

# Customs Clearance

# News

July

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## Customs Consulting of Xinhai Newsletter in July

Producer: Xinhai Customs Service Team



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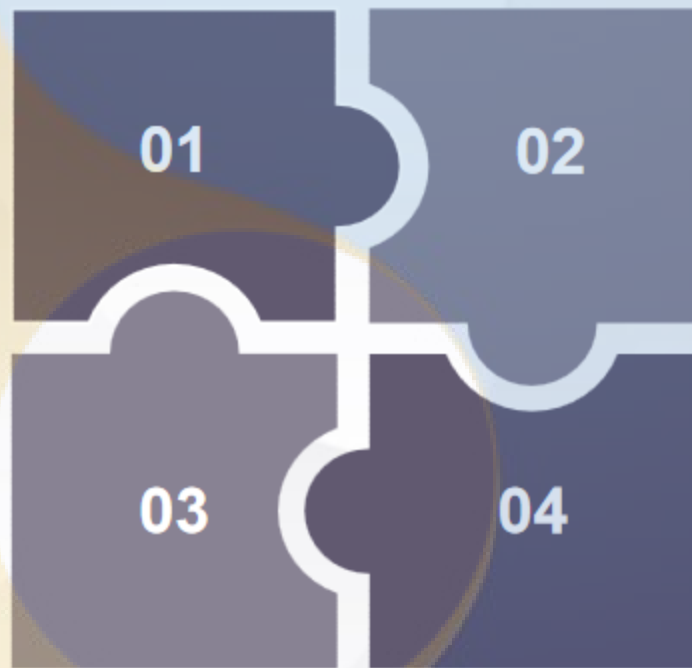
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- **34 billion tariffs exclude products**

On July 6, local time, the Office of the US Trade Representative announced that for the products on the 34 billion tariff exclusion list, the validity period of this batch was originally scheduled to expire on July 9, 2020. The notice decided to extend the validity of the exclusion from July 9, 2020 to December 31, 2020.

- **Commodities involving extended exclusion period**

There are 110 items in the list of excluded products in the 6th batch with the original tariff of 34 billion yuan, and 12 items have been extended in this period. See the next page for details.



- **Commodities without extended exclusion period**

98 commodities' exclusion period has not been extended this time. From July 9, 2020, some tariffs will not be exempted. It is suggested that enterprises exporting to US should re-estimate the trade cost.

- **Announcement website**

[https://ustr.gov/sites/default/files/enforcement/301Investigations/Notice\\_of\\_Extensions\\_for\\_Exclusions\\_July\\_2020.pdf](https://ustr.gov/sites/default/files/enforcement/301Investigations/Notice_of_Extensions_for_Exclusions_July_2020.pdf)

Commodity Code (U.S.)	Tax Item Provisions	Chinese Commodity Code
8412.39.0080	Direct acting and spring return pneumatic actuators, each rated at a maximum pressure of 10 bar and valued over \$68 but not over \$72 per unit	
8413.91.9085 8413.91.9096	Pump casings and bodies、 Pump covers、 Pump parts, of plastics, each valued not over \$3	
8414.30.8030	Compressors, other than screw type, used in air conditioning equipment in motor vehicles, each valued over \$88 but not over \$92 per unit	
8514.90.8000	Structural components for industrial furnaces	
8532.22.0085	Aluminum electrolytic capacitors, each valued not over \$3.20	
8536.50.9025	Rotary switches, rated at over 5 A, measuring not more than 5.5 cm by 5.0 cm by 3.4 cm, each with 2 to 8 spade terminals and an actuator shaft with D-shaped cross section; Rotary switches, single pole, single throw (SPST), rated at over 5 A, each measuring not more than 14.6 cm by 8.9 cm by 14.1 cm	

(Continued from the above table)

Commodity Code (U.S.)	Tax Item Provisions	Chinese Commodity Code
8543.30.9080	Zinc anodes for use with machines and apparatus for electroplating, electrolysis or electrophoresis	
9015.80.8080	Weather station sets, each consisting of a monitoring display and outdoor weather sensors, having a transmission range of not over 140 m and valued not over \$50 per set	
9022.90.6000	Multi-leaf collimators of radiotherapy systems based on the use of X-ray	

The above 12 items are goods whose validity period is extended to December 31, 2020 by the US increased tariffs; The above products are not subject to the US additional regulation 9903.88.01.

## 61 new items have been added to the 300 billion list, excluding tariffs

- Products excluded from the list A of tariffs for 300 billion US dollars
- 61 new excluded products, that is, the products listed in this exclusion list, will be exempted from 7.5% tariff within one year from the date of implementation.
- Expiry period of exclusion: those imported between September 1, 2019 and September 1, 2020 may apply to the US for exemption from additional tariffs or enjoy exemption from additional tariffs.
- Exclusion effect: No matter whether the US importer has submitted an exclusion plan request or not, any enterprise that meets the description of excluded goods can enjoy exemption from additional tariffs.
- The query URLs: [https://ustr.gov/sites/default/files/enforcement/301\\_investigations/%24300 \\_ billion \\_ exclusions \\_ granted \\_ July.pdf](https://ustr.gov/sites/default/files/enforcement/301_investigations/%24300_%20billion_%20exclusions_%20granted_%20July.pdf).





## Cosmetics Definition

- Cosmetics refer to daily chemical industrial products which are applied to the skin, hair, nails, lips and other human surfaces by rubbing, spraying or other similar methods for the purpose of cleaning, protecting, beautifying and modifying.



## Supervision Mode

- Special cosmetics refer to cosmetics used for dyeing hair, perming, freckle and whitening, sun protection and hair loss prevention, and cosmetics claiming new functions. Cosmetics other than special cosmetics are ordinary cosmetics.
- The state implements registration management for special cosmetics and record management for ordinary cosmetics.



## Regulatory Measures

- The pharmaceutical supervisory and administrative department of the people's government at or above the provincial level shall organize sampling inspection of cosmetics, and the department in charge of pharmaceutical supervisory and administrative departments may conduct special sampling inspection and publish the inspection results in time.



## Regulatory Requirements

- Customs inspects imported cosmetics in accordance with the provisions of the Import and Export Commodity Inspection Law of the People's Republic of China; Those who fail to pass the inspection shall not be imported.
- The General Administration of Customs may suspend the import of imported cosmetics that cause harm to human body or have evidence to prove that they may endanger human health.

Importer	Subject responsibility	Intensity of punishment
Cosmetic Registrants and Filers	Cosmetic registrants and filers are responsible for the claims of quality, safety and efficacy of cosmetics. Relevant enterprises shall set up quality and safety leaders to undertake corresponding product quality and safety management and product release duties. The person in charge of quality and safety shall have more than 5 years experience in cosmetics production or quality and safety management.	<ul style="list-style-type: none"> <li>Confiscating fine of more than 15 times and less than 30 times the value: providing false information or applying for administrative license of cosmetics by other fraudulent means, the value of cosmetics that have been produced and imported is more than 10,000 yuan.</li> <li>No access: it will be ordered to stop production or business, cancel the filing or revoke the license, and will not handle the filing or accept their cosmetics administrative license application within 10 years. The relevant responsible personnel will be fined and banned from engaging in cosmetics production and business activities for life.</li> <li>Investigating criminal responsibility: engaging in cosmetics production activities without permission, forging or altering licenses, making false publicity on cosmetics, and issuing false inspection reports by inspection agencies.</li> </ul>
Cosmetic Producers and Operators	Cosmetic producers and operators shall engage in production and business activities in accordance with laws, regulations, mandatory national standards and technical specifications, strengthen management, be honest and self-disciplined, and ensure the quality and safety of cosmetics.	
E-commerce Platform Operator	E-commerce platform operators should register the real names of cosmetics operators in the platform and assume the management responsibilities of cosmetics operators in the platform. Cosmetic operators in the platform should disclose the information of cosmetics in a comprehensive, true, accurate and timely.	



- Toothpaste does not belong to the definition of cosmetics
- Toothpaste is not wiped or smeared on the surface of human body, so it is not regarded as cosmetics. General cleaning toothpastes and toothpastes claiming to be effective in preventing caries, inhibiting dental plaque, resisting dentin hypersensitivity, relieving gum problems, etc. shall be put on record management according to general cosmetics.

- Toothpaste shall be managed with reference to the regulations on ordinary cosmetics, and the specific management measures shall be separately formulated by the national drug supervision and administration department, and shall be reviewed and released by the national market supervision and administration department.



- The specific management measures and supporting rules of toothpaste are being drafted by the national drug supervision and administration department, and the toothpaste products, toothpaste raw materials and toothpaste efficacy claims will be specified in the management measures and supporting rules. The new edition of cosmetics supervision and management regulations will be implemented from January 1, 2021, and it is necessary to keep an eye on the detailed rules for the next six months.

Category	Announcement No.	Comments
Animal and Plant Products Access	Announcement No.81 of 2020 of the General Administration of Customs	Announcement on suspension of registration of three Ecuadorian production enterprises in China. From July 10, 2020, Ecuador's industrial Pesquera Santa Priscilla S.A. (Registration No.24887), Empacreci S.A (Registration No.681) and Empapadora del Pacifico Sociedad Anonima Edpacif S.A. (Registration No.654) will be suspended from exporting to China. Importers must recall all frozen shrimps produced by these three enterprises after March 12th.
	Announcement No.86 of 2020 of the General Administration of Customs	Announcement on quarantine requirements of imported fresh mango plants from Cambodia. Since July 16, 2020, fresh Mango, with the scientific name <i>Mangifera indica</i> and English name Mango, produced in mango producing areas of Cambodia is allowed to be exported to China. Export orchards, packaging factories, quarantine treatment of products and plant quarantine certificates shall comply with the provisions of Quarantine Requirements for Imported Fresh Mango Plants in Cambodia.
	Announcement No.85 of the Ministry of Agriculture and Rural Affairs of the General Administration of Customs in 2020	Announcement on preventing Portuguese itch from being introduced into china. From July 10th, 2020, it is forbidden to import sheep and related products directly or indirectly from Portugal (products derived from unprocessed sheep or processed sheep that may still spread epidemic diseases). Once discovered, it will be returned or destroyed.
	Announcement No.83 of the Ministry of Agriculture and Rural Affairs of the General Administration of Customs in 2020	Announcement on preventing foot-and-mouth disease in Rwanda from being introduced into China. From July 3, 2020, it is forbidden to import cloven-hoofed animals and their related products directly or indirectly from Rwanda (products derived from cloven-hoofed animals that are unprocessed or processed but may still spread epidemics). Once found, it will be returned or destroyed.

Category	Announcement No.	Comments
Animal and Plant Products Access	Announcement No.82 of the Ministry of Agriculture and Rural Affairs of the General Administration of Customs in 2020	Announcement on preventing sheep pox and goat pox from being introduced into china in Israel. From July 6th, 2020, it is forbidden to import sheep, goats and related products directly or indirectly from Israel (products from sheep or goats that are unprocessed or processed but may still spread epidemic diseases). Once discovered, it will be returned or destroyed.
Customs Clearance	No.423 [2020] of the Comprehensive Department of the State Food and Drug Administration	Reply on the identification of raw materials in the newly revised Drug Administration Law and the application of relevant laws. It is clear that API is still under drug management and should comply with the provisions of Drug Administration Law. Further clarify the situations of "treating according to fake drugs" and "treating according to inferior drugs" in the management law.
License Approval	Announcement No.311 of the Ministry of Agriculture and Rural Affairs of the People's Republic of China	Approved 26 kinds of feed and feed additive products produced by 22 companies overseas to register or renew their registration in China, and issued import registration certificates. Approved the change registration of three products and renewed the import registration certificate. According to the relevant requirements of the Ministry of Agriculture and Rural Affairs Circular [2020] No.1, the validity period of 28 renewed products was extended to March 2021.
Certification Supervision	Announcement No.17 of 2020 of the National Certification and Accreditation Administration	Announcement on further clarifying the implementation requirements of compulsory certification of electrical and electronic products used in explosive environment. This announcement clarifies the certification scope and certification rules of explosion-proof electrical products. And require the certification body to cancel the issued certificate that does not meet the requirements of this announcement as soon as possible.

## Shanghai municipal leadership came to Oujian Group to investigate the epidemic prevention work of imported cold chain food

- On the morning of July 15th, Shang Yuying, deputy secretary-general of Shanghai Municipal Government, Xu Jin, deputy director of Shanghai Municipal Market Supervision Bureau, Zhang Yihong, director of Waigaoqiao Office of Shanghai Municipal Commission of Commerce and second-level inspector, and Chen Xin, director of Disease Control Department of Shanghai Municipal Health and Health Commission, led a delegation to Shanghai Hub International Trade Co., Ltd., a foreign trade division of Oujian Group, to investigate the epidemic prevention work of imported cold chain food, and listened to the introduction of imported cold chain food by Hub for investigation.
- After listening to the relevant reports, the Shanghai municipal leadership fully affirmed the import epidemic prevention work of Oujian Group during the epidemic period. Shang Yuying, deputy secretary-general of Shanghai Municipal Government, stressed that the most important thing at present is safety first. In order to avoid risks, the policies at the national level will not be relaxed, but will be tightened, and the import trend of frozen products will gradually decrease. Since the General Administration of Customs has increased the workload due to the increase of unpacking, the first priority is source reduction. At the same time, it also said that in view of the CIIE, the relevant offices in Shanghai will thoroughly discuss the implementation and solve related problems, and give full support and help in the cold chain imported food epidemic prevention.



Ge Jizhong, Chairman of Oujian Group, delivered a speech.

Ge Jizhong, Chairman of Oujian Group, Wu Yanfen, Vice Chairman of Oujian Group, Zhou Xin, General Manager of Xinhai, and Sun Jiangchun, General Manager of Hub International Trade Co., Ltd., accompanied them to attend the conference.

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