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A LAW FIRM SERVING A DIVERSE CLIENTELE IN IMPORT, EXPORT, AND FOREIGN TRADE ZONE LAW.

CHINA SECTION 301 LIST 1 PRODUCT EXCLUSION EXTENSIONS **DECEMBER 20, 2019**

On December 18, the U.S. Trade Representative (USTR) issued a Notice that announced the extension of six (6) China Section 301 List 1 product exclusions granted on December 28, 2018 and set to expire on December 28, 2019. These extended exclusions cover two (2) entire 10-digit HTS provisions and four (4) product-specific descriptions and will expire on December 28, 2020. The exclusions cover certain thermostats, radiation therapy systems, roller machines, handle assemblies, water coolers, and transceivers.

The remaining twenty-five (25) China Section 301 List 1 product exclusions that were granted on December 28, 2018 are set to expire on December 28, 2019 unless further extensions are announced. This group was made up of five (5) entire ten-digit HTS provisions and twenty (20) product-specific descriptions. These product exclusions covered certain salad spinners, winches, elevators, belt conveyors, hydraulic engines and motors, engines for marine propulsion, ball bearings, etc. Clients may still utilize these product exclusions for merchandise entered before the December 28, 2019 expiration date.

On October 28, 2019, the USTR announced a short timeframe, from November 1 to November 30, 2019, for requesting extensions to these China Section 301 List 1 product exclusions. These extension requests required supporting information detailing whether the merchandise is available in the U.S. or third countries, the quantity of merchandise sourced from China or domestic sources, and the economic harm to U.S. companies from the China Section 301 duties. We anticipate a comparable process for the next group of China Section 301 List 1 product exclusions set to expire on March 25, 2020.

Please contact Marshall Miller, Brian Murphy, Sean Murray, or Ryan Thornton with questions or for assistance.

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