

## Amendments to the Harmonized System Explanatory Notes – HS Committee 75<sup>th</sup> Session

The following list contains the decisions taken by the Harmonized System Committee (75<sup>th</sup> Session – March 2025) concerning amendments to the Harmonized System Explanatory Notes, applicable as of 1 June 2025. This publication will be updated regularly.

The Harmonized System Explanatory Notes are published by WCO in 5 volumes (2022 edition) and reflect the official interpretation of the Harmonized Commodity Description and Coding System. They also contain the text of the Subheading Explanatory Notes indicating the scope and content of certain of the Harmonized System Subheadings. The Explanatory Notes are available in English and French, the two official languages of the WCO, and can be ordered directly (see “Bookshop” on this Web site). They are also available on-line.

The amendments listed below are reproduced in the order of the current pages concerned and will be incorporated into the aforementioned WCO publications in due time by replacing the pages affected by the amendments made.

### **Advice**

Parties seeking to import or export merchandise covered by a decision are advised to verify the implementation of the decision by the importing or exporting country, as the case may be.

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AMENDMENTS TO THE EXPLANATORY NOTES

CHAPTER 22.

Heading 22.02.

Page IV-2202-1. Part (A). Item (2).

Insert the following second paragraph:

“The maximum fruit or nut juice content of the beverages of this group varies depending on the type of fruit or nut juice concerned. It cannot exceed 25% by volume of the finished product.”.

CHAPTER 29.

Heading 29.37. Part (V). Item (b). First and second sentences. Page VI-2937-2.

Delete and substitute :

“(b) Analogues of steroid hormones must have the gonane structure\*, which can be altered by replacing some atoms in the ring by others (hetero-atoms) or by ring extension or contraction; by either expanding the number of atoms in a ring to a six- or seven-member ring or reducing to a five-member ring while maintaining the relative gonane ring structure configuration. **Oxandrolone** (INN) and **testolactone** (INN) represent two examples of this kind of analogues.”.

CHAPTER 29.

Page VI-2941-1. First four paragraphs.

Delete and substitute :

“Antibiotics are a type of antimicrobial, the latter being an umbrella term covering substances with activity against micro-organisms (e.g., antibacterials, antivirals, antifungals, antiparasitic agents, etc.). Natural antibiotics of this heading are substances secreted by living micro-organisms which have the effect of killing other micro-organisms or inhibiting their growth. They are used principally for their powerful inhibitory effect on pathogenic micro-organisms, particularly bacteria or fungi, or in some cases on neoplasms. Antibiotics can be effective at a concentration of a few micrograms per ml in the blood.

The term antibacterials is not equivalent to the term antibiotics as not all antibacterials are considered antibiotics. Antibacterials are substances that act against bacteria. The term includes antibacterial antibiotics (natural substances produced by micro-organisms) as well as antibacterials produced by chemical synthesis. Those antibacterials produced by chemical synthesis that have no structural relation to natural antibiotics produced by micro-organisms are **excluded** from this heading and are classified by structure.

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In addition to the naturally occurring antibiotics, this heading also includes the following :

- Chemically modified antibiotics used as such. These may be prepared by isolating ingredients produced by natural growth of the micro-organism and then modifying the structure by chemical reaction or by adding sidechain precursors to the growth medium so that desired groups are incorporated into the molecule by the cell processes (semisynthetic penicillins); or by biosynthesis (e.g., penicillins from selected amino-acids);
- Natural antibiotics reproduced by synthesis (e.g., chloramphenicol); and
- Certain synthetic antimicrobial products that have a structure closely related to that of a natural antibiotic and are used as such (e.g., thiamphenicol).

Antibiotics may consist of a single substance or a group of related substances, and their chemical structure may or may not be known or be chemically defined. They are chemically diverse and include the following :

- (1) **Heterocyclic**, e.g., novobiocin, cephalosporins, streptothricin, faropenem (INN), doripenem (INN), monobactams (e.g., aztreonam (INN)). The most important of this class are the **penicillins**\* which are secreted by several species of the fungus *Penicillium*. This class also includes procaine penicillin.
- (2) **Sugar-related**, e.g., streptomycins\*.
- (3) **Tetracyclines** and their derivatives, e.g., chlortetracycline (INN), oxytetracycline (INN)\*.
- (4) **Chloramphenicol** and its derivatives, e.g., thiamphenicol (INN), florfenicol (INN) and sirpefenicol (INN).
- (5) **Macrolides**, e.g., erythromycin\*, amphotericin B, tylosin.
- (6) **Polypeptides**, e.g., actinomycins, bacitracin, gramicidins, tyrocidin.
- (7) **Other antibiotics**, e.g., sarkomycin, vancomycin.”.

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### Page VI-2941-2. Exclusion (c).

Delete and substitute :

“(c) Quinolincarboxylic acid derivatives, nitrofurans, sulphonamides and other chemically defined organic compounds of **earlier headings of this Chapter** having antibacterial action, unless their structure is closely related to that of a natural antibiotic and they are used as such.”

### Page VI-2941-3. Subheading Explanatory Note. Subheading 2941.40. Second paragraph.

Delete and substitute :

“This subheading includes, *inter alia*, thiamphenicol (INN), florfenicol (INN) and sirpefenicol (INN). However, cefotefenicol (INN) does not belong to this group because it is not antibiologically active.”

### LIST OF NARCOTIC DRUGS AND PSYCHOTROPIC SUBSTANCES ARRANGED IN ALPHABETICAL ORDER BY TYPE OF DRUG.

#### Page VI-29-List I-1. I. Narcotic drugs subject to control under the Single Convention on Narcotic Drugs, 1961, as amended by the 1972 Protocol.

Insert the following row :

<b>Name</b>	<b>HS subheading</b>	<b>CAS No.</b>	<b>Convention Schedule No.</b>
“Butonitazene	2933.99	95810-54-1	I”

#### Page VI-29-List I-10. II. Psychotropic substances subject to control under the 1971 Convention on Psychotropic Substances.

Delete and substitute the following rows :

<b>Name</b>	<b>HS subheading</b>	<b>CAS No.</b>	<b>Convention Schedule No.</b>
“Allobarbitol aminophenazone	2933.53	8015-13-2	IV”
“Amfetamine pentobarbiturate	2933.53		II”

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### Page VI-29-List I-11. II. Psychotropic substances subject to control under the 1971 Convention on Psychotropic Substances.

Insert the following row :

<b>Name</b>	<b>HS subheading</b>	<b>CAS No.</b>	<b>Convention Schedule No.</b>
“Bromazolam	2933.99	71368-80-4	IV”

### Page VI-29-List I-12. II. Psychotropic substances subject to control under the 1971 Convention on Psychotropic Substances.

Insert the following rows :

<b>Name</b>	<b>HS subheading</b>	<b>CAS No.</b>	<b>Convention Schedule No.</b>
“3-CMC; 3-chloromethcathinone	2939.79	1049677-59-9	II”
“Dipentylone	2932.99	803614-36-0	II”

### Page VI-29-List I-12. II. Psychotropic substances subject to control under the 1971 Convention on Psychotropic Substances.

Delete and substitute the following rows :

<b>Name</b>	<b>HS subheading</b>	<b>CAS No.</b>	<b>Convention Schedule No.</b>
“Dexamfetamine pentobarbiturate	2933.53	131540-99-3	II”

### Page VI-29-List I-13. II. Psychotropic substances subject to control under the 1971 Convention on Psychotropic Substances.

Insert the following row :

<b>Name</b>	<b>HS subheading</b>	<b>CAS No.</b>	<b>Convention Schedule No.</b>
“2-Fluorodeschloroketamine	2922.39	111982-50-4	II”

Page VI-29-List I-16. II. Psychotropic substances subject to control under the 1971 Convention on Psychotropic Substances.

Delete and substitute the following rows :

Name	HS subheading	CAS No.	Convention Schedule No.
"Phenobarbital diethylamine	2933.53	24573-29-3	IV"
"Phenobarbital diethylaminoethanol	2933.53	2173353-48-3	IV"
"Phenobarbital lysidine	2933.53	94231-97-7	IV"
"Phenobarbital propylhexedrine	2933.53	101318-29-0	IV
		4388-82-3	"
"Phenobarbital quinidine	2939.20	1400-48-2	IV
		95723-24-3	"
"Phenobarbital sparteine	2939.79	85029-92-1	IV"
"Phenobarbital yohimbine	2939.79	2173385-18-5	IV"

CHAPTER 30.

Heading 30.03. Page VI-3003-2. Second paragraph after the asterisks.

Delete and substitute :

"Similarly, foodstuffs, beverages and preparations of a kind used in animal feeding containing medicinal substances are **excluded** from the heading if those substances are added solely to ensure a better dietetic balance, to increase the energy-giving or nutritional value of the product or to improve its flavour, always provided that the product retains its character of a foodstuff, a beverage or a preparation of a kind used in animal feeding."

Heading 30.04. Page VI-3004-3. Second paragraph after the asterisks.

Delete and substitute :

"Similarly, foodstuffs, beverages and preparations of a kind used in animal feeding containing medicinal substances are **excluded** from the heading if those substances are added solely to ensure a better dietetic balance, to increase the energy-giving or nutritional value of the product or to improve its flavour, always provided that the product retains its character of a foodstuff, a beverage or a preparation of a kind used in animal feeding."

CHAPTER 95.

Page XX-9505-1. Explanatory Note to heading 95.05.

Delete and substitute :

**“95.05 - Festive, carnival or other entertainment articles, including conjuring tricks and novelty jokes.**

9505.10 - Articles for Christmas festivities

9505.90 - Other

This heading covers :

- (A) **Festive articles**, associated with a festival or festive period and not normally used outside that festival or festive period. However, articles associated generally with a season rather than with a specific festival or festive period are not included. Festive articles include :
- (1) Festive decorations used to decorate rooms, tables, outdoor spaces, etc. (such as garlands, lanterns, etc.); cake decorations which are traditionally associated with a particular festival (e.g., animals, flags).
  - (2) Decorative articles for Christmas trees (tinsel, coloured balls, animals and other figures, etc.); decorative articles mainly used during Christmas celebrations, such as figurines or hanging items with Christmas-related symbols (e.g., figurines holding a candy cane or wearing clothes or accessories which have the colours, design and shape resembling those of Father Christmas, etc.); other articles traditionally used at Christmas festivities, e.g., artificial Christmas trees, nativity scenes, nativity figures and animals, angels, Christmas crackers, Christmas stockings, imitation yule logs, Father Christmas.
- (B) **Carnival or other entertainment articles**, which in view of their intended use are generally made of non-durable material. They include :
- (1) Articles of fancy dress, e.g., masks, false ears and noses, wigs, false beards and moustaches (**not being** articles of postiche – **heading 67.04**), and paper hats.
  - (2) Throw-balls of paper or cotton-wool, paper streamers (carnival tape), cardboard trumpets, “blow-outs”, confetti, carnival umbrellas, etc.”.
- (C) **Conjuring tricks and novelty jokes**, e.g., packs of cards, tables, screens and containers, specially designed for the performance of conjuring tricks; novelty jokes such as sneezing powder, surprise sweets and water-jet button-holes.

The heading **excludes** :

- (a) Statuettes, statues and the like of a kind used for decorating places of worship.
- (b) Articles that contain a festive design, decoration, emblem or motif and have a utilitarian function, e.g., tableware, kitchenware, toilet articles, carpets and other textile floor coverings, apparel, bed linen, table linen, toilet linen, kitchen linen.
- (c) Natural Christmas trees (**Chapter 6**).
- (d) Candles (**heading 34.06**).

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- (e) Packagings of plastics or of paper, used during festivals (classified according to constituent material, for example, **Chapter 39** or **48**).
  - (f) Christmas tree stands (classified according to constituent material).
  - (g) Textile flags or bunting of **heading 63.07**.
  - (h) Carnival and festive design headgear made of durable material having a utilitarian function (**Chapter 65**).
  - (ij) Lighting string of all kinds (**heading 94.05**).”.
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