

Presidential Documents

Title 3—

Proclamation 8033 of June 30, 2006

The President

To Modify Duty-Free Treatment Under the Generalized System of Preferences

By the President of the United States of America

A Proclamation

1. Pursuant to section 503(c)(2)(A) of the Trade Act of 1974, as amended (the “1974 Act”) (19 U.S.C. 2463(c)(2)(A)), beneficiary developing countries, except those designated as least-developed beneficiary developing countries or beneficiary sub-Saharan African countries as provided in section 503(c)(2)(D) of the 1974 Act (19 U.S.C. 2463(c)(2)(D)), are subject to competitive need limitations on the preferential treatment afforded under the Generalized System of Preferences (GSP) to eligible articles.

2. Section 503(c)(2)(C) of the 1974 Act (19 U.S.C. 2463(c)(2)(C)) provides that a country that is no longer treated as a beneficiary developing country with respect to an eligible article may be redesignated as a beneficiary developing country with respect to such article if imports of such article from such country did not exceed the competitive need limitations in section 503(c)(2)(A) of the 1974 Act during the preceding calendar year.

3. Section 503(c)(2)(F)(i) of the 1974 Act (19 U.S.C. 2463(c)(2)(F)(i)) provides that the President may disregard the competitive need limitation provided in section 503(c)(2)(A)(i)(II) (19 U.S.C. 2463(c)(2)(A)(i)(II)) with respect to any eligible article from any beneficiary developing country if the aggregate appraised value of the imports of such article into the United States during the preceding calendar year does not exceed an amount set forth in section 503(c)(2)(F)(ii) (19 U.S.C. 2463(c)(2)(F)(ii)).

4. Pursuant to section 503(c)(2)(A) of the 1974 Act, I have determined that certain beneficiary developing countries have exported certain eligible articles in quantities exceeding the applicable competitive need limitation in 2005, and I therefore terminate the duty-free treatment for such articles from such beneficiary developing countries.

5. Pursuant to section 503(c)(2)(C) of the 1974 Act, and subject to the considerations set forth in sections 501 and 502 of the 1974 Act, I have determined to redesignate certain countries as beneficiary developing countries with respect to certain eligible articles that previously had been imported in quantities exceeding the competitive need limitations of section 503(c)(2)(A) of the 1974 Act.

6. Pursuant to section 503(c)(2)(F) of the 1974 Act, I have determined that the competitive need limitation provided in section 503(c)(2)(A)(i)(II) of the 1974 Act should be disregarded with respect to certain eligible articles from certain beneficiary developing countries, as set forth in Annex II to this proclamation.

7. In Proclamation 7758 of March 1, 2004, I determined that Barbados had become a “high income” country, and terminated the designation of Barbados as a beneficiary developing country for purposes of the GSP, effective January 1, 2006. I have determined that an additional change should be made to general note 4(d) of the Harmonized Tariff Schedule of the United States (HTS) to reflect that determination.

8. Section 604 of the 1974 Act, as amended (19 U.S.C. 2483), authorizes the President to embody in the HTS the substance of the relevant provisions

of that Act, and of other Acts affecting import treatment, and actions thereunder, including the removal, modification, continuance, or imposition of any rate of duty or other import restriction.

NOW, THEREFORE, I, GEORGE W. BUSH, President of the United States of America, acting under the authority vested in me by the Constitution and the laws of the United States, including title V and section 604 of the 1974 Act, do hereby proclaim:

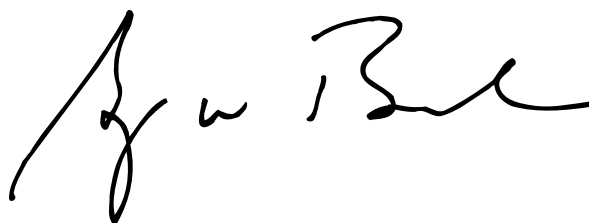
(1) In order to provide that one or more countries that have not been treated as beneficiary developing countries with respect to one or more eligible articles should be redesignated as beneficiary developing countries with respect to such article or articles for purposes of the GSP, and, in order to provide that one or more countries should no longer be treated as beneficiary developing countries with respect to one or more eligible articles for purposes of the GSP, general note 4(d) to the HTS is modified as provided in section A of Annex I to this proclamation.

(2) In order to designate certain articles as eligible articles for purposes of the GSP when imported from any beneficiary developing country, the Rates of Duty 1-Special subcolumn for such HTS subheadings is modified as provided in section B(1) of Annex I to this proclamation.

(3) In order to provide that one or more countries should not be treated as beneficiary developing countries with respect to certain eligible articles for purposes of the GSP, the Rates of Duty 1-Special subcolumn for such HTS subheadings is modified as provided for in section B(2) of Annex I to this proclamation.

(4) Any provisions of previous proclamations and Executive Orders that are inconsistent with the actions taken in this proclamation are superseded to the extent of such inconsistency.

IN WITNESS WHEREOF, I have hereunto set my hand this thirtieth day of June, in the year of our Lord two thousand six, and of the Independence of the United States of America the two hundred and thirtieth.

A handwritten signature in black ink, appearing to read "G. W. Bush", is written in a cursive style.

Annex I
Modifications to the Harmonized Tariff
Schedule of the United States (HTS)

Section A. Effective with respect to articles entered, or withdrawn from warehouse for consumption, on or after July 1, 2006, general note 4(d) to the HTS is modified by:

(i). deleting the following subheadings and the countries set out opposite such subheading:

2207.10.30	Barbados
2804.29.00	Ukraine

(ii). adding, in numerical sequence, the following subheadings and countries set out opposite them:

0306.24.20	Venezuela	3201.90.50	Peru
0713.90.80	India	3923.21.00	Thailand
0904.20.20	Peru	6406.10.85	Dominican Republic
0904.20.76	India	7010.90.30	Panama
1102.90.30	Thailand	7307.21.10	India
1703.90.30	India	7413.00.90	Turkey
1806.90.05	Colombia	7606.12.30	Russia
2008.99.35	Thailand	7615.19.30	Thailand
2305.00.00	Argentina	8402.12.00	Indonesia
2515.12.20	Turkey	8402.20.00	Romania
2843.90.00	Russia	8503.00.95	Brazil
2930.90.44	India	8536.20.00	Dominican Republic
2933.39.21	Brazil	9613.80.40	Brazil

(iii). adding, in alphabetical order, the countries set out opposite the following subheadings:

1701.12.05	Bosnia	1806.10.65	Colombia
1702.90.10	Brazil	2202.90.36	Panama
1702.90.35	Brazil	2805.40.00	Peru

Section B. Effective with respect to articles entered, or withdrawn from warehouse for consumption, on or after July 1, 2006, each enumerated article's preferential tariff treatment under the Generalized System of Preferences (GSP) in the HTS is modified as provided in this section.

(1). For the following subheadings, the Rates of Duty 1-Special subcolumn is modified by deleting the symbol "A*" and inserting an "A" in lieu thereof:

2207.10.30
2804.29.00

(2). For the following subheadings, the Rates of Duty 1-Special subcolumn is modified by deleting the symbol "A" and inserting an "A*" in lieu thereof:

0306.24.20	0904.20.20	1102.90.30
0713.90.80	0904.20.76	1703.90.30
1806.90.05	3201.90.50	7615.19.30
2008.99.35	3923.21.00	8402.12.00
2305.00.00	6406.10.85	8402.20.00
2515.12.20	7010.90.30	8503.00.95
2843.90.00	7307.21.10	8536.20.00
2930.90.44	7413.00.90	9613.80.40
2933.39.21	7606.12.30	

Annex II

HTS subheadings and countries for which the competitive need limitation provided in section 503(c)(2)(A)(i)(II) is disregarded:

0202.30.02	Uruguay	2921.42.15	India
0302.69.10	Indonesia	2921.42.21	India
0410.00.00	Indonesia	2921.42.55	India
0711.20.18	Turkey	2934.20.35	India
0711.30.00	Turkey	2935.00.06	India
0711.40.00	India	3301.24.00	India
0712.90.70	Egypt	3703.10.30	Brazil
0713.90.60	India	3808.40.10	Argentina
0802.50.20	Turkey	4012.12.40	Turkey
0804.10.60	Pakistan	4101.20.40	Serbia and Montenegro
0810.60.00	Thailand	4101.90.35	Uruguay
0813.40.10	Thailand	4104.11.50	Argentina
0813.40.80	Thailand	4106.21.90	India
1102.30.00	Thailand	4107.11.40	India
1401.90.40	Argentina	4107.11.60	Brazil
1602.50.09	Argentina	4107.12.40	India
1806.10.43	Venezuela	4107.19.40	Pakistan
1901.20.45	Argentina	4107.91.40	India
2001.90.45	India	4202.92.04	Philippines
2006.00.70	Thailand	5007.10.30	India
2008.30.10	Brazil	5102.19.60	Argentina
2008.99.50	Thailand	5208.31.20	India
2009.39.20	Brazil	5208.41.20	India
2306.50.00	Thailand	5208.42.10	India
2516.22.00	India	5209.31.30	India
2804.29.00	Russia	5209.41.30	India
2830.30.00	Russia	6302.99.10	India
2831.90.00	India	6304.99.25	India
2834.29.05	India	7113.20.21	India
2840.11.00	Turkey	7202.99.20	Argentina
2840.19.00	Turkey	7403.22.00	Kazakhstan
2841.50.10	Kazakhstan	8112.12.00	Kazakhstan
2850.00.20	Russia	8112.59.00	Russia
2903.19.10	India	8506.30.50	Indonesia
2909.50.40	Indonesia	8528.12.44	Thailand
2912.49.10	India	8528.12.80	India
2913.00.50	India	8528.30.50	India
2915.35.00	Brazil	9016.00.40	Thailand
2917.14.10	Brazil	9027.40.00	Philippines
2918.21.50	Brazil	9507.20.40	Philippines
2921.22.05	Brazil	9614.20.60	Turkey