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Part IV

The President

Proclamation 8033—To Modify Duty-Free Treatment Under the Generalized System of Preferences

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Presidential Documents

Title 3—

The President

Proclamation 8033 of June 30, 2006

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:

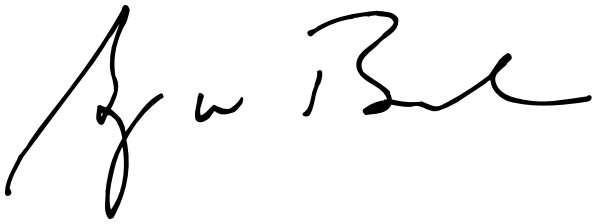
(1) In order to provide that one or more countries that have not been treated as beneficiary developing countries with respect to one or more eligible articles should be redesignated as beneficiary developing countries with respect to such article or articles for purposes of the GSP, and, in order to 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.



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

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