



**CHINA SECTION 301 LIST 3 AND 4A PRODUCT EXCLUSIONS  
(CORONAVIRUS-BASED EXCLUSIONS?)  
MARCH 12, 2020**

On March 12, the U.S. Trade Representative (USTR) announced new China Section 301 [List 3](#) and [List 4A](#) product exclusions. The List 3 product exclusions are set forth in five (5) ten-digit HTSUS subheadings covering certain ethylene bags, plastic apparel, rubber gloves, and nonwoven fabric. The List 4A products exclusions are set forth in nineteen (19) new product-specific descriptions covering certain medical products, such as plastic bowls, drapes, cold packs, eye compresses, gel pads, sponges, masks, etc. The scope of these product exclusions corresponds with current concerns over the coronavirus. List 3 product exclusions are retroactive to September 24, 2018 and expire on August 7, 2020. List 4A product exclusions are retroactive to September 1, 2019 and expire on September 1, 2020.

The product exclusions from the China Section 301 duties are available for any importer for any product that falls within the special product descriptions and enumerated ten-digit HTSUS classifications. This is true regardless of whether the importer filed the initial exclusion request. Clients may also benefit by filing Post-Summary Corrections (PSCs) or Protests for those entries now covered by a List 3 or 4A product exclusion to secure refunds plus interest. Unless liquidation extensions are granted, Protests may be required for liquidated entries. It is important to identify affected entries and filing deadlines. The refund process is complicated and should be carefully considered.

Please contact [Marshall Miller](#), [Brian Murphy](#), [Sean Murray](#), or [Ryan Thornton](#) with questions or for assistance.

Clients may contact [Ryan Thornton](#) to obtain an updated version of the comprehensive spreadsheet we have prepared of all product exclusions from China Section 301 duties to date.

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**IMPORTS EXPORTS FOREIGN-TRADE ZONES**

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