



HARMONIZED SYSTEM  
REVIEW SUB-COMMITTEE

-  
28<sup>th</sup> Session  
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NR0436E1  
(+ Annex)

O. Fr.

Brussels, 22 July 2003.

COMPREHENSIVE REVIEW OF THE EXPLANATORY NOTES  
POSSIBLE AMENDMENT OF THE EXPLANATORY NOTES TO CHAPTER 87  
(Item III.C.8 on Agenda)

Reference documents :

39.935 (RSC/13)	NR0332E3, Annex E/17 (RSC/26 - Report)
40.180 (RSC/13 – Report)	NR0362E1 (RSC/27)
40.260 (HSC/17 – Report)	NR0390E1 (RSC/27)
NR0150E1 (RSC/23)	NR0391E1 (RSC/27)
NR0165E2, Annex B/2 (RSC/23 - Report)	NC0655E2, Annex E, para. 79 (HSC/30 - Report)
NR0308E1 (RSC/26)	NR0400E3, Annexes E/8 and F/33 (RSC/27 - Report)

I. BACKGROUND

1. At its 27<sup>th</sup> Session, the Sub-Committee examined possible amendments to the Explanatory Notes to Chapter 87.
2. While there was general recognition that most of the proposed amendments were justified, the Sub-Committee considered that certain outstanding questions should be solved before those amendments were approved. In order to draw attention to questions which remained unresolved, the Sub-Committee decided to place in square brackets any texts requiring further examination. It also decided to examine those texts at its next session, on the basis of additional proposals to be submitted by administrations, to examine the additional technical information presented by administrations and, where appropriate, to make the necessary editorial amendments on the basis of the review of the texts to be carried out by the Secretariat. All the other proposals were approved and will be re-examined, if necessary, when the Sub-Committee studies the specific texts which are still in square brackets.

Note : Shaded parts will be removed when documents are placed on the WCO documentation database available to the public.

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3. The texts which have received general approval, and those placed in square brackets, are reproduced in the Annex to this document.

## II. SECRETARIAT COMMENTS

4. In its letter of 1 July 2003, the **United States** informed the Secretariat that the proposed amendments to the Explanatory Notes to Chapter 87 were acceptable.
5. On the date of preparation of this document, the Secretariat had not received any additional comments or technical information from other administrations. The texts placed in square brackets in the Annex call for the following remarks.

### **Heading 87.01**

#### Fourth paragraph

6. The text of this amendment has been placed in square brackets so that it can be examined in more detail, as it has been pointed out that the current Explanatory Notes do not perhaps make it clear enough that modern tractors may have coachwork, and that they generally offer a certain degree of comfort.
7. In this connection, **Canada** has proposed that the first sentence be amended, in the English version only, to read : "The tractors of this heading may be fitted with coachwork (a body) providing varying amenities and levels of comfort."
8. If the Sub-Committee preferred to maintain the existing wording for the sake of alignment of the texts, the Secretariat would suggest, as proposed by the Delegate of the **EC**, that the adverb "generally" be inserted after "not".

### **Headings 87.04, 87.05 and 87.07**

9. The proposal to insert the word "(trucks)" after "lorries" in the English text has been placed in square brackets pending the receipt of additional information from **Canada**, given that the term "trucks" appears to cover open-topped vehicles, whereas "lorries" is used more frequently to designate those with a closed top.

### **Heading 87.10**

#### Fourth paragraph

10. The proposal that "armoured personnel carriers" ("les véhicules blindés pour le transport des troupes" in French) be inserted in the first sentence has been placed in square brackets, as this addition does not seem entirely necessary and poses a problem of alignment between the two versions.

**Heading 87.14**Item (11)

11. The proposed amendments were approved, but the term "(seat-covers)", which appears to have different interpretations, has been placed in square brackets for more detailed examination during the intersession.

Item (15)

12. The proposal to insert the term "(fenders)" after "Mudguards" has been placed in square brackets for examination during the intersession, as this term is also used in other places in the Nomenclature, but with a different meaning (for example, subheading 4016.94 or the Explanatory Notes to headings 56.09 and 68.02).

**Heading 87.16**Part (A). Fourth paragraph. Item (1)

13. Following a comment by the Delegate of the **EC**, who indicated that the addition of the words "roulottes de tourisme" in the French text is unnecessary, and that in any event this term is not used in **Europe**, this proposal has been placed in square brackets pending the receipt of additional information from **Canada**.

**III. CONCLUSION**

14. The Sub-Committee is invited to examine the draft amendments to the Explanatory Notes which have been placed in square brackets in the Annex to this document, in the light of the Secretariat comments in paragraphs 4 to 13 above.

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