

# Commercial Customs Operations Advisory Committee (COAC) Government Issue Paper: Antidumping & Countervailing Duties

July 2018



U.S. Customs and  
Border Protection



OT/Trade Policy & Programs  
Antidumping and Countervailing Duties  
July 16, 2018

**Action Required:** Informational

**Background:**

- Antidumping and countervailing duty (AD/CVD) enforcement is a priority for U.S. Customs and Border Protection (CBP).
- CBP enforces over 445 AD/CVD orders on imported goods. CBP employs significant national assets from across the agency to target AD/CVD evasion, including import trade trend and valuation analysis, the use of targeted reviews and audits to address high-risk cases, lab testing, and special operations.
- The Commercial Customs Operations Advisory Committee (COAC) Trade Enforcement and Revenue Collection (TERC) subcommittee formed the AD/CVD working group to generate advice and develop recommendations specific to AD/CVD. The AD/CVD working group consists of COAC members and nonmembers providing diverse perspectives on AD/CVD issues. Members of the working group include importers, customs brokers, sureties, U.S. manufacturers, lawyers, as well as participants from the Department of Commerce and Immigration and Customs Enforcement, Homeland Security Investigations.

**Issue:**

- CBP is committed to enforcing AD/CVD laws, identifying and penalizing those who would try to evade those laws, and vigorously pursuing amounts owed to the United States.

**Current Status:**

- CBP reviewed the AD/CVD entry summary rejection policy with the AD/CVD Working Group extending the reject period for AD/CVD entries. CBP received valuable input from the AD/CVD Working Group on working with importers and customs brokers when CBP reviews imports that may be subject to AD/CVD.
- CBP also collaborated with the AD/CVD Working Group on other guidance, including updated guidance on the correct use of the AD/CVD special value field. The AD/CVD special value fields on the entry summary record may now be used when a value or quantity different from the standard CBP appraised value must be used to calculate AD/CVD for goods on a line that are subject to an AD/CVD proceeding.
- CBP and Commerce issued information on identifying AD/CVD Order third country case numbers in ACE. This information is to ensure that importers properly report entries from a third country as subject to AD/CVD, while still reporting them properly for CBP purposes.

**Next Steps:**

- CBP engaged the AD/CVD working group in discussions regarding recent Section 232 trade remedy notifications and questions/concerns. CBP will continue to engage with the AD/CVD working group to address any questions/concerns surrounding current and new trade remedies.
- CBP, Commerce, and the AD/CVD Working Group are continuing to work together on an AD/CVD FAQ document recommended by COAC, and are looking to publish a finalized version in the near future.
- CBP continues to partner with the AD/CVD Working Group to provide increased visibility for the trade on the steel seminars taught by the U.S. steel industry at CBP ports of entry. The next seminar is scheduled for August 7 and 8, 2018 in Long Beach, California.
- The AD/CVD Division will have an exhibit at the 2018 CBP Trade Symposium, to be held on August 14-15, 2018 at the Marriott Marquis in Atlanta, Georgia.

Date: July 16, 2018