

A Chance for Product Exclusions from Section 301 Tariffs

by Danielle Leonard - Monday, July 16, 2018



Good news for importers. Companies are being given the chance to obtain product exclusions from [list 1](#) of Section 301, according to the [announcement](#) made on July 6, by the U.S. Trade Representative's (USTR) office.

For each request, the USTR may consider the following

- Whether a product is available from a source outside of China.
- If the additional duties would cause severe economic harm to the requestor or other U.S. interests.
- If the particular product is strategically important or related to Chinese industrial programs including "Made in China 2025".

The public will have until October 9 to [file a request](#) for a product exclusion. Once a request is filed and posted on [regulations.gov](#), public responses will be collected for 14 days, with an additional seven days for rebuttals.

Exclusions will be effective for **one year** upon the publication of the exclusion determination in the

Federal Register and will apply retroactively to July 6, 2018.

Since exclusions will be made on a product basis, a particular exclusion will apply to all imports of the product, regardless of whether the importer filed a request. The U.S. Customs and Border Protection will apply the tariff exclusions based on the product.



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