

May 13, 2019

Duty Refund for Pending Product Exclusion of Section 232 / 301 Duties

Dear Valued Customer,

Both the Section 232 and Section 301 Safeguard Tariffs allows for interested parties to request product exclusions. 51,345 exclusion requests had been submitted for Section 232 steel products as of March 2019; with 21,464 approvals, 6,588 denials, and 23,293 requests pending. 6,017 exclusion requests had been submitted for Section 232 aluminum products as of March 2019; with 4,069 approvals, 637 denials, and 1,311 requests pending. 13,756 exclusion requests had been filed for Section 301 products and only 1,442 exclusions had been granted as of May 2019; (5,312 requests were denied, leaving 7,002 pending).

Have you submitted a request for a product exclusion on either the Section 232 or Section 301 safeguard duties? Is your product exclusion still pending?

If you answered yes to those questions and you have entry submissions coming up on liquidation dates, please ensure you are requesting a protest be filed with CBP. If your product exclusion is approved and that approval is received after the 180 day time period for filing a protest, you will not receive a duty refund on your import shipment.

Entries typically liquidate 314 days after entry date. However, we have seen some entries liquidate sooner. If you have a product exclusion request pending, and your entry liquidates before it has received a determination, request that your broker submit a protest to CBP with the notation "Section 232 (or 301) product exclusion pending."

That notation will allow time for the product exclusion to be determined. Once determine, if approved, the protest can be amended to include the exclusion number or information and a duty refund to be issued. If denied, the protest can be withdrawn.

Thank you for being our Valued Customer. If you have any questions, please do not hesitate to contact your C.H. Robinson representative.

Sincerely,
C.H. Robinson

Our information is compiled from a number of sources that to the best of our knowledge are accurate and correct. It is always the intent of our company to present accurate information. C.H. Robinson accepts no liability or responsibility for the information published herein.

