



HARMONIZED SYSTEM
COMMITTEE

-
26th Session
-

NC0331E1

O. Eng.

Brussels, 6 November 2000.

REVIEW OF THE CLASSIFICATION OF CERTAIN INN PRODUCTS

(Item VII.23 on Agenda)

Reference documents :

42.193 (SSC/14))	NS0005E1 (SSC/15)
42.825 (SSC/14)	NS0014E2, Annexes A/4 and B/1 (SSC/15 – Report)
42.850, Annexes A/3 and C/1 (SSC/14 – Report)	NC0181E1 (HSC/25)
NC0016E1 (HSC/23)	NC0250E/2, Annexes E and P/1 (HSC/25 –Report)
NC0078E1 (HSC/23)	NC0322E1 (HSC/26)
NC0090E2, Annexes E/1 and M/1 (HSC/23- Report)	

I. BACKGROUND

1. On 11 October 2000, the Secretariat received the following comments from the Canadian Administration reviewing the classification of Midaxifylline (INN List 79) and Corfollitropin alfa (INN List 80).

II. NOTE FROM THE CANADIAN ADMINISTRATION

2. "Our administration's position is that Midaxifylline is classified under HS subheading 2939.50 as a derivative of theophylline. Midaxifylline is a synthetic compound with a hydrogenated pyrimidine ring in the structure. Considering its structure, Midaxifylline would be classified in HS subheading 2933.59; however, Midaxifylline could be derived from theophylline by multiple substitutions. Midaxifylline is quite similar to Apaxifylline (INN list 71) which is listed as HS subheading 2939.50 in the SSC/11 Report, Doc. 40.460, Annex D/1. According to Chapter 29, Note 3, Midaxifylline which could be included under HS heading 29.33 or 29.39 is to be classified under heading 29.39 which occurs last in numerical order. As noted in our facsimile of August 9, 2000, HS subheading 2933.50 does not exist.
3. As well, our administration's position is that Corfollitropin alfa is correctly classified under HS subheading 2934.90 because it is an other heterocyclic compound. This chemical is a hormone analogue which is not a hormone and cannot under current heading wording or Explanatory Notes be classified under HS heading 29.37. Corfollitropin alfa is a polypeptide containing disulphide bonds. It is a heterocyclic compound with nitrogen and sulphur

File No. 2549

heteroatoms. The classification in our earlier paper in which this product was listed as 2934.40 was a typographical error. We regret the inconvenience this may have caused."

II. CONCLUSION

4. The Committee is requested to take the above comments into account when examining this Agenda item.
