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COMMISSION REGULATION (EC) No 471/2002

of 15 March 2002

concerning the classification of certain goods in the Combined Nomenclature

(OJ L 75, 16.3.2002, p. 13)

Amended by:

		Official Journal		
		No	page	date
►**M1**	Commission Regulation (EC) No 1179/2009 of 26 November 2009	L 317	1	3.12.2009
►**M2**	Commission Implementing Regulation (EU) No 441/2013 of 7 May 2013	L 130	1	15.5.2013

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Article 1

The goods described in column 1 of the Annex are classified within the Combined Nomenclature under the CN codes indicated in column 2 of the Annex.

Article 2

Subject to the measures in force in the Community relating to double-checking systems and to prior and retrospective Community surveillance of textile products on importation into the Community, binding tariff information issued by the customs authorities of Member States which does not conform to the provisions mentioned under item Nos 1, 3, 4 and 5 in the table of the Annex to this Regulation can continue to be invoked for a period of 60 days, under the provisions of Article 12(6) of Regulation (EEC) No 2913/92.

Binding tariff information issued by the customs authorities of Member States which does not conform to the provisions mentioned under item No 2 in the table of the Annex to this Regulation can continue to be invoked for a period of three months, under the provisions of Article 12(6) of Regulation (EEC) No 2913/92.

Article 3

This Regulation shall enter into force on the 20th day following its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

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ANNEX

Description of the goods	Classification (CN code)	Reasons
(1)	(2)	(3)
1. Article made of cellular plastic, approximately 4 mm thick, (measuring approximately 20 × 24 cm), nearly rectangular, because of its rounded corners, covered on one side with a layer of approximately 0,2 mm of multicoloured printed knitted textile fabric (Mouse-pads and similar articles) (See photograph No 618) (*)	6307 90 10	Classification is determined by general rules 1 and 6 for the interpretation of the Combined Nomenclature, notes 7(a) and 8(a) to Section XI, notes 1 and 2(a)(5) to Chapter 59, notes 1 and 2(a) to Chapter 63 and by the wording of CN codes 6307, 6307 90 and 6307 90 10 The article is 'made-up' within the meaning of note 7(a) to Section XI because it is cut otherwise than into squares or rectangles Classification in Chapter 39 is excluded according to note 2(a)(5) to Chapter 59, because the knitted fabric is not present merely for reinforcing purposes. See also the Harmonised System explanatory notes to Chapter 39, general considerations (plastics and textile combinations), (d) According to note 8(a) to Section XI made-up articles belong to Chapters 61 to 63
2. Article made of cellular plastic, approximately 4 mm thick, (measuring approximately 20 × 24 cm), nearly rectangular, because of its rounded comers, covered on one side with a layer of approximately 0,2 mm of single coloured knitted textile fabric (Mouse-pads and similar articles) (See photographs Nos 612 A + B) (*)	►**M1** 3926 90 97 ◄	Classification is determined by general rules 1 and 6 for the intepretation of the Combined Nomenclature, note 1 to Chapter 39, note 1(h) to Section XI, notes 1 and 2(a)(5) to Chapter 59 and by the wording of CN codes 3926, 3926 90 and ►**M1** 3926 90 97 ◄ Classification in Section XI is excluded according to note 2(a)(5) to Chapter 59, because the knitted fabric is present merely for reinforcing purposes. See also the Harmonised System explanatory notes to Chapter 39, general considerations (plastics and textile combinations), (d)
3. Rectangular, approximately 4 mm thick cellular plastic (polyurethane) (measuring approximately 20 × 21 cm), covered on one side with a layer of approximately 0,2 mm of multicoloured printed knitted textile fabric	5903 20 90	Classification is determined by general rules 1 and 6 for the interpretation of the Combined Nomenclature, note 7(a) to Section XI, notes 1 and 2(a)(5) to Chapter 59 and by the wording of CN codes 5903, 5903 20 and 5903 20 90

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Description of the goods	Classification (CN code)	Reasons
(1)	(2)	(3)
(Mouse-pads and similar articles) (See photograph No 619) (*)		The goods are not 'made-up' within the meaning of Note 7(a) to Section XI because they are cut in rectangular form Classification in Chapter 39 is excluded according to note 2(a)(5) to Chapter 59, because the knitted fabric is multi-coloured printed and therefore is not present merely for reinforcing purposes. See also the Harmonised System explanatory notes to Chapter 39, general considerations (plastics and textile combinations), (d)
4. Self-coloured lightweight knitted article for women or girls (86 % nylon, 14 % elastane), to be worn next to the skin, reaching down to just below the bust, with narrow adjustable shoulder straps. It has a low-cut neckline at the front and the back, without opening. There are bands of knitted fabric sewn onto the neckline and the armpits There are knitted side-panels of varying elasticity on the article, as well as an elasticated reinforcement at the front There is stitching just below the bust, reinforced on the inside, following the natural shape of the bust There is an elasticated band of a width of about 2 cm on the lower edge of the article, to make sure that the article clings to the body (Brassiere) (See photograph No 615) (*)	6212 10 90	Classificaton is determined by general rules 1 and 6 for the interpretation of the Combined Nomenclature, note 2(a) to Chapter 61 and the wording of CN codes 6212, 6212 10 and 6212 10 90 The elasticated reinforcement at the front, which gathers the fabric and contributes to the convex form of the cups, leads to the separation of the breasts which is characteristic of a brassiere The stitching follows the shape of the bust and gathers the fabric into the form of the cups The reinforcement of the stitching on the inside of the article serves as a stiffener and, together with the elasticated side panels, provides the support required for brassieres, in accordance with the Harmonised System explanatory notes to heading 6212, first paragraph
5. Rectangular shaped made-up article (measuring approximately 110 × 160 cm) of woven textile fabric (100 % cotton), attached on the two short sides of the woven fabric to each edge of a wooden pole (length: approximately 110 cm) by means of braided cords. Due to the different lengths of the cords the woven textile fabric obtains an asymmetric shape. Above the wooden pole	►M2 6306 90 00 ◄	Classification is determined by general rules 1 and 6 for the interpretation of the Combined Nomeclature, ►M2 notes 7(f) ◄ and 8(a) to Section XI, note 1 to Chapter 63 and by the wording of CN codes 6306 and ►M2 6306 90 00 ◄

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Description of the goods	Classification (CN code)	Reasons
(1)	(2)	(3)
there is a fixing device consisting of two braided cords and a metal ring, which allows the article to be fixed e.g. to a hook. The article does not have a defined seating area(Article similar to a hammock) (See photograph No 617) (*)		►M2 Other ◄ made-up woven textile articles belong to Chapter 63 according to note 8(a) to Section XI and note 1 to Chapter 63 According to general rules 1 and 6, the article is classified under camping goods, because — considering its objective characteristics — the article is made of a rectangular made-up woven textile fabric which is suspended on both sides by means of braided cords and because the article assumes the body shape of the person who sits or lies in it, since the product does not have a defined seating area. The article can be used indoors and outdoors Therefore, the article has to be classified — like a hammock — under camping goods in heading 6306. See the Harmonised System explanatory notes to heading 6306 (5), according to which camping goods include, among others, hammocks. Moreover, the Harmonised System explanatory notes to heading 9403 (other furniture etc.), (e), exclude hammocks from heading 9403 and assign them — depending on the material of the good — to headings 6306 or 5608 (made-up nets)

(*) The photographs are purely for information.

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