



HARMONIZED SYSTEM  
REVIEW SUB-COMMITTEE

-  
26<sup>th</sup> Session  
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NR0294E1  
(+ Annex)

O. Eng.

Brussels, 29 July 2002.

POSSIBLE AMENDMENTS TO THE NOMENCLATURE  
AND EXPLANATORY NOTE TO HEADING 84.42 AND RELATED PROVISIONS

(Item III.A.12 on Agenda)

Reference documents :

40.266 (HSC/17)	NC0139E1 (HSC/24)
40.726 (HSC/18)	NC0160E2, Annex G/16 (HSC/24)
40.600, Annex IJ/6 (HSC/18 - Report)	NC0196E1 (HSC/25)
40.885 (HSC/19)	NC0250E2, Annex H/6 (HSC/25)
41.124 (HSC/19)	NR0116E1 (RSC/22)
41.100, Annex G/19 (HSC/19 - Report)	NR0133E2, Annex D/6 (RSC/22 – Report)
41.315 (HSC/20)	NR0139E1 (RSC/23)
41.598 (HSC/20)	NR0165E2, Annex C/4 (RSC/23 - Report)
41.600, Annex F/20 (HSC/20 - Report)	NR0171E1 (RSC/24)
42.057 (HSC/21)	NR0200E1 (RSC/24)
42.105 (HSC/21)	NR0203E1 (RSC/24)
42.119 (HSC/21)	NR0205E2, Annex C/3 (RSC/24 - Report)
42.750, Annex G/30 (HSC/22 – Report)	NR0213E1 (RSC/25)
NC0048E1 (HSC/23)	NR0265E3, Annexes C/3 and F/3 (RSC/25 – Report)
NC0090E2, Annex H/8 (HSC/23 - Report)	NR0282E1 (RSC/26)

I. BACKGROUND

1. At its 25<sup>th</sup> Session, the Review Sub-Committee agreed that the Secretariat would draft a new working document regarding the issue of possible amendments to the Nomenclature and Explanatory Note to heading 84.42 for its next session, reflecting the text approved at the meeting and the issues requiring further examination. Consequently, as a starting point, the Secretariat has reproduced Annex F/3 to Doc. NR0265E3 in the Annex to this document.
2. Referring to page I/1 of the Annex, the reference to “lithographic stones” in the text to heading 84.42 was discussed during the Sub-Committee’s last session. One delegate questioned whether the quantity of lithographic stones prepared for printing purposes traded internationally warranted retention of their reference in the legal text. After discussion, the Sub-Committee decided to retain, in square brackets, the reference to lithographic stones

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pending submission of information on this question by the **US** Administration for the Sub-Committee's next meeting. At the time of the preparation of this document, the Secretariat had not received any information from the **United States** on this question.

3. An examination of the Explanatory Notes reveals the following : Exclusion (b) to heading 25.15 states that limestone known as "lithographic stone" and used in the printing industry, is classified in heading 25.30 when in the crude state. Note 1(f) to Chapter 68 excludes lithographic stones of heading 84.42 from Chapter 68. Furthermore, on page 1122 of the General Explanatory Note to Chapter 68, exclusion (b) also excludes lithographic stones of heading 84.42. The Secretariat, upon reflection, wonders where these lithographic stones would be classified if deleted from the heading text. The Secretariat would also note that there are also references to lithographic plates in the Explanatory Notes to headings 70.02 (page 1157), 79.05 (page 1329) and 81.04 (1341), as well as lithographic printing machines in heading 84.72 (page 1584).
4. With regard to the issue raised by the Secretariat in paragraph 5 of Doc. NR0213E1, (i.e., it was brought to the Secretariat's attention that, while machines for cutting stencils and duplicators may no longer be manufactured, this may not be the case for machines for embossing sheets of metal, plastics, etc., for use on addressing machines.), the Sub-Committee agreed that the Secretariat would include a proposal to address this question in the next working document for RSC/26. In this connection, the Secretariat was informed by the **Swedish** industry that they were not manufacturing such equipment and, furthermore, the industry was now using machines that are connected to a computer and use ink-jet printing techniques.
5. Based on this information, the Secretariat is of the opinion that the reference to machines for embossing sheets of metal, plastics, etc., for use on addressing machines could also be deleted. Consequently, the Secretariat has made the appropriate amendment on page I/5 of the attached Annex (see the third item under Page 1506, exclusion (k)). The Secretariat would note that, in the next item concerning present item (m), it has put in square brackets the new exclusion letters (g) and (h) because the lettering of this exclusion will depend on the decision the Sub-Committee takes regarding exclusion (k). The Secretariat would encourage administrations to contact their trade in order to confirm the information that the Secretariat has obtained.
6. At its last session, the Sub-Committee decided to remove items 8 and 9 on page 5 of the Annex to Doc. NR0213B1 and instructed the Secretariat to prepare a new working document with regard to the Explanatory Notes texts in question for the Sub-Committee's next meeting. Following the Sub-Committee instructions, the Secretariat has prepared a new text, combining the last sentence of the last paragraph of page 1505 with the first paragraph of page 1506, item (a) while, at the same time, deleting the reference to item (b). The examples of apparatus used for photographic reproduction of drawings, texts, etc. are included in the three sub-paragraphs (a), (b) and (c), and the accessories are described in the following paragraph aligning, in this particular case, the English version on the French version. In the French version, the verb "photocopier" (1<sup>st</sup> line of the first paragraph on page 1506) was replaced by "photographier", in order to follow the meaning of the apparatus described in the main paragraph and to align with the English version. This text can be found in the attached Annex, page I/5.
7. Regarding the **German** Delegate's concern with respect to the reference of contact printers (page 1505, last paragraph), the Secretariat has studied the Explanatory Notes and fails to see the actual problem, as there is also a reference to contact printers in the

Explanatory Notes to heading 90.10 (page 1787). Presumably, this is the corresponding reference to the exclusion in heading 84.42. A change in the Explanatory Notes to heading 84.42 would necessitate a corresponding change in heading 90.10.

8. In this connection, the Secretariat would remind the Sub-Committee of the suggestion made by one delegate during the discussions on this issue that a reference to a generic name for a class of machines would be preferable to the term "printing machines" or "printing machinery", as the term "printing machine" is not defined in the Nomenclature.

### III. CONCLUSION

9. The Sub-Committee is invited to consider the Secretariat's comments above, as well as the text presented in the Annex to this document when it examines this agenda item.

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