



HARMONIZED SYSTEM  
REVIEW SUB-COMMITTEE

-  
2<sup>nd</sup> Session  
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NR0477E1  
(+ Annex)

O. Eng.

Brussels, 7 October 2003.

POSSIBLE AMENDMENT OF NOTE 5 TO CHAPTER 84

(SECRETARIAT PROPOSAL)

(Item II.10 on Agenda)

Reference documents :

NR0115E1 (RSC/22)	NR0334E1 (RSC/WG/1)
NR0133E2, Annex D/5(RSC/22 – Report)	NR0335E1 (RSC/WG/1)
NR0188E1 (RSC/24)	NR0387E1 (RSC/WG/1)
NR0201E1 (RSC/24)	NR0400E3, Annex G (RSC/27 – Report)
NR0205E2, Annex E (RSC/24 – Report)	NR0421E1 (RSC/28)
NR0323E1 (RSC/26)	NR0461E1 (RSC/28)
NR0332E3, Annex D/5 (RSC/26 – Report)	NR0470E3, Annex C/21 (RSC/28 – Report)

I. BACKGROUND

1. Due to lack of time, the Review Sub-Committee postponed discussions on the proposed amendment of Note 5 to Chapter 84 and the consequential amendment to heading 84.71, as set out in the Annex to Doc. NR0421E1, and the proposal presented by **Japan** in Doc. NR0461E1.

II. SECRETARIAT COMMENTS

2. The Secretariat has reproduced the two proposed draft amendments to Note 5 to Chapter 84 (i.e., the proposal by **Japan** and the Secretariat's proposal) in the Annex to this document. For its comments on its own proposal and for clarification of the **Japanese** proposal, reference is made to documents NR0421E1 and NR0461E1, respectively.
3. With respect to the **Japanese** proposal, the Secretariat would like to merely point out that in that proposal, the distinction between digital machines, analogue machines and hybrid machines will be maintained, whereas the Secretariat's proposal no longer makes this distinction. It is, however, not entirely clear to the Secretariat whether the amendment proposed by **Japan** should be considered as substituting the complete Secretariat's proposal and, consequently, undo the list of units to be excluded from heading 84.71, which will have

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NR0477E1

their own headings, or refers to part (A) of the latter proposal only. Japan may wish to clarify this point.

### III. CONCLUSION

4. The Working Group is invited to examine the proposal to amend Note 5 to Chapter 84 and the consequential amendment to heading 84.71, as set out in the Annex to this document, taking into account the comments of the Secretariat in paragraphs 2 and 3 above.

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