

DANGEROUS GOODS PANEL (DGP) WORKING GROUP MEETING (DGP-WG/22)

Montréal, 21 to 25 November 2022

Agenda Item 4: Managing safety risks posed by the carriage of lithium batteries by air (Ref: Job Card DGP.003.04)

U.S. IMPORT-EXPORT DATA ON UN3480/UN3481/UN3090 BASED ON HARMONIZED TARIFF SYSTEM (HTS) AND HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES

(Presented by the Secretary)

SUMMARY

Attached is the presentation delivered to DGP-WG/22 on U.S. Import-export data on UN3480/UN3481/UN3090 based on harmonized tariff system (HTS) and harmonized tariff schedule of the United States.

wiley



ICAO Dangerous Goods Panel Energy Storage Devices Working Group

U.S. Import-Export Data on UN3480/UN3481/UN3090 based on Harmonized Tariff System (HTS) and Harmonized Tariff Schedule of the United States

November 22, 2022

George A. Kerchner

PRBA – The Rechargeable Battery Association 2050 M Street, NW Washington, DC 20036 gkerchner@wiley.law 202.719.4109



PRBA and Campbell-Hill Aviation Group





- PRBA and <u>Campbell-Hill Aviation Group</u>
 have tracked since 2010 imports into the
 U.S. and exports/re-exports from the U.S.
 of lithium ion and lithium metal cells and
 batteries (UN3480/UN3090) and lithium
 ion battery-powered products (UN3481)
- Data are compiled from the U.S. Bureau of the Census trade data
- Census data identifies shipment value, weight, and number of products that enter/exit a U.S. point via air from/to a foreign point

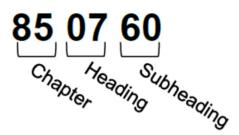
The Harmonized System



- The Harmonized System ("HS") is a hierarchical nomenclature system established by the World Customs Organization (WCO) for describing and classifying internationally traded goods based on their composition, function, and/or name
- The HS is divided into 21 Sections, which are further divided into 97 Chapters, each of which is assigned a 2-digit code (e.g., Chapter 01, Chapter 95)
- Each Chapter contains multiple 4-digit tariff headings, which are subdivided into 6-digit "subheadings"

The Harmonized System





- In this example of a six-digit subheading:
 - 85 indicates Chapter 85, covering electrical machinery
 - 07 indicates heading 8507, covering electric storage batteries
 - 60 indicates subheading 8507.60, covering lithium-ion batteries





- The Harmonized Tariff Schedule of the United States ("HTSUS") is based on the HS
- The HTSUS includes the HS's 21 Sections and 97 Chapters, and same 4-digit headings and 6-digit subheadings in each Chapter
- Beyond the 6-digit level, the United States breaks out its classifications into 8-digit "tariff lines" and 10-digit "statistical breakouts" to more specifically identify products for duty and statistical purposes



- Beyond the HS's 21 Sections and 97 Chapters, the HTSUS contains an additional, 2-Chapter Section relating to U.S.-specific specialty classifications and temporary tariff modifications
- Each Section and Chapter within the HTSUS provides a broad explanatory title to guide classification, as well as notes that specify what each Section and Chapter covers or excludes
- The HTSUS also identifies the rates of duty applicable to each classification



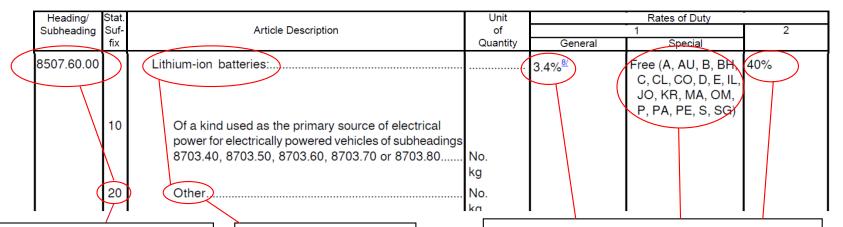




- In this example of a full, 10-digit provision:
 - 6-digit subheading (8507.60) covers lithium-ion batteries
 - 00 indicates tariff line 8507.60.00, with a scope identical to subheading 8507.60
 - 20 indicates statistical breakout 8507.60.0020, covering lithium-ion batteries other than those of a kind used to propel electric vehicles

The Harmonized Tariff Schedule of the United States – Lithium ion Batteries





HTSUS Classification

Chapter 85
Heading 8507
Subheading 8507.60
Tariff Line 8507.60.00
Statistical Breakout 8507.60.0020

Product Description

Duty Rates

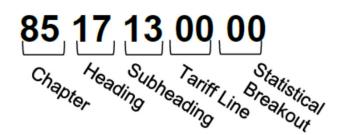
<u>Column 1-General</u>: the standard duty rate (footnote points to applicable temporary tariff modifications)

<u>Column 1-Special</u>: rate under specific free trade agreements

Column 2: rate for countries not accorded "most favored nation" status (e.g., Russia, North Korea, Cuba, etc.)







- In this example of a full, 10-digit provision:
 - 6-digit subheading (8517.13) covers smartphones
 - First 00 indicates tariff line 8517.13.00, with a scope identical to subheading 8517.13.00
 - Second 00 indicates statistical breakout 8517.13.0000, with a scope identical to the subheading and tariff line

The Harmonized Tariff Schedule of the United States – Smartphones



			_			
Heading/	Stat.		Unit		Rates of Duty	-
Subheading	Suf-	Article Description	of		2	
	fix		Quantity	General	Special	
8517		Telephone sets, including smartphones and other telephones				
		for cellular networks or for other wireless networks; other				
\		apparatus for the transmission or reception of voice, images				
		or other data, including apparatus for communication in a wired				
1 \		, , , , , , , , , , , , , , , , , , , ,				
	I /	or wireless network (such as a local or wide area network),				
		other than transmission or reception apparatus of heading				
	I (8443, 8525, 8527 or 8528; parts thereof:				
	ا ا	Telephone sets, including smartphones and other				
		telephones for cellular networks or for other wireless				
		networks :				
8517.11.00	00	Line telephone sets with cordless handsets	No	Eroo <u>8/</u>		35%
	L			FIEC		0070
8517.13.00	00	Smartphones	No	Free		35%
			·			

HTSUS Classification

Chapter 85
Heading 8517
Subheading 8517.13
Tariff Line 8517.13.00
Statistical Breakout 8517.13.0000

Product Description

Duty Rates

Column 1-General: the standard duty rate
Column 1-Special: rate under specific free
trade agreements (none here because the
standard duty rate is 0%)
Column 2: rate for countries not accorded
"most favored nation" status (e.g., Russia,
North Korea, Cuba, etc.)

U.S. Trade Data for UN3480, UN3481, UN3090

Table 2-1
U.S. Trade Value for Affected Products (2021)

Table 2-2
U.S Air Trade Volumes for Affected Products (2021)

	Total	Air	% of		Units	Shipments	Units per	Kilograms	Value
	(millions)	(millions)	Total		(millions)	(000)	Shipment	per Shipment	per Unit
U.S. Imports				U.S. Imports					
Cellphones & Related Products	\$103,455	\$87,411	84%	Cellphones & Related Products	411.0	872.6	471	205	\$213
Notebook and Handheld Computers	\$59,807	\$53,435	89%	Notebook and Handheld Computers	108.3	997.4	109	220	\$493
Audio & Video Equipment	\$9,390	\$5,617	60%	Audio & Video Equipment	49.1	127.2	386	279	\$114
Hand Power Tools	\$5,441	\$338	6%	Hand Power Tools	2.5	24.6	102	353	\$134
Other Electronic Products	\$10,947	\$4,543	42%	Other Electronic Products	25.8	270.4	96	124	\$176
Combined Total	\$189,041	\$151,344	80%	Combined Total	596.7	2,292.3	260	208	\$254
Lithium Ion Batteries	\$11,201	\$1,132	10%	Lithium Ion Batteries	196.4	81.3	2,416	318	\$6
Lithium Metal Batteries	\$358	\$120	34%	Lithium Metal Batteries	35.6	3.9	9,228	366	\$3
	\$11,559	\$1,252	11%		232.0	85.1	2,724	320	\$5
U.S. Exports and Re-Exports				U.S. Exports and Re-Exports					
Cellphones & Related Products	\$27,844	\$22,664	81%	Cellphones & Related Products	156.4	398.5	392	126	\$145
Notebook and Handheld Computers	\$7,547	\$4,207	56%	Notebook and Handheld Computers	9.6	100.4	95	184	\$439
Audio & Video Equipment	\$1,946	\$1,040	53%	Audio & Video Equipment	3.0	46.5	64	74	\$350
Hand Power Tools	\$471	\$31	7%	Hand Power Tools	0.3	2.4	110	387	\$118
Other Electronic Products	\$4,058	\$3,011	74%	Other Electronic Products	8.1	88.6	92	136	\$371
Combined Total	\$41,867	\$30,953	74%	Combined Total	177.3	636.4	279	134	\$175
Lithium Ion Batteries	\$1,828	\$290	16%	Lithium Ion Batteries	6.1	18.1	335	175	\$48
Lithium Metal Batteries	\$458	\$297	65%	Lithium Metal Batteries	6.7	8.8	757	99	\$44
	\$2,285	\$587	26%		12.8	26.9	474	150	\$46
Combined Total - All Trade	\$244,752	\$184,136	75%	Combined Total - All Trade	1,018.8	3,040.8	335	195	\$181
Source: U.S. Bureau of the Census trad	e data			Source: U.S. Bureau of the Census tra	de data and Car	mpbell-Hill Avi	ation Group		





.law



U.S. Trade Value for UN3481 Products (2021)								
	Total	Air	% of					
	(millions)	(millions)	Total					
U.S. Imports								
Cellphones & Related Products	\$103,455	\$87,411	84%					
Notebook and Handheld Computers	\$59,807	\$53,435	89%					
Audio & Video Equipment	\$9,390	\$5,617	60%					
Hand Power Tools	\$5,441	\$338	6%					
Other Electronic Products	\$10,947	\$4,543	42%					
Combined Total	\$189,041	\$151,344	80%					



U.S Air Trade Volumes for UN3481 Products (2021)										
	Units	Shipments	Units per	Kilograms	Value					
	(millions)	(000)	Shipment	per Shipment	per Unit					
U.S. Imports										
Cellphones & Related Products	411.0	872.6	471	205	\$213					
Notebook and Handheld Computers	108.3	997.4	109	220	\$493					
Audio & Video Equipment	49.1	127.2	386	279	\$114					
Hand Power Tools	2.5	24.6	102	353	\$134					
Other Electronic Products	25.8	270.4	96	124	\$176					
Combined Total	596.7	2,292.3	260	208	\$254					



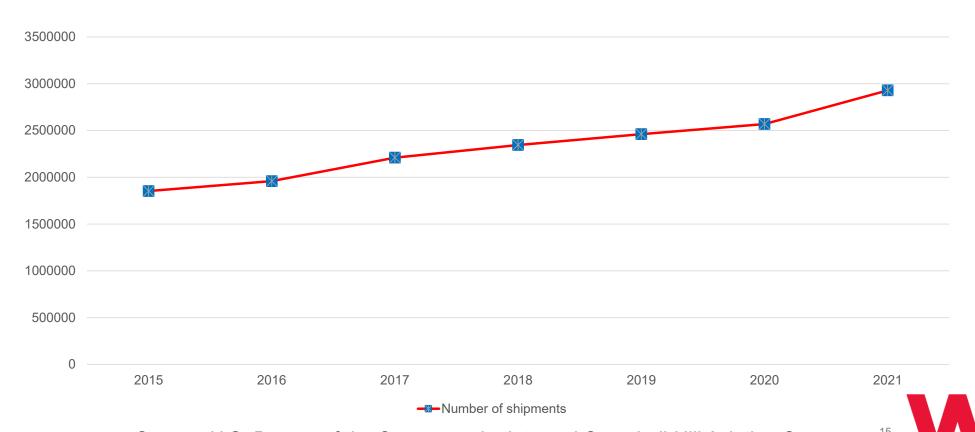


U.S Air Trade Volumes for UN3481 Products (2021)									
Units Shipments Units per Kilograms Value									
	(millions)	(000)	Shipment	per Shipment	per Unit				
U.S. Exports and Re-Exports									
Cellphones & Related Products	156.4	398.5	392	126	\$145				
Notebook and Handheld Computers	9.6	100.4	95	184	\$439				
Audio & Video Equipment	3.0	46.5	64	74	\$350				
Hand Power Tools	0.3	2.4	110	387	\$118				
Other Electronic Products	8.1	88.6	92	136	\$371				
Combined Total	177.3	636.4	279	134	\$175				



UN3481 Imports to and Exports/ Re-Exports from U.S. by Air (2015 – 2021)



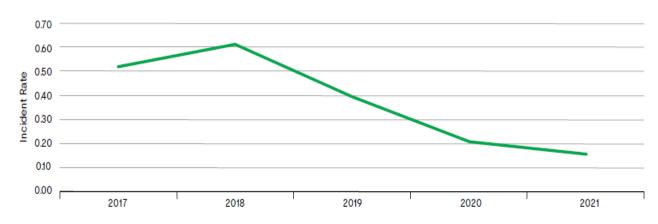


Source: U.S. Bureau of the Census trade data and Campbell-Hill Aviation Group

TRIP Database and Cargo Thermal Events



Incident Rate Thermal incidents per Billion Revenue-Ton-Miles



"Cargo incident frequency is trending downward across increasing cargo volumes. Both the absolute value of incidents in cargo operations reported by TRIP participants have fallen as well as the rate of these incidents normalized by the volume of cargo carried."

Source: TRIP Annual Report - 2021



Summary for UN3481



- The number of UN3481 U.S. air shipments (imports to and exports/re-exports from U.S.) increased from 1,853,000 to 2,929,000 between 2015 – 2021
- Data do not account for domestic air shipments (within U.S.)
- PRBA data aligns with TRIP data that show increasing cargo volumes between 2017 and 2021
- Cargo incident frequency is trending downward per TRIP data even with increased cargo volumes
- Changing how UN3481 are regulated in air transport per the ICAO TI (e.g., place a state of charge limit on UN3481 shipments) is not supported by the data



Overall Percentage of UN3480 Imports to and Exports/Re-Exports from U.S. by Air (2016 – 2021)



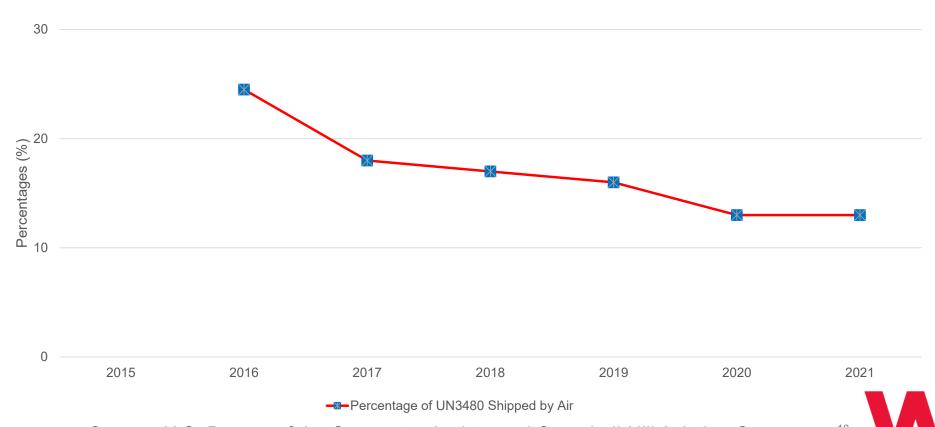




Table 2-2
U.S Air Trade Volumes for Affected Products (2021)

		Units	Shipments	Units per	Kilograms	Kilograms	Value	Value	
		(millions)	(000)	Shipment	(millions)	per Shipment	(millions)	per Unit	
		(1)	(2)	(3)	(4)	(5)	(6)	(7)	
U.S. Import	<u>s</u>								
Cellphones	& Related Products	411.0	872.6	471	178.8	205	\$87,411	\$213	
Notebook a Computers	nd Handheld	108.3	997.4	109	219.4	220	\$53,435	\$493	
Columns	<u>i</u>								
(1)	Estimated using average of trade via air.	ge weight per	unit factors for I	IS commodities wi	th unit counts as "	'unit of quantity" a	and a high share		
(2)	Estimated using average share of trade via air.	ge units per sh	ipment factors f	or HS commoditie	s with unit counts	as "unit of quantit	ty" and a high		
(3)	Column 1 / (Column 2	* 1,000)							
(4)	(4) Census totals adjusted to include estimates for cross-border air trade using Canadian and Mexican airports.								
(5)	Column 4 / (Column 2	* 1,000)							
(6)	(6) Census totals adjusted to include estimates for cross-border air trade using Canadian and Mexican airports.								
(7)	Column 6 / Column 1								
	Source: U.S. Bureau of the Census trade data and Campbell-Hill Aviation Group								