

January 17, 2002

FO:TP:TEC:OGA YLT

TO : Directors, Field Operations

FROM : Executive Director, Trade Programs
Office of Field Operations

SUBJECT: Imposition of Prohibitive Duties on Certain Products of the
Ukraine

PURPOSE:

As authorized by Sections 301 and 304 of the Trade Act of 1974, the United States Trade Representative (USTR) has determined modifications to the rates of duty on designated products from the Ukraine. (See the Federal Register of Wednesday, January 2, 2002, at [page 120.](#)) This memorandum is to transmit those changes.

PROCEDURES:

For all merchandise classifiable under the Harmonized Tariff Schedule of the United States (HTSUS) subheadings listed below, that is entered, or withdrawn from warehouse, for consumption on or after January 23, 2002, a duty of 100 percent ad valorem will be collected.

All merchandise classifiable under the HTSUS subheadings listed below that is admitted to U.S. foreign-trade zones on or after January 23, 2002 must be admitted as "privileged foreign status" as defined in [19 C.F.R. 146.41](#).

NEW HTSUS SUBHEADINGS IN SUBCHAPTER III, CHAPTER 99

Heading/ Subheading	Article Description	Rates of Duty Column 1 General
9903.27.01	Articles the product of Ukraine: Distillate and residual fuel oils (including blended fuel oils) and wastes of distillate and residual fuel oils (whether or not blended) (provided for in subheading 2710.19.05,	100%
9903.27.02	Rare gases, other than argon (provided for in subheading 2804.29.00)	100%
9903.27.03	Germanium oxides and zirconium dioxide (provided for in subheading 2825.60.00)	100%
9903.27.04	Carbides of silicon (provided for in subheading 2849.20.10 or 2849.20.20)	100%
9903.27.05	Other mineral or chemical fertilizers, containing nitrates and phosphates (provided for in subheading 3105.51.00)	100%
9903.27.06	Pigments and preparations based on titanium dioxide (provided for in subheading 3206.11.00 or 3206.19.00)	100%
9903.27.07	Other uncoated, unbleached kraft paper and paperboard, in rolls or sheets, weighing 225 g/m ² or more (provided for in	100%

	subheading 4804.51.00)	
9903.27.08	Other footwear with outer soles of rubber, plastics or composition leather and uppers of leather (provided for in subheading 6403.99.60, 6403.99.75 or 6403.99.90)	100%
9903.27.09	Other footwear with outer soles of rubber or plastics and uppers of textile materials, with open toes or open heels, or of the slip-on type (provided for in subheading 6404.19.35)	100%
9903.27.10	Diamonds, unsorted (provided for in subheading 7102.10.00)	100%
9903.27.11	Diamonds, nonindustrial (provided for in subheading 7102.31.00 or 7102.39.00)	100%
9903.27.12	Catalysts in the form of wire cloth or grill, of platinum (provided for in subheading 7115.10.00)	100%
9903.27.13	Unrefined copper; copper anodes for electrolytic refining (provided for in heading 7402.00.00)	100%
9903.27.14	Other unwrought aluminum alloys (provided for in subheading 7601.20.90)	100%
9903.27.15	Other refrigerating or freezing equipment; heat pumps (provided for in subheading 8418.69.00)	100%"

For classification purposes, the product descriptions are not intended to limit the scope of the products that are subject to the 100 percent ad valorem rate of duty. The HTSUS subheading from chapters 1-97 cited in the description shall determine whether a product is subject to this rate of duty.

Importers and brokers are reminded of their Modernization Act responsibility to enter the goods correctly and to ensure the adequacy of the Customs bond to cover the increased duty liability.

QUESTIONS:

A copy of this message is available to the public on the Customs website at www.customs.gov in the Customs Electronic Bulletin Board (CEBB), [Trade Operations Instructions](#).

Questions from the media should be directed to the Office of Public Affairs at (202) 927-1770 from 7:30 am through 7:00 pm eastern time.

Questions on bond sufficiency by brokers, importers, and the public should be addressed to their local Entry and Import Specialist Teams.

Any questions concerning the classification of the above merchandise should be directed to General Classification Branch, Office of Regulations and Rulings at (202) 927-2388.

Customs personnel questions on bond sufficiency should be directed to Entry, Trade Programs, Office of Field Operations (OFO) at (202) 927-0380.

Please pass to Area and Port Directors, Assistant Port Directors, Trade Operations, National Import Specialists, Field National Import Specialists, ISDA Coordinators, National and Port Account Managers, Entry Officers, ABI Client Representatives, Inspectors, Importers, Brokers, and Foreign Trade Zone Operators

Any other questions on these instructions should be addressed to Yvonne Tomenga, at

(202) 927-0133 of Other Government Agency, Trade Programs, OFO.

/S/

Elizabeth G. Durant

cc: Executive Director, Field Operations
Director, National Analysis Specialists