



October 6, 2021

Possible Reinstatement of Certain Section 301 Exclusions

Dear Valued Customer,

The Office of the United States Trade Representative (USTR) Ambassador Katherine Tai [announced](#) on October 4, 2021 that the USTR will start a targeted tariff exclusion project as part of the Biden-Harris Administration's approach to the United States and China trade relationship.

The first step in the long-term plan is opening a public comment period to gather U.S. Stakeholders comments on reinstating [549 expired Section 301 exclusions](#). The comment period will be open from October 12th through December 1st in the [USTR Comments Portal](#). The USTR will be evaluating each exclusion on a case-by-case basis and is inviting comments on the appropriate length of the reinstated exclusions.

The [Exclusion Reinstatement Comment Form](#) is an extensive five page document requesting comprehensive information on the excluded product, purchasing details during 2019 and 2020, and if the tariffs have economically harmed the commenting company.

The comment form will allow the USTR to review considerations such as;

- Whether the particular product and/or a comparable product is available from sources in the United States and/or in third countries.
- Any changes in the global supply chain since September 2018 with respect to the particular product or any other relevant industry developments.
- The efforts, if any, the importers or U.S. purchasers have undertaken since September 2018 to source the product from the United States or third countries.
- Domestic capacity for producing the product in the United States.

Exclusions that are reinstated would be retroactive with respect to unliquidated merchandise entered, or withdrawn from warehouse, for consumption on or after October 12, 2021.

[Federal Register Notice](#)

[USTR Press Release](#)

[Previously Extended Exclusions](#)

[Exclusion Reinstatement Comment Form](#)

[Fact Sheet: The Biden-Harris Administration's New Approach to the U.S. – China Trade Relationship](#)

[USTR Comments Portal](#)

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

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