

MESSAGE NO: 4244115 MESSAGE DATE: 09/01/1994
MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: SCO-Scope PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-549-401

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/01/1989 TO 12/31/1993

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: SCOPE CLARIFICATION AND LIQUIDATION INSTRUCTIONS (PARA 3) CERTAIN APPAREL FROM THAILAND (C-549-401)

MESSAGE NO: 4244115 DATE: 09 01 1994

CATEGORY: CVD TYPE: SCO

REFERENCE: REFERENCE DATE:

CASES: C - 549 - 401 - -

- - - -

- - - -

PERIOD COVERED: 01 01 1989 TO 12 31 1993

LIQ SUSPENSION DATE:

TO: REGIONAL DIRECTORS, COMMERCIAL OPERATIONS
DISTRICT DIRECTORS, AREA AND PORT DIRECTORS

FROM: DIRECTOR, TRADE COMPLIANCE DIVISION

RE: SCOPE CLARIFICATION AND LIQUIDATION INSTRUCTIONS (PARA 3)
CERTAIN APPAREL FROM THAILAND (C-549-401)

1. ON MAY 17, 1994, THE DEPARTMENT OF COMMERCE PUBLISHED A NOTICE IN THE FEDERAL REGISTER (59 FR 25609) THAT IDENTIFIED THOSE HARMONIZED TARIFF SCHEDULE (HTS) ITEM NUMBERS THAT MOST REASONABLY CORRESPOND TO THE SCOPE OF THE COUNTERVAILING DUTY ORDER ON CERTAIN APPAREL FROM THAILAND (C-549-401) AS IT WAS DEFINED BY THE TARIFF SCHEDULE OF THE UNITED STATES ITEM NUMBERS. THE EFFECTIVE DATE OF THE HTS SCOPE COVERAGE IS JANUARY 1, 1989

2. THEREFORE, ALL MERCHANDISE NOT COVERED BY THE IDENTIFIED HTS ITEM NUMBERS THAT ENTERED ON OR AFTER JANUARY 1, 1989 SHOULD BE LIQUIDATED WITHOUT REGARD TO COUNTERVAILING DUTIES. CUSTOMS SHOULD ONLY SUSPEND LIQUIDATION ON MERCHANDISE ENTERING UNDER THE IDENTIFIED HTS ITEM NUMBERS AND DISCONTINUE SUSPENSION OF LIQUIDATION FOR MERCHANDISE ENTERING UNDER HTS ITEM NUMBERS SPECIFICALLY NOT IDENTIFIED.

3. ADDITIONALLY, ALL MERCHANDISE COVERED BY THE IDENTIFIED HTS ITEM NUMBERS THAT WAS EXPORTED ON OR AFTER JANUARY 1, 1989 BUT ON OR BEFORE DECEMBER 31, 1990, AND ON OR AFTER JANUARY 1, 1992 BUT ON OR BEFORE DECEMBER 31, 1993, SHOULD BE LIQUIDATED AT THE RATE OF 1.23 PERCENT OF THE F.O.B. INVOICE PRICE FOR ALL COMPANIES.

4. THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT REQUIRE THAT INTEREST BE PAID ON OVERPAYMENTS OR UNDERPAYMENTS OF AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. SUCH INTEREST IS PAYABLE AT THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD. THE INTEREST SHALL BE CALCULATED AT THAT RATE FROM THE DATE OF PAYMENT OF ESTIMATED DUTIES THROUGH THE DATE OF LIQUIDATION.

5. THE SUSPENSION OF LIQUIDATION ORDERED FOR THIS MERCHANDISE EXPORTED ON OR BEFORE DECEMBER 31, 1990 IS LIFTED. SUSPENSION OF LIQUIDATION IS ALSO LIFTED FOR THIS MERCHANDISE EXPORTED ON OR AFTER JANUARY 1, 1992 BUT ON OR BEFORE DECEMBER 31, 1993. SUSPENSION OF LIQUIDATION FOR ALL ENTRIES OF THIS MERCHANDISE EXPORTED ON OR AFTER JANUARY 1, 1991 BUT ON OR BEFORE DECEMBER 31, 1991 AND ON OR AFTER JANUARY 1, 1994 WILL CONTINUE.

6. THE AMENDED SCOPE OF THE ORDER IS AS FOLLOWS:

| | | | |
|-----------|-----------|--------------|--------------|
| 4202.1240 | 4202.1280 | 4202.2245 | 4202.2260 |
| 4202.2270 | 4202.1260 | 4202.2280 | 4202.3240 |
| 4202.3295 | 4202.9215 | 4202.9220 | 4202.9230 |
| 4202.9260 | 4202.9290 | 6101.2000(c) | 6101.3020 |
| 6102.1000 | 6102.3010 | 6102.3020 | 6103.1920(a) |

| | | | |
|--------------|---------------|---------------|--------------|
| 6103.2200(a) | 6103.2300(a) | 6103.2910(a) | 6103.4210(c) |
| 6103.4315(d) | 6103.4910(d) | 6104.1200(a) | 6104.1320 |
| 6104.1915 | 6104.2100(a) | 6104.2200(a) | 6104.2300(a) |
| 6104.2910(a) | 6104.3100 | 6104.3310 | 6104.3320 |
| 6104.3910 | 6104.4200 | 6104.4320 | 6104.4420 |
| 6104.5100(c) | 6104.5200(c) | 6104.5310 | 6104.5320(e) |
| 6104.5910(e) | 6104.6220(c) | 6104.6320 | 6104.6920 |
| 6105.1000 | 6105.2020 | 6106.1000 | 6106.2020 |
| 6109.1000 | 6109.9010(c) | 6110.2020(f) | 6110.3030 |
| 6111.3010 | 6111.3020 | 6111.3030 | 6111.3040(c) |
| 6111.3050 | 6111.9010 | 6111.9020 | 6111.9030 |
| 6111.9040 | 6111.9050 | 6112.1200 | 6112.1910 |
| 6112.2010 | 6113.00.00.30 | 6114.2000 | 6114.3010 |
| 6114.3030 | 6201.1220 | 6201.1340 | 6201.9220 |
| 6202.1220 | 6202.1340 | 6202.9220 | 6202.9345 |
| 6202.9350 | 6203.1910(a) | 6203.2230(a) | 6203.2300(a) |
| 6203.2920(a) | 6203.4240 | 6203.4340 | 6203.4920 |
| 6204.1200(a) | 6204.2230(a) | 6204.2300(a) | 6204.2920(a) |
| 6204.3220 | 6204.3350 | 6204.3930 | 6204.4230 |
| 6204.4340(g) | 6204.4440 | 6204.5220(b) | 6204.5330 |
| 6204.5930 | 6204.6240 | 6204.6335 | 6204.6925 |
| 6205.2020 | 6206.3030 | 6206.4030 | 6208.2200 |
| 6208.9200 | 6209.2010 | 6209.2020 | 6209.2030 |
| 6209.2050 | 6210.3010 | 6210.50.10.20 | 6212.1010(h) |
| 6212.1020 | | | |

a. COVERAGE LIMITED TO GARMENTS THAT WOULD BE COVERED BY THIS ORDER IF SEPARATELY ENTERED.

b. COVERAGE EXCLUDES GARMENTS OF DENIM OR OF PILE FABRICS.

c. COVERAGE EXCLUDES GARMENTS HAVING EMBROIDERY OR PERMANENTLY AFFIXED APPLIQUE WORK ON THE OUTER SURFACE.

d. COVERAGE EXCLUDES SHORTS HAVING EMBROIDERY OR PERMANENTLY AFFIXED APPLIQUE WORK ON THE OUTER SURFACE.

- e. COVERAGE EXCLUDES GIRLS SKIRTS AND DIVIDED SKIRTS NOT HAVING EMBROIDERY OR PERMANENTLY AFFIXED APPLIQUE WORK ON THE OUTER SURFACE.
 - f. COVERAGE EXCLUDES MENS OR BOYS GARMENTS HAVING EMBROIDERY OR PERMANENTLY AFFIXED APPLIQUE WORK ON THE OUTER SURFACE.
 - g. COVERAGE EXCLUDES WOMENS DRESSES OR FABRIC OF MULTICOLORED YARNS.
 - h. COVERAGE IS LIMITED TO BRASSIERES OF MAN-MADE FIBERS.
7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA EMAIL, THROUGH THE REGIONAL ANTIDUMPING/COUNTERVAILING DUTY COORDINATOR, THE TRADE COMPLIANCE DIVISION, ANTIDUMPING/COUNTERVAILING DUTY BRANCH USING ATTRIBUTE "HQ OAB". THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT THE OFFICE OF COUNTERVAILING COMPLIANCE, IMPORT ADMINISTRATION, DEPARTMENT OF COMMERCE (202) 482-2786.
8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

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Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party