

RECOMMENDATION OF THE CUSTOMS CO-OPERATION COUNCIL* ON THE
APPLICATION OF HARMONIZED SYSTEM COMMITTEE DECISIONS
(30 JUNE 2001)

THE CUSTOMS CO-OPERATION COUNCIL,

HAVING REGARD to Articles 6, 7 and 8 of the International Convention on the Harmonized Commodity Description and Coding System (hereinafter referred to as the Harmonized System Convention),

NOTING that Harmonized System Committee decisions cover the Explanatory Notes, Classification Opinions, other advice on the interpretation of the Harmonized System and recommendations to secure uniformity in the interpretation and application of the Harmonized System, prepared during a session of the Harmonized System Committee under the provisions of paragraph 1 of Article 7, as referred to in paragraph 2 of Article 8 of the Harmonized System Convention,

CONSIDERING that it is desirable to achieve greater transparency and uniformity regarding the application of these decisions, with a view to securing uniformity in the interpretation and application of the Harmonized System, while at the same time recognizing that application of these decisions may be subject to national legislative procedures,

RECOMMENDS that Member administrations and Contracting Parties to the Harmonized System Convention notify the Secretary General as soon as possible if they are not able to apply a Harmonized System Committee decision within twelve months after such a decision is deemed to be approved by the Council in accordance with paragraph 2 of Article 8 of the Harmonized System Convention. Such notification should include information as to the decision(s) not applied, the specific reasons(s) for non-application and an indication as to when the decision could be applied. The Secretary General will transmit such notification to Member administrations and to Contracting Parties to the Harmonized System Convention,

and

ENCOURAGES Member administrations and Contracting Parties to the Harmonized System Convention to publish their classification decisions on the Internet so as to make them easily available.

* The Customs Co-operation Council is the official name of the World Customs Organization