

Customs Flash

News you can count on



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Amendment of additional duty rates applicable on imports of certain products originating in the United States

In 2005, **Regulation (EC) 673/2005** imposed a 15% ad valorem additional duty on imports of certain products from the United States due to the country's failure to bring the Continued Dumping and Subsidy Offset Act (Byrd-Amendment) in compliance with its obligations under WTO agreements. Since the regulation came into force, Annex I to this regulation, which contains the list of products to which the additional duties are applicable, was adjusted several times.

Since the level of nullification or impairment and consequently of suspension has increased during fiscal year 2012, the European Commission has altered the additional duty rate from 6% to 26%. Furthermore, the Commission also amended the list of products in Annex I, adding "women's or girls' cotton denim trousers and breeches" to the list. The effect of a 26% ad valorem additional import duty on products in Annex I represents trade of no more than USD 60,774,402 over one year.

What does it mean for you?

If you import products of US origin in the EU that are classified under one of the following CN codes, an additional duty of 26% will be applicable from 1 May 2013 (whereas an additional duty rate of only 6% is currently applicable). Moreover, imports of "women's or girl's cotton denim trousers and breeches" originating in the US should be treated with extra caution as transitional measures apply for goods already en route to the EU as well as for goods currently under a suspensive customs procedure or currently imported with an import license in the EU.

<i>CN CODE</i>	<i>PRODUCT DESCRIPTION</i>
0710 40 00	Sweet corn, uncooked or cooked by steaming or by boiling in water, frozen
9003 19 30	Frames for spectacles and goggles, of base metal
8705 10 00	Crane lorries, (excl. breakdown lorries)
6204 62 31	Women's or girls' cotton denim trousers and breeches, (excl. industrial and occupational, bib and brace overalls and panties)

What to do?

It can be worthwhile checking whether you import products from the United States which are classified under the abovementioned CN codes of Annex I. The change of additional duty rate applicable for products listed in Annex I is recorded in [Regulation \(EC\) 349/2013](#). This rate change could lead to an increase of 20% or even 26% of the applicable duty level from 1 May 2013. If your company is importing “women’s or girls’ cotton denim trousers and breeches” originating in the US, you should be extra cautious as transitional measures apply.

Contact

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