supply Chain: Key Issues for 2014*.

- [FCPA Enforcement Trends – US, EU and Asia](#) - Speakers: Joan Meyer (Washington, DC), Maria McMahon (Washington, DC), Sunny Mann (London) and Michelle Gon (Shanghai) – [Original broadcast: January 14] [Presentation only](#)
- [Voluntary Self-Disclosures in Export Compliance Cases in the US, EU and China](#) - Speakers: John McKenzie (San Francisco), Ross Denton (London), Julia Pfeil (Frankfurt) and Eugene Lim (Singapore) Moderator: John McKenzie (San Francisco) [Original broadcast: February 11, 2014] [Presentation only](#)
- [Customs Valuation Issues and Updates – US, Mexico, EU and China](#) - Speakers: Terrie Gleason (Washington, DC), Edmundo Elias (Guadalajara), Jennifer Revis (London) and William Marshall (Hong Kong) – [Original broadcast: March 11, 2014] [Presentation only](#)
- [Country of Origin Rules for Marking and Government Procurement Purposes – US, EU and China](#) - Speakers: Stuart Seidel (Washington, DC), Holly Files (Washington, DC), Jasper Helder (Amsterdam) and William Marshall (Hong Kong) – [Original Broadcast: April 15, 2014] [Presentation](#).
- [Product-Related Environmental Restrictions and Compliance - EU, Russia/CIS and China](#) - Speakers: Ulrich Ellinghaus (Frankfurt), Alexander Bychkov (Moscow) and Scott Silverman (Beijing) – [Original broadcast: May 20, 2014] [Presentation only](#).
- [The Comprehensive Economic and Trade Agreement \(CETA\), The Transatlantic Trade and Investment Partnership \(TTIP\) and The Trans-Pacific Partnership \(TPP\)](#) - Speakers: Paul Burns (Toronto), Diane MacDonald (Chicago) and Fred Burke (Ho Chi Minh City) [Original broadcast: June 17, 2014] [Presentation only](#).

The *International Trade Compliance Update* is a publication of the Global Trade and Commerce 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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A note on spelling, grammar and dates--

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.

Translations of most non-English language documents are unofficial and are performed via an automated program and are for information purposes only.

Credits:

Unless otherwise indicated, all information is taken from official international organization or government websites, or their newsletters or press releases.

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

- [Import and Export of Used and/or Refurbished Goods in Asia](#) - Speakers: Eugene Lim (Singapore), Chen Ying (Hong Kong), Daisuke Tatsuno (Tokyo) and Panya Sittsakonsin (Bangkok) [Original broadcast: July 22, 2014] [Presentation only](#).

2014 EU Anti-Bribery, Trade and Customs Webinar Series

Our EU Compliance, International Trade and Customs Groups have brought together their considerable local knowledge and on the ground experience to deliver their third webinar series. This year's series covers a range of customs, export control, trade sanctions and anti-bribery and corruption topics.

All live webinars will begin at 16.00 (GMT/BST) on each of the dates listed below and are scheduled to run for 90 minutes. Our panel of speakers will provide a practical overview of each of the topics listed below, using both examples of recent cases and case studies. Our panel of speakers and moderators will comprise leading international trade experts from various EMEA locations including: Alexander Bychkov (Moscow), Ross Denton (London), Jasper Helder (Amsterdam), Nicole Looks (Frankfurt), Sunny Mann (London), Jennifer Revis (London). If you miss any webinars in this series, or would like to see them again, you may view them or download only the Presentation used, by clicking [on this link](#) or on the specific linked title or Presentation below:

- [Union Customs Code: What to expect from the draft Implementing Provisions and how to take part in the negotiations](#). Guest speaker: Jim Repper from HM Revenue & Customs [Original date: February 27] [Presentation only](#)
- [Anti-Bribery and Corruption: Insight into SFO/ DOJ and update on the introduction of Deferred Prosecutions Agreements \(DPAs\) in the UK and lessons learnt from DPAs in the US](#) [Original date: March 27:] [Presentation only](#)
- [EU Trade Sanctions Update](#) [Original date: April 10] [Presentation only](#)
- [How to conduct M&A due diligence in the areas of International Trade and Anti-Bribery and Corruption](#) [Original date: May 8] [Presentation only](#)
- [Customs: How to classify and value your products](#) [Original date: June 26] [Presentation only](#)
- [US and EU Russian Sanctions Update](#) [Original date: September 17]
- [Customs: How to determine the origin of your products](#) [Original date: September 25] [Presentation only](#)
- [Fundamentals and Pitfalls of EU Export Controls](#) [Original date: October 23] [Presentation only](#)
- Investigations and Voluntary Disclosures in International Trade and Anti-Bribery and Corruption [Original date: November 20] not yet available:
- Anti-Bribery and Corruption: Key Developments [Original date: December 11] not yet available

Cross-Border Transactions Webinar Series

Baker & McKenzie's Cross-Border Transactions Webinar Series provides practical tips on how to succeed in cross-border deals and ways to minimize transaction risk in various jurisdictions. Whether you are doing deals involving established global money centers or emerging markets such as Brazil, China, Russia, or the Middle East, you will find our webinars helpful in developing your approach to managing a multitude of regulatory environments and business cultures. The 2014 webinars have been recorded and may be accessed via the links below or at our [Cross-Border Transactions Webinars website](#).

Recorded Webinars:

- [Southeast Asia M&A: Seizing Opportunities Today](#)
- [Successfully Implementing a Cross-Border Transaction](#)
- [Brazil M&A: Seizing Opportunities Today](#)
- [China M&A: Seizing Opportunities Today](#)
- [Winning Strategies in Cross-Border Deals: Tips for Success](#)
- [Joint Ventures: Tackling the Unique Challenges in a Cross-Border JV.](#)
- [India M&A: Seizing Opportunities Today](#)
- [Compliance: Navigating the Regulatory Minefield in a Cross-Border Transaction](#)
- [Technology & IP: Winning Strategies in Cross-Border Deal Making](#)
- [Planning Ahead for a Successful Post-Acquisition Integration](#)
- [Africa M&A: Seizing Opportunities Today](#)
- [Middle East M&A: Seizing Opportunities Today](#)

For more information, please contact [Kathy Heffley](#) or [Chad Cole](#).

2014 Eye on China Webinar Series

China is the world's second largest economy and one of its fastest growing. Multinational corporations need to be aware of the emerging opportunities and pitfalls created by China's ever-changing laws and regulations. This year, in this series of 60-minute webinars, our award-winning China and North American teams focused on the most significant concerns facing MNCs in China today and provided actionable solutions.

The following 2014 webinars were recorded so that you may play them or download the presentations at your convenience.

















- [New Curbs on Hiring Contingent Workers - Presentation](#)
- [Hot Topics in China Disputes - Presentation](#)
- [Protecting Your Inventions and Trade Secrets – Presentation](#)
- [Navigating the Shanghai Pilot Free Trade Zone – Presentation](#)
- China Supply Chain Compliance (Not yet available)
- Increase in China Antitrust Enforcement – Why and How to be Prepared (Not yet available)
- Effective E-Commerce Strategies in China
- China Wages War on Pollution













For more information, please contact [Michal Cenek](#).





















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 “notifica-

















tions” 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 stuart.seidel@bakermckenzie.com who will try to obtain the text. Some notifications are only available in the official language of the country publishing the notification. *Note: All dates are given as mm/dd/yyyy; National flags are not scaled for relative comparison.*

Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
 Argentina	ARG/289/Add.2	12/8/2015	Not given	Motor vehicles, trailers and semi-trailers
 Argentina	ARG/294/Add.1	12/8/2015	Not given	All products subject to certification regimes
 Argentina	ARG/295/Add.1	12/8/2015	Not given	Food, beverages, liquid foods, perfumery products, toiletries, personal care products and household cleaning products
 Australia	AUS/100	12/7/2015	2/5/2016	Foods sold in Australia (imported and domestically produced) (HS Chapters 2-22, inclusive)
 Brazil	BRA/312/Add.9	12/3/2015	Not given	Tyres (HS 4011)
 Brazil	BRA/648/Add.1	12/14/2015	Not given	Pesticides
 Brazil	BRA/656	12/9/2015	2/4/2016	Surgical sutures
 Canada	CAN/472	12/3/2015	2/10/2016	Prescription status of medicinal ingredients for human use (HS 3004.90)
 China	CHN/145/Rev.2	12/17/2015	Not given	Motorcycle tyres
 China	CHN/248/Rev.1	12/17/2015	Not given	Inner tube of motorcycle tyres
 China	CHN/1159	12/17/2015	2/15/2016	Jaw crusher, cone crusher, gyratory crusher, vertical impact crusher, impact crusher, hammer crusher, ring hammer crusher, roll crusher, roller press. Machinery for sorting, screening, separating, washing, crushing, grinding, mixing or kneading earth, stone, ores or other mineral substances, in solid (including powder or paste) form; machinery for agglomerating, shaping or moulding solid mineral fuels, ceramic paste, unhardened cements, plastering materials or other mineral products in powder or paste form; machines for forming foundry moulds of sand. (HS 8474)
 China	CHN/1160	12/17/2015	2/15/2016	Filter (HS 842129)
 China	CHN/1161	12/17/2015	2/15/2016	Stationary gas power engine
 Czech Republic	CZE/174/Add.1	12/3/2015	Not given	Diaphragm sensors for measuring transmission media flow (HS 9031.80)
 Ecuador	ECU/138/Add.3	11/27/2015	Not given	External limb prostheses and external orthoses (HS 9021, 9021.10.10, 9021.10.20, 9021.29, 9021.31, 9021.40, 9021.50 and 9021.90)
 Ecuador	ECU/230/Add.2	11/27/2015	Not given	Glass and glass-ceramics that are in contact with foodstuffs (HS 7013.10.00, 7013.22.00, 7013.28.00, 7013.33.00, 7013.37.00, 7013.41.00, 7013.42.00, 7013.49.00, 7013.91.00, 7010.20.00,

Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
				7010.90.10, 7010.90.20, 7010.90.30, and 7010.90.40)
 Ecuador	ECU/284/Add.2	11/27/2015	Not given	Flexible retort packaging (HS 39232990)
 Ecuador	ECU/32/Add.9	11/27/2015	Not given	Motor vehicles (HS 9900)
 Ecuador	ECU/198/Add.3	11/27/2015	Not given	Respiratory protective devices (HS 6307.90.30)
 Ecuador	ECU/111/Add.2	12/8/2015	Not given	Perfumes and toilet waters (HS 3303); Lip make-up preparations (HS 3304.10); Eye make-up preparations (HS 3304.20); Manicure or pedicure preparations (HS 3304.30); Powders, whether or not compressed (HS 3304.91); Shampoos (HS 3305.10); Preparations for permanent waving or straightening (HS 3305.20); Hair lacquers (HS 3305.30); Other (HS 3305.90); Dentifrices (HS 3306.10); Other (HS 3306.90); Pre-shave, shaving or after-shave preparations (HS 3307.10); Personal deodorants and antiperspirants (HS 3307.20); Perfumed bath salts and other bath preparations (HS 330730); Other (HS 3307.90)
 Egypt	EGY/88/Rev.1	12/4/2015	Not given	Edible fats and oil
 Egypt	EGY/111	12/4/2015	2/2/2016	Ceramic tiles
 Egypt	EGY/112	12/4/2015	2/2/2016	Ceramic tiles
 Egypt	EGY/113	12/7/2015	2/5/2016	Labelling of detergents and cleaning products
 European Union	EU/327	12/3/2015	2/1/2016	Biocidal products
 European Union	EU/328	12/9/2015	2/7/2016	Cosmetics
 European Union	EU/329	12/11/2015	2/9/2016	Four chemical substances: bis(2-ethylhexyl) phthalate (DEHP), (EC No. 204-211-0, CAS No. 117-81-7, HS code 2917.32); dibutyl phthalate (DBP) (EC No. 201-557-4, CAS No. 84-74-2, HS code 2917.34); benzyl butyl phthalate (BBP) (EC No. 201-622-7, CAS No. 85-68-7, HS code 2917.34) and diisobutyl phthalate (DIBP) (EC No. 201-553-2, CAS No. 84-69-5, HS code 2917.34) - Dioctyl orthophthalates (HS: 291732), - Other esters of orthophthalic acid (HS 291734)
 European Union	EU/329/Corr.1	12/16/2015	Not given	Four chemical substances: bis(2-ethylhexyl) phthalate (DEHP), (EC No. 204-211-0, CAS No. 117-81-7, HS code 2917.32); dibutyl phthalate (DBP) (EC No. 201-557-4, CAS No. 84-74-2, HS code 2917.34); benzyl butyl phthalate (BBP) (EC No. 201-622-7, CAS No. 85-68-7, HS code 2917.34) and diisobutyl phthalate (DIBP) (EC No. 201-553-2, CAS No. 84-69-5, HS code 2917.34) - Dioctyl orthophthalates (HS: 291732), - Other esters of orthophthalic acid (HS

Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
				291734)
 European Union	EU/330	12/16/2015	2/14/2016	Food
 European Union	EU/331	12/16/2015	2/14/2016	Food
 Hungary	HUN/31	12/21/2015	3/22/2016	Tobacco and manufacture tobacco substitutes (HS 24)
 India	IND/51	12/1/2015	1/31/2016	Alcoholic beverages
 India	IND/52	12/3/2015	2/1/2016	Milk and milk products
 Japan	JPN/507	11/30/2015	1/29/2016	Electrical refrigerators (HS 8418.10)
 Japan	JPN/508	11/30/2015	Not given	Substances with probable effects on the central nervous system
 Japan	JPN/509	12/3/2015	2/1/2016	Electric refrigerators & freezers
 Japan	JPN/510	12/15/2015	2/15/2016	Acetylacetone, Aluminum metal (HS: 76), Aluminiumtrifluoride (HS: 2826.12), 1-Bromopropane, 3-Bromo-1-propene, Butene (HS: 2901.23), Chloroacetic acid (HS: 2915.40), Dichloroacetic acid (HS: 2915.40), Diethylene glycol monobutyl ether (HS: 2909.43), Dimethyl-2,2,2-trichloro-1-hydroxyethylphosphonate, Ethylene (HS: 2901.21), Ethylene glycol monobutyl ether acetate, hexafluoro-1-Propene, Isobutyl nitrite, Iodides, Methyl naphthalene, 2-Methyl-5-nitroaniline, 1-Methyl-2-pyrrolidone, N,N-Diethylhydroxylamine, N-Vinyl-2-pyrrolidone, O-3-Chloro-4-methylcoumarin-7-ylO,O-diethylphosphorothioate, Perfluorooctanoic acid, 1-Propene (HS: 2901.22), Propionaldehyde, Sodiumdihydridobis(2-methoxyethanolato)aluminat(1-), Tetrahydromethylphtalicanhydride, Trisodiumhexafluoroaluminat and preparations containing them (hereinafter referred to as the 27 substances)
 Japan	JPN/511	12/17/2015	Not given	Substances with probable effects on the central nervous system
 Korea, Republic of	KOR/618	12/1/2015	1/30/2016	Biological products
 Korea, Republic of	KOR/619	12/7/2015	2/5/2016	Food
 Malaysia	MYS/59	12/1/2015	1/30/2016	Alcoholic beverages
 Malaysia	MYS/60	12/1/2015	1/30/2016	Compounded hard liquor
 Malaysia	MYS/61	12/1/2015	1/30/2016	All foods
 Malaysia	MYS/62	12/1/2015	1/30/2016	Low acid canned food
 Malaysia	MYS/63	12/1/2015	1/30/2016	Appliances for treatment of water for human consumption
 Mauritius	MUS/4/Rev.1	12/3/2015	Not given	Household electrical appliances
 Mexico	MEX/269/Add.1	11/25/2015	Not given	Water and ice
 Mexico	MEX/288/Add.1	12/4/2015	Not given	Seeds for sowing (1207.10.10.00)

Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
 Moldova	MDA/29	12/21/2015	2/19/2016	Market surveillance
 Moldova	MDA/30	12/21/2015	2/19/2016	Market surveillance
 Nigeria	NGA/2	12/14/2015	2/12/2016	Quality
 Nigeria	NGA/3	12/14/2015	Not given	Conformity assessment
 Nigeria	NGA/4	12/14/2015	Not given	Conformity assessment
 Peru	PER/82	12/14/2015	3/9/2016	Pharmaceutical products (HS Chapter 30)
 Russian Federation	RUS/46	12/4/2015	1/27/2016	Food products (chocolate, couverture chocolate, chocolate mass and cocoa products)
 Saudi Arabia	SAU/896	12/16/2015	2/14/2016	Refrigerated display cabinets
 Saudi Arabia	SAU/897	12/16/2015	2/14/2016	Tractors for agriculture and forestry
 Saudi Arabia	SAU/898	12/17/2015	2/15/2016	Full-flow lubricating oil filters
 Saudi Arabia	SAU/899	12/16/2015	2/15/2016	Full-flow lubricating oil filters
 Saudi Arabia	SAU/900	12/17/2015	2/15/2016	Full-flow lubricating oil filters
 Saudi Arabia	SAU/901	12/17/2015	2/15/2016	Full-flow lubricating oil filters
 Saudi Arabia	SAU/902	12/17/2015	2/15/2016	Full-flow lubricating oil filters
 Saudi Arabia	SAU/903	12/17/2015	2/15/2016	Full-flow lubricating oil filters
 Saudi Arabia	SAU/904	12/17/2015	2/15/2016	Full-flow lubricating oil filters
 Saudi Arabia	SAU/905	12/17/2015	2/15/2016	Agricultural tractors and machinery
 Saudi Arabia	SAU/906	12/17/2015	2/15/2016	Agricultural tractors and machinery
 South Africa	ZAF/194	12/4/2015	2/2/2016	Food additives (HS 16, 17, 18, 1901, 1902, 1903, 1904, 1905, 2001, 2002, 2003, 2004)
 Taiwan Economy	TPKM/223	12/3/2015	2/1/2016	Water dispensers (CCCN 8418.69.90.00.9B, 8516.10.00.00.9E) (HS 8418.69, 8516.10)
 Taiwan Economy	TPKM/224	12/3/2015	2/1/2016	Plastic box and fix plate for low voltage A.C. power meter (refer to attachment) - Parts and accessories (HS 9028.90)
 Taiwan Economy	TPKM/225	12/8/2015	2/6/2016	Organic agricultural products
 Thailand	THA/469	12/9/2015	2/7/2016	Food additives
 Thailand	THA/470	12/9/2015	2/7/2016	Audio, video, and similar electronic apparatus
 Thailand	THA/471	12/9/2015	2/7/2016	Infant and young child food (HS 0401, 0402)
 Turkey	TUR/69	12/3/2015	12/14/2015	Foodstuffs of animal origin
 Turkey	TUR/70	12/3/2015	Not given	Food flavourings and food ingredients with flavouring properties
 Uganda	UGA/529	12/7/2015	2/5/2016	Frozen tuna loins
 Uganda	UGA/530	12/10/2015	2/8/2016	Sesame seeds (HS 12)

Country	Notification	Date Issued	Final Date for Comments	Merchandise Covered
 Ukraine	UKR/105	12/3/2015	2/1/2016	Measuring equipment intended for use in the legal metrology (Annex 1 to the Technical Regulation)
 United Arab Emirates	ARE/298	12/1/2015	1/31/2016	Environmental labeling
 United States	USA/970/Add.1	12/1/2015	Not given	Portable air conditioners
 United States	USA/1053	12/1/2015	Not given	Artificially sweetened jelly, preserves, and jams
 United States	USA/1012/Add.1	12/3/2015	Not given	Excess flow valves in gas distribution systems
 United States	USA/1031/Add.1	12/3/2015	Not given	Tobacco products (HS 2402)
 United States	USA/1033/Add.2	12/3/2015	Not given	Proximity detection systems
 United States	USA/999/Add.1	12/16/2015	Not given	Renewable fuel standards
 United States	USA/1019/Add.1	12/16/2015	Not given	Non-organic agricultural substances
 United States	USA/661/Add.4	12/21/2015	Not given	Non-compressor residential refrigeration products (HS 8418)
 United States	USA/1014/Add.3	12/21/2015	Not given	Toys
 United States	USA/1049/Add.1	12/22/2015	Not given	Refrigerants
 United States	USA/1054	12/22/2015	2/16/2016	Organic food
 Viet Nam	VNM/15/Add.1	12/14/2015	Not given	Drugs
 Zambia	ZMB/45	12/16/2015	2/14/2016	Asbestos cement corrugated sheets and decking for roofing and cladding
 Zambia	ZMB/46	12/16/2015	2/14/2016	Petroleum jelly

CBSA Advance Rulings

The following table lists [advance rulings](#) posted by the Canada Border Services Agency (CBSA). In September of 2014, the CBSA enhanced the Advance Ruling ([Tariff Classification](#) and [Origin](#)) and [National Customs Ruling](#) programs by publishing ruling letters in their entirety, with the applicant's consent, on the CBSA Web site.

It is important to note that rulings are binding only between the CBSA and the applicant. While posted rulings are for reference purposes only, they provide meaningful guidance and help other importers in complying with Canada's trade legislation. Click on the "Merchandise" listing to see full text of the posted ruling.

Date	TRS Number	Merchandise	Tariff Classification and Basis
03-25-15	269759	30" Wooden Storage Box, item #13927 [File: C-2014-009582]	9403.60.10.99 [GIR 1, 6]
	270087	Hedge shears [File: C-2014-010081]	8201.60.90.00 [GIR 1, 6]
	270083	Lopping shears [File: C-2014-010079]	8201.60.10.00 [GIR 1, 6, EN(6) to 82.01]
	270022	Plastic Bottle Caps Item #2865 [File: C-2014-009645]	3923.50.90.40 [GIR 1, 6] Not eligible for 9903.00.00 [see D11-8-5]
04-23-15	270223	Nickel-metal hydride batteries [File: C-2014-010059]	8507.50.90.00 [GIR 1, 6]

CBP Rulings: Downloads and Searches

Because US Customs and Border Protection issues several thousand rulings a year, it is not practical to list each ruling. However, rulings are made available for downloading in self extracting files approximately every two weeks. Information about downloading rulings is available on the [CROSS search engine](#) home page. In addition, almost all rulings issued by US Customs or US Customs and Border Protection from 1993 to the present and many issued before 1993 are available for search and downloading using the [CROSS search engine](#). Over 187,000 such rulings are in the database.

CBP Rulings: Revocations or Modifications

The following table summarizes proposals made or actions taken that were published in the weekly [Customs Bulletin and Decisions](#) during the past month by US Customs and Border Protection pursuant to 19 U.S.C. §1625(c) to revoke or modify binding rulings or treatment previously accorded to substantially identical merchandise.



Published in CBP Bulletin (P) Proposed (A) Action	Product(s) or Issue(s)	Ruling(s) to be Modified (M) or Revoked (R)	Old Classification or Position	New Ruling	New Classification or Position	Comments Due (C) or Effective Date (E)
(P) 11-04-15 Incorrectly dated 11-11-15	Withdrawal of notice of proposed revocation of a ruling letter and proposed revocation of treatment relating to the classification of worked glass balls.	NY M87022 (R)			Withdrawn - published in error	(W) 12-23-15
(P) 12-23-15	Tariff classification of stainless steel, double-walled beverage bottles.	NY N254461 (R) NY N264760 (R)	7323.93.0080	HQ H264199	9617.00.10 [GRI 1,6]	(C) 01-22-16
	Tariff classification of certain pillowcases.	NY N239270 (R)	6302.31.9010	HQ H242650	6302.31.70 [GRI 1,6]	
	Tariff classification of medical apparatus.	HQ 085366 (R)	9018.90.60	HQ H152456	9018.90.75 [GRI 1,6]	
	Tariff classification of flocked heat transfers and textile/PVC material designed for transferring images.	NY J81335 (R) NY J80560 (R) NY E85712 (R)	5601.30.00 5601.30.00 5903.10.25	HQ H265493	4908.90.00 [GRI 1]	
	Tariff classification of bilberry and blueberry extract powders.	HQ 964139 (R) NY N219927 (R) NY N037866 (R) HQ 967972 (M) NY 814027 (M)	1302.19.40 1302.19.9140 1302.19.9140 1302.19.40 1302.19.4040	HQ H262217	3824.90.9290 [GRI 1]	
	Tariff classification of "Tapeffiti" design guide set which includes twelve (12) rolls of tape, one cutter, and a cardboard backed book.	NY N248844 (R)	8479.89.9899	HQ H254152	9503.00.0073 [GRI 1]	
Classification of a cast sock.	NY N183637 (M)	6115.96.9020	HQ H194697	9021.10.00 [GRI 1]		
(A) 12-23-15	Tariff classification of filler paper, composition note-	NY N057699 (M)	Filler paper: 4802.57.1000	HQ H072375	Filler paper: 4811.90.9080	(E) 02-22-16



Published in CBP Bulletin (P) Proposed (A) Action	Product(s) or Issue(s)	Ruling(s) to be Modified (M) or Revoked (R)	Old Classification or Position	New Ruling	New Classification or Position	Comments Due (C) or Effective Date (E)
	books, spiral notebooks, and wireless notebooks, and to the eligibility of filler paper for preferential tariff treatment under NAFTA.		Ineligible for NAFTA preference. Notebooks: 4820.10.2020		[GRI 1] NAFTA eligible. Notebooks: 4820.10.2030 or 4820.10.2040 [GRI 1,6]	
	Tariff classification of textile and plastic necklaces.	NY N022480 (R) NY N059109 (R)	6217.10.95	HQ H257790	7117.90.75 [GRI 1, 3(b), 6 and Chap. 71, notes 9,11]	
	Origin marking of certain boxes of tissues (derived from US origin jumbo rolls).	NY N261615 (M)	Origin is country where the jumbo rolls are cut into facial tissues: CA/MX/Korea/China	HQ H263571	For NAFTA: CA/MX (Apply NAFTA Marking rules) For UKFTA and China: US as no sub. transformation	
	Tariff classification of certain flavored barbecue wood chips containing a mixture of wood shavings and a mixture of herbs and spices in a gelatin base.	HQ 951145 (R)	4421.90.90	HQ H261687	4401.39.40 [GRI 3(c)]	
	Tariff classification of fly-trapping glue boards.	NY N238867 (R)	3808.91.50	HQ H261067	3808.91.10 [GRI 1,6]	


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*.

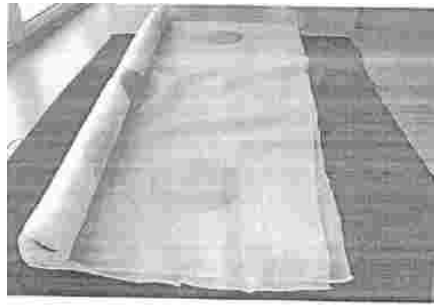
Commission Implementing Regulation	Description of the goods	Classification (CN code)	Reasons
(EU) 2015/2253 of 2 Dec. 2015	<p>An article (so-called 'draught excluder' or 'door bottom seal') consisting of an aluminium base with dimensions of approximately 100 x 3 cm and plastic bristles of a length of approximately 2 cm and with a cross-sectional dimension of more than 1 mm attached to the base. The base is covered with a self-adhesive film on one side.</p> <p>The base is to be affixed to the bottom of a door by the adhesive film. The bristles bridge the gap between the underside of the door and the floor, preventing the entry of a current of air, dirt, etc.</p> <p>See image.</p>	3926 90 97	<p>Classification is determined by general rules 1, 3 (b) and 6 for the interpretation of the Combined Nomenclature and by the wording of CN codes 3926, 3926 90 and 3926 90 97.</p> <p>Given the objective characteristics of the article, it is intended to bridge the gap between the door and the floor preventing the entry of a current of air, dirt, etc. It is not intended to be used as a brush for cleaning. Classification under heading 9603 as brushes is therefore excluded.</p> <p>The article is composite goods made up of different components, namely the aluminium base, the plastic bristles and the adhesive film. The bristles give the article its essential character because of their role in relation to the use of the product. Classification under heading 7616 as other arti-</p>


Commission Implementing Regulation	Description of the goods	Classification (CN code)	Reasons
			<p>cles of aluminium is therefore also excluded.</p> <p>The article is therefore to be classified under CN code 3926 90 97 as other articles of plastics.</p>
<p>(EU) 2015/2254 of 2 Dec. 2015</p>	<p>A hard-covered bound article (so-called 'photo book') made of paper measuring approximately 21 cm x 31 cm, with full-colour printed personalised photographs and a short text referring to the activities, events, persons, etc. shown in the respective photographs.</p>	<p>4911 91 00</p>	<p>Classification is determined by general rules 1 and 6 for the interpretation of the Combined Nomenclature and by the wording of CN codes 4911 and 4911 91 00.</p> <p>Classification under heading 4901 as a book is excluded, because the article is not intended for reading (see also the Harmonized System Explanatory Notes to heading 4901, first paragraph).</p> <p>The article is designed for presenting personalised photographs for private viewing.</p> <p>It is therefore to be classified under CN code 4911 91 00 as photographs.</p>
<p>(EU) 2015/2255 of 2 Dec. 2015</p>	<p>An article in the shape of a circle (so-called 'coin vibration motor') with a diameter of 9 mm and a thickness of 4 mm with an inbuilt 4 V DC, 1 W electrical motor.</p> <p>The article is designed to be used in tablets, mobile phones etc. to create a vibration effect. That effect is the result of the rotation of the shaft of the motor due to the presence of a non-symmetric mass attached to the shaft.</p> <p>For mounting purposes the article is provided with self-adhesive tape on one side.</p> <p>See the image</p>	<p>8479 89 97</p> 	<p>Classification is determined by general rules 1 and 6 for the interpretation of the Combined Nomenclature and by the wording of CN codes 8479, 8479 89 and 8479 89 97.</p> <p>As the function of the article is to create vibration, classification under heading 8501 as an electric motor is excluded (see also the Harmonised System Explanatory Notes to heading 8501, group (II), eighth paragraph (b)).</p> <p>The article is therefore to be classified under CN code 8479 89 97 as other machines and mechanical appliances having individual functions, not specified or included elsewhere.</p>
<p>(EU) 2015/2315 of 8 Dec. 2015</p>	<p>An article consisting of a plastic housing containing 4 metal terminals, diodes and cables with connectors (so-called 'Photovoltaic (PV) junction box').</p> <p>The PV junction box is a device for transmitting (by cable) electricity, not exceeding 1 000 V and generated by a solar panel, to another PV module or PV inverter. The function of the diodes is only to protect the article against over-voltage (so-called 'hot spots').</p> <p>See image</p>	<p>8544 42 90</p>	<p>Classification is determined by general rules 1 and 6 for the interpretation of the Combined Nomenclature, note 3 to Section XVI and by the wording of CN codes 8544, 8544 42 and 8544 42 90.</p> <p>Classification under heading 8541 as diodes is excluded as the diodes do not significantly change the characteristics and properties of the article as a PV junction box. The principal function of the article is considered to be that of making connections to or in electrical circuits.</p> <p>As the article is provided with cables, classification under heading 8536 as an apparatus for making connections to or in electrical circuits is also excluded (see also the Harmonised System Explanatory Notes to heading 8536, group (III) (A)).</p> <p>The article is therefore to be classified under CN</p>


Commission Implementing Regulation	Description of the goods	Classification (CN code)	Reasons
			code 8544 42 90 as other electric conductors fitted with connectors.
<p>(EU) 2015/2316 of 8 Dec. 2015</p>	<p>A cylindrical-shaped, battery-operated article made of plastics with a lid (so-called 'electronic money box'), of a height of 17 cm and a diameter of 12 cm.</p> <p>The lid includes a small LCD display and a slot to put coins (for example, euros) in. When a coin is manually inserted into the slot, a mechanism in the lid (the calculating device) recognises the diameter of the coin, and its value is displayed.</p> <p>When more coins are inserted one by one, the recognised values are added to the existing amount and the total sum is shown on the LCD display.</p> <p>No subtraction takes place when coins are removed from the money box.</p> <p>See image</p> 	8470 90 00	<p>Classification is determined by general rules 1, 3(b) and 6 for the interpretation of the Combined Nomenclature and by the wording of CN codes 8470, 8470 90 and 8470 90 00.</p> <p>The article is composite goods consisting of a plastic container and a calculating device. Compared to ordinary money boxes, the calculating device gives this article its essential character. Classification according to its constituent material (Chapter 39) is therefore excluded.</p> <p>As the article does not comprise any manual arrangements for data input (coins are not data) it is not considered a calculating machine (see also the Harmonised System Explanatory Notes (HSEN) to heading 8470 (A)(1)). As the calculating device makes it possible to add at least two figures, each comprising several digits (e.g. EUR 0,02 + EUR 2,00 = EUR 2,02), it fulfils the requirements for classification as a calculating device (see also the HSEN to heading 8470, first paragraph).</p> <p>The whole article is therefore to be classified under CN code 8470 90 00 as other machines with a calculating device.</p>
<p>(EU) 2015/2317 of 8 Dec. 2015</p>	<p>A free arm sewing machine of the household type with a built-in electric motor of an output of 70 watts, equipped essentially with a needle plate, a presser foot, a bobbin case, controls, a built-in light, a cabled foot pedal and various accessories (e.g. bobbins, guide rails, a set of needles, double needles, etc.). It weighs approximately 7 kg (including the motor) and offers over 24 sewing programmes. It has a value of more than EUR 65.</p> <p>The sewing machine works with an up-</p>	8452 10 11	<p>Classification is determined by general rules 1 and 6 for the interpretation of the Combined Nomenclature and by the wording of CN codes 8452, 8452 10 and 8452 10 11.</p> <p>Given its function, construction, physical characteristics and way of operation, the sewing machine is to be considered a sewing machine of a lock-stitch only type of subheading 8452 10, as it can perform only stitches based on the lock-stitch principle (see also the Explanatory notes to the Combined Nomenclature to subheadings 8452 10 11 and 8452 10 19, item 1(a)).</p>

Commission Implementing Regulation	Description of the goods	Classification (CN code)	Reasons
	<p>per and a lower thread. One thread is inserted on the needle and the other is carried underneath by a shuttle (lock-stitch technique). The sewing machine can produce various types of stitches, however all these stitches are based on the principle described above. The machine can only imitate the over-lock stitch and is unable to cut off protruding material in the same operation.</p>		<p>The product is therefore to be classified under CN code 8452 10 11 as sewing machines of the household type, lock-stitch only, having a value of more than EUR 65 each</p>
<p>(EU) 2015/2318 of 8 Dec. 2015</p>	<p>An article (so-called ‘arm sleeve for smartphone’) made predominantly of textile material. It consists of a case for a mobile phone with an elasticated band, which serves to attach it to the upper arm.</p> <p>The back of the case has a slit-type opening into which a mobile phone can be inserted. There is a rectangular transparent panel made of plastic sheeting on the front side of the article. The transparent panel is framed by cellular film of plastic, which also covers the front of the short end of the band. The back of the article and the fixed band consist of rubberised textile fabric (outer layers of textile material with a layer of cellular rubber between them). A Velcro-type strip is attached to the band, which is fed through two holes at the short end, and can thus be adjusted to fit the upper arm of the wearer.</p> <p>(See images A and B)</p> <div data-bbox="354 1297 773 1486" style="text-align: center;">  </div> <p>Image A Image B</p>	<p>4202 92 98</p>	<p>Classification is determined by general rules 1 and 6 for the interpretation of the Combined Nomenclature, note 1(l) to Section XI, Additional note 1 to Chapter 42 and by the wording of CN codes 4202, 4202 92 and 4202 92 98.</p> <p>The article is designed to hold a specific item (mobile phone, smartphone). Therefore it has the objective characteristics of a container similar to containers specified in the wording of heading 4202 (see also the Harmonised System Explanatory Notes to heading 4202).</p> <p>Consequently, classification as other made-up textile articles under heading 6307 is excluded.</p> <p>The article is therefore to be classified under CN code 4202 92 98 as cases with outer surface of textile materials.</p>
<p>(EU) 2015/2319 of 8 Dec. 2015</p>	<p>An article (so-called ‘adapter’ or ‘rectifier’) designed to convert AC current (100 — 220 V) into DC current (12 V, 3,7 A); in a plastic housing with dimensions of approximately 14 x 6 x 5 cm.</p> <p>The article can be connected via a cable with a connector to the AC socket and via another cable with a specific connector to a specific game console of heading 9504.</p>	<p>8504 40 82</p>	<p>Classification is determined by general rules 1, 3(a) and 6 for the interpretation of the Combined Nomenclature and by the wording of CN codes 8504, 8504 40 and 8504 40 82.</p> <p>As heading 8504 covers static converters (for example, rectifiers), that heading provides the most specific description. Consequently, classification under heading 9504 as an accessory to a video game machine is excluded.</p> <p>The article is therefore to be classified under CN code 8504 40 82 as rectifiers.</p>
<p>(EU) 2015/2320 of 8 Dec. 2015</p>	<p>An article consisting of shiny woven transparent fabric (100 % polyester), with a machine embroidered decoration</p>	<p>6303 92 90</p>	<p>Classification is determined by general rules 1, 2(a) and 6 for the interpretation of the Combined Nomenclature, by note 7(d) to Section XI and by</p>

Commission Implementing Regulation	Description of the goods	Classification (CN code)	Reasons
	<p>on it, presented on 300 cm long support rolls.</p> <p>One of the two long edges of the article is trimmed with an interlock stitch having a fabric covered lead cord inserted in the stitching tunnel. The opposite edge has a densely woven selvedge to prevent the fabric from unravelling and the weft ends exceed the fabric in the form of fringes.</p> <p>The length of the fabric that is cut off the roll corresponds to the width of a future curtain. This fabric is converted into a curtain by simply cutting it at the edge of the densely woven selvedge to the required length of the curtain and by hemming this side and the two sides that had been cut off the roll. The edge trimmed with the interlock stitch constitutes the bottom of the curtain and remains as it was on the roll.</p> <p>(See images)</p>		<p>the wording of CN codes 6303, 6303 92 and 6303 92 90.</p> <p>The article has the essential character of a finished curtain of heading 6303, because it is clearly suitable for conversion into a curtain by minor operations. Once the fabric is cut off the roll, only the minor operation of simply cutting to the required length of the curtain and hemming is needed (see also the Harmonized System Explanatory Notes to heading 6303, second paragraph).</p> <p>The unfinished article is considered made up, because it has already one hemmed edge (edge trimmed with interlock stitch).</p> <p>The article is therefore to be classified under CN code 6303 92 90 as curtains of synthetic fibres.</p>
<p>(EU) 2015/2321 of 8 Dec. 2015</p>	<p>A cassette of base metal sprocket wheels (so-called 'free hub cassette') without a free-wheel mechanism. The free hub cassette consists of seven sprocket-wheels fixed together, two separate sprocket-wheels and a washer. The smallest sprocket-wheel has 11 teeth and the largest 32 teeth.</p> <p>The free hub cassette is designed to be placed over the free-wheel mechanism (integrated in the hub body). Thereafter, the drive shaft of the rear wheel can be disconnected from the hub body (free-wheel). This enables the cyclists to keep the pedals still or to pedal backwards while the bicycle is in forward motion.</p> <p>The free-wheel mechanism is not present upon presentation.</p> <p>See image</p>	<p>8714 93 00</p>	<p>Classification is determined by general rules 1 and 6 for the interpretation of the Combined Nomenclature and by the wording of CN codes 8714, 8714 93 00.</p> <p>As the article can only be mounted on a free-wheel mechanism integrated in the hub to obtain its free-wheel function, it is considered a free-wheel sprocket-wheel.</p> <p>Therefore the article is to be classified under CN code 8714 93 00 as free-wheel sprocket-wheels.</p>



Commission Implementing Regulation	Description of the goods	Classification (CN code)	Reasons
			
<p>(EU) 2015/2351 of 14 Dec. 2015</p>	<p>A gardening kit presented in a plastic packing consisting of the following articles:</p> <p>(a) 1 bag, made of woven textile fabric, with an outer surface of textile materials with 1 large internal and 4 smaller external pockets,</p> <p>(b) 1 pair of gloves, made primarily of woven textile fabric with a minor coating of cellular plastics on the palm side,</p> <p>(c) 1 pair of pruning shears of base metal,</p> <p>(d) 1 gardening trowel of base metal,</p> <p>(e) 12 plastic marker sticks,</p> <p>(f) 1 pencil with a lead of graphite</p> <p>The articles of the kit are individually packed in protective plastic packing.</p> <p>The fabric of the bag and of the gloves has the same pattern (trees, flowers, houses).</p> <p>See image which is for information.</p>	<p>4202 22 90</p> <p>6216 00 00</p> <p>8201 50 00</p> <p>8201 10 00</p> <p>3926 90 97</p> <p>9609 10 10</p>	<p>Classification is determined by general rules 1 and 6 for the interpretation of the Combined Nomenclature (GIR).</p> <p>The items cannot be considered as goods put up in a set for retail sale within the terms of GIR 3 (b) as not all of them are put up together to meet a particular need or to carry out a specific activity.</p> <p>The bag is not used for gardening, but to contain the other articles. It may be also used independently of any gardening activity.</p> <p>The pencil is also not a gardening tool and it has its own practical use elsewhere.</p> <p>If one or more of the articles of a 'set' do not meet the same particular need or are not designed to carry out the same specific activity, each article has to be classified separately (see also the Guidelines on the classification in the Combined Nomenclature of goods put up in sets for retail sale, Part B (II) (2)).</p> <p>The individual articles, as referred to in the description of the goods, are to be classified as follows:</p> <p>(a) Classification is determined by the wording of CN codes 4202, 4202 22 and 4202 22 90.</p> <p>It is to be classified as a handbag with outer surface of textile material under CN code 4202 22 90.</p> <p>(b) Classification is determined by the wording of CN code 6216 00 00.</p> <p>The woven textile material is considered to be the constituent material of the gloves. Therefore, they</p>

Commission Implementing Regulation	Description of the goods	Classification (CN code)	Reasons
			<p>are to be classified as gloves under CN code 6216 00 00.</p> <p>(c) Classification is determined by the wording of CN codes 8201 and 8201 50 00.</p> <p>It is to be classified as shears under CN code 8201 50 00.</p> <p>(d) Classification is determined by the wording of CN codes 8201 and 8201 10 00.</p> <p>It is to be classified as a shovel under CN code 8201 10 00.</p> <p>(e) Classification is determined by the wording of CN codes 3926, 3926 90 and 3926 90 97.</p> <p>It is to be classified as other articles of plastics under CN code 3926 90 97.</p> <p>(f) Classification is determined by the wording of CN codes 9609, 9609 10 and 9609 10 10.</p> <p>It is to be classified as a pencil with lead of graphite under CN code 9609 10 10.</p>
<p>(EU) 2015/2455 of 21 Dec. 2015</p>	<p>A product composed of the meat of different crustaceans and molluscs (in % per weight):</p> <ul style="list-style-type: none"> — raw squid and cuttlefish [t]entacles¹ 25 — raw squid and cuttlefish strips 20 — raw squid rings 20 — cooked baby yellow clam 20 — blanched shrimps 15 <p>The product is presented in frozen state (at a temperature of – 20 °C) in bags of 1 kg (net weight 800 grams).</p> <p>¹ <i>so in original</i></p>	<p>1605 54 00</p>	<p>Classification is determined by general rules 1 and 6 for the interpretation of the Combined Nomenclature, Note 2 to Chapter 16 and the wording of CN codes 1605 and 1605 54 00.</p> <p>The product consists of 'seafood' (meat of different crustaceans and molluscs) a part of which is raw or blanched (heading 0307) while another part is cooked (heading 1605). Such a product is considered a preparation, taking into account that cooking excludes classification in Chapter 3 as the product, even partially, has been prepared by a process not provided for in that Chapter (see also the Harmonised System Explanatory Notes to Chapter 3, General, fifth paragraph).</p> <p>As cuttlefish and squid predominate by weight, the product is classified by application of Note 2 to Chapter 16 under the CN code of Chapter 16 corresponding to the predominant part of the preparation.</p> <p>The product is therefore to be classified under CN code 1605 54 00 as prepared or preserved cuttlefish and squid.</p>

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.

Ref. Number	Commodity	Action
337-TA-921	Certain marine sonar imaging devices, including downscan and sidescan devices, products containing the same, and components thereof	Commission's final determination finding a violation of section 337; issuance of a limited exclusion order and a cease and desist order; termination of the investigation
337-TA-928 337-TA-937 (Consolidated)	Certain windshield wipers and components thereof	Commission determination to review in part and, on review, to reverse in part and to vacate in part a final initial determination finding a violation of section 337, and to remand the investigation in part to the administrative law judge
337-TA-932	Certain consumer electronics and display devices with graphics processing and graphics processing units therein	Commission decision not to review the ALJ's final initial determination finding no violation of section 337; termination of investigation
337-TA-934	Certain dental implants	Notice of request for statements on the public interest
337-TA-934		Notice of Correction Concerning Notice of Request for Statements on the Public Interest
337-TA-939	Certain three-dimensional cinema systems and components thereof	Notice of request for statements on the public interest
337-TA-943	Certain wireless headsets	Commission determination to review an initial determination granting respondents' motion for summary determination of patent invalidity due to indefiniteness
337-TA-946	Certain ink cartridges and components thereof	Commission's determination to review an initial determination in part and, on review, to affirm a finding of a violation of section 337; request for written submissions on remedy, the public interest, and bonding
337-TA-973	Certain wearable activity tracking devices, systems, and components thereof	Institution of an investigation based on a complaint filed on behalf of Fitbit, Inc. alleging patent infringement
337-TA-974	Certain aquarium fittings and parts thereof	Institution of an investigation based on a complaint filed on behalf of HYDOR USA Inc alleging patent infringement
337-TA-975	Certain computer cables, chargers, adapters, peripheral devices and packaging containing the same	Institution of an investigation based on a complaint filed on behalf of Belkin International, Inc. alleging trademark infringement
337-TA-976	Certain woven textile fabrics and products containing same	Institution of an investigation based on a complaint, supplements and amended complaints filed on behalf of AAVN, Inc. alleging patent infringement and false advertising
337-TA-977	Certain arrowheads with deploying blades and components thereof and packaging therefor	Institution of an investigation based on a complaint filed on behalf of FeraDyne Outdoors LLC and Out RAGE LLC alleging patent and trademark infringement
337-TA-978	Certain chassis parts incorporating movable sockets and components thereof	Institution of an investigation based on a complaint filed on behalf of Federal-Mogul Motorparts Corporation alleging trademark 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:
DN 3104	Certain radio frequency identification ("RFID") products and components thereof	Neology, Inc.
DN 3105	Certain Rack Mountable Power Distribution Units	Server Technology, Inc.
DN 3107	Certain laser-driven light sources, subsystems containing laser-driven light sources, and products containing same	Energetiq Technology, Inc.

Antidumping, Countervailing Duty and Safeguards Investigations, Orders & Reviews

In order to assist our clients in planning, we are listing antidumping, countervailing duty and safeguards notices published or posted during the past month from the US, Canada, Mexico, the EU, Australia, India, Brazil, and occasionally other countries. (Click on blue text for link to official document.)

Key: AD, ADD=antidumping, antidumping duty, CVD=countervailing duty or subsidy; LTFV=less than fair value.



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

Case No	Merchandise/Country	Action
A-520-803	Polyethylene terephthalate film, sheet, and strip from the United Arab Emirates	Preliminary results of ADD administrative review; 2013-2014
C-489-823	Welded line pipe from Turkey	CVD order
A-427-602	Brass sheet and strip from France	Preliminary results of ADD administrative review; 2014-2015
A-580-876 A-489-822	Welded line pipe from S. Korea and Turkey	ADD orders
A-570-967	Aluminum extrusions from China	Final results of ADD administrative review; 2013-2014
A-583-837	Polyethylene terephthalate film, sheet, and strip (PET Film) from Taiwan	Final results of ADD administrative review and final determination of no shipments; 2013-2014
A-533-823	Silicomanganese from India	Final results of ADD administrative review; 2013-2014
A-570-890	Wooden bedroom furniture from China	Final results of changed circumstances review, and revocation of ADD order, in part
A-570-900	Diamond sawblades and parts thereof from China	Preliminary results of ADD administrative review; 2013-2014
A-570-849	Certain cut-to-length carbon steel plate from China	Final results of ADD administrative review; 2013-2014
C-570-953	Narrow woven ribbons with woven selvage from China	Final results of expedited sunset review of the CVD order
A-570-964	Seamless refined copper pipe and tube from China	Preliminary results and partial rescission of administrative review; 2013-2014
C-570-955	Certain magnesia carbon bricks from China	Final results of expedited first sunset review of the CVD order
A-570-831	Fresh garlic from China	Preliminary results, preliminary intent to rescind, and partial rescission of the 20 th ADD administrative review; 2013-2014
C-533-868	Welded stainless pressure pipe from India	Postponement of preliminary determination of CVD investigation
A-570-952 A-583-844	Narrow woven ribbons with woven selvage from China and Taiwan	Final results of the expedited sunset reviews of the ADD orders
A-580-809	Circular welded non-alloy steel pipe from S. Korea	Preliminary results of ADD administrative review; 2013-2014
A-580-880 A-201-847 A-489-824	Heavy walled rectangular welded carbon steel pipes and tubes from S. Korea, Mexico, and Turkey	Postponement of preliminary determinations of ADD investigations
A-533-823	Silicomanganese from India	Partial rescission of ADD administrative review; 2014-2015
A-602-809 A-351-845 A-588-874 A-421-813 C-351-846	Certain hot-rolled steel flat products from Australia, Brazil, Japan, and the Netherlands	Preliminary determinations of critical circumstances in ADD (Japan and Brazil) investigations and CVD (Brazil) investigation
A-201-837	Certain magnesia carbon bricks from Mexico	Final results of expedited sunset review of the ADD orders


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

Case No	Merchandise/Country	Action
A-570-954	and China	
C-122-854	Supercalendered paper from Canada	CVD order
A-489-501	Welded carbon steel standard pipe and tube products from Turkey	Final results of ADD administrative review and final determination of no shipments; 2013–2014
C-570-968	Aluminum extrusions from China	Final results, and partial rescission of CVD administrative review; 2013
C-570-938	Citric acid and certain citrate salts from China	Final results of CVD administrative review; 2013
A-570-937	Citric acid and certain citrate salts from China	Final results of ADD administrative review; 2013–2014
A-570-890	Wooden bedroom furniture from China	Preliminary results of ADD administrative review; 2014
A-520-804	Certain steel nails from the United Arab Emirates	Notice of court decision not in harmony with the final determination and amended final determination of the LFMV investigation
A-351-841	Polyethylene terephthalate film, sheet and strip from Brazil	Final results of ADD administrative review; 2013–2014
A-570-958	Certain coated paper suitable for high-quality print graphics using sheet-fed presses from China	Notice of court decision not in harmony with final determination of sales at LTFV and notice of amended final determination of sales at LTFV pursuant to court decision
A-570-836	Glycine from China	Notice of amended final results of ADD administrative review pursuant to settlement; 2012–2013
A-570-983	Drawn stainless steel sinks from China	Partial rescission of ADD administrative review; 2014–2015
C-475-819	Certain pasta from Italy	Rescission of CVD administrative review; 2014
A-570-849 , A-821-808 , A-823-808	Certain cut-to-length carbon steel plate from China and from the Russian Federation and Ukraine	Continuation of ADD order and continuation of suspended ADD investigations
A-570-962 , C-570-963	Certain potassium phosphate salts from China	Continuation of ADD order and CVD order
C-351-844	Cold-rolled steel flat products from Brazil	Preliminary affirmative CVD determination and alignment of final determination with final ADD determination
C-533-866	Cold-rolled steel flat products from India	Preliminary affirmative CVD determination and alignment of final determination with final ADD determination
C-570-030	Cold-rolled steel flat products from China	Preliminary affirmative CVD determination, preliminary partial affirmative critical circumstances determination, and alignment of final determination with final ADD determination
C-580-882	Cold-rolled steel flat products from Korea	Preliminary negative CVD determination and alignment of final determination with final ADD determination
C-821-823	Cold-rolled steel flat products from Russia	Preliminary affirmative CVD determination, preliminary negative critical circumstances determination, and alignment of final determination with final ADD determination
A-570-601	Tapered roller bearings and parts thereof, finished and unfinished, from China	Preliminary rescission of ADD new shipper review; 2014–2015
A-201-836	Light-walled rectangular pipe and tube from Mexico	Rescission of ADD administrative review; 2014–2015
A-475-818	Certain pasta from Italy	Notice of partial rescission of ADD administrative review
A-570-905	Polyester staple fiber from China	Rescission of ADD administrative review; 2014–2015
A-570-979	Crystalline silicon photovoltaic cells, whether or not assembled into modules, from China	Preliminary results of ADD administrative review and preliminary determination of no shipments; 2013–2014
C-489-825	Heavy walled rectangular welded carbon steel pipes and tubes from Turkey	Preliminary affirmative CVD determination and alignment of final determination with final ADD determination
A-570-020 , C-570-021	Melamine from China	ADD and CVD orders


United States International Trade Commission (USITC)

Case No	Merchandise/Country	Action
731-TA-282	Petroleum wax candles from China	(Fourth Review) Institution of a five-year review
701-TA-405	Hot-rolled steel products from India	(Section 129 Consistency Determination) Scheduling of a CVD proceeding under the Uruguay Round Agreements Act (URAA)
731-TA-753, 754, and 756	Cut-to-length carbon steel plate from China, Russia, and Ukraine	(Third Review) Determinations that revocation of the ADD order (China) and termination of the suspended ADD investigations on cut-to-length carbon steel plate from Russia and Ukraine would be likely to lead to continuation or recurrence of material injury to an industry in the United States within a reasonably foreseeable time
701-TA-530	Supercalendered paper from Canada	(Final) Determination that an industry in the United States is materially injured by reason of imports that have been found by Commerce to be subsidized by the government of Canada
701-TA-473 731-TA-1173	Potassium phosphate salts from China	(Review) Determinations that revocation of the CVD and ADD orders would be likely to lead to continuation or recurrence of material injury to industries in the United States within a reasonably foreseeable time.
731-TA-125	Potassium permanganate from China	(Forth Review) Scheduling of an expedited five-year review
701-TA-549 731-TA-1299-1303	Circular welded carbon-quality steel pipe from Oman, Pakistan, the Philippines, the United Arab Emirates, and Vietnam	(Preliminary) Determinations that there is a reasonable indication that an industry in the United States is materially injured by reason of imports that are allegedly sold in the U.S. at LTFV, and that are allegedly subsidized by the government of Pakistan
701-TA-550 731-TA-1304-1305	Certain iron mechanical transfer drive components from Canada and China	(Preliminary) Determinations that there is a reasonable indication that an industry in the U.S. is materially injured by reason of imports that are alleged to be sold in the United States at LTFV and that are allegedly subsidized by the government of China.
731-TA-1082-1083	Chlorinated isocyanurates from China and Spain	(Second Review) Notice of commission determinations to conduct full five-year reviews
731-TA-1306	Large residential washers from China	(Preliminary) Institution of an ADD investigation and scheduling of a preliminary phase investigation
701-TA-526-527 731-TA-1262-1263	Melamine from China and Trinidad and Tobago	(Final) Determinations that an industry in the US is materially injured by reason of imports from China that have been found by Commerce to be sold in the US at LTFV and that have been found by Commerce to be subsidized by the government of China. The Commission further determines that an industry in the United States is not materially injured or threatened with material injury by reason of imports of melamine from Trinidad and Tobago, that have been found by Commerce to be sold in the United States at LTFV, and to be subsidized by the government of Trinidad and Tobago


Canadian International Trade Tribunal (CITT)

Ref. Number	Merchandise/Country	Action
RR-2015-002	<i>Dumping:</i> Flat hot-rolled carbon and alloy steel sheet and strip originating in or exported from Brazil, the People's Republic of China, Chinese Taipei, India and Ukraine; <i>Subsidizing</i> of such products originating in or exported from India	Notice of expiry review of order. the order is scheduled to expire on August 14, 2016.
RR-2014-006	<i>Dumping:</i> refined sugar, refined from sugar cane or sugar beets, in granulated, liquid and powdered form, originating in or exported from the USA, Denmark, Germany, the Netherlands and the UK; <i>subsidizing</i> of the aforementioned goods originating in or exported from the EU	Statement of reasons issued



Canadian International Trade Tribunal (CITT)

Ref. Number	Merchandise/Country	Action
RR-2015-001	<i>Dumping and subsidizing:</i> Carbon steel bar grating and alloy steel bar grating consisting of load-bearing pieces and cross pieces, produced as standard grating or heavy-duty grating, in panel form, whether galvanized, painted, coated, clad or plated, originating in or exported from China	Revised notice of expiry review of its finding



Canada Border Services Agency (CBSA)

Ref. Number	Merchandise/Country	Action
Canada Gazette 12-19-15	Certain hot-rolled carbon steel plate and high-strength low-alloy steel plate originating in or exported from India and the Russian Federation	Final determination of subsidy (India); termination of subsidy investigation (Russia)



NAFTA Panels

Ref. Number	Merchandise/Country	Action
MEX-USA-2012-1904-02	Monobutyl ether of ethylene glycol from the United States, regardless of country of origin.	Final decision of the panel on the review of the final determination of the antidumping investigation



Mexico - Ministry of Economy

Ref. №	Merchandise/Country	Action
20/15	Coated flat steel, originating in China and Chinese Taipei, regardless of country of export	Resolution approving the request of an interested party is accepted and the initiation of the AD investigation is declared
24/14	Carbon steel longitudinally seamed tubes originating in the United Kingdom, regardless of country of export	Final results of sunset review of the AD imposed
11/14	Children's bicycles, originating in China, regardless of country of export	Final results of the AD investigation
25/14	Aluminum cookwear, originating in China, regardless of country of export.	Preliminary results of the AD investigation
12/14	Hot-rolled steel, originating in Germany, China and France, regardless of country of export.	Final results of ADD investigation
15/15	Steel wire rod, originating in China, regardless of country of export	Preliminary results of ADD investigation
19/15	Cold rolled steel, originating in China, regardless of country of export	Initiation of the evasion of compensatory duties
04/14	Pull tabs and zinc alloy steel, originating in China, regardless of country of export	Final resolution of the AD investigation
18/13	Coaxial cable type RG ("Radio Guide"), with or without messenger, originating in China, regardless of country of export	Final resolution of the ADD imposed which is issued pursuant to the execution of indirect amparo 523/2014, filed in the Fifteenth District Court for Administrative Matters in the Federal District


European Union

Ref. Number	Merchandise/Country	Action
(EU) 2015/1953	Certain grain-oriented flat-rolled products of silicon-electrical steel originating in China, Japan, S. Korea, the Russian Federation and the United States	Corrigendum to Commission Implementing Regulation imposing a definitive ADD on imports of (OJ L 284, 30.10.2015)
2015/C 405/8	Crystalline silicon photovoltaic modules and key components (i.e. cells) originating in or consigned from China	Notice of initiation of an expiry review of the AD measures
2015/C 405/9	Crystalline silicon photovoltaic modules and key components (i.e. cells) originating in or consigned from China	Notice of initiation of an expiry review of the CV measures
2015/C 405/10	Crystalline silicon photovoltaic modules and key components (i.e. cells) originating in or consigned from China	Notice of initiation of a partial interim review of the anti-dumping and countervailing measures
(EU) 2015/2272	Certain seamless pipes and tubes of iron or steel originating in China	Commission Implementing Regulation imposing a definitive ADD on imports following an expiry review
2015/C 411/4	Certain stainless steel wires originating in India	Notice of initiation of a partial interim review of the AD measures
2015/C 413/08	Crystalline silicon photovoltaic modules and key components (i.e. cells) originating in or consigned from China	Notice concerning the definitive ADD imposed and the CV measures in force: change of name of one company subject to an individual ADD rate and individual CVD rate
2015/C 413/09	Crystalline silicon photovoltaic modules and key components (i.e. cells) originating in or consigned from China	Notice concerning the definitive AD and CVD imposed on imports;: change of name of one company subject to an undertaking
2015/C 415/10	Certain graphite electrode systems originating in India	Notice of initiation of an expiry review of the CV measures
2015/C 415/11	Certain graphite electrode systems originating in India	Notice of initiation of an expiry review of the AD measures
(EU) 2015/2346	Hand pallet trucks and their essential parts originating in China	Commission Implementing Regulation initiating an investigation concerning the possible circumvention of AD measures imposed, by imports of slightly modified hand pallet trucks originating in China, and making such imports subject to registration
(EU) 2015/2362	Certain bicycle parts originating in China	Commission Implementing Decision concerning exemptions from the extended ADD pursuant to Regulation (EC) No 88/97 (notified under document C(2015) 9049)
2015/C 421/8	Certain manganese oxides originating in Brazil, Georgia, India and Mexico	Notice of initiation of an AD proceeding
(EU) 2015/2384	Certain aluminium foils originating in China	Commission Implementing Regulation imposing a definitive ADD and terminating the proceeding for imports of certain aluminium foils originating in Brazil following an expiry review
(EU) 2015/2385	Certain aluminium foils originating in the Russian Federation	Commission Implementing Regulation imposing a definitive ADD and collecting definitively the provisional duty
(EU) 2015/2386	High fatigue performance steel concrete reinforcement bars originating in China	Commission Regulation making imports subject to registration
2015/C 425/13	Ceramic tiles from China	Notice of the impending expiry of certain AD measures - expiry 16-09-15


Australian Anti-Dumping Commission

Ref. No	Merchandise/Country	Action
2015/142	Rod in coil from China	Preliminary affirmative determination and imposition of securities



Australian Anti-Dumping Commission

Ref. №	Merchandise/Country	Action
2015/143	Hot rolled plate steel from Korea and Taiwan	Termination of an investigation variation
2015/144	Hollow structural sections from China	Review
2015/145	Aluminium road wheels from China	Initiation of an accelerated review
2015/146	Zinc coated (galvanized) steel from Korea and Taiwan	Anti-circumvention
2015/147	Hollow structural sections from China, Korea and Malaysia	Anti-circumvention
2015/148	Zinc coated (galvanized) steel from China	Anti-circumvention
2015/151	Steel reinforcing bar from China	Preliminary affirmative determination and imposition of securities
2015/152	Steel reinforcing bar from China	Initiation of an investigation into alleged subsidisation
2015/154	Hollow structural sections from India and UAE	Initiation of an investigation into alleged dumping
2015/155	Deep drawn stainless steel sinks from China	Initiation of an accelerated review
2015/156	Various	Status Report at 31 October 2015
2015/157	Various	Status Report at 30 November 2015



China Ministry of Commerce (MOFCOM)

Ref. Number	Merchandise/Country	Action
Ann. № 67, 2015	Unbleached bag paper imported from the U.S., the European Union and Japan	Preliminary ADD ruling
Ann. № 60, 2015	Methyl methacrylate originating in Singapore, Thailand and Japan	Final determination of dumping, substantial damage, and material injury causal relationship between
Ann. № 68, 2015	Neoprene rubber from Japan, the U.S. and the European Union	Substitution of named Japanese company.
Ann. № 69, 2015	Methanol originating in Malaysia, Indonesia and New Zealand	Termination of ADD eff. Dec. 24, 2015



Government of India Ministry of Finance (Department of Revenue)

Reference	Merchandise/Country	Action
55/2015-Cus (ADD)	Melamine tableware and kitchenware products originating in, or exported from China, Thailand and Vietnam	Levies definitive ADD for a period of five years
56/2015-Cus (ADD)	Phthalic anhydride, originating in, or exported from Japan and Russia	Levies definitive ADD for a period of five years
57/2015-Cus (ADD)	All kinds of plastic processing or injection moulding machines, also known as injection presses used for processing or moulding of plastic materials, having clamping force not less than 40 tonnes and not more than 1000 tonnes originating in or exported from	Levies definitive ADD for a period of five years
58/2015-Cus (ADD)	Methylene chloride originating in, or exported from China and Russia	Levies provisional ADD for a period not exceeding six months
59/2015-Cus (ADD)	Gliclazide, originating in, or exported from China	Levies definitive ADD for a period of five years
60/2015-Cus (ADD)	Purified terephthalic acid, originating in, or exported from China, Iran, Indonesia, Malaysia and Taiwan	Levies provisional ADD for a period not exceeding six months
61/2015-Cus (ADD)	Cold rolled flat products of stainless steel originating in, or exported from China, Korea, Euro-	Levies definitive ADD for a period of five years


Government of India Ministry of Finance (Department of Revenue)

Reference	Merchandise/Country	Action
	pean Union, South Africa, Taiwan (Chinese Taipei), Thailand and USA	
62/2015-Cus (ADD)	Abendazole, originating in, or exported China	Levies definitive ADD for a period of five years


Brazil Ministry of Development, Industry and Trade

Reference	Merchandise/Country	Action
SECEX Cir. № 75	Vinyl polychloride resin obtained by process suspension (S-PVC), originating in the USA and Mexico	Begins review of the ADD
SECEX Cir. № 76	PET films originating in the Kingdom of Bahrain and the Republic of Peru	Affirmative dumping determination
SECEX Cir. № 77	Vinyl polychloride, not mixed with other substances, obtained by suspension process – PVC-S from Mexico	Makes public the update of the reference price
SECEX Cir. № 78	Polypropylene resin from the USA	Begins review of the ADD
SECEX Cir. № 79	Frozen potatoes from Germany, Belgium, France and the Netherlands.	Initiation of an AD investigation
CAMEX Res. № 118	Polycarbonate resin, originating in Thailand.	Makes public the extinction of the definitive ADD
SECEX Cir. № 80	Unbound carbon steel tubes, seamless, of circular section with an outside diameter not exceeding 374 mm from China	Makes public that investigation was concluded by a preliminary affirmative determination of dumping
SECEX Cir. № 81	Footwear from China	Extends the deadline for completion of the right of final review period of dumping
SECEX Cir. № 82	Certain steel flat bars connected, rolled, drawn or extruded, hot from China.	Starts investigation to ascertain the existence of dumping
SECEX Cir. № 83	New rubber tires for use on vehicles, implements, harvesters and agricultural machinery or forestry diagonal construction originating in China	Starts investigation to ascertain the existence of dumping
SECEX Cir. № 84	Jute bags originating in Bangladesh and India.	Makes public the terms that serve as parameters for the rest of the ADD of review
SECEX Cir. № 85	Canvas polyvinyl chloride (PVC) coated with textile reinforcement on both sides (from the S. Korea and China.	Extends the deadline for completion of the investigation of dumping

Opportunity to Request Administrative Review

In a December 1, 2015 *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 December anniversary dates:

AD/CVD Proceedings - Country/ Merchandise	Case No.	Period
Antidumping Duty Proceedings		
Brazil: Carbon Steel Butt-Weld Pipe Fittings	A-351-602	12/1/14-11/30/15
Chile: Certain Preserved Mushrooms	A-337-804	12/1/14-11/30/15
Germany: Non-Oriented Electric Steel	A-428-843	5/22/14-11/30/15

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AD/CVD Proceedings - Country/ Merchandise	Case No.	Period
India: Carbazole Violet Pigment 23	A-533-838	12/1/14-11/30/15
Certain Hot-Rolled Carbon Steel Flat Products	A-533-820	12/1/14-11/30/15
Commodity Matchbooks	A-533-848	12/1/14-11/30/15
Stainless Steel Wire Rod	A-533-808	12/1/14-11/30/15
Indonesia: Certain Hot-Rolled Carbon Steel Flat Products	A-560-812	12/1/14-11/30/15
Japan: Non-Oriented Electrical Steel	A-588-872	5/22/14-11/30/15
Prestressed Concrete Steel Wire Strand	A-588-068	12/1/14-11/30/15
Welded Large Diameter Line Pipe	A-588-857	12/1/14-11/30/15
R. of Korea: Non-Oriented Electrical Steel	A-580-872	5/22/14-11/30/15
Welded Astm A-312 Stainless Steel Pipe	A-580-810	12/1/14-11/30/15
Russia: Certain Hot-Rolled Carbon Steel Flat Products	A-821-809	12/19/14-11/30/15
SR of Vietnam: Uncovered Innerspring Units	A-552-803	12/1/14-11/30/15
South Africa: Uncovered Innerspring Units	A-791-821	12/1/14-11/30/15
Sweden: Non-Oriented Electrical Steel	A-401-809	5/22/14-11/30/15
Taiwan: Carbon Steel Butt-Weld Pipe Fittings	A-583-605	12/1/14-11/30/15
Non-Oriented Electrical Steel	A-583-851	5/22/14-11/30/15
Steel Wire Garment Hangers	A-583-849	12/1/14-11/30/15
Welded Astm A-312 Stainless Steel Pipe	A-583-815	12/1/14-11/30/15
PR of China: Carbazole Violet Pigment 23	A-570-892	12/1/14-11/30/15
Cased Pencils	A-570-827	12/1/14-11/30/15
Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled into Modules	A-570-979	12/1/14-11/30/15
Hand Trucks and Certain Parts Thereof	A-570-891	12/1/14-11/30/15
Honey	A-570-863	12/1/14-11/30/15
Malleable Cast Iron Pipe Fittings	A-570-881	12/1/14-11/30/15
Multilayered Wood Flooring	A-570-970	12/1/14-11/30/15
Non-Oriented Electrical Steel	A-570-996	2/21/14-11/30/15
Porcelain-on-Steel Cooking Ware	A-570-506	12/1/14-11/30/15
Silicomanganese	A-570-828	12/1/14-11/30/15
Countervailing Duty Proceedings		
India: Carbazole Violet Pigment 23	C-533-839	1/1/14-12/31/14
Certain Hot-Rolled Carbon Steel Flat Products	C-533-821	1/1/14-12/31/14
Commodity Matchbooks	C-533-849	1/1/14-12/31/14
Indonesia: Certain Hot-Rolled Carbon Steel Products	C-560-813	1/1/14-12/31/14
Taiwan: Non-Oriented Electrical Steel	C-583-852	3/25/14-12/31/14
PR of China: Crystalline Silicon Photovoltaic Cells, Whether or Not Assembled into Modules	C-570-980	1/1/14-12/31/14
Multilayered Wood Flooring	C-570-971	1/1/14-12/31/14
Non-Oriented Electrical Steel	C-570-997	3/25/14-12/31/14
Thailand: Certain Hot-Rolled Carbon Steel Flat Products	C-549-818	1/1/14-12/31/14
Suspension Agreements		
Mexico: Sugar	A-201-845	12/19/14-11/30/15
Sugar	C-201-846	12/19/14-12/31/14

Requested Reviews

In a December 3, 2015 *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 October anniversary dates. See actual notices for companies requesting review:

AD/CVD Proceedings - Country/ Merchandise	Case No.	Period
Antidumping Duty Proceedings		
Mexico: Carbon and Certain Alloy Wire Rod	A-201-830	10/1/14 - 9/30/15
The PR of China: Steel Wire Garment Hangers	A-570-918	10/1/14 - 9/30/15
Countervailing Duty Proceedings		
None		

Suspension Agreements

None

Initiation of Sunset Reviews

In a December 1, 2015, *Federal Register* [notice](#), the US Department of Commerce advised that it was automatically initiating a five-year (“Sunset”) review of the antidumping and countervailing duty order listed below.

AD/CVD DOC Case No.	ITC Case No.	Country	Merchandise
A-570-504	731-TA-282	China	Petroleum Wax Candles (4 th Review)

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