**Draft guidance document on the use of customs codes under the Minamata Convention**

June 2021

Contents

[1 Document overview 2](#_Toc74820263)

[2 Background and context 2](#_Toc74820264)

[3 Codes for mercury-added products not listed in Annex A 3](#_Toc74820265)

[4 Codes of more than six digits for products listed in Annex A 4](#_Toc74820266)

[5 Other measures in support of trade provisions 14](#_Toc74820267)

[6 Follow-up assessment of six-digit HS codes 14](#_Toc74820268)

[Appendix 1 – As identified by Parties, mercury-added products other than those in Annex A 15](#_Toc74820269)

[Appendix 2 – All product categories and codes submitted by Parties at COP-3 21](#_Toc74820270)

[Appendix 3 – Assessment of 6-digit customs codes 30](#_Toc74820271)

# Document overview

This is the first draft of the guidance document requested by the Conference of the Parties (COP) to the Minamata Convention in Decision MC-3/3 on the use of customs codes for monitoring and controlling the import and export of mercury-added products pursuant to Article 4 of the Minamata Convention. This guidance document builds on a previous document submitted to COP-3,[[1]](#footnote-2) and, pursuant to the discussion of the Parties at COP-3, is intended to provide a mechanism, once it has been finalized, for countries wishing to use common customs codes for the implementation of Article 4 of the Convention to do so.

As stated in Decision MC-3/3, national experts and stakeholders with relevant knowledge of customs codes, and especially those Parties that provided their views on this matter at COP-3, are invited to provide further examples focusing on identifying readily implementable commodity codes and supporting measures (i.e., examples of codes and strategies already in place, examples of good practice, etc.). Relevant technical analysis and inputs improving this guidance are also welcome.

# Background and context

The Minamata Convention is a global legally binding instrument with the objective to protect human health and the environment from anthropogenic emissions and releases of mercury and mercury compounds. The Convention addresses the life cycle of mercury, including supply, trade, mercury-added products, industrial processes using mercury, artisanal and small-scale gold mining, emissions to air, releases to land and water, interim storage, waste and contaminated sites.

This guidance document is a work in progress and reflects the discussion and relevant documents at COP 3 regarding the consideration of possible approaches to customs codes to distinguish non-mercury‑added and mercury‑added products listed in Annex A, based on a collaborative process between the UNEP Global Mercury Partnership’s Mercury in Products partnership area, and in consultation with relevant organizations and other stakeholders. The Secretariat has organized the inputs as submitted by the Parties, as well as proposed statistical codes for a range of Annex A products in cases where none had been presented by Parties. Keeping in mind that different countries have different preferences and approaches when dealing with customs codes and statistics, the Secretariat is presenting the results to Parties and other experts for review.

The Secretariat and the Products Partnership strongly encourages further input from all regions, stakeholders (including NGOs and industry), and UN and other intergovernmental organizations.

***COP-3 Decision MC-3/3***

Regarding the use of customs codes for identifying mercury-added products, COP-3 considered the following four approaches:

* The development of internationally harmonized six-digit codes following the process established pursuant to the World Customs Organization (WCO) provisions;
* The development of statistical codes of more than six digits;
* A combination of those two approaches, essentially comprising interim statistical codes of more than six digits in the near term, some or all of which could ultimately be superseded by six-digit Harmonized System codes; and
* Not to explore new customs codes under the Convention.

In Decision MC-3/3, the COP requested the Secretariat, in collaboration with the UNEP Global Mercury Partnership and involving relevant experts, to draft a guidance document on the use of customs codes for monitoring the import and export of mercury-added products, including:

1. For the mercury-added products listed in Annex A to the Convention, possible customs nomenclature codes of more than six digits that could be used by Parties;
2. For mercury-added products not listed in Annex A to the Convention, a compilation of examples provided by national experts of customs nomenclature codes of more than six digits currently in use by Parties; and
3. Examples of good practice where the use of customs nomenclature codes at the national level has been supplemented by the use of other control tools for the purpose of implementing trade provisions, such as those found in Article 4 to the Convention.

The Secretariat was further requested to provide an assessment of whether the subsequent development of six-digit harmonized codes would be a useful complement to the outcome of the work undertaken under items (i) and (ii) above.

# Codes for mercury-added products not listed in Annex A

For mercury-added products not listed in Annex A to the Convention, the Secretariat was requested to compile examples provided by national experts of customs nomenclature codes of more than six digits currently in use by parties. Mercury-added products that are not listed in Annex A of the Convention are organized in a table that can be found in Appendix 1 (i.e., miscellaneous chemical products, batteries, electrical/electronic apparatus and equipment, lamps, thermionic, cold cathode or photocathode tubes and parts, and diagnostic apparatus and measuring/control instruments). It should be noted that about half of these products are identified in Appendix 1 with eight-digit codes, and about a dozen show ten-digit codes. All customs code submissions from Parties prior to and during COP-3 have been organized and presented in Appendix 2.

# Codes of more than six digits for products listed in Annex A

Up to the six-digit level, contracting parties to the International Convention on the Harmonized Commodity Description and Coding System have agreed to use the Harmonized Systems (HS) nomenclature for chapter, heading and subheading, including relevant legal notes. Management of HS codes at this level is the responsibility of the World Customs Organization (WCO), and changes are implemented every five or six years in accordance with the WCO submission and approval process. Therefore, with very few exceptions, all countries use the same six-digit nomenclature.

Customs codes with more than six digits may be revised or created unilaterally (i.e., without consulting the WCO) by any country according to its own procedures. Eight-digit codes are typically used for tariff purposes and ten digits (and above) are typically used for statistical purposes.

To arrive at codes of eight digits and more, governments generally build on existing six-digit HS codes. Most countries using the Harmonized System have established procedures for generating and implementing customs codes of more than six digits.

All customs code submissions from Parties prior to COP-3 are presented in Appendix 2. Those identifying Annex A mercury-added products have been extracted from this list and organized in the table below under the following categories:

* Batteries
* Switches and relays
* Compact fluorescent lamps
* Linear fluorescent lamps
* High pressure mercury vapor lamps
* Cold cathode fluorescent lamps
* External electrode fluorescent lamps
* Cosmetics
* Pesticides, biocides and topical antiseptics
* Measuring devices
* Dental amalgam

Although the manufacture of most of the products in Annex A has been or is being phased out as a general matter, it would be beneficial to have codes for such products to assist Parties that may have registered exemptions and therefore be implementing control measures for such products.

In the submissions from various Parties, eight-digit tariff codes were provided in most cases; there were very few ten-digit statistical codes proposed or already in use for these products. Considering relevant product descriptions, this document proposes ten-digit customs nomenclature codes for Annex A products in cases where none had been indicated by Parties. The ten-digit codes were proposed both for consistency and to minimize the need for Parties to reconsider their current eight-digit codes.

These codes comprise an initial round of suggestions and will be refined should comments be received from Parties, non-parties, and other stakeholders. Following comments from Parties and other stakeholders, the COP may generally agree that nomenclature codes such as these can be easily implemented by Parties that wish to use them.

**Proposed statistical codes of more than 6 digits for Annex A mercury-added products  
(Codes based on the Harmonized System)**

Batteries

|  |  |  |
| --- | --- | --- |
| **HS reference** | **Proposed statistical codes** | **Description** |
| 8506.10.10 |  | Alkaline manganese dioxide primary cells |
|  | 8506.10.10.10 | With added mercury |
|  | 8506.10.10.90 | Others |
| 8506.10.20 |  | (Other) manganese dioxide primary cells |
|  | 8506.10.20.10 | With added mercury |
|  | 8506.10.20.90 | Others |
| 8506.10.30 |  | Manganese dioxide batteries |
|  | 8506.10.30.10 | With added mercury |
|  | 8506.10.30.90 | Others |
| 8506.30.00 |  | Mercuric oxide batteries |
|  | 8506.30.00.00 | Mercuric oxide primary cells and batteries (excl. spent) |
| 8506.40.10 |  | Silver oxide primary cells with external volume less than or equal to 300 cm3 |
|  | 8506.40.10.10 | With added mercury |
|  | 8506.40.10.11 | Button batteries with mercury content less than 2% by weight |
|  | 8506.40.10.90 | Others |
| 8506.40.90 |  | (Other) silver oxide primary cells |
|  | 8506.40.90.10 | With added mercury |
|  | 8506.40.90.90 | Others |
| 8506.60.10 |  | Air-zinc primary cells (with external volume less than or equal to 300 cm3) |
|  | 8506.60.10.10 | With added mercury |
|  | 8506.60.10.11 | Button batteries with mercury content less than 2% by weight |
|  | 8506.60.10.90 | Others |
| 8506.60.90 |  | (Other) air-zinc batteries |
|  | 8506.60.90.10 | With added mercury |
|  | 8506.60.90.90 | Others |
| 8506.80.01 |  | Other primary cells and batteries |
|  | 8506.80.10.10 | With added mercury |
|  | 8506.80.10.90 | Others |

Switches and relays

| **HS reference** | **Proposed statistical codes** | **Description** |
| --- | --- | --- |
|  |  | **Isolating switches and make-and-break switches, for a voltage exceeding 1,000 V** |
| 8535.30.01 |  | Make-and-break switches |
|  | 8535.30.01.10 | With added mercury |
|  | 8535.30.01.90 | Others |
| 8535.30.13 |  | Switches for rated current less than or equal to 1600A, vacuum cut-off without actuating device (vacuum bottles or ampoules) |
|  | 8535.30.13.10 | With added mercury |
|  | 8535.30.13.90 | Others |
| 8535.30.18 |  | Disconnectors and switches for rated current less than or equal to 1600A and others with automatic actuation device except for contacts immersed in liquid medium |
|  | 8535.30.18.10 | With added mercury |
|  | 8535.30.18.90 | Others |
| 8535.30.19 |  | Other disconnectors and switches for rated current less than or equal to 1600A |
|  | 8535.30.90.10 | With added mercury |
|  | 8535.30.90.90 | Others |
| 8535.30.27 |  | Switches for rated current greater than 1600A and others with non-automatic actuation device |
|  | 8535.30.27.10 | With added mercury |
|  | 8535.30.27.90 | Others |
| 8535.30.28 |  | Switches for rated current greater than 1600A and others with automatic actuation device except for contacts immersed in liquid medium |
|  | 8535.30.28.10 | With added mercury |
|  | 8535.30.28.90 | Others |
|  |  | **Electrical apparatus for switching, protecting, or making connections for a voltage exceeding 1,000V** |
| 8535.90.04 |  | Starter relays |
|  | 8535.90.04.10 | With added mercury |
|  | 8535.90.04.90 | Others |
| 8535.90.05 |  | Thermal or induction relays |
|  | 8535.90.05.10 | With added mercury |
|  | 8535.90.05.90 | Others |
| 8535.90.06 |  | High sensitivity relays, with laminated core, inverting monopole, as exclusively designed for telephone equipment |
|  | 8535.90.06.10 | With added mercury |
|  | 8535.90.06.90 | Others |
| 8535.90.13 |  | Secondary electromagnetic relays, powered exclusively through current and / or voltage transformers |
|  | 8535.90.13.10 | With added mercury |
|  | 8535.90.13.90 | Others |
| 8535.90.14 |  | Automatic differential relays, up to 60 amps with differential protection up to 300 milliamps |
|  | 8535.90.14.10 | With added mercury |
|  | 8535.90.14.90 | Others |
| 8535.90.22 |  | Relays other than those included in subheadings 8535.90.04, 8535.90.05, 8535.90.06, 8535.90.13 and 8535.90.14. |
|  | 8535.90.22.10 | With added mercury |
|  | 8535.90.22.90 | Others |
|  |  | **Relays, for a voltage not exceeding 1,000 V** |
|  | 8536.40.00.10 | With added mercury |
|  | 8536.40.00.90 | Others |
|  |  | **Relays for a voltage not exceeding 60 V** |
| 8536.41.01 |  | For speakers |
|  | 8536.41.01.10 | With added mercury |
|  | 8536.41.01.90 | Others |
| 8536.41.02 |  | 6 and 12 V solenoids, for automotive starter motors |
|  | 8536.41.02.10 | With added mercury |
|  | 8536.41.02.90 | Others |
| 8536.41.03 |  | Thermal or induction |
|  | 8536.41.03.10 | With added mercury |
|  | 8536.41.03.90 | Others |
| 8536.41.04 |  | Certified for aircraft |
|  | 8536.41.04.10 | With added mercury |
|  | 8536.41.04.90 | Others |
| 8536.41.05 |  | High sensitivity, with laminated core, inverter monopole, designed and certified for telephone equipment |
|  | 8536.41.05.10 | With added mercury |
|  | 8536.41.05.90 | Others |
| 8536.41.06 |  | Electromagnetic secondaries, powered exclusively through current and / or voltage transformers |
|  | 8536.41.06.10 | With added mercury |
|  | 8536.41.06.90 | Others |
| 8536.41.07 |  | Automatic differential, up to 60 amps with differential protection up to 300 milliamps |
|  | 8536.41.07.10 | With added mercury |
|  | 8536.41.07.90 | Others |
| 8536.41.08 |  | Photoelectric relays |
|  | 8536.41.08.10 | With added mercury |
|  | 8536.41.08.90 | Others |
| 8536.41.09 |  | Directional indicators for maneuvering indicator lights, for automotive use |
|  | 8536.41.09.10 | With added mercury |
|  | 8536.41.09.90 | Others |
| 8536.41.10 |  | For start-up functions, other than those included in section 8536.41.02 |
|  | 8536.41.10.10 | With added mercury |
|  | 8536.41.10.90 | Others |
| 8536.41.11 |  | Manual or electrical reset multiple contact lockout auxiliary relays rated less than or equal to 60 amps |
|  | 8536.41.11.10 | With added mercury |
|  | 8536.41.11.90 | Others |
| 8536.41.99 |  | Other |
|  | 8536.41.99.10 | With added mercury |
|  | 8536.41.99.90 | Others |
|  |  | **Relays for a voltage greater than 60 V and not exceeding 1000 V** |
| 8536.49.01 |  | For start-up functions |
|  | 8536.49.01.10 | With added mercury |
|  | 8536.49.01.90 | Others |
| 8536.49.02 |  | Thermal or induction |
|  | 8536.49.02.10 | With added mercury |
|  | 8536.49.02.90 | Others |
| 8536.49.03 |  | Electromagnetic secondaries, powered exclusively through current and / or voltage transformers. |
|  | 8536.49.03.10 | With added mercury |
|  | 8536.49.03.90 | Others |
| 8536.49.04 |  | Automatic differential, up to 60 amps with differential protection up to 300 milliamps |
|  | 8536.49.04.10 | With added mercury |
|  | 8536.49.04.90 | Others |
| 8536.49.05 |  | Multi-contact block auxiliary relays, manual or electrical reset, rated less than or equal to 60 amps and 480V maximum voltage |
|  | 8536.49.05.10 | With added mercury |
|  | 8536.49.05.90 | Others |
| 8536.49.99 |  | Other |
|  | 8536.49.99.10 | With added mercury |
|  | 8536.49.99.90 | Others |
|  |  | **Switches, for a voltage not exceeding 1,000 V** |
| 8536.50.01 |  | Switches other than those included in subheading 8536.50.15 |
|  | 8536.50.01.10 | With added mercury |
|  | 8536.50.01.90 | Others |
| 8536.50.05 |  | Certified for aircraft |
|  | 8536.50.05.10 | With added mercury |
|  | 8536.50.05.90 | Others |

|  |  |  |
| --- | --- | --- |
| **HS reference** | **Proposed statistical codes** | **Description** |
| 8536.50.06 |  | Switches, by pressure of liquids for level controls in washing machines for domestic use |
|  | 8536.50.06.10 | With added mercury |
|  | 8536.50.06.90 | Others |
| 8536.50.07 |  | Thermoelectric automatic switches for priming the discharge in fluorescent lamps or tubes |
|  | 8536.50.07.10 | With added mercury |
|  | 8536.50.07.90 | Others |
| 8536.50.10 |  | Switches designed and certified exclusively for radio or television, other than those included in section 8536.50.16. |
|  | 8536.50.10.10 | With added mercury |
|  | 8536.50.10.90 | Others |
| 8536.50.11 |  | Loose or grouped switches, actuated by buttons, weighing up to 250 g, or single or multiple push-button or keyboard switches, designed and certified exclusively for electronics, other than those included in section 8536.50.16 |
|  | 8536.50.11.10 | With added mercury |
|  | 8536.50.11.90 | Others |
| 8536.50.15 |  | Dual, foot or pull-type light switches; start button; designed and certified exclusively for automotive use |
|  | 8536.50.15.10 | With added mercury |
|  | 8536.50.15.90 | Others |

***Linear fluorescent lamps***

|  |  |  |
| --- | --- | --- |
| **HS reference** | **Proposed statistical codes** | **Description** |
|  |  | **Fluorescent, hot cathode discharge lamps, other than ultraviolet lamps** |
| 8539.31.00.10 |  | Linear fluorescent lamps (LFLs) for general lighting purposes |
|  | 8539.31.00.11 | Triband phosphor < 60 watts with a mercury content no more than 5 mg per lamp |
|  | 8539.31.00.12 | Halophosphate phosphor < 40 watts with a mercury content no more than 10 mg per lamp |
| 8539.31.00.90 |  | Other |

Compact fluorescent lamps

|  |  |  |
| --- | --- | --- |
| **HS reference** | **Proposed statistical codes** | **Description** |
| 8539.31.00 |  | Discharge lamps, fluorescent and hot cathode |
| 8539.31.10 |  | Compact fluorescent lamps (CFLs) for general lighting purposes |
|  | 8539.31.10.10 | CFLs < 30 watts with a mercury content no more than 5 mg per lamp |
|  | 8539.31.10.90 | Other CFLs |

High-pressure mercury vapour lamps

|  |  |  |
| --- | --- | --- |
| **HS reference** | **Proposed statistical codes** | **Description** |
| 8539.32.00 |  | Mercury or sodium vapor lamps; metal halide lamps |
|  | 8539.32.00.10 | High pressure mercury vapour lamps for general lighting purposes |

Cold cathode and external electrode fluorescent lamps

|  |  |  |
| --- | --- | --- |
| **HS reference** | **Proposed statistical codes** | **Description** |
| 8539.39.00 |  | Electrical discharge lamps, other than fluorescent (hot cathode), mercury or sodium vapor, metal halide or ultraviolet lamps |
|  | 8539.39.00.10 | Cold cathode fluorescent lamps and external electrode fluorescent lamps (CCFL and EEFL) for electronic displays: short length (< 500 mm) with mercury content no more than 3.5 mg per lamp |
|  | 8539.39.00.20 | Cold cathode fluorescent lamps and external electrode fluorescent lamps (CCFL and EEFL) for electronic displays: medium length (> 500 mm and < 1 500 mm) with mercury content no more than 5 mg per lamp |
|  | 8539.39.00.30 | Cold cathode fluorescent lamps and external electrode fluorescent lamps (CCFL and EEFL) for electronic displays: long length (> 1 500 mm) with mercury content no more than 13 mg per lamp |

Cosmetics

| **HS reference** | **Proposed statistical codes** | **Description** |
| --- | --- | --- |
| 3304.10.01 |  | Lip make-up preparations |
|  | 3304.10.01.10 | With mercury content less than or equal to 1ppm |
|  | 3304.10.01.20 | With mercury content more than 1ppm |
| 3304.20.01 |  | Eye make-up preparations |
|  | 3304.20.01.10 | With mercury content less than or equal to 1ppm |
|  | 3304.20.01.20 | With mercury content more than 1ppm and mercury is used as a preservative |
|  | 3304.20.01.30 | With mercury content more than 1ppm and mercury is not used as a preservative |
| 3304.30.00 |  | Manicure or pedicure preparations |
|  | 3304.30.00.10 | With mercury content less than or equal to 1ppm |
|  | 3304.30.00.20 | With mercury content more than 1ppm |
| 3304.90.00 |  | Other |
|  | 3304.90.00.10 | With mercury content less than or equal to 1ppm |
|  | 3304.90.00.20 | With mercury content more than 1ppm |
| 3304.91.01 |  | Powders, including compacts |
|  | 3304.91.01.10 | With mercury content less than or equal to 1ppm |
|  | 3304.91.01.20 | With mercury content more than 1ppm |

|  |  |  |
| --- | --- | --- |
| **HS reference** | **Proposed statistical codes** | **Description** |
| 3304.99.01 |  | Skin creams |
|  | 3304.99.01.10 | With mercury content less than or equal to 1ppm |
|  | 3304.99.01.20 | With mercury content more than 1ppm |
| 3304.99.99 |  | Other |
|  | 3304.99.99.10 | With mercury content less than or equal to 1ppm |
|  | 3304.99.99.20 | With mercury content more than 1ppm |
|  |  | **Soap and organic surface-active products and preparations, in the form of bars, cakes, molded pieces or shapes, and paper, wadding, felt and nonwovens, impregnated, coated or covered with soap or detergent** |
|  |  | For toilet use (including medicated products) |
| 3401.11.01 |  | Soaps for toilet use (incl. medicated) |
|  | 3401.11.01.10 | With mercury content less than or equal to 1ppm |
|  | 3401.11.01.20 | With mercury content more than 1ppm |
| 3401.19.00 |  | Other than toilet use |
|  | 3401.19.00.10 | With mercury content less than or equal to 1ppm |
|  | 3401.19.00.20 | With mercury content more than 1ppm |
| 3401.20.01 |  | Soap in other forms |
|  | 3401.20.01.10 | With mercury content less than or equal to 1ppm |
|  | 3401.20.01.20 | With mercury content more than 1ppm |
| 3401.30.01 |  | Organic surface-active products and preparations for washing the skin, in the form of liquid or cream and put up for retail sale, whether or not containing soap |
|  | 3401.30.01.10 | With mercury content less than or equal to 1ppm |
|  | 3401.30.01.20 | With mercury content more than 1ppm |

Pesticides, biocides and topical antiseptics

|  |  |  |
| --- | --- | --- |
| **HS reference** | **Proposed statistical codes** | **Description** |
|  |  | **Other medicaments consisting of mixed or unmixed products for therapeutic or prophylactic uses, for retail sale** |
| 3004.90.1000 |  | Containing antigens or hyaluronic acid or its sodium salt |
|  | 3004.90.2000 | [Topical antiseptics] containing mercury compounds |
|  |  | **Insecticides, rodenticides, fungicides, herbicides, anti-sprouting products and plant growth regulators, disinfectants and similar products** |
| 3808.50.01 |  | Goods containing a range of substances as specified in Subheading Note 1 to Chapter 38, of which one is mercury compounds |
| 3808.50.10 |  | Specified goods containing any aromatic or modified aromatic pesticide |
|  | 3808.50.10.10 | Containing mercury compounds |
|  | 3808.50.10.90 | Not containing mercury compounds |
| 3808.50.50 |  | Other pesticides |
|  | 3808.50.50.10 | Containing mercury compounds |
|  | 3808.50.50.90 | Not containing mercury compounds |
| 3808.91.00 |  | Insecticides |
|  | 3808.91.00.10 | Containing mercury compounds |
|  | 3808.91.00.90 | Not containing mercury compounds |
| 3808.92.00 |  | Fungicides |
|  | 3808.92.00.10 | Containing mercury compounds |
|  | 3808.92.00.90 | Not containing mercury compounds |
| 3808.93.00 |  | Herbicides, anti-sprouting products and plant-growth regulators |
|  | 3808.93.00.10 | Containing mercury compounds |
|  | 3808.93.00.90 | Not containing mercury compounds |
| 3808.99.00 |  | Other |
|  | 3808.99.00.10 | Containing mercury compounds |
|  | 3808.99.00.90 | Not containing mercury compounds |

Measuring devices

|  |  |  |
| --- | --- | --- |
| **HS reference** | **Proposed statistical codes** | **Description** |
|  |  | Other instruments and appliances including sphygmomanometers |
| 9018.90.92 |  | Devices for measuring blood pressure |
|  | 9018.90.92.10 | Sphygmomanometers containing mercury |
|  | 9018.90.92.90 | Other |
| 9025.11.10 |  | Clinical thermometers, liquid filled, for direct reading |
|  | 9025.11.10.10 | Containing mercury |
|  | 9025.11.10.90 | Other |
| 9025.11.40 |  | Liquid-filled thermometers, for direct reading, not combined with other instruments, other than clinical thermometers |
|  | 9025.11.40.10 | Containing mercury |
|  | 9025.11.40.90 | Other |
| 9025.80.00 |  | Other instruments, including barometers |
|  | 9025.80.01.10 | Barometers containing mercury |
|  | 9025.80.01.90 | Other |
| 9025.80.02 |  | Other instruments: Hygrometers |
|  | 9025.80.02.10 | Hygrometers containing mercury |
|  | 9025.80.02.90 | Other |
| 9026.20.10 |  | Instruments and apparatus for pressure measurement or control, manometers |
|  | 9026.20.10.10 | Manometers containing mercury |
|  | 9026.20.10.90 | Other |

Dental amalgam

|  |  |  |
| --- | --- | --- |
| **HS reference** | **Proposed statistical codes** | **Description** |
| 2843.90.00 |  | Amalgams of precious metals; etc. |
|  | 2843.90.00.10 | Amalgams [containing mercury] of precious metals in capsule or other form for dental use |
|  | 2843.90.00.90 | Other amalgams of precious metals |
| 2853.90.00 |  | Amalgams, other than amalgams of precious metals; etc. |
| 2853.90.90 |  | Other |
|  | 2853.90.90.10 | Amalgams [containing mercury], other than amalgams of precious metals, in capsule or other form for dental use |
|  | 2853.90.90.90 | Other amalgams not containing precious metals |

# Other measures in support of trade provisions

Customs codes may be used to facilitate the implementation of Article 4 of the Convention, improve national reporting under Article 21, and foster better communication among trading partners. The use of such codes may also be supplemented with other trade controls to help customs authorities to effectively address mercury products that, despite being listed in Annex A, may nevertheless find their way into a Party’s territory.

The Secretariat has been requested to provide examples of good practices where the use of customs nomenclature codes at the national level have been supplemented by the use of other control measures or strategies for the purpose of implementing trade provisions.

Parties that do not have customs codes of more than six digits for mercury-added products can still use the list of proposed statistical codes (i.e., the ten-digit codes above). Thus, if customs officials find import or export of goods with the six-digit codes included in the list, then they may request information from the importers or exporters on whether the goods are mercury-added products listed in Annex A to the Convention. For example, if HS code 8539.31 (electric discharge lamps (other than ultraviolet lamps), fluorescent, hot cathode) is encountered, then customs officials may request information on whether they are compact fluorescent lamps for general lighting purposes < 30 watts with a mercury content exceeding 5 mg per lamp (i.e., the nomenclature used in Annex A).

# Follow-up assessment of six-digit HS codes

Decision MC 3/3 requests an assessment of whether the development of six-digit harmonized codes for mercury-added products would be a useful complement to the listing of possible customs codes of more than six digits. That decision requested that, where possible, the assessment should include several examples of the use of such codes for both listed and unlisted mercury-added products, taking into account experience concerning such codes under other international environmental conventions.

An assessment based on information on the process for developing six-digit harmonized codes and examples of their use in other conventions is presented in Appendix 3.

# Appendix 1 – As identified by Parties, mercury-added products other than those in Annex A

**(Customs codes based on the Harmonized System)**

Miscellaneous chemical products

|  |  |  |  |
| --- | --- | --- | --- |
| **HS reference** | **Further subheading** | **Description** | **Reference** |
| 3808.6 |  | Goods specified in Subheading Note 2 to this Chapter: "Subheadings 3808.61 to 3808.69 cover only goods of heading 3808, containing alpha-cypermethrin (ISO), bendiocarb (ISO), bifenthrin (ISO), chlorfenapyr (ISO), cyfluthrin (ISO), deltamethrin (INN, ISO), etofenprox (INN), fenitrothion (ISO), lambda-cyhalothrin (ISO), malathion (ISO), pirimiphos-methyl (ISO) or propoxur (ISO)." | Argentina |
| 3808.61 |  | In packings of a net weight content not exceeding 300 g | Argentina |
| 3808.62 |  | In packings of a net weight content exceeding 300 g but not exceeding 7.5 kg | Argentina |
| 3808.69 |  | Other | Argentina |
| 3815.19 |  | Reaction initiators, reaction accelerators and catalytic preparations, involving catalysts other than nickel or precious metals and their compounds as active substance | Argentina |
| 3815.9 |  | Other reaction initiators, reaction accelerators and catalytic preparations | Schedule B |
|  | 3815.90.10 | For petroleum cracking | Argentina |
|  | 3815.90.99 | For other purposes | Argentina |
| 3822 |  | Diagnostic or laboratory reagents | Canada |

Batteries

|  |  |  |  |
| --- | --- | --- | --- |
| **HS reference** | **Further subheading** | **Description** | **Reference** |
| 8506.9 |  | Parts of primary cells and primary batteries | Argentina |
|  | 8548.10.01 | Waste and scrap of primary cells, primary batteries and electric storage batteries; spent primary cells, spent primary batteries and spent electric storage batteries | Mexico |

Electrical/electronic apparatus and equipment

|  |  |  |  |
| --- | --- | --- | --- |
| **HS reference** | **Further subheading** | **Description** | **Reference** |
| 8471.3 |  | Laptops (Portable automatic data processing machines, consisting of at least a central processing unit, a keyboard and a display) | Jamaica MIA |
| 8504.4 |  | Static convertors | Schedule B |
|  | 8504.40.99 | Static convertors: other | Mexico |
| 8517.12 |  | Cell phones (Telephones for cellular networks or for other wireless networks) | Jamaica MIA |
| 8528.59 |  | LCD Screens (monitors other than cathode ray tube monitors, and not directly connecting to or designed for use with an automatic data processing machine | Jamaica MIA |
| 8528.73 |  | Television reception apparatus | Schedule B |
|  | 8528.73.90 | LC Screens | Jamaica MIA |
| 8535.1 |  | Fuses and circuit breakers for a voltage exceeding 1,000 V | Argentina |
| 8535.21 |  | Automatic circuit breakers, for a voltage of less than 72.5 kV, but exceeding 1,000 V | Argentina |
| 8535.29 |  | Automatic circuit breakers, for a voltage of 72.5 kV or more | Argentina |
| 8535.4 |  | Lightning arresters, voltage limiters and surge suppressors, for a voltage exceeding 1,000 V | Schedule B |
|  | 8535.40.10 | Lightning rod for protection of electricity transmission lines | Argentina |
|  | 8535.40.90 | Voltage limiters and transient surge suppressors | Argentina |
| 8536.1 |  | Fuses, for a voltage not exceeding 1,000 V | Argentina |
| 8536.2 |  | Automatic circuit breakers, for a voltage not exceeding 1,000 V | Argentina |
| 8536.3 |  | Other apparatus for protecting electrical circuits | Argentina |
| 8536.6 |  | Lamp-holders, plugs and sockets, for a voltage not exceeding 1,000 V | Argentina |
| 8536.61 |  | Lampholders | Argentina |
| 8536.69 |  | Other | Argentina |
| 8536.7 |  | Connectors for optical fibres, optical fibre bundles or cables | Argentina |
| 8536.9 |  | Other electrical apparatus | Argentina |

Lamps

|  |  |  |  |
| --- | --- | --- | --- |
| **HS reference** | **Further subheading** | **Description** | **Reference** |
| 8539 |  | Electric filament or discharge lamps, including sealed beam lamp units and ultraviolet or infrared lamps; arc lamps; light-emitting diode (LED) lamps; parts |  |
| 8539.1 |  | Sealed beam lamp units | Argentina, Canada |
| 8539.2 |  | Other filament lamps, excluding ultra-violet or infra-red lamps | Argentina |
| 8539.21 |  | Tungsten halogen | Argentina |
| 8539.22 |  | Other, of a power not exceeding 200 W and for a voltage exceeding 100 | Argentina |
| 8539.29 |  | Other | Argentina |
| 8539.31 |  | Fluorescent, hot cathode discharge lamps, other than ultraviolet lamps | Diverse |
|  | 8539.31.00.20 | Lamps for general lighting purposes incorporated with other equipment, and including an E 27 socket | Uruguay |
|  | 8539.31.00.30 | Lamps for general lighting purposes incorporated with other equipment, and including E 14 and E 40 sockets | Uruguay |
|  | 8539.31.00.19 | Others | Uruguay |
|  | 8539.31.01 | Fluorescent lamps or tubes in the form of an “O” or a “U” | Mexico |
|  | 8539.31.99 | Other hot cathode fluorescent lamps | Mexico |
| 8539.32 |  | Mercury or sodium vapor lamps; metal halide lamps | Diverse |
|  | 8539.32.00.20 | Sodium vapour lamps | Uruguay |
|  | 8539.32.00.30 | Metal halide lamps | Uruguay |
|  | 8539.32.00.90 | Others | Uruguay |
|  | 8539.32.99 | Others | Mexico |
| 8539.39 |  | Electrical discharge lamps, other than fluorescent (hot cathode), mercury or sodium vapor, metal halide or ultraviolet lamps | Argentina |
|  | 8539.39.00.90 | Other | Uruguay |
|  | 8539.39.02 | Other: Certified for aircraft | Mexico |
|  | 8539.39.03 | Other: Tubular fluorescent lamps in the shape of an "O" or "U" | Mexico |
|  | 8539.39.05 | The others: Neon lamps | Mexico |
|  | 8539.39.06 | Other: Exclusively mixed or combined metal gas discharge lamps, multivapor type or similar | Mexico |
|  | 8539.39.10 | Low energy consumption lamps | Jamaica MIA |
|  | 8539.39.90 | Discharge lamps, other than ultra-violet, low energy and fluorescent lamps | Jamaica MIA |
|  | 8539.39.99 | Other: Other | Mexico |

Thermionic, cold cathode or photocathode tubes and parts

|  |  |  |  |
| --- | --- | --- | --- |
| **HS reference** | **Further subheading** | **Description** | **Reference** |
| 8540 |  | Thermionic, cold cathode or photocathode tubes (for example, vacuum or vapor or gas filled tubes, mercury arc rectifying tubes, cathode-ray tubes, television camera tubes); parts |  |
| 8540.1 |  | Cathode-ray television picture tubes, including video monitor cathode-ray tubes | Argentina |
| 8540.11 |  | Color | Argentina |
| 8540.12 |  | Monochrome | Argentina |
| 8540.2 |  | Television camera tubes; image converters and intensifiers; other photo-cathode tubes | Argentina |
| 8540.4 |  | Data/graphic display tubes, monochrome; data/graphic display tubes, color, with a phosphor dot screen pitch smaller than 0.4 mm | Argentina |
| 8540.6 |  | Other cathode-ray tubes | Argentina |
| 8540.7 |  | Microwave tubes (for example, magnetrons, klystrons, travelling wave tubes, carcinotrons), excluding grid-controlled tubes | Argentina |
| 8540.71 |  | Magnetrons | Argentina |
| 8540.79 |  | Other | Argentina |
| 8540.8 |  | Other valves and tubes | Argentina |
| 8540.81 |  | Receiver or amplifier valves and tubes | Argentina |
| 8540.89 |  | Other | Argentina |
| 8540.9 |  | Parts | Argentina |
| 8540.91 |  | Of cathode-ray tubes | Argentina |
| 8540.99 |  | Other | Argentina |

Diagnostic apparatus and measuring/control instruments

| **HS reference** | **Further subheading** | **Description** | **Reference** |
| --- | --- | --- | --- |
| 9018.1 |  | Electro-diagnostic apparatus (including apparatus for functional exploratory examination or for checking physiological parameters) | Argentina |
| 9018.11 |  | Electro-cardiographs | Argentina |
| 9018.12 |  | Ultrasonic scanning apparatus | Argentina |
| 9018.13 |  | Magnetic resonance imaging apparatus | Argentina |
| 9018.14 |  | Scintigraphic apparatus | Argentina |
| 9018.19 |  | Medical, surgical and veterinary instruments other than electro-diagnostic apparatus | Argentina |
| 9018.2 |  | Ultraviolet or infrared ray apparatus [used in medical, surgical, dental or veterinary sciences] | Argentina |
| 9018.3 |  | Syringes, needles, catheters, cannulae and the like : | Argentina |
| 9018.31 |  | Syringes, with or without needles | Argentina |
| 9018.32 |  | Tubular metal needles and needles for sutures | Argentina |
| 9018.39 |  | Other: Catheters, cannulae, bougies and the like | Argentina |
| 9018.4 |  | Other instruments and appliances, used in dental sciences | Argentina |
| 9018.41 |  | Dental drill engines, whether or not combined on a single base with other dental equipment | Argentina |
| 9018.49 |  | Other | Argentina |
| 9025.19 |  | Thermometers and pyrometers, not combined with other instruments | Argentina |
|  | 9025.19.01 | Other: For motor vehicles | Mexico |
|  | 9025.19.02 | Other: Certified for aircraft | Mexico |
|  | 9025.19.20 | Mercury-free clinical thermometers, ambient air thermometers and glass thermometers for laboratories | Jamaica MIA |
|  | 9025.19.99 | Other: Other | Mexico |
| 9025.8 |  | Other instruments, including barometers |  |
|  | 9025.80.03 | Other instruments: Certified for aircraft | Mexico |
|  | 9025.80.40 | Hydrometers, pyrometers, hygrometers, etc., mercury free and combinations | Jamaica MIA |
|  | 9025.80.80 | Hydrometers, pyrometers, hygrometers, etc., containing mercury and combinations | Jamaica MIA |
|  | 9025.80.99 | Other instruments: Other | Mexico |
| 9025.9 |  | Parts & accessories of hydrometers & like floating instruments, thermometers, pyrometers, barometers, hygrometers, psychrometers & combinations | Argentina |
|  | 9025.90.90 | Parts and accessories of density meters, areometers, weighing liquids and similar floating instruments, pyrometers, barometers, hygrometers and psychrometers | Argentina |
| 9026.1 |  | Instruments and apparatus for measuring or checking the flow or level of liquids | Vietnam |

|  |  |  |  |
| --- | --- | --- | --- |
| **HS reference** | **Further subheading** | **Description** | **Reference** |
| 9026.2 |  | Instruments and apparatus for measuring or checking pressure | Argentina |
|  | 9026.20.02 | Pressure gauges, vacuum gauges or manovacuometers with a measuring range equal to or less than 700 Kg / cm2 with a tube detection element and dial diameter equal to or less than 305 mm, except for automotive use. | Mexico |
|  | 9026.20.05 | Certified for aircraft | Mexico |
|  | 9026.20.06 | Pressure gauges, vacuum gauges or manovacuometers, other than those included in sections 9026.20.01 [electrical or electronic operation] and 9026.20.02. | Mexico |
| 9026.8 |  | Other instruments and apparatus for measuring or checking other variables of liquids or gases | Argentina |
|  | 9026.80.60 | Nonelectrical instruments and apparatus for measuring or checking variables of liquids or gases | Argentina |
| 9026.9 |  | Parts and accessories | Argentina |
| 9027.3 |  | Spectrometers, spectrophotometers and spectrographs using optical radiation, such as UV, visible, IR | Jamaica MIA |
| 9027.5 |  | Instruments and apparatus for physical or chemical analysis, using UV, visible or IR optical radiations (excl. spectrometers, spectrophotometers, spectrographs and gas or smoke analysis apparatus) | Jamaica MIA |
| 9032.1 |  | Thermostats | Jamaica MIA |

# Appendix 2 – All product categories and codes submitted by Parties at COP-3

| **6 digits or less** | **More than 6 digits** | **Description** | **Source** |
| --- | --- | --- | --- |
|  |  | **Batteries** |  |
| 8506.1 |  | Manganese dioxide primary cells |  |
|  | 8506.10.10 | Alkaline manganese dioxide primary cells | Argentina |
|  | 8506.10.20 | (Other) manganese dioxide primary cells | Argentina |
|  | 8506.10.30 | Manganese dioxide batteries | Argentina |
| 8506.3 |  | Mercuric oxide primary cells and batteries (excl. spent) |  |
|  | 8506.30.01 | Mercury oxide | Mexico |
| 8506.4 |  | Silver oxide primary cells |  |
|  | 8506.40.01 | Silver oxide primary cells | Mexico |
|  | 8506.40.10 | Silver oxide primary cells with external volume less than or equal to 300 cm3 | Argentina |
|  | 8506.40.90 | (Other) silver oxide primary cells | Argentina |
| 8506.5 |  | Lithium cells and batteries |  |
| 8506.6 |  | Air-zinc primary cells |  |
|  | 8506.60.01 | Air-zinc primary cells | Mexico |
|  | 8506.60.10 | Air-zinc primary cells (with external volume less than or equal to 300 cm3) | Argentina |
|  | 8506.60.90 | (Other) air-zinc batteries | Argentina |
| 8506.8 |  | Other primary cells and batteries |  |
|  | 8506.80.01 | Other primary cells and batteries | Mexico |
| 8506.9 |  | Parts of primary cells and primary batteries | Argentina |
|  | 8548.10.01 | Waste and scrap of primary cells, primary batteries and electric storage batteries; spent primary cells, spent primary batteries and spent electric storage batteries | Mexico |
|  |  | **Screens, switches, relays, etc.** | |
| 8471.3 |  | Laptops (Portable automatic data processing machines, consisting of at least a central processing unit, a keyboard and a display) | Jamaica MIA |
| 8504.4 |  | Static convertors |  |
|  | 8504.40.99 | Static convertors: other | Mexico |
| 8517.12 |  | Cell phones (Telephones for cellular networks or for other wireless networks) | Jamaica MIA |
| 8528.59 |  | LCD Screens (monitors other than cathode ray tube monitors, and not directly connecting to or designed for use with an automatic data processing machine | Jamaica MIA |
| 8528.73 |  | Television reception apparatus |  |
|  | 8528.73.90 | LC Screens | Jamaica MIA |
| 8535.1 |  | Fuses and circuit breakers for a voltage exceeding 1,000 V | Argentina |
| 8535.21 |  | Automatic circuit breakers, for a voltage of less than 72.5 kV, but exceeding 1,000 V | Argentina |
| 8535.29 |  | Automatic circuit breakers, for a voltage of 72.5 kV or more | Argentina |

|  |  |  |  |
| --- | --- | --- | --- |
| **6 digits or less** | **More than 6 digits** | **Description** | **Source** |
| 8535.3 |  | Isolating switches and make-and-break switches, for a voltage exceeding 1,000 V |  |
|  | 8535.30.01 | Make-and-break switches | Mexico |
|  | 8535.30.05 | Knife switches with current load | Mexico |
|  | 8535.30.13 | Switches for rated current less than or equal to 1600A, vacuum cut-off without actuating device (vacuum bottles or ampoules) | Argentina |
|  | 8535.30.18 | Disconnectors and switches for rated current less than or equal to 1600A and others with automatic actuation device except for contacts immersed in liquid medium | Argentina |
|  | 8535.30.19 | Other disconnectors and switches for rated current less than or equal to 1600A | Argentina |
|  | 8535.30.27 | Switches for rated current greater than 1600A and others with non-automatic actuation device | Argentina |
|  | 8535.30.28 | Switches for rated current greater than 1600A and others with automatic actuation device except for contacts immersed in liquid medium | Argentina |
| 8535.4 |  | Lightning arresters, voltage limiters and surge suppressors, for a voltage exceeding 1,000 V |  |
|  | 8535.40.10 | Lightning rod for protection of electricity transmission lines | Argentina |
|  | 8535.40.90 | Voltage limiters and transient surge suppressors | Argentina |
| 8535.9 |  | Electrical apparatus for switching, protecting, or making connections for a voltage exceeding 1,000 V |  |
|  | 8535.90.04 | Starter relays | Mexico |
|  | 8535.90.05 | Thermal or induction relays | Mexico |
|  | 8535.90.06 | High sensitivity relays, with laminated core, inverting monopole, as exclusively designed for telephone equipment | Mexico |
|  | 8535.90.13 | Secondary electromagnetic relays, powered exclusively through current and / or voltage transformers | Mexico |
|  | 8535.90.14 | Automatic differential relays, up to 60 amps with differential protection up to 300 milliamps | Mexico |
|  | 8535.90.22 | Relays other than those included in subheadings 8535.90.04, 8535.90.05, 8535.90.06, 8535.90.13 y 8535.90.14. | Mexico |
| 8536.1 |  | Fuses, for a voltage not exceeding 1,000 V | Argentina |
| 8536.2 |  | Automatic circuit breakers, for a voltage not exceeding 1,000 V | Argentina |
| 8536.3 |  | Other apparatus for protecting electrical circuits | Argentina |
| 8536.4 |  | Relays, for a voltage not exceeding 1,000 V | Argentina |

|  |  |  |  |
| --- | --- | --- | --- |
| **6 digits or less** | **More than 6 digits** | **Description** | **Source** |
| 8536.41 |  | Relays for a voltage not exceeding 60 V | Argentina |
|  | 8536.41.01 | For speakers | Mexico |
|  | 8536.41.02 | 6 and 12 V solenoids, for automotive starter motors | Mexico |
|  | 8536.41.03 | Thermal or induction | Mexico |
|  | 8536.41.04 | Certified for aircraft | Mexico |
|  | 8536.41.05 | High sensitivity, with laminated core, inverter monopole, designed and certified for telephone equipment | Mexico |
|  | 8536.41.06 | Electromagnetic secondaries, powered exclusively through current and / or voltage transformers | Mexico |
|  | 8536.41.07 | Automatic differential, up to 60 amps with differential protection up to 300 milliamps | Mexico |
|  | 8536.41.08 | Photoelectric relays | Mexico |
|  | 8536.41.09 | Directional indicators for maneuvering indicator lights, for automotive use | Mexico |
|  | 8536.41.10 | For start-up functions, other than those included in section 8536.41.02 | Mexico |
|  | 8536.41.11 | Manual or electrical reset multiple contact lockout auxiliary relays rated less than or equal to 60 amps | Mexico |
|  | 8536.41.99 | Other | Mexico |
| 8536.49 |  | Relays for a voltage greater than 60 V and not exceeding 1000 V | Argentina |
|  | 8536.49.01 | For start-up functions | Mexico |
|  | 8536.49.02 | Thermal or induction | Mexico |
|  | 8536.49.03 | Electromagnetic secondaries, powered exclusively through current and / or voltage transformers. | Mexico |
|  | 8536.49.04 | Automatic differential, up to 60 amps with differential protection up to 300 milliamps | Mexico |
|  | 8536.49.05 | Multi-contact block auxiliary relays, manual or electrical reset, rated less than or equal to 60 amps and 480V maximum voltage | Mexico |
|  | 8536.49.99 | Other | Mexico |
| 8536.5 |  | Switches, for a voltage not exceeding 1,000 V | Argentina |
|  | 8536.50.01 | Switches other than those included in subheading 8536.50.15 | Mexico |
|  | 8536.50.05 | Certified for aircraft | Mexico |
|  | 8536.50.06 | Switches, by pressure of liquids for level controls in washing machines for domestic use | Mexico |
|  | 8536.50.07 | Thermoelectric automatic switches for priming the discharge in fluorescent lamps or tubes | Mexico |
|  | 8536.50.08 | Knife switches with current load | Mexico |
|  | 8536.50.10 | Switches designed and certified exclusively for radio or television, other than those included in section 8536.50.16. | Mexico |
|  | 8536.50.11 | Loose or grouped switches, actuated by buttons, weighing up to 250 g, or single or multiple push-button or keyboard switches, designed and certified exclusively for electronics, other than those included in section 8536.50.16 | Mexico |
|  | 8536.50.15 | Dual, foot or pull-type light switches; start button; designed and certified exclusively for automotive use | Mexico |
|  | 8536.50.16 | Pushbutton micro-switches for household appliances | Mexico |
| 8536.6 |  | Lamp-holders, plugs and sockets, for a voltage not exceeding 1,000 V | Argentina |
| 8536.61 |  | Lampholders | Argentina |
| **6 digits or less** | **More than 6 digits** | **Description** | **Source** |
| 8536.69 |  | Other | Argentina |
| 8536.7 |  | Connectors for optical fibres, optical fibre bundles or cables | Argentina |
| 8536.9 |  | Other electrical apparatus | Argentina |
|  |  | **Linear fluorescent lamps** |  |
| 8539.3 |  | Discharge lamps, other than ultraviolet  Note: All commonly available fluorescent tubes and lamps contain mercury |  |
| 8539.31 |  | Fluorescent, hot cathode discharge lamps, other than ultraviolet lamps | Argentina, Canada |
|  | 8539.31.00.10 | Linear fluorescent lamps (LFLs) for general lighting purposes | Uruguay |
|  | 8539.31.00.11 | Triband phosphor < 60 watts with a mercury content no more than 5 mg per lamp | Uruguay |
|  | 8539.31.00.12 | Halophosphate phosphor < 40 watts with a mercury content no more than 10 mg per lamp | Uruguay |
|  | 8539.31.00.20 | Lamps for general lighting purposes incorporated with other equipment, and including an E 27 socket | Uruguay |
|  | 8539.31.00.30 | Lamps for general lighting purposes incorporated with other equipment, and including E 14 and E 40 sockets | Uruguay |
|  | 8539.31.00.90 | Other | Uruguay |
|  | 8539.31.00.19 | Others | Uruguay |
|  | 8539.31.01 | Fluorescent lamps or tubes in the form of an “O” or a “U” | Mexico |
|  | 8539.31.99 | Other hot cathode fluorescent lamps | Mexico |
|  |  | **Compact fluorescent lamps** |  |
| 8539.3 |  | Discharge lamps, other than ultraviolet  Note: All commonly available fluorescent tubes and lamps contain mercury |  |
| 8539.31 |  | Discharge lamps, fluorescent and hot cathode | Argentina, Canada |
|  |  | **High pressure mercury vapor lamps** |  |
| 8539.3 |  | Discharge lamps, other than ultraviolet  Note: All commonly available high-intensity discharge (HID) lamps contain mercury |  |
| 8539.32 |  | Mercury or sodium vapor lamps; metal halide lamps | Argentina, Burundi, Canada |
|  | 8539.32.00.10 | High pressure mercury vapour lamps | Uruguay |
|  | 8539.32.00.20 | Sodium vapour lamps | Uruguay |
|  | 8539.32.00.30 | Metal halide lamps | Uruguay |
|  | 8539.32.00.90 | Others | Uruguay |
|  | 8539.32.02 | High pressure mercury vapour lamps | Mexico |
|  | 8539.32.99 | Others | Mexico |
|  |  | **Cold cathode and external electrode fluorescent lamps** | |
| 8539.3 |  | Discharge lamps, other than ultraviolet  Note: All commonly available fluorescent tubes and lamps contain mercury |  |

|  |  |  |  |
| --- | --- | --- | --- |
| **6 digits or less** | **More than 6 digits** | **Description** | **Source** |
| 8539.39 |  | Electrical discharge lamps, other than fluorescent (hot cathode), mercury or sodium vapor, metal halide or ultraviolet lamps | Argentina, Canada |
|  | 8539.39.00.10 | Cold cathode fluorescent lamps and external electrode fluorescent lamps (CCFL and EEFL) for electronic displays: short length (< 500 mm) with mercury content no more than 3.5 mg per lamp | Uruguay |
|  | 8539.39.00.20 | Cold cathode fluorescent lamps and external electrode fluorescent lamps (CCFL and EEFL) for electronic displays: medium length (> 500 mm and < 1 500 mm) with mercury content no more than 5 mg per lamp | Uruguay |
|  | 8539.39.00.30 | Cold cathode fluorescent lamps and external electrode fluorescent lamps (CCFL and EEFL) for electronic displays: long length (> 1 500 mm) with mercury content no more than 13 mg per lamp | Uruguay |
|  | 8539.39.00.90 | Other | Uruguay |
|  | 8539.39.02 | Other: Certified for aircraft | Mexico |
|  | 8539.39.03 | Other: Tubular fluorescent lamps in the shape of an "O" or "U" | Mexico |
|  | 8539.39.05 | The others: Neon lamps | Mexico |
|  | 8539.39.06 | Other: Exclusively mixed or combined metal gas discharge lamps, multivapor type or similar | Mexico |
|  | 8539.39.10 | Low energy consumption lamps | Jamaica MIA |
|  | 8539.39.90 | Discharge lamps, other than ultra-violet, low energy and fluorescent lamps | Jamaica MIA |
|  | 8539.39.99 | Other: Other | Mexico |
|  |  | **Other lamps** |  |
| 8539 |  | Electric filament or discharge lamps, including sealed beam lamp units and ultraviolet or infrared lamps; arc lamps; light-emitting diode (LED) lamps; parts |  |
| 8539.1 |  | Sealed beam lamp units | Argentina, Canada |
| 8539.2 |  | Other filament lamps, excluding ultra-violet or infra-red lamps | Argentina |
| 8539.21 |  | Tungsten halogen | Argentina |
| 8539.22 |  | Other, of a power not exceeding 200 W and for a voltage exceeding 100 | Argentina |
| 8539.29 |  | Other | Argentina |
| 8539.4 |  | Ultra-violet or infra-red lamps; arc-lamps | Argentina |
| 8539.41 |  | Arc-lamps | Argentina, Canada |
| 8539.49 |  | Ultra-violet or infra-red lamps excluding arc lamps | Argentina, Canada |
| 8539.5 |  | Light-emitting diode (LED) lamps | Argentina |
| 8539.9 |  | Parts for lamps in this general category | Argentina, Canada |
| 8540 |  | Thermionic, cold cathode or photocathode tubes (for example, vacuum or vapor or gas filled tubes, mercury arc rectifying tubes, cathode-ray tubes, television camera tubes); parts |  |
| 8540.1 |  | Cathode-ray television picture tubes, including video monitor cathode-ray tubes | Argentina |
| 8540.11 |  | Color | Argentina |
| 8540.12 |  | Monochrome | Argentina |
| **6 digits or less** | **More than 6 digits** | **Description** | **Source** |
| 8540.2 |  | Television camera tubes; image converters and intensifiers; other photo-cathode tubes | Argentina |
| 8540.4 |  | Data/graphic display tubes, monochrome; data/graphic display tubes, color, with a phosphor dot screen pitch smaller than 0.4mm | Argentina |
| 8540.6 |  | Other cathode-ray tubes | Argentina |
| 8540.7 |  | Microwave tubes (for example, magnetrons, klystrons, travelling wave tubes, carcinotrons), excluding grid-controlled tubes | Argentina |
| 8540.71 |  | Magnetrons | Argentina |
| 8540.79 |  | Other | Argentina |
| 8540.8 |  | Other valves and tubes | Argentina |
| 8540.81 |  | Receiver or amplifier valves and tubes | Argentina |
| 8540.89 |  | Other | Argentina |
| 8540.9 |  | Parts | Argentina |
| 8540.91 |  | Of cathode-ray tubes | Argentina |
| 8540.99 |  | Other | Argentina |
|  |  | **Cosmetics** |  |
| 3304.1 |  | Lip make-up preparations | Argentina |
|  | 3304.10.01 | Lip make-up preparations | Mexico |
| 3304.2 |  | Eye make-up preparations | Argentina |
|  | 3304.20.01 | Eye make-up preparations | Mexico |
| 3304.3 |  | Manicure or pedicure preparations | Argentina |
| 3304.9 |  | Other | Argentina |
| 3304.91 |  | Powders, whether or not compressed | Argentina |
|  | 3304.91.01 | Powders, including compacts | Mexico |
| 3304.99 |  | Other beauty or make-up preparations & preparations for the care of the skin, excl. medicaments | Argentina |
|  | 3304.99.01 | Skin creams | Mexico |
|  | 3304.99.99 | Other | Mexico |
| 3401.1 |  | Soap and organic surface-active products and preparations, in the form of bars, cakes, molded pieces or shapes, and paper, wadding, felt and nonwovens, impregnated, coated or covered with soap or detergent | Argentina |
| 3401.11 |  | For toilet use (including medicated products) | Argentina |
|  | 3401.11.01 | Soaps for toilet use (incl. medicated) | Mexico |
| 3401.19 |  | Other than toilet use | Argentina |
| 3401.2 |  | In the form of flakes, granules, powder, soft soap or liquid soap | Argentina |
|  | 3401.20.01 | Soap in other forms | Mexico |
| 3401.3 |  | Liquid or cream for washing the skin | Argentina |
|  | 3401.30.01 | Organic surface-active products and preparations for washing the skin, in the form of liquid or cream and put up for retail sale, whether or not containing soap | Mexico |

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| **6 digits or less** | **More than 6 digits** | **Description** | |
|  |  | **Pesticides, biocides and topical antiseptics** | |
| 3808.5 |  | Insecticides, rodenticides, fungicides, herbicides, anti-sprouting products and plant growth regulators, disinfectants and similar products | Argentina |
|  | 3808.50.01 | Goods specified in Subheading Note 1 to this Chapter, incl. mercury compounds | Mexico |
|  | 3808.50.10 | Specified goods containing any aromatic or modified aromatic pesticide | ?? |
|  | 3808.50.40 | Disinfectants | ?? |
|  | 3808.50.50 | Other pesticides | ?? |
| 3808.52 |  | DDT (ISO) (clofenotane (INN)), in packings of a net weight content not exceeding 300 g | Argentina |
| 3808.59 |  | Other | Argentina |
| 3808.6 |  | Goods specified in Subheading Note 2 to this Chapter: "Subheadings 3808.61 to 3808.69 cover only goods of heading 3808, containing alpha-cypermethrin (ISO), bendiocarb (ISO), bifenthrin (ISO), chlorfenapyr (ISO), cyfluthrin (ISO), deltamethrin (INN, ISO), etofenprox (INN), fenitrothion (ISO), lambda-cyhalothrin (ISO), malathion (ISO), pirimiphos-methyl (ISO) or propoxur (ISO)." | Argentina |
| 3808.61 |  | In packings of a net weight content not exceeding 300 g | Argentina |
| 3808.62 |  | In packings of a net weight content exceeding 300 g but not exceeding 7.5 kg | Argentina |
| 3808.69 |  | Other | Argentina |
| 3808.9 |  | Other | Argentina |
| 3808.91 |  | Insecticides | Argentina |
| 3808.92 |  | Fungicides | Argentina |
| 3808.93 |  | Herbicides, anti-sprouting products and plant-growth regulators | Argentina |
| 3808.94 |  | Disinfectants | Argentina |
| 3808.99 |  | Other | Argentina |
|  |  | **Measuring, medical and such devices** |  |
| 9018.1 |  | Electro-diagnostic apparatus (including apparatus for functional exploratory examination or for checking physiological parameters) | Argentina |
| 9018.11 |  | Electro-cardiographs | Argentina |
| 9018.12 |  | Ultrasonic scanning apparatus | Argentina |
| 9018.13 |  | Magnetic resonance imaging apparatus | Argentina |
| 9018.14 |  | Scintigraphic apparatus | Argentina |
| 9018.19 |  | Medical, surgical and veterinary instruments other than electro-diagnostic apparatus | Argentina |
| 9018.2 |  | Ultraviolet or infrared ray apparatus (syringes, needles, catheters, cannulae and the like) and parts and accessories thereof | Argentina, Canada |
| 9018.3 |  | Syringes, needles, catheters, cannulae and the like : | Argentina |
| 9018.31 |  | Syringes, with or without needles | Argentina |
| 9018.32 |  | Tubular metal needles and needles for sutures | Argentina |
| 9018.39 |  | Other: Catheters, cannulae, bougies and the like | Argentina |
| 9018.4 |  | Other instruments and appliances, used in dental sciences | Argentina |
| 9018.41 |  | Dental drill engines, whether or not combined on a single base with other dental equipment | Argentina |
| **6 digits or less** | **More than 6 digits** | **Description** | **Source** |
| 9018.49 |  | Other | Argentina |
| 9018.5 |  | Other ophthalmic instruments and appliances | Argentina |
| 9018.9 |  | Other instruments and appliances including sphygmomanometers | Argentina |
|  | 9018.90.03 | Devices for measuring blood pressure | Mexico |
|  | 9018.90.92 | Devices for measuring blood pressure | Diverse |
|  | 9018.90.92.10 | Containing mercury | Uruguay |
|  | 9018.90.92.90 | Other | Uruguay |
| 9025.1 |  | Thermometers and pyrometers, not combined with other instruments : |  |
| 9025.11 |  | Liquid-filled thermometers and pyrometers, for direct reading, not combined with other instruments | Diverse |
|  | 9025.11.01 | Samples for the production of glass thermometers, without graduation, with or without vacuum, with or without mercury | Mexico |
|  | 9025.11.10 | Clinical thermometers, liquid filled, for direct reading | Diverse |
|  | 9025.11.10.10 | Containing mercury | Uruguay |
|  | 9025.11.10.90 | Other | Uruguay |
|  | 9025.11.20 | Clinical thermometers, liquid-filled, for direct reading, not combined with other instruments | Jamaica MIA |
|  | 9025.11.40 | Liquid-filled thermometers, for direct reading, not combined with other instruments, other than clinical thermometers | Schedule B |
|  | 9025.11.80 | Glass thermometers with Hg for laboratories; Ambient air thermometer containing mercury | Jamaica MIA |
|  | 9025.11.99 | Other | Mexico |
| 9025.19 |  | Thermometers and pyrometers, not combined with other instruments | Argentina |
|  | 9025.19.01 | Other: For motor vehicles | Mexico |
|  | 9025.19.02 | Other: Certified for aircraft | Mexico |
|  | 9025.19.20 | Mercury-free clinical thermometers, ambient air thermometers and glass thermometers for laboratories | Jamaica MIA |
|  | 9025.19.99 | Other: Other | Mexico |
| 9025.8 |  | Other instruments, including barometers |  |
|  | 9025.80.02 | Other instruments: Hygrometers | Mexico |
|  | 9025.80.03 | Other instruments: Certified for aircraft | Mexico |
|  | 9025.80.40 | Hydrometers, pyrometers, hygrometers, etc., mercury free and combinations | Jamaica MIA |
|  | 9025.80.80 | Hydrometers, pyrometers, hygrometers, etc., containing mercury and combinations | Jamaica MIA |
|  | 9025.80.99 | Other instruments: Other | Mexico |
| 9025.9 |  | Parts & accessories of hydrometers & like floating instruments, thermometers, pyrometers, barometers, hygrometers, psychrometers & combinations | Argentina |
|  | 9025.90.90 | Parts and accessories of density meters, areometers, weighing liquids and similar floating instruments, pyrometers, barometers, hygrometers and psychrometers | Argentina |
| 9026.1 |  | Instruments and apparatus for measuring or checking the flow or level of liquids | Vietnam |

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| **6 digits or less** | **More than 6 digits** | **Description** | **Source** |
| 9026.2 |  | Instruments and apparatus for measuring or checking pressure | Argentina |
|  | 9026.20.02 | Pressure gauges, vacuum gauges or manovacuometers with a measuring range equal to or less than 700 Kg / cm2 with a tube detection element and dial diameter equal to or less than 305 mm, except for automotive use. | Mexico |
|  | 9026.20.05 | Certified for aircraft | Mexico |
|  | 9026.20.06 | Pressure gauges, vacuum gauges or manovacuometers, other than those included in sections 9026.20.01 [electrical or electronic operation] and 9026.20.02. | Mexico |
|  | 9026.20.10 | Instruments and apparatus for pressure measurement or control, manometers | Argentina |
| 9026.8 |  | Other instruments and apparatus for measuring or checking other variables of liquids or gases | Argentina |
|  | 9026.80.60 | Nonelectrical instruments and apparatus for measuring or checking variables of liquids or gases | Argentina |
| 9026.9 |  | Parts and accessories | Argentina |
| 9027.3 |  | Spectrometers, spectrophotometers and spectrographs using optical radiations, such as UV, visible, IR | Jamaica MIA |
| 9027.5 |  | Instruments and apparatus for physical or chemical analysis, using UV, visible or IR optical radiations (excl. spectrometers, spectrophotometers, spectrographs and gas or smoke analysis apparatus) | Jamaica MIA |
| 9032.1 |  | Thermostats | Jamaica MIA |
|  |  | **Chemical products** |  |
| 3815.19 |  | Reaction initiators, reaction accelerators and catalytic preparations, involving catalysts other than nickel or precious metals and their compounds as active substance | Argentina |
| 3815.9 |  | Other reaction initiators, reaction accelerators and catalytic preparations |  |
|  | 3815.90.10 | For petroleum cracking | Argentina |
|  | 3815.90.99 | For other purposes | Argentina |
| 3822 |  | Diagnostic or laboratory reagents | Canada |
|  |  | **Dental amalgam** |  |
|  |  | Note: Certain dental alloys are sometimes called “amalgams” even though they do not contain mercury. These should be identified by customs code 3006.40 (Dental cements and fillings). If they do contain mercury, however, they must be classified under codes 2843.90 or 2853.90. |  |
| 2843.9 |  | Amalgams of precious metals |  |
|  | 2843.90.10 | Amalgams (containing mercury) of precious metals in capsule or other form for dental use |  |
| 2853.9 |  | Amalgams, other than amalgams of precious metals | Diverse |
|  |  | Amalgams (containing mercury), other than amalgams of precious metals, in capsule or other form for dental use |  |

# Appendix 3 – Assessment of 6-digit customs codes

Using 6-digit HS codes for differentiating mercury-added from non-mercury-added products would necessarily build on the established World Customs Organisation (WCO) structure and formal procedures (e.g., rules of origin, monitoring of controlled goods, etc.). In line with the formal HS practice, this approach would imply near “automatic” international harmonization, since all countries using the HS system are obliged under the WCO process to adopt the same HS codes. International harmonization could enhance collection of data (for better responding to reporting obligations) and comparisons with other Parties, including data cross-checking between imports and exports.

The 6-digit HS codes are currently being used in at least one MEA. In collaboration with the WCO, a number of 6-digit HS codes were developed in support of the Montreal Protocol in order to help governments track trade in ozone depleting substances. However, it is necessary to understand and plan for the time required to follow the formal WCO procedure, the potential likelihood of the WCO pursuing such codes, as well as the technical meetings that would need to precede such an effort.

Regarding timing issues, the WCO has a formal process for creating and amending 6-digit HS codes, which operates on a 5-year cycle for proposal, review, approval, and implementation. For example, because the sixth Harmonized System review cycle is targeting January 2022 for entry into force, the earliest possible year for adopting 6-digit HS codes for differentiating mercury-added from non-mercury-added products would be 2027. As such, the WCO process does not appear to be sufficiently dynamic to readily accommodate future amendments to Annex A, should there be any.

To take a specific example,. in April/May 2017, the Conference of the Parties to the Rotterdam Convention decided to amend Annex III to the Convention to list certain industrial chemicals. In November 2017, the BRS Secretariat proposed that the WCO assign separate customs codes to these chemicals and, in the same month, the Harmonized System Review Sub-Committee (RSC) began to discuss the proposal. In November 2018, the RSC agreed to amendments for these chemicals and forwarded them to the Harmonized System Committee for possible adoption. In March 2019, the Harmonized System Committee agreed to provisionally adopt the amendments, which were submitted for final adoption by the WCO Council in June 2019. These will be included in the 2022 edition of the Harmonized Commodity Description and Coding System and enter into force on 1 January 2022.

In addition, the trade volumes of certain products are a critical factor in the decision of the WCO to create new 6-digit subheadings. The WCO generally prioritizes products where trade is significant in order to manage the functionality of the codes (the greater the number of codes included in the HS, the more complex its structure and the greater the burden for HS users). Products listed in Annex A should be, by definition, very limited in their trade.

The following table was developed for COP-3 to demonstrate how 6-digit HS codes could be developed for thermometers and pyrometers to differentiate between those containing mercury and those without mercury.

Possible 6-digit codes to identify thermometers and pyrometers containing mercury

|  |  |
| --- | --- |
| **Customs code** | **Description** |
| 9025 | Hydrometers and similar floating instruments, thermometers, pyrometers, barometers, hygrometers and psychrometers, recording or not, and any combination of these instruments |
| 9025.1 | Thermometers and pyrometers, not combined with other instruments |
| 9025.12 | Containing mercury, for direct reading |
| 9025.13 | Other containing mercury |
| 9025.14 | Other liquid-filled, for direct reading |
| 9025.19 | Other |
| 9025.2 | Thermometers and pyrometers, combined with other instruments |
| 9025.22 | Containing mercury, for direct reading |
| 9025.23 | Other containing mercury |
| 9025.24 | Other liquid-filled, for direct reading |
| 9025.29 | Other |

1. “Background information on possible approaches to identifying and distinguishing non-mercury-added products and mercury‑added products listed in Annex A on the basis of the Harmonized System framework,” UNEP/MC/COP.3/INF/12. [↑](#footnote-ref-2)