



WORLD CUSTOMS ORGANIZATION
ORGANISATION MONDIALE DES DOUANES

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HARMONIZED SYSTEM
COMMITTEE

NC0651E1

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30th Session

O. Eng.

Brussels, 28 October 2002.

POSSIBLE AMENDMENTS TO THE EXPLANATORY NOTES TO CLARIFY
THE CLASSIFICATION OF CERTAIN ELECTRONIC MEMORY MODULES

(SIMMs AND DIMMs)

(Item VII.14 on Agenda)

Reference documents :

NC0402E1 (HSC/27)
NC0430E2, Annex IJ/4 (HSC/27 - Report)
NC0477E1 (HSC/28)

NC0510E2, Annex G/15 (HSC/28 - Report)
NC0547E1 (HSC/29)
NC0590E2, Annex H/11 (HSC/29 - Report)

I. BACKGROUND

1. At its 28th Session, in November 2001, the Harmonized System Committee decided that SIMM and DIMM electronic memory modules should be classified by application of Note 2 to Section XVI.
2. The Secretariat was asked prepare draft amendments to the Explanatory Notes for the 29th Session of the Committee. Due to a lack of time at the 29th Session, the Committee agreed to postpone the item to the present session.
3. In the meantime, the Secretariat has received a Note from the **US** Administration on this question.

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

File No. 2757

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II. NOTE FROM THE UNITED STATES

"US NOTE ON POSSIBLE AMENDMENTS TO THE EXPLANATORY NOTES TO CLARIFY THE CLASSIFICATION OF CERTAIN ELECTRONIC MEMORY MODULES (SIMMs and DIMMs)

4. At its 30th Session, the Committee will be considering in Doc. NC0547E1 possible amendments to the Explanatory Notes to clarify the classification of certain electronic memory modules (SIMMs and DIMMs). In examining the proposed texts by the Secretariat in the Annex to Doc. NC0547E1, the United States offers the following textual changes so as to more accurately reflect the decisions taken by the Committee at its 28th Session.
- The proposed text for a new ninth example for the third paragraph in the Explanatory Note to heading 84.73 at page 1586 should be modified by adding the following language after the word "modules" in the first line : "(e.g., SIMMs (Single In-line Memory Modules) and DIMMs (Dual In-line Memory Modules))".
 - The new proposed fourth paragraph to the Chapter 85, General Part (A) Explanatory Note on page 1619 should be deleted and the following new text should be used before the colon :

"It should be further noted that certain electronic memory modules which do not consist of discrete components as required by Note 5 (B) (c) to Chapter 85, cannot be regarded as microassemblies or micromodules of heading 85.42. As these modules do not have an individual function, they are therefore to be classified by application of Note 2 to Section XVI, as follows :".
 - Delete the proposed new fourth paragraph to heading 85.42, page 1701, as the proposed text restates the information in the preceding paragraphs on the same page."

III. CONCLUSION

5. The Committee is invited to take account of the US comments when examining this agenda item.
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