
Presidential Documents

Title 3—**Proclamation 6804 of May 22, 1995****The President****To Modify Duty-Free Treatment Under the Generalized System of Preferences and for Other Purposes****By the President of the United States of America****A Proclamation**

1. Pursuant to section 504(c) of the Trade Act of 1974, as amended (“Trade Act”) (19 U.S.C. 2464(c)), beneficiary developing countries, except those designated as least-developed beneficiary developing countries pursuant to section 504(c)(6) of the Trade Act, are subject to limitations on the preferential treatment afforded under the Generalized System of Preferences (GSP). I have determined, pursuant to sections 504(a)(1), (c)(1), and (c)(2) of the Trade Act (19 U.S.C. 2464(a)(1), (c)(1), and (c)(2)), that certain beneficiary developing countries should no longer receive preferential tariff treatment under the GSP with respect to certain eligible articles.

2. To reflect clearly the names of certain beneficiary developing countries under the GSP, I have decided that it is necessary and appropriate to modify general note 4 of the Harmonized Tariff Schedule of the United States (HTS).

3. In Proclamation No. 6767 of February 3, 1995, conforming changes with respect to certain articles under the GSP were omitted. I have decided that it is necessary and appropriate to modify the HTS to make such conforming changes.

4. Proclamation No. 6763 of December 23, 1994, implemented the Uruguay Round Agreements, including Schedule XX, with respect to the United States and incorporated in the HTS tariff modifications necessary and appropriate to carry out the Uruguay Round Agreements. Certain technical errors, including inadvertent omissions, were made in that proclamation. I have determined that it is necessary to reflect accurately the intended tariff treatment provided for in the Uruguay Round Agreements to modify certain provisions of the HTS as set forth in Annex III to this proclamation.

5. Section 604 of the Trade Act (19 U.S.C. 2483) authorizes the President to embody in the HTS the substance of the relevant provisions of that Act, and of other Acts affecting import treatment, and actions thereunder, including the removal, modification, continuance, or imposition of any rate of duty or other import restriction.

NOW, THEREFORE, I, WILLIAM J. CLINTON, President of the United States of America, acting under the authority vested in me by the Constitution and the laws of the United States, including but not limited to sections 504 and 604 of the Trade Act, do proclaim that:

(1)(a) To make certain conforming changes, the Rates of Duty 1-Special subcolumn for each of the HTS subheadings enumerated in Annex I(A) to this proclamation is modified: (i) by deleting the symbol “A*” in parentheses, and (ii) by inserting the symbol “A” in lieu thereof.

(b) To provide that one or more countries should no longer be treated as a beneficiary developing country with respect to an eligible article for purposes of the GSP, the Rates of Duty 1-Special subcolumn for each of the HTS provisions enumerated in Annex I(B) to this proclamation is modified: (i) by deleting the symbol “A” in parentheses, and (ii) by inserting the symbol “A*” in lieu thereof.

(2) To reflect clearly the names of certain beneficiaries and to provide that one or more countries are no longer to be treated as beneficiary developing countries with respect to an eligible article for purposes of the GSP, general note 4 to the HTS is modified as provided in Annex II to this proclamation.

(3) The HTS is modified as provided in Annex III to this proclamation.

(4) Any provisions of previous proclamations and Executive orders inconsistent with the provisions of this proclamation are hereby superseded to the extent of such inconsistency.

(5)(a) The modifications made by Annexes I and II to this proclamation shall be effective with respect to articles both: (i) imported on or after January 1, 1976, and (ii) entered, or withdrawn from warehouse for consumption, on or after July 1, 1995.

(b) The modifications made by Annex III to this proclamation shall be effective with respect to articles entered, or withdrawn from warehouse for consumption, on or after the dates specified in such annex.

IN WITNESS WHEREOF, I have hereunto set my hand thistwenty-second day of May, in the year of our Lord nineteen hundred and ninety-five, and of the Independence of the United States of America the two hundred and nineteenth.



Annex I

Modification in the HTS of an Article's Preferential
Tariff Treatment under the GSP

Effective with respect to articles both: (i) imported on or after January 1, 1976, and (ii) entered, or withdrawn from warehouse for consumption, on or after July 1, 1995.

(A). For the following HTS subheadings, in the Rates of Duty 1-Special subcolumn, delete the symbol "A*" and insert an "A" in lieu thereof:

3909.10.00	8419.90.10
4011.91.50	8517.30.15
8419.19.00	

(B). For the following HTS provisions, in the Rates of Duty 1-Special subcolumn, delete the symbol "A" and insert an "A*" in lieu thereof:

0304.20.50	0813.40.10	2208.90.10	6501.00.60	8483.50.40
0703.10.20	0813.40.80	2208.90.70	7002.10.20	8517.82.40
0708.10.20	1106.30.20	2309.90.70	7106.92.00	8519.21.00
0708.10.40	1519.11.00	2401.10.21	7109.00.00	8519.31.00
0709.10.00	1519.12.00	2401.10.29	7113.20.21	8519.99.00
0709.20.10	1601.00.40	2401.20.45	7114.19.00	8521.10.90
0710.22.15	1604.14.50	2401.20.55	7115.90.20	8527.90.90
0710.29.05	1604.16.30	2516.90.00	7319.20.00	8528.10.04
0710.29.30	1604.30.20	3920.93.00	7407.29.15	8528.10.11
0710.80.50	1605.10.05	4006.10.00	7603.10.00	8528.10.13
0710.80.65	1702.90.35	4104.39.20	7604.10.50	8528.10.34
0710.80.93	1703.90.30	4202.22.35	7614.90.20	8802.50.90
0711.30.00	1902.11.40	4205.00.60	7614.90.50	9006.53.00
0711.40.00	2005.80.00	4412.19.30	7615.10.10	9009.12.00
0714.10.00	2007.99.40	4412.19.40	8107.90.00	9018.11.60
0714.20.00	2007.99.48	4412.99.40	8112.11.60	9102.29.04
0714.90.10	2008.19.30	4421.90.10	8112.91.50	9303.90.80
0802.50.20	2008.50.20	4823.90.20	8213.00.60	9401.90.15
0802.50.40	2008.99.28	5209.51.30	8401.10.00	9506.61.00
0804.50.80	2008.99.35	5307.20.00	8402.20.00	9606.29.20
0811.20.20	2106.90.52	5607.30.20	8414.90.30	9614.20.60
0811.20.40	2202.90.36	5609.00.20	8419.90.20	9614.20.80
0811.90.50	2202.90.37	5702.99.20	8450.90.40	
0811.90.55	2207.10.30	5703.90.00	8469.10.80	

Annex II

Modifications to General Note 4 of the HTS

Effective with respect to articles both: (i) imported on or after January 1, 1976, and (ii) entered, or withdrawn from warehouse for consumption, on or after July 1, 1995.

(A). General note 4(a) is modified by:

(1). deleting "Each of the former republics of the Socialist Federal Republic of Yugoslavia other than Serbia and Montenegro" from the list of independent countries; and

(2). inserting the following countries in alphabetical order in the list of independent countries--

Bosnia and Hercegovina
Croatia

Macedonia, Former Yugoslav
Republic of
Slovenia

Annex II (continued)

(B). General note 4(d) is modified by:

(1). adding in numerical sequence, the following HTS subheadings and countries set out opposite them:

0304.20.50	Argentina	4202.22.35	Philippines
0703.10.20	Chile	4205.00.60	Argentina
0708.10.20	Guatemala	4412.19.30	Russia
0708.10.40	Guatemala	4412.19.40	Indonesia
0709.10.00	Chile	4412.99.40	Indonesia
0709.20.10	Peru	4421.90.10	Honduras
0710.22.15	Guatemala	4823.90.20	Philippines
0710.29.05	Turkey	5209.51.30	India
0710.29.30	Dominican Republic	5307.20.00	India
0710.80.50	Dominican Republic	5607.30.20	Philippines
0710.80.65	Guatemala	5609.00.20	Philippines
0710.80.93	Guatemala	5702.99.20	India
0711.30.00	Turkey	5703.90.00	India
0711.40.00	Sri Lanka	6501.00.60	Czech Republic
0714.10.00	Costa Rica	7002.10.20	Malaysia
0714.20.00	Dominican Republic	7106.92.00	Chile
0714.90.10	Costa Rica	7109.00.00	Chile
0802.50.20	Turkey	7113.20.21	Oman
0802.50.40	Turkey	7114.19.00	Chile
0804.50.80	Thailand	7115.90.20	Argentina
0811.20.20	Chile	7319.20.00	Malaysia
0811.20.40	Chile	7407.29.15	Chile
0811.90.50	Costa Rica	7603.10.00	Bahrain
0811.90.55	Guatemala	7604.10.50	Russia
0813.40.10	Thailand	7614.90.20	Venezuela
0813.40.80	Thailand	7614.90.50	Venezuela
1106.30.20	Ecuador	7615.10.10	Thailand
1519.11.00	Malaysia	8107.90.00	Bulgaria
1519.12.00	Malaysia	8112.11.60	Kazakhstan
1601.00.40	Brazil	8112.91.50	Chile
1604.14.50	Thailand	8213.00.60	Brazil
1604.16.30	Morocco	8401.10.00	Russia
1604.30.20	Russia	8402.20.00	Colombia
1605.10.05	Thailand	8414.90.30	Slovenia
1702.90.35	Belize	8419.90.20	Brazil
1703.90.30	Lebanon	8450.90.40	Brazil
1902.11.40	Thailand	8469.10.80	Indonesia
2005.80.00	Thailand	8483.50.40	Malaysia
2007.99.40	Thailand	8517.82.40	Thailand
2007.99.48	Argentina	8519.21.00	Malaysia
2008.19.30	Turkey	8519.31.00	Malaysia
2008.50.20	Argentina	8519.99.00	Malaysia
2008.99.28	Turkey	8521.10.90	Malaysia
2008.99.35	Thailand	8527.90.90	Philippines
2106.90.52	Philippines	8528.10.04	Hungary
2202.90.36	Colombia	8528.10.11	Malaysia
2202.90.37	Dominican Republic	8528.10.13	Malaysia
2207.10.30	Ecuador	8528.10.34	Malaysia
2208.90.10	Trinidad and Tobago	8802.50.90	Russia
2208.90.70	Russia	9006.53.00	Malaysia
2309.90.70	Hungary	9009.12.00	Thailand
2401.10.21	Dominican Republic	9018.11.60	Argentina
2401.10.29	Honduras	9102.29.04	Philippines
2401.20.45	Indonesia	9303.90.80	Russia
2401.20.55	Indonesia	9401.90.15	Czech Republic
2516.90.00	South Africa	9506.61.00	Philippines
3920.93.00	India	9606.29.20	Thailand
4006.10.00	Brazil	9614.20.60	Turkey
4104.39.20	Thailand	9614.20.80	Turkey

Annex II (continued)

(B). (con.):

(2). adding, in alphabetical order, the country set out opposite the following HTS subheadings:

1701.99.05	Colombia	2917.14.10	Brazil
1701.99.10	Colombia	2917.37.00	Romania
2804.29.00	Ukraine	2933.29.45	Slovenia
2805.40.00	Russia	2933.40.08	Hungary
2825.30.00	South Africa	2933.71.00	Russia
2825.70.00	Chile	2938.10.00	Brazil
2840.11.00	Turkey	3806.30.00	Argentina
2843.21.00	Chile	3823.90.40	Malaysia
2903.14.00	Brazil	4106.19.30	Pakistan
2903.23.00	Brazil	4106.20.60	Pakistan
2905.11.20	Trinidad and Tobago	4107.90.60	South Africa
2907.15.10	Russia	7202.21.10	Macedonia, Former Yugoslav Republic of
2910.20.00	Brazil		
2915.34.00	Venezuela	7403.12.00	Peru
2915.35.00	Venezuela	7605.11.00	Russia

Annex III

Modifications to the HTS

Section A. Effective with respect to articles entered, or withdrawn from warehouse for consumption, on or after January 1, 1995.

(1). General note 4(d) is modified by deleting "2921.43.18 India" and "2924.29.46 India" and by inserting "2921.43.19 India" and "2924.29.47 India" in numerical sequence.

(2). General note 4(d) is modified by deleting "2930.40.00 India", "2933.51.10 India", "2934.30.08 India", "2934.30.15 India" and "9504.20.60 Brazil" from such note.

(3). General note 4(d) is modified by inserting "2935.00.32 India" in numerical sequence in such note.

(4). The Rates of Duty 1-Special subcolumn for subheadings 0202.30.02 and 0202.30.10 is modified by inserting, in alphabetical order, the symbol "A" in the parentheses following the Free rate of duty in such subcolumn.

(5). The superior text immediately preceding subheading 9904.04.59 is deleted and the following "Provided for in subheadings 0404.10.15, 1517.90.60, 1704.90.58, 1806.20.82, 1806.20.83, 1806.32.70, 1806.32.80, 1806.90.08, 1806.90.10, 1901.20.15, 1901.20.50, 2106.90.66 or 2106.90.87" is inserted in lieu thereof.

Section B. For the following subheading, the Rates of Duty 1-General subcolumn is modified on January 1 of each year by deleting the existing general rate of duty and inserting in lieu thereof the rate of duty indicated in the table below for such year.

HTS Subheading	1995	1996	1997	1998	1999	2000	2001	2002	2003	2004
3823.90.46	16.8%	15.7%	14.6%	13.4%	12.2%	11.1%	10%	8.8%	7.6%	6.5%