

(R.S. § 3094.)

REFERENCES IN TEXT

Title 34 of the Revised Statutes, referred to in text, was in the original "this Title", meaning title 34 of the Revised Statutes, consisting of R.S. §§2517 to 3129. For complete classification of R.S. §§2517 to 3129 to the Code, see Tables.

CODIFICATION

R.S. § 3094 derived from act Mar. 2, 1799, ch. 22, §110, 1 Stat. 703.

§§ 575, 576. Repealed. June 17, 1930, ch. 497, title IV, § 651(a)(1), 46 Stat. 762, eff. June 18, 1930

Sections, act Sept. 21, 1922, ch. 356, title IV, §§ 645, 647, 42 Stat. 990, related to effect of partial invalidity and citation of chapter.

Provisions of Tariff Act of 1930 corresponding to section 575, see section 1652 of this title.

§ 577. Repealed. Oct. 31, 1951, ch. 655, § 56(d), 65 Stat. 729

Section, act Mar. 8, 1902, ch. 140, §8, 32 Stat. 55, made, "except as otherwise provided by law", the provisions of subtitle IV of this chapter applicable to all articles coming into the United States from the "Philippine Archipelago". Prior to this repeal, it had been omitted in view of the independence of the Philippines.

SAVINGS PROVISION

Act Oct. 31, 1951, ch. 655, §56(l), 65 Stat. 730, provided that the repeal of this section shall not affect any rights or liabilities existing hereunder on the effective date of such repeal [Oct. 31, 1951].

§ 578. Repealed. June 17, 1930, ch. 497, title IV, § 651(a)(1), 46 Stat. 762, eff. June 18, 1930

Section, act May 29, 1928, ch. 852, §708, 45 Stat. 881, related to definition of motor boat.

§ 579. Repealed. Aug. 2, 1956, ch. 887, § 4(a)(32), 70 Stat. 948

Section, R.S. §960, provided that in a suit on bond for the recovery of duties the court should grant judgment unless defendant made an oath that an error was committed in the liquidation of the duties demanded. See section 1514 of this title.

§ 580. Interest in suits on bonds for recovery of duties

Upon all bonds, on which suits are brought for the recovery of duties, interest shall be allowed, at the rate of 6 per centum a year, from the time when said bonds became due.

(R.S. § 963.)

CODIFICATION

R.S. § 963 derived from act Mar. 2, 1799, ch. 22, § 65, 1 Stat. 676.

Section was formerly classified to section 787 of Title 28 prior to the general revision and enactment of Title 28, Judiciary and Judicial Procedure, by act June 25, 1948, ch. 646, §1, 62 Stat. 869.

CHAPTER 4—TARIFF ACT OF 1930

SUBTITLE I—HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES

Sec. 1202. Harmonized Tariff Schedule.

SUBTITLE II—SPECIAL PROVISIONS

PART I—MISCELLANEOUS

1301 to 1303. Repealed or Omitted.

Sec. 1304. Marking of imported articles and containers.
 1304a. Technical assistance to U.S. Customs and Border Protection.
 1305. Immoral articles; importation prohibited.
 1306. Repealed.
 1307. Convict-made goods; importation prohibited.
 1308. Prohibition on importation of dog and cat fur products.
 1309. Supplies for certain vessels and aircraft.
 1310. Free importation of merchandise recovered from sunken and abandoned vessels.
 1311. Bonded manufacturing warehouses.
 1312. Bonded smelting and refining warehouses.
 1313. Drawback and refunds.
 1313a. Appropriations for refunds, drawbacks, bounties, etc.
 1314. Repealed.
 1315. Effective date of rates of duty.
 1316. Omitted.
 1317. Tobacco products; supplies for certain vessels and aircraft.
 1318. Emergencies.
 1319. Duty on coffee imported into Puerto Rico.
 1319a. Duty on coffee; ratification of duties imposed by Legislature of Puerto Rico.
 1320. Repealed.
 1321. Administrative exemptions.
 1322. International traffic and rescue work; United States-Mexico Boundary Treaty of 1970.
 1323. Conservation of fishery resources.

PART II—UNITED STATES INTERNATIONAL TRADE COMMISSION

1330. Organization of Commission.
 1331. General powers.
 1332. Investigations.
 1332a. Importation of red cedar shingles.
 1333. Testimony and production of papers.
 1334. Cooperation with other agencies.
 1335. Rules and regulations.
 1336. Equalization of costs of production.
 1337. Unfair practices in import trade.
 1337a. Repealed.
 1338. Discrimination by foreign countries.
 1339. Trade Remedy Assistance Office.
 1340. Omitted.
 1341. Interference with functions of Commission.

PART III—PROMOTION OF FOREIGN TRADE

1351. Foreign trade agreements.
 1352. Equalization of costs of production.
 1352a. Repealed.
 1353. Indebtedness of foreign countries, effect on.
 1354. Notice of intention to negotiate agreement; opportunity to be heard; President to seek information and advice.
 1355 to 1356j. Repealed or Omitted.
 1356k. Importation of coffee under International Coffee Agreement, 1983; Presidential powers and duties.
 1356l. "Coffee" defined.
 1356m to 1359. Repealed.
 1360. Investigation before trade negotiations.
 1361. Action by President; reports to Congress.
 1362 to 1365. Repealed.
 1366. General Agreement on Tariff and Trade unaffected.
 1367. Repealed.

SUBTITLE III—ADMINISTRATIVE PROVISIONS

PART I—DEFINITIONS AND NATIONAL CUSTOMS AUTOMATION PROGRAM

SUBPART A—DEFINITIONS

1401. Miscellaneous.
 1401a. Value.
 1402. Repealed.

SUBPART B—NATIONAL CUSTOMS AUTOMATION PROGRAM

1411. National Customs Automation Program.

Sec.		Sec.	
1412.	Program goals.	1495.	Partnership bond.
1413.	Implementation and evaluation of Program.	1496.	Examination of baggage.
1414.	Remote location filing.	1496a.	Clearance restrictions of individuals returning from abroad; special circumstances; "baggage and effects" defined.
1415.	Mandatory advance electronic information for cargo and other improved customs reporting procedures.	1497.	Penalties for failure to declare.
PART II—REPORT, ENTRY, AND UNLOADING OF VESSELS AND VEHICLES		1498.	Entry under regulations.
1431.	Manifests.	1499.	Examination of merchandise.
1431a.	Documentation of waterborne cargo.	1500.	Appraisalment, classification, and liquidation procedure.
1432, 1432a.	Repealed.	1501.	Voluntary reliquidations by U.S. Customs and Border Protection.
1433.	Report of arrival of vessels, vehicles, and aircraft.	1502.	Regulations for appraisalment and classification.
1434.	Entry; vessels.	1503.	Dutiable value.
1435 to 1435b.	Repealed or Transferred.	1503a.	Repealed.
1436.	Penalties for violations of arrival, reporting, entry, and clearance requirements.	1504.	Limitation on liquidation.
1436a.	Report on violations of arrival, reporting, entry, and clearance requirements and falsity or lack of manifest.	1505.	Payment of duties and fees.
1437.	Repealed.	1506.	Allowance for abandonment and damage.
1438.	Unlawful return of foreign vessel's papers.	1507.	Tare and draft.
1439, 1440.	Repealed.	1508.	Recordkeeping.
1441.	Exceptions to vessel entry and clearance requirements.	1509.	Examination of books and witnesses.
1442.	Residue cargo.	1510.	Judicial enforcement.
1443 to 1445.	Repealed.	1511.	Repealed.
1446.	Supplies and stores retained on board.	1512.	Deposit of duty receipts.
1447.	Place of entry and unloading.	1513.	Customs officer's immunity.
1448.	Unloading.	1514.	Protest against decisions of Customs Service.
1449.	Unloading at port of entry.	1515.	Review of protests.
1450.	Unloading on Sundays, holidays, or during overtime hours.	1516.	Petitions by domestic interested parties.
1451.	Extra compensation.	1516a.	Judicial review in countervailing duty and antidumping duty proceedings.
1451a.	Repealed.	1517.	Procedures for investigating claims of evasion of antidumping and countervailing duty orders.
1452.	Lading on Sundays, holidays, or at night.	1518, 1519.	Repealed.
1453.	Lading and unloading of merchandise or baggage; penalties.	1520.	Refunds and errors.
1454.	Unloading of passengers; penalty.	1521, 1522.	Repealed or Omitted.
1455.	Boarding and discharging inspectors.	1523.	Examination of accounts.
1456.	Compensation and expenses of inspectors between ports; reimbursement.	1524.	Deposit of reimbursable charges.
1457.	Time for unloading.	1525.	Repealed.
1458.	Bulk cargo, time for unloading.	1526.	Merchandise bearing American trade-mark.
1459.	Reporting requirements for individuals.	1527.	Importation of wild mammals and birds in violation of foreign law.
1460.	Repealed.	1528.	Taxes not to be construed as duties.
1461.	Inspection of merchandise and baggage.	1529.	Collection of fees on behalf of other agencies.
1462.	Forfeiture.	PART IV—TRANSPORTATION IN BOND AND WAREHOUSING OF MERCHANDISE	
1463.	Sealed vessels and vehicles.	1551.	Bonding of carriers.
1464.	Penalties in connection with sealed vessels and vehicles.	1551a.	Bonded cartmen or lightermen.
1465.	Repealed.	1552.	Entry for immediate transportation.
1466.	Equipment and repairs of vessels.	1553.	Entry for transportation and exportation; lottery material from Canada.
1467.	Special inspection, examination, and search.	1553-1.	Report on in-bond cargo.
PART III—ASCERTAINMENT, COLLECTION, AND RECOVERY OF DUTIES		1553a.	Recordkeeping for merchandise transported by pipeline.
1481.	Invoice; contents.	1554.	Transportation through contiguous countries.
1482, 1483.	Repealed.	1555.	Bonded warehouses.
1484.	Entry of merchandise.	1556.	Bonded warehouses; regulations for establishing.
1484a.	Articles returned from space not to be construed as importation.	1557.	Entry for warehouse.
1484b.	Deferral of duty on large yachts imported for sale at United States boat shows.	1558.	No remission or refund after release of merchandise.
1485.	Declaration.	1559.	Warehouse goods deemed abandoned after 5 years.
1486.	Administration of oaths; verification of documents.	1560.	Leasing of warehouses.
1487.	Value in entry; amendment.	1561.	Public stores.
1488, 1489.	Repealed.	1562.	Manipulation in warehouse.
1490.	General orders.	1563.	Allowance for loss; abandonment of warehouse goods.
1491.	Unclaimed merchandise; disposition of forfeited distilled spirits, wines and malt liquor.	1564.	Liens.
1492.	Destruction of abandoned or forfeited merchandise.	1565.	Cartage.
1493.	Proceeds of sale.	PART V—ENFORCEMENT PROVISIONS	
1494.	Expense of weighing and measuring.	1581.	Boarding vessels.
		1582.	Search of persons and baggage; regulations.
		1583.	Examination of outbound mail.
		1583a.	Development of technology to detect illicit narcotics.

- Sec.
 1677b-1. Currency conversion.
 1677c. Hearings.
 1677d. Countervailable subsidy practices discovered during a proceeding.
 1677e. Determinations on basis of facts available.
 1677f. Access to information.
 1677f-1. Sampling and averaging; determination of weighted average dumping margin and countervailable subsidy rate.
 1677g. Interest on certain overpayments and underpayments.
 1677h. Drawback treatment.
 1677i. Downstream product monitoring.
 1677j. Prevention of circumvention of antidumping and countervailing duty orders.
 1677k. Third-country dumping.
 1677l. Repealed.
 1677m. Conduct of investigations and administrative reviews.
 1677n. Antidumping petitions by third countries.

SUBTITLE V—REQUIREMENTS APPLICABLE TO IMPORTS OF CERTAIN CIGARETTES AND SMOKELESS TOBACCO PRODUCTS

1681. Definitions.
 1681a. Requirements for entry of certain cigarettes and smokeless tobacco products.
 1681b. Enforcement.

SUBTITLE VI—SOFTWOOD LUMBER

1683. Definitions.
 1683a. Establishment of softwood lumber importer declaration program.
 1683b. Scope of softwood lumber importer declaration program.
 1683c. Export charge determination and publication.
 1683d. Reconciliation.
 1683e. Verification.
 1683f. Penalties.
 1683g. Reports.

SUBTITLE I—HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES

CODIFICATION

Titles I and II of act June 17, 1930, ch. 497, 46 Stat. 590, 672, which comprised the dutiable and free lists for articles imported into the United States, were formerly classified to sections 1001 and 1201 of this title, and were stricken by Pub. L. 87-456, title I, §101(a), May 24, 1962, 76 Stat. 72. The Revised Tariff Schedules, which were classified to section 1202 of this title, were stricken by Pub. L. 100-418, title I, §1204(a), Aug. 23, 1988, 102 Stat. 1148, and were replaced by the Harmonized Tariff Schedule of the United States. See Publication of Harmonized Tariff Schedule note set out under section 1202 of this title.

CHANGE OF NAME

United States Tariff Commission renamed United States International Trade Commission by Pub. L. 93-618, title I, §171, Jan. 3, 1975, 88 Stat. 2009, which is classified to section 2231 of this title.

ENACTMENT OF HARMONIZED TARIFF SCHEDULE

Pub. L. 100-418, title I, §1204(a), Aug. 23, 1988, 102 Stat. 1148, provided that: "The Tariff Act of 1930 [this chapter] is amended by striking out title I and inserting a new title I entitled 'Title I—Harmonized Tariff Schedule of the United States' (hereinafter in this subtitle [subtitle B, §§1201 to 1217, of title I, see Tables for classification] referred to as the 'Harmonized Tariff Schedule') which—

- "(1) consists of—
 "(A) the General Notes;
 "(B) the General Rules of Interpretation;
 "(C) the Additional U.S. Rules of Interpretation;
 "(D) sections I to XXII, inclusive (encompassing chapters 1 to 99, and including all section and chap-

ter notes, article provisions, and tariff and other treatment accorded thereto); and

"(E) the Chemical Appendix to the Harmonized Tariff Schedule;

all conforming to the nomenclature of the Convention and as set forth in Publication No. 2030 of the Commission entitled 'Harmonized Tariff Schedule of the United States Annotated for Statistical Reporting Purposes' and Supplement No. 1 thereto; but

"(2) does not include the statistical annotations, notes, annexes, suffixes, check digits, units of quantity, and other matters formulated under [former] section 484(e) of the Tariff Act of 1930 (19 U.S.C. 1484(e) [now see 19 U.S.C. 1484(f)]), nor the table of contents, footnotes, index, and other matters inserted for ease of reference, that are included in such Publication No. 2030 or Supplement No. 1. thereto."

[For effective date of Harmonized Tariff Schedule as Jan. 1, 1989, see section 1217(b) of Pub. L. 100-418, set out as an Effective Date note under section 3001 of this title.]

TARIFF CLASSIFICATION ACT OF 1962; ADOPTION OF REVISED TARIFF SCHEDULES; ADMINISTRATIVE AND SAVING PROVISIONS

Titles I and II of Pub. L. 87-456, May 24, 1962, 76 Stat. 72-75, as amended by Pub. L. 87-794, title II, §257(g), Oct. 11, 1962, 76 Stat. 882; Pub. L. 100-418, title I, §1213(b), Aug. 23, 1988, 102 Stat. 1155, provided for adoption of Revised Tariff Schedules of the United States and administrative and saving provisions.

§ 1202. Harmonized Tariff Schedule

PUBLICATION OF HARMONIZED TARIFF SCHEDULE

The Harmonized Tariff Schedule of the United States is not published in the Code. A current version of the Harmonized Tariff Schedule is maintained and published periodically by the United States International Trade Commission and is available at their website and for sale by the Superintendent of Documents, U.S. Government Publishing Office, Washington, D.C. 20402.

REFERENCE TO TARIFF SCHEDULES TO BE TREATED AS REFERENCE TO HARMONIZED TARIFF SCHEDULE

Reference in any law to "Tariff Schedules of the United States", "the Tariff Schedules", "such Schedules", and any other general reference to the old Schedules to be treated as reference to Harmonized Tariff Schedule, see section 3012 of this title.

SUBTITLE II—SPECIAL PROVISIONS

PART I—MISCELLANEOUS

§ 1301. Repealed. Apr. 30, 1946, ch. 244, title V, § 511(1), 60 Stat. 158

Section, act June 17, 1930, ch. 497, title III, §301, 46 Stat. 685, related to duties and taxes on Philippine articles coming to the United States and United States articles imported into the Philippine Islands. Subject matter is covered by Philippine Trade Act of 1946 (see Short Title note set out under section 1354 of Title 22, Foreign Relations and Intercourse).

EFFECTIVE DATE OF REPEAL

Repeal effective May 1, 1946, see section 512 of act Apr. 30, 1946, set out as an Effective Date note under section 1354 of Title 22, Foreign Relations and Intercourse.

§ 1301a. Repealed. Pub. L. 87-456, title III, § 301(a), May 24, 1962, 76 Stat. 75

Section, act June 17, 1930, ch. 497, title III, §301, as added Sept. 1, 1954, ch. 1213, title IV, §401, 68 Stat. 1139, related to rates of duty upon articles coming into the United States from its insular possessions.