



**U.S. Customs and
Border Protection**

October 1, 2007

08-002
MAN-1-CL:PD:CO: SC

CLEVELAND AREA PORT PIPELINE

TO All Importers, Brokers, Customs and Border Protection Officers and
Other Interested Parties

SUBJECT QBT-07-554: Refined and Specialty Sugar, 2007-2008 Quota Allocation

COMMODITY

Refined and Specialty Sugar provided for in Chapter 17, Additional U.S. Note 5

QUOTA PERIOD

October 1, 2007, through September 30, 2008

OPENING DATE:

Monday, October 1, 2007, at 1:00 PM EDT or its equivalent in other time zones

THIS QUOTA IS EXPECTED TO OVERSUBSCRIBE AT OPENING MOMENT

RESTRAINT LEVEL

Refined Sugar/Specialty 7,090,000 kilograms
(Expected to fill at opening, no CQE or specialty sugar certificate required)

An additional allocation for refined sugar from Canada and Mexico is available after the global refined sugar TRQ fills.

Canada (CQE required) 10,300,000 kilograms
Mexico (CQE required) 2,954,000 kilograms

There will be four successive openings for specialty sugar, available on a first-come, first-served global basis. The dates for these openings are October 24, 2007; November 15, 2007; January 30, 2008; May 14, 2008; and August 27, 2008. There will be additional details published later this month regarding these successive openings.

HTS NUMBERS:

First Tariff Field Second Tariff Field

LOW RATE

1701.12.1000	Blank
1701.91.1000	
1701.99.1010	
1701.99.1090*	
1702.90.1000	
2106.90.4400	

HIGH RATE

9904.17.08	1701.12.5000 or
9904.17.09	1701.91.3000 or
9904.17.10	1701.99.5010 or
9904.17.11	1701.99.5090 or
9904.17.12	1702.90.2000 or
9904.17.13	2106.90.4600
9904.17.14	
9904.17.15	

***NOTE:** HTS number 1701.99.1090 may only be used for refined sugar, not for the specialty sugar openings.

REPORTING INSTRUCTIONS:

Use entry type 02, 06, 07,12, 23, 32, 38 or 52.

Report in kilograms.

SPECIAL INSTRUCTIONS:

The global TRQ for refined sugar is expected to oversubscribe at opening. Entry summaries presented at opening moment must be input into ACS via QSUP function, no later than COB, October 1, 2007.

Entries may be submitted prior to the opening moment and shall be considered for the opening. Entries submitted prior to opening moment must be entered in QSUP using the date and time of opening moment 1:00 p.m. EDT or its equivalent in different time zones. Please refer to the Quota/Visa Reference Handbook, page IV-2 for additional details.

Entries presented after opening moment for this quota should NOT be reported until HQ Quota determines the status of the opening.

If the quota fills at opening moment and the importer takes custody of the merchandise prior to determination of the opening status, the importer will be required to pay the high duty rate on the over-quota amount according to the prorated percentage amount.

Mexican and Canadian refined sugar should be allowed entry under the global refined TRQ without a CQE. Additionally, any refined sugar (including specialty sugar) should be allowed entry under this TRQ until it is filled.

Filers are hereby advised that it is not advantageous to use Automated Clearing House (ACH) as the method of payment on specialty sugar entries, since CBP is not able to correct entry information or issue refunds until payment is received. Filers are locked into paying the total amount of duty for the quantity presented at entry. In addition if the quota fills at opening and is prorated, the filer will not receive the total amount of specialty sugar originally presented for entry, only the prorated amount.

Please refer to chapter 99, subchapter IV, U.S. note 1 for the list of countries that are not subject to additional agricultural safeguard duties under heading 9904. Imports from these countries should be presented as a type 02 entry using the high rate (over-quota) tariff number provided for in chapters 17 or 21, without the chapter 99HTS number. These entries must still be reported through the ACS quota module.

Any questions should be directed to team 314 at (440) 891-3824

A handwritten signature in black ink, appearing to read "Marc A. Hurteau". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Marc A. Hurteau
Area Port Director