

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

**September 2023**



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

Pub #3360-0923

**Office of Trade/Trade Policy and Programs  
Intelligence Enforcement Subcommittee  
Antidumping and Countervailing Duty Working Group  
September 2023**

**Action Required:** Informational

**Background:**

- U.S. Customs and Border Protection (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 Commercial Customs Operations Advisory Committee (COAC) Intelligence Enforcement Subcommittee's AD/CVD Working Group to improve the transparency of CBP's AD/CVD enforcement and processing.
- CBP provides information on AD/CVD requirements to facilitate legitimate imports and obtains the trade community's input on proposed changes to CBP's AD/CVD policies.
- The AD/CVD Working Group discusses CBP's enforcement of trade remedies under Sections 201, 232, and 301 of the *Trade Act of 1974*.
- 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 August 2, 2023, CBP enforced 669 AD/CVD orders. The total number of AD/CVD orders CBP enforces has more than doubled since Fiscal Year 2016.

**Issue:**

- While simultaneously facilitating legitimate trade, CBP is committed to enforcing AD/CVD laws and penalizing those who try to evade those laws.
- CBP and the AD/CVD Working Group are working together to facilitate legitimate AD/CVD imports and improve importer compliance. Key initiatives include:
  - Increasing compliance with and providing more transparency on AD/CVD certification requirements; and
  - Testing automation to inform customs brokers about potential errors in AD/CVD entries.

**Current Status:**

- The AD/CVD Working Group discussions continue to focus on improving importer compliance with AD/CVD measures.

**Next Steps:**

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

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Date: August 8, 2023