



HARMONIZED SYSTEM
REVIEW SUB-COMMITTEE

-
24th Session
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NR0171E1
(+ Annexes I and II)
O. Eng.

Brussels, 27 July 2001.

POSSIBLE AMENDMENTS TO THE NOMENCLATURE
AND EXPLANATORY NOTE TO HEADING 84.42
(Item III.A.3 on Agenda)

40.266 (HSC/17)	42.119 (HSC/21)
40.726 (HSC/18)	42.750, Annex G/30 (HSC/22 – Report)
40.600, Annex IJ/6 (HSC/18 - Report)	NC0048E1 (HSC/23)
40.885 (HSC/19)	NC0090E2, Annex H/8 (HSC/23)
41.124 (HSC/19)	NC0139E1 (HSC/24)
41.100, Annex G/19 (HSC/19 - Report)	NC0160E2, Annex G/16 (HSC/24)
41.315 (HSC/20)	NC0196E1 (HSC/25)
41.598 (HSC/20)	NC0250E2, Annex H/6 (HSC/25)
41.600, Annex F/20 (HSC/20 - Report)	NR0116E1 (RSC/22)
42.057 (HSC/21)	NR0133E2, Annex D/6 (RSC/22 – Report)
42.105 (HSC/21)	NR0139E1 (RSC/23)
42.119 (HSC/21)	NR0165E2, Annex C/4 (RSC/23 - Report)

I. BACKGROUND

1. At its 23rd Session, the Review Sub-Committee undertook a preliminary discussion on this agenda item. Delegates supported the purpose of the Secretariat's proposal, which was the modernization of the Explanatory Note and legal text to heading 84.42. They also recognized that, as a consequence of updating heading 84.42, by deleting references to obsolete types of equipment and/or processes and adding new types of equipment and/or processes, other headings in the Nomenclature (e.g., 84.43, 84.71, 84.79, 90.09) would also require examination.
2. The Sub-Committee agreed to continue discussion of possible amendments to the Nomenclature and Explanatory Note to heading 84.42 at its next session. The Secretariat indicated that the initial focus of this review should be to remove references to obsolete equipment in the Nomenclature and the Explanatory Note to heading 84.42 and, in this sense, it would prepare a concrete proposal for examination by the RSC. Administrations were invited to review the present text before the Sub-Committee and to provide their comments to the Secretariat.

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II. SECRETARIAT COMMENTS

3. The Secretariat sent out a reminder letter to administrations on 12 June 2001. At the time of the publication of this document, the Secretariat has not received any comments from administrations concerning the Secretariat's proposed deletions.
4. The Secretariat has taken its proposal and presented it in the Annex to this document as an Article 16 proposal. The Secretariat would point out that it has used the 1996 Explanatory Notes pagination for the Annex for ease of reference and will make the appropriate page reference changes when the 2002 Explanatory Notes have been finalized. The Secretariat has, however, taken into account changes in the legal texts for 2002 in drafting this document [see Annex S/1 to Doc. NC0340B2 (HSC/26/Nov. 2000), page 1338, Items 1 and 2]. This is of particular importance when examining the proposed changes to the exclusions in heading 84.42, as well as the proposed changes to the heading text for heading 84.43. At this point, the Secretariat is not aware of any consequential amendments needed to be made to headings 84.71, 84.79 or 90.09.
5. The Secretariat would also draw the Sub-Committee's attention to page 3 of the Annex, referring to the proposed deletion of "wooden blocks" in the English text (Page 1335, Item 5). The Sub-Committee will note that there is no corresponding deletion in the French text, as the Secretariat's translation staff has pointed out that no reference to these "wooden blocks" exists in the present French text. They have indicated, however, that it would be appropriate to add the word "métalliques" in the French text after the word "planches" for a more precise alignment of the text. Finally, in the French text, the Secretariat has maintained the terms "planches, cliches and plaques", as the three terms mean almost the same thing – a flat surface or plate. This is why when examining the proposed deletions, the English text has deleted the word "blocks" but there is no corresponding deletion in the French text [see the heading text, subheading 8442.50, page 1334 first paragraph, Item 1, first line and page 1334, Part (A)].
6. If the Sub-Committee agrees with the proposed deletion of the term "blocks" in the English version, the Secretariat could, if so requested, further study whether the three mentioned terms should be retained in the French version or if one, two or all three should be deleted, in the interest of a perfect alignment with the English version.

III. CONCLUSION

7. The Sub-Committee is invited to take account of the comments from the Secretariat, as well as the Annex to this document, when it examines this Agenda Item.

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