



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

OCT 17 2012

CMP-10 OT:TPP:TAPP:QEA PGJ

MEMORANDUM FOR: Directors, Field Operations

FROM: Director, Textile/Apparel Policy and Programs
Office of International Trade

A handwritten signature in black ink, appearing to read "John P. Seaman".

SUBJECT: QBT-11-523: 2013 Specialty Sugar Opening, Period 2

COMMODITY:
Specialty sugar

QUOTA PERIOD:
October 1, 2012, through September 30, 2013 (Refined and Specialty Sugar)

OPENING DATE – Specialty Sugar:
Wednesday, October 26, 2012, at 1:00 p.m. Eastern Daylight Time (EDT) or its equivalent in other time zones

THIS QUOTA IS EXPECTED TO OVERSUBSCRIBE AT OPENING MOMENT

RESTRAINT LEVEL:
Second Opening **35,245,000 kilograms**

HTS NUMBERS:

First Tariff Field	Second Tariff Field
Low Rate	
1701.12.1000	Blank
1701.91.1000	“
1701.99.1010	“
1702.90.1000	“
2106.90.4400	“

(Specialty sugar certificate required)

Please note: This opening is reserved for organic sugar and other specialty sugars not currently produced commercially in the United States or reasonably available from domestic sources. More information regarding specialty sugar can be found on the U.S. Department of Agriculture web site at <http://www.fas.usda.gov/itp/imports/Sugar/specialty.asp>.

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	1702.90.2000 or
9904.17.12	2106.90.4600
9904.17.13	
9904.17.14	
9904.17.15	

(No specialty sugar certificate required)

REPORTING INSTRUCTIONS:

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

Report in kilograms

SPECIAL INSTRUCTIONS:

The TRQ for the second opening of specialty sugar is expected to oversubscribe at opening. Entry summaries presented at opening moment must be reported to quota via QSUP no later than COB, October 26, 2012.

NOTE: Per 19 CFR 132.4 no importer shall be permitted to present entries or withdrawals for consumption of quota-class merchandise for a quantity in excess of the quantity admissible under the applicable quota.

Filers may submit entries prior to the opening moment. **Entries submitted prior to opening moment must be entered in QSUP using the date and time of opening moment – 1:00 EDT or its equivalent in different time zones.**

A specialty sugar certificate must be included in the entry package for in-quota duty rate claims. **Port personnel should include the words “spec cert” in the “REMARKS” field of QSUP when inputting quota.** The system response will indicate that quota is on hold.

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 portion of the entry summary.

Filers who choose to pay quota entries via ACH statement are obligated to pay the original duty amount, even if the quota oversubscribes. CBP cannot refund duties on prorated quota until the statement has been paid.

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

DISTRIBUTION:

Please ensure that this notice is passed to all port directors, assistant port directors (Trade), import specialists, CBP officers, entry specialists and other interested parties such as brokers and importers.

Questions from the importing community regarding this electronic message should be referred to the local CBP port. The port may refer their questions via email to HQ Quota or contact Pelbea Griffin Jones, at (202) 863-6585.

cc: Assistant Directors, Trade, Field Operations
Assistant Directors, Border Security
Assistant Directors, Mission Support
Director, Trade Operations Division