

**Commercial Customs Operations Advisory Committee
Government Issue Paper:
Intelligent Enforcement Subcommittee
Antidumping and Countervailing Duty
Working Group**

December 2022



**U.S. Customs and
Border Protection**

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**Office of Trade/Trade Policy and Programs
Intelligence Enforcement Subcommittee
Antidumping and Countervailing Duty Working Group
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Action Required: Informational

Background:

- CBP employs assets from across the agency to target antidumping and countervailing duty (AD/CVD) evasion, including import trade trend and valuation analysis, the use of targeted reviews and audits, lab testing, and special operations.
- CBP engages with the AD/CVD Working Group of the Commercial Customs Operations Advisory Committee (COAC) to improve the transparency of CBP's AD/CVD enforcement and processing. CBP provides information on AD/CVD requirements to facilitate legitimate AD/CVD imports and obtains trade input on proposed changes to CBP's AD/CVD policies.
- CBP also discusses in this Working Group issues related to CBP's enforcement of trade remedies under Sections 201, 232, and 301.
- CBP strives to be as transparent on AD/CVD enforcement as disclosure laws allow, and regularly posts AD/CVD information on CBP.gov and Twitter.
- As of November 9, 2022, CBP enforces 661 AD/CVD orders. The total number of AD/CVD orders enforced by CBP has more than doubled since fiscal year (FY) 2016.

Issue:

- CBP is committed to enforcing AD/CVD laws, penalizing those who would try to evade those laws, and facilitating legitimate trade.
- CBP is currently working on initiatives with the COAC AD/CVD Working Group to facilitate legitimate AD/CVD imports and improve importer compliance with AD/CVD measures. These initiatives include:
 - Obtaining input from the working group on draft trade guidance on best practices for filing manufacturer and exporter information on AD/CVD entries; and
 - Collaborating with the working group to test automation to inform customs brokers about potential errors in AD/CVD entries.

Current Status:

- The COAC AD/CVD Working Group continues to discuss improving importer compliance with AD/CVD measures.

Next Steps:

The COAC AD/CVD Working Group will continue discussions on AD/CVD challenges and importer compliance and obtain trade input on proposed changes to CBP's AD/CVD policies.

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