
Presidential Documents

Title 3—

Proclamation 6969 of January 27, 1997

The President

To Modify Application of Duty-Free Treatment of Certain Articles 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 503(c)(1) of the Trade Act of 1974, as amended by Public Law 104-88; 110 Stat. 1755, 1922 (“the 1974 Act”), the President may withdraw, suspend, or limit the application of the duty-free treatment accorded under section 501 of the 1974 Act (19 U.S.C. 2461) with respect to any article. With due regard for the factors set forth in sections 501 and 502(c) of the 1974 Act (19 U.S.C. 2461 and 2462(c)), I have determined that it is appropriate to modify the application of duty-free treatment under title V of the 1974 Act for certain articles, including certain goods previously eligible for such treatment that the Customs Service has reclassified.

2. Presidential Proclamation 6961 of November 28, 1996, provided import relief with respect to certain broom corn brooms. For certain subheadings of the Harmonized Tariff Schedule of the United States (HTS) established to carry out this relief, provisions were omitted that would have continued staged reductions of special rates of duty for the goods concerned, previously proclaimed pursuant to section 201(a) of the North American Free Trade Agreement Implementation Act (19 U.S.C. 3331(a)). Further, other HTS provisions established by that proclamation contain conflicting dates that complicate their administration. To rectify these omissions and to permit proper administration of the import relief, I have decided that it is necessary and appropriate to continue previously proclaimed duty treatment for the affected goods and to make technical corrections in certain HTS provisions.

3. Section 213 of the Caribbean Basin Economic Recovery Act, as amended (CBERA) (19 U.S.C. 2703), and section 204 of the Andean Trade Preference Act (ATPA) (19 U.S.C. 3203) authorize the President to provide duty-free entry for all eligible articles, and duty reductions for certain other articles, that are the product of any country that has been designated as a beneficiary country under those Acts. To clarify the preferential tariff treatment provided to particular dutiable goods that are the product of beneficiary countries under the CBERA or the ATPA and that are eligible to enter under HTS heading 9802.00.80, which provides for certain goods assembled abroad using components of U.S. origin, I have decided it is appropriate to provide special rates of duty for purposes of the CBERA and of the ATPA in heading 9802.00.80 to apply to such goods.

4. Presidential Proclamation 6948 of October 29, 1996, modified tariff provisions concerning special import quotas for upland cotton. That proclamation also modified certain provisions of the HTS and of prior Presidential proclamations to correct technical errors and to clarify the intent of previously proclaimed modifications. In proclaiming the modifications to the provisions on upland cotton, a conforming change to U.S. note 6 to subchapter III of chapter 99 of the HTS was omitted. Further, the instructions in section A(5)(c) of Annex II to such proclamation concerning modifications to subchapter IV of chapter 99 to the HTS contained an error. To rectify the omission and to correct the error in instructions, I have decided it is necessary and appropriate to modify U.S. note 6 to subchapter III of chapter 99

of the HTS and to amend the instructions in section A(5)(c) of Annex II to Proclamation 6948.

5. Presidential Proclamation 6763 of December 23, 1994, implemented with respect to the United States the trade agreements resulting from the Uruguay Round of multilateral trade negotiations, including Schedule XX—United States of America, annexed to the Marrakesh Protocol to the General Agreement on Tariffs and Trade 1994. A conforming change in a subheading in subchapter V of chapter 99 of the HTS was omitted from Proclamation 6763. Further, particular HTS additional U.S. notes implementing tariff-rate quotas (TRQs) for specified agricultural products do not clearly reflect the intended quota periods and the quantities permitted entry during such quota periods and have caused administrative difficulties. In order to make the necessary conforming change and to correct the legal notes controlling such TRQs, I have decided it is necessary and appropriate to modify a subheading in subchapter V of chapter 99 and the legal notes pertaining to such TRQs.

6. Presidential Proclamation 6857 of December 11, 1995, implemented with respect to the United States certain modifications to the HTS, in conformity with the obligations of the United States under the International Convention on the Harmonized Commodity Description and Coding System. The Annex to that proclamation omitted provisions that would have continued previously proclaimed staged reductions of certain rates of duty for the goods concerned, pursuant to section 111(a) of the Uruguay Round Agreements Act (URAA) (19 U.S.C. 3521(a)). To rectify these omissions, I have decided that it is necessary and appropriate to provide for the continuation of previously proclaimed duty treatment for the affected goods.

7. (a) Section 115 of the URAA (19 U.S.C. 3524) requires the President to (1) obtain advice regarding certain proposed actions; (2) submit a report to the Committee on Ways and Means of the House of Representatives and the Committee on Finance of the Senate; and (3) consult with those Committees on the proposed action during a subsequent 60-day period to meet the consultation and layover requirements of that section.

(b) Section 604 of the 1974 Act, as amended (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.

8. I have decided that it is appropriate to authorize the United States Trade Representative (USTR) to perform the functions specified in section 115 of the URAA and certain functions under section 604 of the 1974 Act.

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 section 503 of the 1974 Act, section 213 of the CBERA, section 204 of the ATPA, section 604 of the 1974 Act, and section 301 of title 3, United States Code, do proclaim that:

(1) In order to reflect in the HTS various technical and conforming changes, to correct provisions of Proclamations 6948 and 6961, and to modify the special duty rates subcolumn for heading 9802.00.80, the HTS and Proclamations 6948 and 6961 are each modified as set forth in Annexes I and II to this proclamation.

(2) In order to modify the application of duty-free treatment under title V of the 1974 Act for certain articles, the HTS is modified as set forth in Annex III to this proclamation.

(3) The modifications to the HTS made by Annexes I, II, and III to this proclamation shall be effective with respect to goods entered, or withdrawn from warehouse for consumption, on or after the dates set forth in such Annexes and during the time periods specified therein.

(4) The USTR is authorized to perform the functions vested in the President under section 115 of the URAA. In addition, the USTR is authorized to exercise the authority provided to the President under section 604 of the 1974 Act to embody rectifications, technical or conforming changes, or similar modifications in the HTS.

(5) Any provisions of previous proclamations and Executive orders that are inconsistent with the actions taken in this proclamation are superseded to the extent of such inconsistency.

IN WITNESS WHEREOF, I have hereunto set my hand this twenty-seventh day of January, in the year of our Lord nineteen hundred and ninety-seven, and of the Independence of the United States of America the two hundred and twenty-first.

A handwritten signature in black ink, reading "William D. Clinton". The signature is written in a cursive style with a large, prominent initial "W".

ANNEX I

TECHNICAL AND CONFORMING CHANGES TO THE
HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES

Section A. Subchapter III of chapter 99 of the HTS is modified on the dates set forth in this section as follows:

- (1). Effective on November 29, 1996--
 - (a). by deleting from the immediately superior text to subheadings 9903.96.01, 9903.96.03 and 9903.96.05, each such text beginning "If entered", the expression "November 29," and by inserting in lieu thereof "November 28,";
 - (b). by inserting in the Rates of Duty 1-Special subcolumn for subheading 9903.96.01 the duty rate "6.4¢ each (CA)";
 - (c). by deleting from the article description for subheading 9903.96.03 the expression "general note to" and by inserting in lieu thereof "general note 12 to";
 - (d). by inserting in the Rates of Duty 1-Special subcolumn for subheading 9903.96.03 the duty rate "3.2¢ each (CA)";
 - (e). by inserting in alphabetical sequence in the parentheses following the duty rate "Free" in the Rates of Duty 1-Special subcolumn for subheading 9903.96.05 the symbol "CA";
 - (f). by inserting in the Rates of Duty 1-Special subcolumn for subheading 9903.96.14 the duty rate "6.4% (CA)";
 - (g). by inserting in the Rates of Duty 1-Special subcolumn for subheading 9903.96.16 the duty rate "3.2% (CA)";
 - (h). by inserting in the Rates of Duty 1-Special subcolumn for subheadings 9903.96.15, 9903.96.17 and 9903.96.19 the duty rate "See 9906.96.01-9906.96.02 (MX)";
 - (i). by inserting in alphabetical sequence in the parentheses following the duty rate "Free" in the Rates of Duty 1-Special subcolumn for subheading 9903.96.18 the symbol "CA"; and
 - (j). by deleting from the article description for subheading 9905.96.03 the expression "9603.10.50, or 9603.10.60" and inserting in lieu thereof "9903.96.01, 9903.96.03, 9903.96.14 or 9903.96.16".
- (2). Effective on January 1, 1997--
 - (a). by deleting from the Rates of Duty 1-Special subcolumn for subheading 9903.96.01 the duty rate "6.4¢ each (CA)" and by inserting in lieu thereof "3.2¢ each (CA)"; and
 - (b). by deleting from the Rates of Duty 1-Special subcolumn for subheading 9903.96.14 the duty rate "6.4% (CA)" and by inserting in lieu thereof "3.2% (CA)".
- (3). Effective on January 1, 1998--
 - (a). by deleting from the Rates of Duty 1-Special subcolumn for subheading 9903.96.03 the duty rate "3.2¢ each (CA)" and by inserting in alphabetical sequence in the parentheses following the duty rate "Free" in such subcolumn for such subheading the symbol "CA"; and
 - (b). by deleting from the Rates of Duty 1-Special subcolumn for subheading 9903.96.16 the duty rate "3.2% (CA)" and by inserting in alphabetical sequence in the parentheses following the duty rate "Free" in such subcolumn for such subheading the symbol "CA".
- (4). Effective on January 1, 2005, by deleting from the Rates of Duty 1-Special subcolumn for subheading 9603.10.60 the rate of duty of "16% (MX)" and by inserting in alphabetical sequence in the parentheses following the duty rate "Free" in such subcolumn for such subheading the symbol "MX".
- (5). Section B(2)(i) of the annex to Proclamation 6961 of November 28, 1996, is modified by deleting the expression "See 9906.96.01-9906.96.02 (MX) (s)" and inserting in lieu thereof "See 9906.96.01-9906.96.02 (MX)".

Section B. Effective with respect to articles entered, or withdrawn from warehouse for consumption, on or after January 1, 1992, the Rates of Duty 1-Special subcolumn for heading 9802.00.80 in subchapter II of chapter 98 of the HTS is modified by inserting, in the parenthetical expression following the duty rate "A duty upon the full value of the imported article, less the cost or value of such products of the United States (see U.S. note 4 of this subchapter)" the symbols "E, J," immediately after "C,".

ANNEX I (continued)

Section C. Effective on or after October 31, 1996, U.S. note 6 to subchapter III of chapter 99 of the HTS is modified by deleting "subheadings 9903.52.00 through 9903.52.20" and by inserting "subheadings 9903.52.00 through 9903.52.26" in lieu thereof.

Section D. Effective on or after January 1, 1995, the article description for HTS subheading 9905.40.18 is modified by deleting "4012.90.20" and by inserting "4012.90.45" in lieu thereof.

Section E. For subheading 0602.90.90 of the HTS, the Rates of Duty 1-General subcolumn is modified on January 1 of each year in the table below by deleting the existing rate of duty and by inserting in lieu thereof the rate of duty specified in the table below for such year.

HTS Subheading	<u>1997</u>	<u>1998</u>	<u>1999</u>	<u>2000</u>
0602.90.90	6.2%	5.7%	5.2%	4.8%

Section F. Section A(5)(c) of Annex II to Presidential Proclamation 6948 of October 29, 1996, is modified by deleting the following text from such section: "Boneless (other than processed), provided for in subheadings 0201.30.80 or 0202.30.80 and the product of the European Community (Austria, Belgium, Denmark, Finland, France, the Federal Republic of Germany, Greece, Ireland, Italy, Luxembourg, the Netherlands, Portugal, Spain, Sweden, and the United Kingdom):" and'.

ANNEX II

MODIFICATIONS TO LEGAL NOTES ESTABLISHING
TARIFF-RATE QUOTAS IN THE TARIFF SCHEDULE

Section A. Additional U.S. note 2 to chapter 12 of the HTS is modified on the dates set forth in this section as follows:

(1). Effective on January 1, 1997, by deleting such additional U.S. note 2 and by inserting the following new additional U.S. note in lieu thereof:

"2. The aggregate quantity of peanuts entered under subheadings 1202.10.40, 1202.20.40, 2008.11.25 and 2008.11.45 during the 12-month period from April 1 in any year through the following March 31, inclusive, shall not exceed the quantities specified herein (articles the product of Mexico shall not be permitted or included under this quantitative limitation and no such articles shall be classifiable therein).

	Quantity (metric tons)	
	Entered in the 12-month period from April 1, 1996, through the following March 31, 1997, inclusive	Entered in the 12-month period from April 1, 1997, through the following March 31, 1998, inclusive
Argentina	29,853	33,365
Other countries or areas	5,043	6,033

For the purposes of this note, imports of peanuts in the shell shall be charged against the quantities in this note on the basis of 75 kilograms for each 100 kilograms of peanuts in the shell.

Imports of peanuts under this note are subject to such regulations as may be issued by the United States Trade Representative or other designated agency."

(2). Effective on January 1, 1998, such additional U.S. note 2 is modified by:

(a). deleting "Entered in the 12-month period from April 1, 1996, through March 31, 1997, inclusive" and inserting "Entered in the 12-month period from April 1, 1997, through March 31, 1998, inclusive" in lieu thereof;

(b). deleting "Entered in the 12-month period from April 1, 1997, through March 31, 1998, inclusive" and inserting "Entered in the 12-month period from April 1, 1998, through March 31, 1999, inclusive" in lieu thereof;

(c). deleting the quantities "29,853" and "33,365" set out opposite "Argentina" and inserting "33,365" and "36,877" in lieu thereof; and

(d). deleting the quantities "5,043" and "6,033" set out opposite "Other countries or areas" and inserting "6,033" and "7,024" in lieu thereof.

(3). Effective on January 1, 1999, such additional U.S. note 2 is modified by:

(a). deleting "Entered in the 12-month period from April 1, 1997, through March 31, 1998, inclusive" and inserting "Entered in the 12-month period from April 1, 1998, through March 31, 1999, inclusive" in lieu thereof;

(b). deleting "Entered in the 12-month period from April 1, 1998, through March 31, 1999, inclusive" and inserting "Entered in the 12-month period from April 1, 1999, through March 31, 2000, inclusive" in lieu thereof;

(c). deleting the quantities "33,365" and "36,877" set out opposite "Argentina" and inserting "36,877" and "40,388" in lieu thereof; and

(d). deleting the quantities "6,033" and "7,024" set out opposite "Other countries or areas" and inserting "7,024" and "8,015" in lieu thereof.

(4). Effective on January 1, 2000, such additional U.S. note 2 is modified by:

(a). deleting "Entered in the 12-month period from April 1, 1998, through March 31, 1999, inclusive" and inserting "Entered in the 12-month period from April 1, 1999, through March 31, 2000, inclusive" in lieu thereof;

(b). deleting "Entered in the 12-month period from April 1, 1999, through March 31, 2000, inclusive" and inserting "Entered in the 12-month period from April 1, 2000, through March 31, 2001, inclusive" in lieu thereof;

(c). deleting the quantity "36,877" and "40,388" set out opposite Argentina and inserting "40,388" and "43,901" in lieu thereof; and

(d). deleting the quantity "7,024" and "8,015" set out opposite Other countries or areas and inserting "8,015" and "9,005" in lieu thereof.

ANNEX II (continued)

A(5). Effective on January 1, 2001, such additional U.S. note 2 is modified by:

- (a). deleting "Entered in the 12-month period from April 1, 1998, through March 31, 1999, inclusive" and inserting "Entered in the 12-month period from April 1 in any year through March 31, inclusive" in lieu thereof;
- (b). deleting "Entered in the 12-month period from April 1, 1999, through March 31, 2000, inclusive" from such note;
- (c). deleting the quantities "40,388" and "43,901" set out opposite "Argentina" and inserting "43,901" in lieu thereof; and
- (d). deleting the quantities "8,015" and "9,005" set out opposite "Other countries or areas" and inserting "9,005" in lieu thereof.

Section B. Additional U.S. note 5 to chapter 52 of the HTS is modified on the dates set forth in this section as follows:

(1). Effective on January 1, 1997, such additional U.S. note 5 is modified by deleting the phrase "during the 12-month period beginning September 20 in any year shall not exceed 10,837.45 metric tons" and by inserting "during the 12-month periods from September 20, 1996, through September 19, 1997, inclusive, shall not exceed 10,837.45 metric tons or from September 20, 1997, through September 19, 1998, inclusive, shall not exceed 13,179.85 metric tons" in lieu thereof.

(2). Effective on January 1, 1998, such additional U.S. note 5 is modified by deleting the phrase "during the 12-month periods from September 20, 1996, through September 19, 1997, inclusive, shall not exceed 10,837.45 metric tons or from September 20, 1997, through September 19, 1998, inclusive, shall not exceed 13,179.85 metric tons" and by inserting "during the 12-month periods from September 20, 1997, through September 19, 1998, inclusive, shall not exceed 13,179.85 metric tons or from September 20, 1998, through September 19, 1999, inclusive, shall not exceed 15,522.25 metric tons" in lieu thereof.

(3). Effective on January 1, 1999, such additional U.S. note 5 is modified by deleting the phrase "during the 12-month periods from September 20, 1997, through September 19, 1998, inclusive, shall not exceed 13,179.85 metric tons or from September 20, 1998, through September 19, 1999, inclusive, shall not exceed 15,522.25 metric tons" and inserting "during the 12-month periods from September 20, 1998, through September 19, 1999, inclusive, shall not exceed 15,522.25 metric tons or from September 20, 1999, through September 19, 2000, inclusive, shall not exceed 17,864.65 metric tons" in lieu thereof.

(4). Effective on January 1, 2000, such additional U.S. note 5 is modified by deleting the phrase "during the 12-month periods from September 20, 1998, through September 19, 1999, inclusive, shall not exceed 15,522.25 metric tons or from September 20, 1999, through September 19, 2000, inclusive, shall not exceed 17,864.65 metric tons" and by inserting "during the 12-month periods from September 20, 1999, through September 19, 2000, inclusive, shall not exceed 17,864.65 metric tons or from September 20, 2000, through September 19, 2001, inclusive, shall not exceed 20,207.05 metric tons" in lieu thereof.

(5). Effective on January 1, 2001, such additional U.S. note 5 is modified by deleting the phrase "during the 12-month periods from September 20, 1999, through September 19, 2000, inclusive, shall not exceed 17,864.65 metric tons or from September 20, 2000, through September 19, 2001, inclusive, shall not exceed 20,207.05 metric tons" and by inserting "during the 12-month period from September 20 in any year through September 19, inclusive, shall not exceed 20,207.05 metric tons" in lieu thereof.

Section C. Additional U.S. note 6 to chapter 52 of the HTS is modified on the dates set forth in this section as follows:

(1). Effective on January 1, 1997, such additional U.S. note 6 is modified by deleting the phrase "during the 12-month period beginning August 1 in any year shall not exceed 1,000.0 metric tons" and by inserting "during the 12-month periods from August 1, 1996, through July 31, 1997, inclusive, shall not exceed 1,000.0 metric tons or from August 1, 1997, through July 31, 1998, inclusive, shall not exceed 1,100.0 metric tons" in lieu thereof.

ANNEX II (continued)

C(2). Effective on January 1, 1998, such additional U.S. note 6 is modified by deleting the phrase "during the 12-month periods from August 1, 1996, through July 31, 1997, inclusive, shall not exceed 1,000.0 metric tons or from August 1, 1997, through July 31, 1998, inclusive, shall not exceed 1,100.0 metric tons" and by inserting "during the 12-month periods from August 1, 1997, through July 31, 1998, inclusive, shall not exceed 1,100.0 metric tons or from August 1, 1998, through July 31, 1999, inclusive, shall not exceed 1,200.0 metric tons" in lieu thereof.

(3). Effective on January 1, 1999, such additional U.S. note 6 is modified by deleting the phrase "during the 12-month periods from August 1, 1997, through July 31, 1998, inclusive, shall not exceed 1,100.0 metric tons or from August 1, 1998, through July 31, 1999, inclusive, shall not exceed 1,200.0 metric tons" and by inserting "during the 12-month periods from August 1, 1998, through July 31, 1999, inclusive, shall not exceed 1,200.0 metric tons or from August 1, 1999, through July 31, 2000, inclusive, shall not exceed 1,300.0 metric tons" in lieu thereof.

(4). Effective on January 1, 2000, such additional U.S. note 6 is modified by deleting the phrase "during the 12-month periods from August 1, 1998, through July 31, 1999, inclusive, shall not exceed 1,200.0 metric tons or from August 1, 1999, through July 31, 2000, inclusive, shall not exceed 1,300.0 metric tons" and by inserting "during the 12-month periods from August 1, 1999, through July 31, 2000, inclusive, shall not exceed 1,300.0 metric tons or from August 1, 2000, through July 31, 2001, inclusive, shall not exceed 1,400.0 metric tons" in lieu thereof.

(5). Effective on January 1, 2001, such additional U.S. note 6 is modified by deleting the phrase "during the 12-month periods from August 1, 1999, through July 31, 2000, inclusive, shall not exceed 1,300.0 metric tons or from August 1, 2000, through July 31, 2001, inclusive, shall not exceed 1,400.0 metric tons" and by inserting "during the 12-month period from August 1 in any year through July 31, inclusive, shall not exceed 1,400.0 metric tons" in lieu thereof.

Section D. Additional U.S. note 7 to chapter 52 of the HTS is modified on the dates set forth in this section as follows:

(1). Effective on January 1, 1997, such additional U.S. note 7 is modified by deleting the phrase "during the 12-month period beginning August 1 in any year shall not exceed 6,460.0 metric tons" and by inserting "during the 12-month periods from August 1, 1996, through July 31, 1997, inclusive, shall not exceed 6,460.0 metric tons or from August 1, 1997, through July 31, 1998, inclusive, shall not exceed 7,720.0 metric tons" in lieu thereof.

(2). Effective on January 1, 1998, such additional U.S. note 7 is modified by deleting the phrase "during the 12-month periods from August 1, 1996, through July 31, 1997, inclusive, shall not exceed 6,460.0 metric tons or from August 1, 1997, through July 31, 1998, inclusive, shall not exceed 7,720.0 metric tons" and by inserting "during the 12-month periods from August 1, 1997, through July 31, 1998, inclusive, shall not exceed 7,720.0 metric tons or from August 1, 1998, through July 31, 1999, inclusive, shall not exceed 8,980.0 metric tons" in lieu thereof.

(3). Effective on January 1, 1999, such additional U.S. note 7 is modified by deleting the phrase "during the 12-month periods from August 1, 1997, through July 31, 1998, inclusive, shall not exceed 7,720.0 metric tons or from August 1, 1998, through July 31, 1999, inclusive, shall not exceed 8,980.0 metric tons" and by inserting "during the 12-month periods from August 1, 1998, through July 31, 1999, inclusive, shall not exceed 8,980.0 metric tons or from August 1, 1999, through July 31, 2000, inclusive, shall not exceed 10,240.0 metric tons" in lieu thereof.

ANNEX II (continued)

D(4). Effective on January 1, 2000, such additional U.S. note 7 is modified by deleting the phrase "during the 12-month periods from August 1, 1998, through July 31, 1999, inclusive, shall not exceed 8,980.0 metric tons or from August 1, 1999, through July 31, 2000, inclusive, shall not exceed 10,240.0 metric tons" and by inserting "during the 12-month periods from August 1, 1999, through July 31, 2000, inclusive, shall not exceed 10,240.0 metric tons or from August 1, 2000, through July 31, 2001, inclusive, shall not exceed 11,500.0 metric tons" in lieu thereof.

(5). Effective on January 1, 2001, such additional U.S. note 7 is modified by deleting the phrase "during the 12-month periods from August 1, 1999, through July 31, 2000, inclusive, shall not exceed 10,240.0 metric tons or from August 1, 2000, through July 31, 2001, inclusive, shall not exceed 11,500.0 metric tons" and by inserting "during the 12-month period from August 1 in any year through July 31, inclusive, shall not exceed 11,500.0 metric tons" in lieu thereof.

Section E. Additional U.S. note 8 to chapter 52 of the HTS is modified on the dates set forth in this section as follows:

(1). Effective on January 1, 1997, such additional U.S. note 8 is modified by deleting the phrase "during the 12-month period beginning August 1 in any year shall not exceed 28,420.0 metric tons" and by inserting "during the 12-month periods from August 1, 1996, through July 31, 1997, inclusive, shall not exceed 28,420.0 metric tons or from August 1, 1997, through July 31, 1998, inclusive, shall not exceed 31,340.0 metric tons" in lieu thereof.

(2). Effective on January 1, 1998, such additional U.S. note 8 is modified by deleting the phrase "during the 12-month periods from August 1, 1996, through July 31, 1997, inclusive, shall not exceed 28,420.0 metric tons or from August 1, 1997, through July 31, 1998, inclusive, shall not exceed 31,340.0 metric tons" and by inserting "during the 12-month periods from August 1, 1997, through July 31, 1998, inclusive, shall not exceed 31,340.0 metric tons or from August 1, 1998, through July 31, 1999, inclusive, shall not exceed 34,260.0 metric tons" in lieu thereof.

(3). Effective on January 1, 1999, such additional U.S. note 8 is modified by deleting the phrase "during the 12-month periods from August 1, 1997, through July 31, 1998, inclusive, shall not exceed 31,340.0 metric tons or from August 1, 1998, through July 31, 1999, inclusive, shall not exceed 34,260.0 metric tons" and by inserting "during the 12-month periods from August 1, 1998, through July 31, 1999, inclusive, shall not exceed 34,260.0 metric tons or from August 1, 1999, through July 31, 2000, inclusive, shall not exceed 37,180.0 metric tons" in lieu thereof.

(4). Effective on January 1, 2000, such additional U.S. note 8 is modified by deleting the phrase "during the 12-month periods from August 1, 1998, through July 31, 1999, inclusive, shall not exceed 34,260.0 metric tons or from August 1, 1999, through July 31, 2000, inclusive, shall not exceed 37,180.0 metric tons" and by inserting "during the 12-month periods from August 1, 1999, through July 31, 2000, inclusive, shall not exceed 37,180.0 metric tons or from August 1, 2000, through July 31, 2001, inclusive, shall not exceed 40,100.0 metric tons" in lieu thereof.

(5). Effective on January 1, 2001, such additional U.S. note 8 is modified by deleting the phrase "during the 12-month periods from August 1, 1999, through July 31, 2000, inclusive, shall not exceed 37,180.0 metric tons or from August 1, 2000, through July 31, 2001, inclusive, shall not exceed 40,100.0 metric tons" and by inserting "during the 12-month period from August 1 in any year through July 31, inclusive, shall not exceed 40,100.0 metric tons" in lieu thereof.

ANNEX II (continued)

Section F. Additional U.S. note 9 to chapter 52 of the HTS is modified on the dates set forth in this section as follows:

(1). Effective on January 1, 1997, such additional U.S. note 9 is modified by deleting the phrase "during the 12-month period from September 20 in any year shall not exceed 2,135,427 kilograms" and by inserting "during the 12-month periods from September 20, 1996, through September 19, 1997, inclusive, shall not exceed 2,135,427 kilograms or from September 20, 1997, through September 19, 1998, inclusive, shall not exceed 2,435,427 kilograms" in lieu thereof.

(2). Effective on January 1, 1998, such additional U.S. note 9 is modified by deleting the phrase "during the 12-month periods from September 20, 1996, through September 19, 1997, inclusive, shall not exceed 2,135,427 kilograms or from September 20, 1997, through September 19, 1998, inclusive, shall not exceed 2,435,427 kilograms" and by inserting "during the 12-month periods from September 20, 1997, through September 19, 1998, inclusive, shall not exceed 2,435,427 kilograms or from September 20, 1998, through September 19, 1999, inclusive, shall not exceed 2,735,427 kilograms" in lieu thereof.

(3). Effective on January 1, 1999, such additional U.S. note 9 is modified by deleting the phrase "during the 12-month periods from September 20, 1997, through September 19, 1998, inclusive, shall not exceed 2,435,427 kilograms or from September 20, 1998, through September 19, 1999, inclusive, shall not exceed 2,735,427 kilograms" and by inserting "during the 12-month periods from September 20, 1998, through September 19, 1999, inclusive, shall not exceed 2,735,427 kilograms or from September 20, 1999, through September 19, 2000, inclusive, shall not exceed 3,035,427 kilograms" in lieu thereof.

(4). Effective on January 1, 2000, such additional U.S. note 9 is modified by deleting the phrase "during the 12-month periods from September 20, 1998, through September 19, 1999, inclusive, shall not exceed 2,735,427 kilograms or from September 20, 1999, through September 19, 2000, inclusive, shall not exceed 3,035,427 kilograms" and by inserting "during the 12-month periods from September 20, 1999, through September 19, 2000, inclusive, shall not exceed 3,035,427 kilograms or from September 20, 2000, through September 19, 2001, inclusive, shall not exceed 3,335,427 kilograms" in lieu thereof.

(5). Effective on January 1, 2001, such additional U.S. note 9 is modified by deleting the phrase "during the 12-month periods from September 20, 1999, through September 19, 2000, inclusive, shall not exceed 3,035,427 kilograms or from September 20, 2000, through September 19, 2001, inclusive, shall not exceed 3,335,427 kilograms" and by inserting "during the 12-month period from September 20 in any year through September 19, inclusive, shall not exceed 3,335,427 kilograms" in lieu thereof.

Section G. Additional U.S. note 10 to chapter 52 of the HTS is modified on the dates set forth in this section as follows:

(1). Effective on January 1, 1997, such additional U.S. note 10 is modified by deleting the phrase "during the 12-month period from September 11 in any year shall not exceed 1,300 kilograms" and by inserting "during the 12-month periods from September 11, 1996, through September 10, 1997, inclusive, shall not exceed 1,300 kilograms or from September 11, 1997, through September 10, 1998, inclusive, shall not exceed 1,600 kilograms" in lieu thereof.

(2). Effective on January 1, 1998, such additional U.S. note 10 is modified by deleting the phrase "during the 12-month periods from September 11, 1996, through September 10, 1997, inclusive, shall not exceed 1,300 kilograms or from September 11, 1997, through September 10, 1998, inclusive, shall not exceed 1,600 kilograms" and by inserting "during the 12-month periods from September 11, 1997, through September 10, 1998, inclusive, shall not exceed 1,600 kilograms or from September 11, 1998, through September 10, 1999, inclusive, shall not exceed 1,900 kilograms" in lieu thereof.

ANNEX 11 (continued)

G(3). Effective on January 1, 1999, such additional U.S. note 10 is modified by deleting the phrase "during the 12-month periods from September 11, 1997, through September 10, 1998, inclusive, shall not exceed 1,600 kilograms or from September 11, 1998, through September 10, 1999, inclusive, shall not exceed 1,900 kilograms" and by inserting "during the 12-month periods from September 11, 1998, through September 10, 1999, inclusive, shall not exceed 1,900 kilograms or from September 11, 1999, through September 10, 2000, inclusive, shall not exceed 2,200 kilograms" in lieu thereof.

(4). Effective on January 1, 2000, such additional U.S. note 10 is modified by deleting the phrase "during the 12-month periods from September 11, 1998, through September 10, 1999, inclusive, shall not exceed 1,900 kilograms or from September 11, 1999, through September 10, 2000, inclusive, shall not exceed 2,200 kilograms" and by inserting "during the 12-month periods from September 11, 1999, through September 10, 2000, inclusive, shall not exceed 2,200 kilograms or from September 11, 2000, through September 10, 2001, inclusive, shall not exceed 2,500 kilograms" in lieu thereof.

(5). Effective on January 1, 2001, such additional U.S. note 10 is modified by deleting the phrase "during the 12-month periods from September 11, 1999, through September 10, 2000, inclusive, shall not exceed 2,200 kilograms or from September 11, 2000, through September 10, 2001, inclusive, shall not exceed 2,500 kilograms" and by inserting "during the 12-month period from September 11 in any year through September 10, inclusive, shall not exceed 2,500 kilograms" in lieu thereof.

ANNEX III

MODIFICATIONS OF TARIFF TREATMENT UNDER
THE GENERALIZED SYSTEM OF PREFERENCES IN THE
HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES

Section A. 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 the fifteenth day after the date of publication of this proclamation in the Federal Register.

(1) General note 4(d) to the Harmonized Tariff Schedule of the United States (HTS) is modified by:

(a) deleting the following HTS subheadings and the country set out opposite such subheadings:

1301.90.40 Brazil	4417.00.60 Brazil
2515.11.00 Brazil	4802.60.10 Brazil
4412.14.25 Brazil	5607.29.00 Brazil
4412.19.10 Brazil	7614.10.50 Brazil
4412.92.10 Brazil	8409.91.30 Brazil
4412.99.15 Brazil	8546.10.00 Brazil

(b) deleting the country set out opposite the following HTS subheadings:

2849.10.00 Brazil	2929.10.15 Brazil
2903.19.10 Brazil	2933.40.30 Brazil
2909.44.00 Brazil	3812.20.10 Brazil
2917.32.00 Brazil	4109.00.70 Brazil
2921.12.00 Brazil	4412.13.25 Brazil

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

1301.90.40	4412.92.10	5607.29.00
2515.11.00	4412.99.15	7614.10.50
4412.14.25	4417.00.60	8409.91.30
4412.19.10	4802.60.10	8546.10.00

(3) HTS subheading 6117.80.90 is superseded by the following, with bracketed matter included to assist in the understanding of the proclaimed modification:

[Other made up clothing...:]			
[Other accessories:]			
"Other:			
6117.80.85	Headbands, ponytail holders and similar articles.....	15.2%	Free (A,E*,IL) 90% 1.5% (CA) 5.2% (MX)
6117.80.95	Other.....	15.2%	Free (E*,IL) 90% 1.5% (CA) 5.2% (MX)

(4) HTS subheading 6217.10.90 is superseded by the following, with bracketed matter included to assist in the understanding of the proclaimed modification:

[Other made up clothing...:]			
[Accessories:]			
"Other:			
6217.10.85	Headbands, ponytail holders and similar articles.....	15.2%	Free (A,E*,IL) 90% 1.5% (CA) 5.2% (MX)
6217.10.95	Other.....	15.2%	Free (E*,IL) 90% 1.5% (CA) 5.2% (MX)

ANNEX III (continued)

Section B. Goods that were previously classifiable in HTS subheadings 6117.80.90 and 6217.10.90 (as superseded by subdivisions (3) and (4) of section A of this Annex) as headbands, ponytail holders and similar articles shall be eligible, effective with respect to (1) goods entered, or withdrawn from warehouse for consumption, on or after June 13, 1996, and before the effective date of section A of this annex, and (2) for which customs entries were unliquidated or under protest or pending other administrative action pursuant to Customs Service rules or regulations, for the duty-free treatment under the Generalized System of Preferences set forth in the special rates of duty subcolumn for HTS subheading 6117.80.85 or 6217.10.85, as appropriate, which would have applied if such goods were entered on the effective date of section A of this annex, provided that the importer requests such duty-free treatment within 60 days of the date of publication of this proclamation in the Federal Register and supplies such information as Customs officials may request.

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

HTS Subheading	1998	1999	2000	2001	2002	2003	2004
6117.80.85	15.1%	15%	15%	14.9%	14.8%	14.7%	14.6%
6117.80.95	15.1%	15%	15%	14.9%	14.8%	14.7%	14.6%
6217.10.85	15.1%	15%	15%	14.9%	14.8%	14.7%	14.6%
6217.10.95	15.1%	15%	15%	14.9%	14.8%	14.7%	14.6%

Section D. For HTS subheadings 6117.80.85, 6117.80.95, 6217.10.85 and 6217.10.95, the Rates of Duty 1-Special subcolumn is modified on January 1, 1998, by deleting "1.5% (CA)" and by inserting, in alphabetical sequence, the symbol "CA" in the parentheses following "Free" rate of duty in such subcolumn.

Section E. For the following HTS subheadings, the Rates of Duty 1-Special subcolumn is modified on January 1 of each year in the table below by deleting the existing rate of duty preceding the symbol "MX" in parentheses and inserting in lieu thereof the rate of duty specified in the table below for such year.

HTS Subheading	1998	1999
6117.80.85	2.6%	Free
6117.80.95	2.6%	Free
6217.10.85	2.6%	Free
6217.10.95	2.6%	Free