

(B) if subparagraph (A) does not apply, has been within the United States for a period of not less than ten consecutive years and has been exhibited for not less than five years during such period in a recognized museum or religious or secular monument or similar institution in the United States open to the public; or

(C) if subparagraphs (A) and (B) do not apply, has been within the United States for a period of not less than ten consecutive years and the State Party concerned has received or should have received during such period fair notice (through such adequate and accessible publication, or other means, as the Secretary shall by regulation prescribe) of its location within the United States; and

(D) if none of the preceding subparagraphs apply, has been within the United States for a period of not less than twenty consecutive years and the claimant establishes that it purchased the material or article for value without knowledge or reason to believe that it was imported in violation of law.

(Pub. L. 97-446, title III, §312, Jan. 12, 1983, 96 Stat. 2362.)

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Section effective on the 90th day after Jan. 12, 1983, or on any date which the President shall prescribe and publish in the Federal Register, with exceptions, see section 315 of Pub. L. 97-446, set out as a note under section 2601 of this title.

§ 2612. Regulations

The Secretary shall prescribe such rules and regulations as are necessary and appropriate to carry out the provisions of this chapter.

(Pub. L. 97-446, title III, §313, Jan. 12, 1983, 96 Stat. 2363.)

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Section effective on the 90th day after Jan. 12, 1983, or on any date which the President shall prescribe and publish in the Federal Register, with exceptions, see section 315 of Pub. L. 97-446, set out as a note under section 2601 of this title.

§ 2613. Enforcement

In the customs territory of the United States, and in the Virgin Islands, the provisions of this chapter shall be enforced by appropriate customs officers. In any other territory or area within the United States, but not within such customs territory or the Virgin Islands, such provisions shall be enforced by such persons as may be designated by the President.

(Pub. L. 97-446, title III, §314, Jan. 12, 1983, 96 Stat. 2363.)

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Section effective on the 90th day after Jan. 12, 1983, or on any date which the President shall prescribe and

publish in the Federal Register, with exceptions, see section 315 of Pub. L. 97-446, set out as a note under section 2601 of this title.

Executive Documents

DELEGATION OF FUNCTIONS

For delegation of certain functions of President under this section, see Ex. Ord. No. 12555, Mar. 10, 1986, 51 F.R. 8475, set out as a note under section 2602 of this title.

CHAPTER 15—CARIBBEAN BASIN ECONOMIC RECOVERY

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| Sec. | |
| 2701. | Authority to grant duty-free treatment. |
| 2702. | Beneficiary country. |
| 2703. | Eligible articles. |
| 2703a. | Special rules for Haiti. |
| 2704. | International Trade Commission reports on impact of Caribbean Basin Economic Recovery Program. |
| 2705. | Impact study by Secretary of Labor. |
| 2706. | Effective date. |
| 2707. | Center for the Study of Western Hemispheric Trade. |

§ 2701. Authority to grant duty-free treatment

The President may proclaim duty-free treatment (or other preferential treatment) for all eligible articles from any beneficiary country in accordance with the provisions of this chapter.

(Pub. L. 98-67, title II, §211, Aug. 5, 1983, 97 Stat. 384; Pub. L. 106-200, title II, §211(e)(1)(A), May 18, 2000, 114 Stat. 287.)

Editorial Notes

REFERENCES IN TEXT

This chapter, referred to in text, was in the original “this title”, meaning title II of Pub. L. 98-67, Aug. 5, 1983, 97 Stat. 384, which is classified principally to this chapter. For complete classification of title II to the Code, see Short Title note set out below and Tables.

AMENDMENTS

2000—Pub. L. 106-200 inserted “(or other preferential treatment)” after “treatment”.

Statutory Notes and Related Subsidiaries

SHORT TITLE OF 2020 AMENDMENT

Pub. L. 116-164, §1, Oct. 10, 2020, 134 Stat. 758, provided that: “This Act [amending sections 58c and 2703 of this title and amending provisions set out as a note under section 3805 of this title] may be cited as the ‘Extension of the Caribbean Basin Economic Recovery Act’.”

SHORT TITLE OF 2010 AMENDMENT

Pub. L. 111-171, §1, May 24, 2010, 124 Stat. 1194, provided that: “This Act [amending sections 58c, 2703, and 2703a of this title and enacting provisions set out as notes under section 2703a of this title and section 6655 of Title 26, Internal Revenue Code] may be cited as the ‘Haiti Economic Lift Program Act of 2010’.”

SHORT TITLE OF 2008 AMENDMENT

Pub. L. 110-234, title XV, §15401, May 22, 2008, 122 Stat. 1527, and Pub. L. 110-246, §4(a), title XV, §15401, June 18, 2008, 122 Stat. 1664, 2289, provided that: “This part [part I (§§15401-15412) of subtitle D of title XV of Pub. L. 110-246, amending sections 2703 and 2703a of this title and enacting provisions set out as notes under section 2703a of this title] may be cited as the ‘Haitian Hemispheric Opportunity through Partnership Encouragement Act of 2008’ or the ‘HOPE II Act’.”

¹ So in original. Probably should be “United”.