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台灣醫療暨生技器材工業同業公會

收 111.06.02 文

檔號: 111285

經濟部國際貿易局 函

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受文者：台灣醫療暨生技器材工業同業公會

發文日期：中華民國111年6月1日

發文字號：貿雙二字第1117017307號

速別：普通件

密等及解密條件或保密期限：

附件：如文(1117017307-1.pdf、1117017307-2.pdf)

主旨：有關駐美國代表處經濟組函報美國貿易代表署公告延長81項醫療產品豁免「中國產品301條款關稅」事，請查照並轉知會員廠商。

說明：依據駐美國代表處經濟組111年5月27日經美字第1110000561號函辦理（如附件）。

正本：中華民國全國工業總會、台灣醫療暨生技器材工業同業公會、社團法人國家生技醫療產業策進會

副本：駐美國代表處經濟組

局長 江文若

檔		保存年限
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受文者：經濟部國際貿易局

發文日期：中華民國111年5月27日

發文字號：經美字第1110000561號

速別：普通件

密等及解密條件或保密期限：

附件：如文（經美1110000561_Attach1.pdf）

主旨：陳報美國貿易代表署(USTR)公告延長81項醫療產品豁免「中國產品301條款關稅」事，敬請查照。

說明：

一、本組本(111)年3月23日經美字第1110000298號函諒達。

二、USTR於本年5月27日公告延長旨揭產品豁免301條款關稅，內容略以：

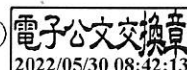
(一)USTR於2020年12月29日公告，為因應COVID疫情，99項醫療產品豁免「中國產品301條款關稅」，嗣於2021年1月16日公告(聯邦公報86 FR 63438)對於上述99項產品中81項產品，延長豁免6個月至本年5月31日止。

(二)USTR本年5月27日公告，再次延長豁免該81項醫療產品6個月至本年11月30日止。

三、檢送本案公告(如附件)，併請查參。

正本：經濟部國際貿易局

副本：行政院經貿談判辦公室、經濟部工業局(均含附件)



國際貿易局 111/05/30



1117017307

Billing Code 3290-F2

OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

**Notice of Product Exclusion Extensions: China's Acts, Policies, and Practices
Related to Technology Transfer, Intellectual Property, and Innovation**

AGENCY: Office of the United States Trade Representative (USTR).

ACTION: Notice.

SUMMARY: In prior notices, the U.S. Trade Representative modified the action in the Section 301 investigation of China's acts, policies, and practices related to technology transfer, intellectual property, and innovation by excluding from additional duties certain medical-care products needed to address the COVID-19 pandemic. Exclusions for medical care products to address COVID-19 were published on December 29, 2020, and subsequently extended. In November 2021, the U.S. Trade Representative determined to extend 81 of the COVID-19 related product exclusions for an additional 6 months. These exclusions are scheduled to expire on May 31, 2022. This notice announces the U.S. Trade Representative's determination to further extend the 81 COVID exclusions for an additional 6 months.

DATES: The extensions announced in this notice will extend the product exclusions through November 30, 2022.

FOR FURTHER INFORMATION CONTACT: For general questions about this notice, contact Associate General Counsel Philip Butler or Assistant General Counsel Rachel Hasandras at (202) 395-5725. For specific questions on customs classification or implementation of the product exclusions, contact traderemedym@cbp.dhs.gov.

SUPPLEMENTARY INFORMATION:

A. Background

On December 29, 2020 (85 FR 85831), USTR announced the extension of 80 product exclusions on medical-care and/or COVID response products; further modifications in the form of 19 product exclusions to remove Section 301 duties from additional medical-care and/or COVID response products; and that USTR might consider further extensions and/or modifications as appropriate.

On March 10, 2021 (86 FR 13785), USTR extended These 99 exclusions until September 30, 2021. On August 27, 2021 (86 FR 48280), USTR published a notice requesting public comments on whether any of these exclusions should be further extended for up to six months. To provide time for USTR to review the comments it received in response to the August 27 notice, USTR announced interim extensions of these 99 exclusions through November 14, 2021 (86 FR 54011), and then through November 30, 2021.

On November 16, 2021 (86 FR 63438), USTR announced the extension of 81 of the COVID exclusions for an additional 6 months (until May 31, 2022) and that USTR might consider further extensions and/or modifications as appropriate.

B. Determination To Extend COVID Exclusions

In light of the continuing efforts to combat COVID-19, the U.S. Trade Representative has determined that a 6-month extension of the 81 COVID-19-related product exclusions is warranted. The U.S. Trade Representative's decision to extend the 81 product exclusions takes into account public comments previously provided, and the advice of advisory committees and the interagency Section 301 Committee.

As provided in the November 16 notice, the exclusion extensions are available for any product that meets the description in the product exclusion. Further, the scope of each extended product exclusion is governed by the scope of the ten-digit Harmonized Tariff Schedule of the United States (HTSUS) statistical reporting numbers and product descriptions in note 20(sss) to subchapter III of chapter 99 of the HTSUS. U.S. Customs and Border Protection will issue instructions on entry guidance and implementation.

The U.S. Trade Representative may continue to consider further extensions and/or additional modifications as appropriate.

ANNEX

The U.S. Trade Representative has determined to extend all exclusions previously extended under heading 9903.88.66 and U.S. notes 20(sss)(i), 20(sss)(ii), 20(sss)(iii), and 20(sss)(iv) to subchapter III of chapter 99 of the Harmonized Tariff Schedule of the United States (HTSUS). *See* 86 FR 63438 (November 16, 2021). The extension is effective with respect to goods entered for consumption, or withdrawn from warehouse for consumption, on or after 12:01 a.m. eastern daylight time on June 1, 2022, and before 11 :59 p.m. eastern daylight time on November 30, 2022. Effective on June 1, 2022, the article description of heading 9903.88.66 of the HTSUS is modified by deleting “June 1, 2022,” and by inserting “December 1, 2022,” in lieu thereof.

Greta Peisch
General Counsel
Office of the United States Trade Representative.