

MESSAGE NO: 9252111 MESSAGE DATE: 09/09/1999
MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-409-046, C-412-046, C-423-046,
C-427-046

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/01/1998 TO 12/31/1998

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

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

RE: AUTOMATIC LIQUIDATION INSTRUCTIONS FOR 1998 EXPORTS OF SUGAR FROM BELGIUM (C-423-046), DENMARK (C-409-046) FRANCE (A-427-046) & UNITED KINGDOM (C-412-046)

MESSAGE NO: 9252111 DATE: 09 09 1999

CATEGORY: CVD TYPE: LIQ

REFERENCE: REFERENCE DATE:

CASES: C - 423 - 046 C - 409 - 046

C - 427 - 046 C - 412 - 046

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PERIOD COVERED: 01 01 1998 TO 12 31 1998

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: AUTOMATIC LIQUIDATION INSTRUCTIONS FOR 1998 EXPORTS OF SUGAR FROM BELGIUM (C-423-046), DENMARK (C-409-046) FRANCE (A-427-046) & UNITED KINGDOM (C-412-046)

1. THE DEPARTMENT OF COMMERCE DID NOT RECEIVE A REQUEST FOR AN ADMINISTRATIVE REVIEW OF THE DESCRIBED COUNTERVAILING DUTY ORDERS FOR THE REVIEW PERIOD JANUARY 1, 1998 THROUGH DECEMBER 31, 1998.
2. THE COUNTERVAILING DUTY ORDERS AND CORRESPONDING MERCHANDISE COVERED BY THESE INSTRUCTIONS IS AS FOLLOWS:

SUGAR FROM THE EUROPEAN COMMUNITY INCLUDING BELGIUM (C-423-046), DENMARK (C-409-046), FRANCE (C-427-046), AND THE UNITED KINGDOM(C-412-046) COVERS SHIPMENTS OF SUGAR FROM THE COUNTRIES SPECIFIED. PRIOR TO 1995, SUCH MERCHANDISE WAS CLASSIFIABLE UNDER HARMONIZED TARIFF SCHEDULE ITEM NUMBERS 1701.11.00, 1701.12.00, 1701.91.20 AND 1701.99.00.

BEGINNING 1995, ITEM NUMBERS 1701.1105, 1701.1110, 1701.1120, 1701.1150, 1701.1205, 1701.1210, 1701.1250, 1701.9105, 1701.9110, 1701.9130, 1701.9905, 1701.9910, 1701.9950, 1702.9005, 1702.9010, 1702.9020, 2106.9042, 2106.9044, AND 2106.9046 APPLY. BLENDS OF SUGAR AND DEXTROSE, A CORN-DERIVED SWEETENER, CONTAINING AT LEAST 65 PERCENT SUGAR, ARE ALSO COVERED BY THIS ORDER.

3. THEREFORE, IN ACCORDANCE WITH SECTION 351.212(C) OF THE COMMERCE REGULATIONS, YOU ARE TO ASSESS COUNTERVAILING DUTIES AT RATES EQUAL TO THE CASH DEPOSIT OF ESTIMATED COUNTERVAILING DUTIES REQUIRED AT THE TIME OF ENTRY SUMMARY ON THE SPECIFIED SUBJECT MERCHANDISE EXPORTED ON OR AFTER JANUARY 1, 1998 AND ON OR BEFORE DECEMBER 31, 1998.

4. THE RATES OF ESTIMATED COUNTERVAILING DUTIES WHICH WERE REQUIRED TO BE DEPOSITED ARE:

PRODUCT	CASE NUMBER	PERIOD	RATE
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SUGAR

BELGIUM

ALL FIRMS	C-423-046	1/1/1998-12/31/1998	10.45 CENTS PER POUND
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SUGAR

DENMARK

ALL FIRMS	C-409-046	1/1/1998-12/31/1998	10.45 CENTS PER POUND
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SUGAR

FRANCE

ALL FIRMS	C-427-046	1/1/1998-12/31/1998	10.45 CENTS
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PER POUND

SUGAR

UNITED KINGDOM

ALL FIRMS C-412-046 1/1/1998-12/31/1998 10.45 CENTS

PER POUND

5. THE SUSPENSION OF LIQUIDATION ORDERED FOR THE MERCHANDISE LISTED ABOVE EXPORTED ON OR AFTER JANUARY 1, 1998 AND ON OR BEFORE DECEMBER 31, 1998 IS LIFTED. THE SUSPENSION OF LIQUIDATION FOR ALL SHIPMENTS OF THE MERCHANDISE LISTED ABOVE EXPORTED AFTER DECEMBER 31, 1998 WILL CONTINUE.

6. THE ASSESSMENT OF COUNTERVAILING DUTIES BY THE CUSTOMS SERVICE ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDER PAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVAILING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED COUNTERVAILING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA EMAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT GAYLE LONGEST OF THE OFFICE OF CVD/AD ENFORCEMENT VI, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, (202) 482-2786.

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

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