

SECTION IV

PREPARED FOODSTUFFS; BEVERAGES, SPIRITS AND VINEGAR;
TOBACCO AND MANUFACTURED TOBACCO SUBSTITUTES

IV-1

Note

1. In this section the term "pellets" means products which have been agglomerated either directly by compression or by the addition of a binder in a proportion not exceeding 3 percent by weight.

Additional U.S. Note

1. In this section the term "canned" means preserved in airtight containers by heat processing to destroy or inactivate micro-organisms and enzymes that otherwise could cause spoilage.
2. For the purposes of this section, unless the context otherwise requires--
 - (a) the term "percent by dry weight" means the sugar content as a percentage of the total solids in the product;
 - (b) the term "capable of being further processed or mixed with similar or other ingredients" means that the imported product is in such condition or container as to be subject to any additional preparation, treatment or manufacture or to be blended or combined with any additional ingredient, including water or any other liquid, other than processing or mixing with other ingredients performed by the ultimate consumer prior to consumption of the product;
 - (c) the term "prepared for marketing to the ultimate consumer in the identical form and package in which imported" means that the product is imported in packaging of such sizes and labeling as to be readily identifiable as being intended for retail sale to the ultimate consumer without any alteration in the form of the product or its packaging; and
 - (d) the term "ultimate consumer" does not include institutions such as hospitals, prisons and military establishments or food service establishments such as restaurants, hotels, bars or bakeries.

CHAPTER 16

PREPARATIONS OF MEAT, OF FISH OR OF CRUSTACEANS, MOLLUSCS OR OTHER AQUATIC INVERTEBRATES

IV
16-1Notes:

1. This chapter does not cover meat, meat offal, fish, crustaceans, molluscs or other aquatic invertebrates, prepared or preserved by the processes specified in chapter 2 or 3.
2. Food preparations fall in this chapter provided that they contain more than 20 percent by weight of sausage, meat, meat offal, blood, fish or crustaceans, molluscs or other aquatic invertebrates, or any combination thereof. In cases where the preparation contains two or more of the products mentioned above, it is classified in the heading of chapter 16 corresponding to the component or components which predominate by weight. These provisions do not apply to the stuffed products of heading 1902 or to the preparations of heading 2103 or 2104.

Subheading Notes

1. For the purposes of subheading 1602.10, the expression "homogenized preparations" means preparations of meat, meat offal or blood, finely homogenized, put up for retail sale as infant food or for dietetic purposes, in containers of a net weight content not exceeding 250 g. For the application of this definition no account is to be taken of small quantities of any ingredients which may have been added to the preparation for seasoning, preservation or other purposes. These preparations may contain a small quantity of visible pieces of meat or meat offal. This subheading takes precedence over all other subheadings of heading 1602.
2. The fish and crustaceans specified in the subheadings of heading 1604 or 1605 under their common names only, are of the same species as those mentioned in chapter 3 under the same name.

Additional U.S. Notes:

1. For the purposes of this chapter, the term "in oil" means packed in oil or fat, or in added oil or fat and other substances, whether such oil or fat was introduced at the time of packing or prior thereto.
2. In assessing the duty on meats, no allowance shall be made for normal components thereof such as bones, fat, and hide or skin. The dutiable weight of meats in airtight containers subject to specific rates includes the entire contents of the containers.
3. For purposes of subheadings 1604.14.20 and 1604.14.30, tunas and skipjack from the freely associated states may be entered free of duty under the appropriate subheading in an aggregate quantity provided by, and under the terms set forth in, general note 10(c) to the tariff schedule. Goods from the freely associated states entered, or withdrawn from warehouse for consumption, in excess of such specified aggregate quantity shall be dutied under the appropriate subheading at the rate set forth in the "General" subcolumn of column 1.

1601.00	Sausages and similar products, of meat, meat offal or blood; food preparations based on these products:			
1601.00.20	Pork.....	1.2¢/kg	Free (A,CA,E,IL,J, 7.2¢/kg MX)	
10	Canned.....	kg		
90	Other.....	kg		
1601.00.40	Other:			
	Beef in airtight containers.....	6.8%	Free (A*,CA,E*,IL, 30% J,MX)	
10	Canned.....	kg		
90	Other.....	kg		
1601.00.60	Other.....	4.7%	Free (A,CA,E*,IL, 20% J,MX)	
20	Beef.....	kg		
	Other:			
60	Canned.....	kg		
80	Other.....	kg		
1602	Other prepared or preserved meat, meat offal or blood:			
1602.10.00	00 Homogenized preparations.....	kg..... 2.8%	Free (CA,E*,IL,J, 30% MX)	
1602.20	Of liver of any animal:			
1602.20.20	00 Of goose.....	kg..... 7.2¢/kg	Free (CA,E,IL,J, 22¢/kg MX)	
1602.20.40	00 Other.....	kg..... 4.7%	Free (A,CA,E*,IL, 20% J,MX)	
1602.31.00	Of poultry of heading 0105:			
	Of turkeys.....	9.4%	Free (A,E,IL,J,MX) 20% 3% (CA)	
20	Prepared meals.....	kg		
40	Other.....	kg		
1602.39.00	Other.....	9.4%	Free (A,E,IL,J,MX) 20% 3% (CA)	
	Prepared meals:			
10	In airtight containers.....	kg		
30	Other.....	kg		
40	Other.....	kg		

1602 (con.)		Other prepared or preserved meat, meat offal or blood (con.):				
		Of swine:				
1602.41		Hams and cuts thereof:				
1602.41.10	00	Containing cereals or vegetables....	kg.....	9.4%	Free	(A, CA, E, IL, J, 20% MX)
		Other:				
1602.41.20		Boned and cooked and packed in airtight containers.....	kg.....	6.4¢/kg	Free	(A, CA, E, IL, J, 6.6¢/kg MX)
	20	In containers holding less than 1 kg.....	kg			
	40	Other.....	kg			
1602.41.90	00	Other.....	kg.....	2.1¢/kg	Free	(CA, E, IL, J, 7.2¢/kg MX)
1602.42		Shoulders and cuts thereof:				
1602.42.20		Boned and cooked and packed in airtight containers.....	kg.....	6.2¢/kg	Free	(A, CA, E, IL, J, 6.6¢/kg MX)
	20	In containers holding less than 1 kg.....	kg			
	40	Other.....	kg			
1602.42.40	00	Other.....	kg.....	2.1¢/kg	Free	(CA, E, IL, J, 7.2¢/kg MX)
1602.49		Other, including mixtures:				
1602.49.10	00	Offal.....	kg.....	4.7%	Free	(A, CA, E, IL, J, 20% MX)
		Other:				
		Not containing cereals or vegetables:				
1602.49.20	00	Boned and cooked and packed in airtight con- tainers.....	kg.....	6.2¢/kg	Free	(A, CA, E, IL, J, 6.6¢/kg MX)
1602.49.40	00	Other.....	kg.....	2.1¢/kg	Free	(A, CA, E, IL, J, 7.2¢/kg MX)
		Other:				
1602.49.60	00	Mixtures of pork and beef.....	kg.....	4.7%	Free	(A, CA, E*, IL, 20% J, MX)
1602.49.90	00	Other.....	kg.....	9.4%	Free	(A, E, IL, J, MX) 20% 3% (CA)

1602 (con.)		Other prepared or preserved meat, meat offal or blood (con.):			
1602.50		Of bovine animals:			
1602.50.05	00	Offal.....	kg.....	4.6%	Free (A,CA,E*,IL, 20% J,MX)
		Other:			
		Not containing cereals or vegetables:			
1602.50.09	00	Cured or pickled.....	kg.....	9.1%	Free (A,CA,E*,IL, 30% J,MX)
		Other:			
		In airtight containers:			
1602.50.10	20	Corned beef.....	kg.....	Free	30%
		In containers holding less than 1 kg.....	kg		
1602.50.20	40	Other.....	kg		
		Other.....	kg.....	2.7%	Free (A*,CA,E*,IL, 30% J,MX)
	20	In containers holding less than 1 kg.....	kg		
1602.50.60	40	Other.....	kg		
	00	Other.....	kg.....	3.6%	Free (CA,E*,IL,J, 20% MX)
1602.50.90		Other.....	kg.....	8.8%	Free (A,E*,IL,J, 20% MX)
	20	Prepared meals.....	kg		3% (CA) <u>1/</u>
	40	Other.....	kg		
1602.90		Other, including preparations of blood of any animal:			
1602.90.10	00	Frog meat.....	kg.....	5.4%	Free (A,E,IL,J,MX) 20% 1.8% (CA) <u>2/</u>
1602.90.90		Other.....	kg.....	9.4%	Free (A,E,IL,J,MX) 20% 3% (CA) <u>2/</u>
	60	Canned.....	kg		
	80	Other.....	kg		
1603.00		Extracts and juices of meat, fish or crusta- ceans, molluscs or other aquatic inverte- brates:			
1603.00.10	00	Clam juice.....	kg.....	8.5%	Free (E,IL,J,MX) 35% 2.5% (CA)
1603.00.90		Other.....	kg.....	Free	13%
	10	Of meat.....	kg		
	90	Other.....	kg		

1/ See subheading 9905.16.10.
2/ See subheading 9905.16.12.

1604		Prepared or preserved fish; caviar and caviar substitutes prepared from fish eggs:				
		Fish, whole or in pieces, but not minced:				
1604.11		Salmon:				
1604.11.20		In oil, in airtight containers.....	11.2%	Free	(CA, E, IL, J, MX)	30%
	20	Pink (humpie).....	kg			
	30	Sockeye.....	kg			
	90	Other.....	kg			
1604.11.40		Other.....	2.4%	Free	(CA, E, IL, J, MX)	25%
		Canned:				
	10	Chum (dog).....	kg			
	20	Pink (humpie).....	kg			
	30	Sockeye.....	kg			
	40	Other.....	kg			
	50	Other.....	kg			
1604.12		Herrings:				
1604.12.20	00	In oil, in airtight containers.....	kg..... 7.2%	Free	(E, IL, J, MX)	30%
				2.4%	(CA)	
1604.12.40	00	Other:				
		In tomato sauce, smoked or kippered, and in immediate containers weighing with their contents over 0.45 kg each.....	kg..... 3.2%	Free	(CA, E, IL, J, MX)	25%
1604.12.60		Other.....	Free			25%
		Pickled:				
	10	Fillets.....	kg			
	30	Other.....	kg			
		Other:				
	50	Kipper snacks.....	kg			
	90	Other.....	kg			
1604.13		Sardines, sardinella and brisling or sprats:				
1604.13.10	00	In oil, in airtight containers:				
		Smoked sardines, neither skinned nor boned, valued \$1 or more per kg in tin-plate containers, or \$1.10 or more per kg in other containers.....	kg..... 3.2%	Free	(E, IL, J)	30%
				1.2%	(CA)	
				3.2%	(MX) (s) <u>1/</u>	
1604.13.20	00	Other:				
		Neither skinned nor boned.....	kg..... 15%	Free	(E, IL, J)	30%
				4.5%	(CA)	
1604.13.30	00	Skinned or boned.....	kg..... 20%	Free	(E, IL, J)	30%
				6%	(CA)	
				16%	(MX)	
1604.13.40	00	Other:				
		In immediate containers weighing with their contents under 225 grams each.....	kg..... 2%	Free	(A, E, IL, J, MX)	25%
				0.7%	(CA)	
1604.13.90	00	Other.....	kg..... 5.6%	Free	(A, E, IL, J, MX)	25%
				1.8%	(CA)	

1/ Rate suspended. See General Note 3(c)(iv).

1604 (con.)		Prepared or preserved fish; caviar and caviar substitutes prepared from fish eggs (con.): Fish, whole or in pieces, but not minced (con.):				
1604.14		Tunas, skipjack and bonito (<u>Sarda</u> spp.):				
		Tunas and skipjack:				
1604.14.10	00	In airtight containers:				
		In oil.....	kg.....	35%	Free (IL) 10.5% (CA) 30.3% (MX)	45%
1604.14.20		Not in oil:				
		In containers weigh- ing with their contents not over 7 kg each, and not the product of any insular possession of the United States, for an aggregate quantity entered in any calendar year not to exceed 20 percent of the United States pack of canned tuna during the immedi- ately preceding year, as reported by the National Marine Fisheries Service....	6%	Free (IL) 1.8% (CA) 5.2% (MX)	25%
	20	Albacore (<u>Thunnus</u> <u>alalunga</u>).....	kg			
1604.14.30	40	Other.....	kg	12.5%	Free (IL) 3.7% (CA) 10.8% (MX)	25%
	20	Albacore (<u>Thunnus</u> <u>alalunga</u>).....	kg			
	40	Other.....	kg			
1604.14.40	00	Not in airtight containers: In bulk or in immediate containers weighing with their contents over 6.8 kg each, not in oil.....	kg.....	1.1¢/kg	Free (E,IL,J) 0.3¢/kg (CA) 0.9¢/kg (MX)	2.8¢/kg
1604.14.50	00	Other.....	kg.....	6%	Free (A*,E,IL,J, MX) 1.8 (CA)	25%
1604.14.70	00	Bonito (<u>Sarda</u> spp.): In oil.....	kg.....	4.9%	Free (E,IL,J) 1.4% (CA) 3.9% (MX)	30%
1604.14.80	00	Not in oil.....	kg.....	6%	Free (E,IL,J) 1.8% (CA) 4.8% (MX)	25%

1604 (con.)		Prepared or preserved fish; caviar and caviar substitutes prepared from fish eggs (con.):			
		Fish, whole or in pieces, but not minced (con.):			
1604.15.00	00	Mackerel.....	kg.....	5.4%	Free (A*,CA,E,IL, 25% J,MX)
1604.16		Anchovies:			
		In oil, in airtight containers:			
1604.16.10	00	For an aggregate quantity en- tered in any calendar year not to exceed 3,000 metric tons....	kg.....	2.4%	Free (A*,CA,E, 30% IL,J,MX)
1604.16.30	00	Other.....	kg.....	4.8%	Free (A*,CA,E,IL, 30% J,MX)
		Other:			
1604.16.40	00	In immediate containers weigh- ing with their contents 6.8 kg or less each.....	kg.....	5%	Free (A,CA,E,IL,J, 25% MX)
1604.16.60	00	Other.....	kg.....	Free	2.5%

1604 (con.)		Prepared or preserved fish; caviar and caviar substitutes prepared from fish eggs (con.): Fish, whole or in pieces, but not minced (con.):					
1604.19		Other (including yellowtail): In airtight containers:					
		Not in oil:					
1604.19.10	00	Bonito, yellowtail and pollock.....	kg.....	5.6%	Free (CA, E, IL, J) 3.6% (MX)	25%	
1604.19.20	00	Other.....	kg.....	5.6%	Free (A, CA, E, IL, J) MX	25%	
		In oil:					
1604.19.25	00	Bonito, yellowtail and pollock.....	kg.....	7%	Free (A, CA, E, IL, J) 4.5% (MX)	30%	
1604.19.30	00	Other.....	kg.....	6%	Free (A, CA, E, IL, J) MX	30%	
		Other: Fish sticks and similar products of any size or shape, fillets or other portions of fish, if breaded, coated with batter or similarly prepared:					
1604.19.40	00	Neither cooked nor in oil.....	kg.....	10%	Free (E, IL, J) 3% (CA) 6% (MX)	20%	
1604.19.50	00	Other.....	kg.....	14.2%	Free (E, IL, J) 4.5% (CA) 9% (MX)	30%	
		Other: In oil and in bulk or in immediate containers weighing with their contents over 7 kg each...	kg.....	Free			2.8¢/kg
1604.19.80	00	Other.....	kg.....	6%	Free (A, CA, E, IL, J) MX	25%	
1604.20		Other prepared or preserved fish:					
1604.20.05		Products containing meat of crus- taceans, molluscs or other aquatic invertebrates; prepared meals.....		10%	Free (A, E, IL, J, MX) 3% (CA)	20%	
	10	Prepared meals.....	kg				
	90	Other.....	kg				
		Other:					
1604.20.10	00	Pastes.....	kg.....	Free			30%
		Balls, cakes and puddings:					
1604.20.15	00	In oil.....	kg.....	5.3%	Free (E, IL, J) 1.9% (CA) 3.9% (MX)	30%	
		Not in oil:					
		In immediate containers weighing with their contents not over 6.8 kg each:					
1604.20.20	00	In airtight containers.....	kg.....	Free			25%
1604.20.25	00	Other.....	kg.....	4.8%	Free (E, IL, J) 1.8% (CA) 3.6% (MX)	25%	
1604.20.30	00	Other.....	kg.....	0.6%	Free (E, IL, J) 0.2% (CA) 0.4% (MX)	2%	

1604		Prepared or preserved fish; caviar and caviar				
(con.)		substitutes prepared from fish eggs (con.):				
1604.20		Other prepared or preserved fish (con.):				
(con.)		Other:				
		Fish sticks and similar products				
		of any size or shape, if breaded,				
		coated with batter or similarly				
		prepared:				
1604.20.40	00	Neither cooked nor in oil.....	kg.....	10%	Free (E,IL,J)	20%
					3% (CA)	
					6% (MX)	
1604.20.50		Other.....		13.5%	Free (E,IL,J)	30%
					4.5% (CA)	
					9% (MX)	
	10	Pre-cooked and frozen.....	kg			
	90	Other.....	kg			
1604.20.60		Other.....		4.8%	Free (E,IL,J)	25%
					1.8% (CA)	
					3.6% (MX)	
	10	Pre-cooked and frozen.....	kg			
	90	Other.....	kg			
1604.30		Caviar and caviar substitutes:				
1604.30.20	00	Caviar.....	kg.....	15%	Free (A*,CA,E,IL,J,MX)	30%
		Caviar substitutes:				
1604.30.30	00	Boiled and in airtight containers...	kg.....	2%	Free (CA,E,IL,J,MX)	30%
1604.30.40	00	Other.....	kg.....	Free		44¢/kg
1605		Crustaceans, molluscs and other aquatic inverte-				
		brates, prepared or preserved:				
1605.10		Crab:				
1605.10.05		Products containing fish meat;				
		prepared meals.....		10%	Free (A*,E,IL,J,MX)	20%
					3% (CA)	
	10	In airtight containers.....	kg			
	90	Other.....	kg			
		Other:				
		Crabmeat:				
1605.10.20		In airtight containers.....		8.8%	Free (A*,E,IL,J,MX)	22.5%
					3.3% (CA)	
	10	King crab.....	kg			
		Snow crab (<u>Chionoecetes</u>				
		<u>bairdi</u> , <u>C. opilio</u> , <u>C.</u>				
		<u>tanneri</u> and <u>C.</u>				
		<u>angulatus</u>):				
	22	<u>C. opilio</u> (small)....	kg			
	25	Other.....	kg			
	30	Dungeness.....	kg			
	40	Other.....	kg			
1605.10.40		Other.....		5%	Free (A,E,IL,J,MX)	15%
					1.5% (CA)	
		Frozen:				
	02	King crab.....	kg			
		Snow crab (<u>Chiono-</u>				
		<u>ecetes bairdi</u> , <u>C.</u>				
		<u>opilio</u> , <u>C. tanneri</u>				
		and <u>C. angulatus</u>):				
	05	<u>C. opilio</u>				
		(small).....	kg			
	10	Other.....	kg			
	15	Dungeness.....	kg			
	20	Other.....	kg			
	40	Other.....	kg			
1605.10.60		Other.....		Free		Free
	10	In airtight containers.....	kg			
	90	Other.....	kg			

1605		Crustaceans, molluscs and other aquatic invertebrates, prepared or preserved (con.):			
(con.)					
1605.20		Shrimps and prawns:			
1605.20.05		Products containing fish meat; prepared meals.....	9%	Free (A,E,IL,J,MX) 20% 3% (CA)	
	10	In airtight containers.....	kg		
	90	Other.....	kg		
1605.20.10		Other.....	Free		Free
		Frozen:			
	10	In airtight containers.....	kg		
		Other:			
	20	Breaded.....	kg		
	30	Other.....	kg		
		Other:			
	40	Canned.....	kg		
	50	Other.....	kg		
1605.30		Lobster:			
1605.30.05		Products containing fish meat; prepared meals.....	10%	Free (A,E,IL,J,MX) 20% 3% (CA)	
	10	In airtight containers.....	kg		
	90	Other.....	kg		
1605.30.10		Other.....	Free		Free
		Lobster meat, cooked by steaming or boiling in water and out of shell, whether or not frozen but not further prepared or preserved:			
	10	Frozen.....	kg		
	30	Not frozen.....	kg		
		Other:			
	50	In airtight containers.....	kg		
	90	Other.....	kg		
1605.40		Other crustaceans:			
1605.40.05	00	Products containing fish meat; prepared meals.....	8%	Free (A,E,IL,J,MX) 20% 3% (CA)	
1605.40.10	00	Other.....	Free		Free

1605		Crustaceans, molluscs and other aquatic invertebrates, prepared or preserved (con.):			
(con.)					
1605.90		Other:			
1605.90.05	00	Products containing fish meat; prepared meals.....	kg.....	8%	Free (A,E,IL,J,MX) 20% 3% (CA)
		Other:			
		Clams:			
		In airtight containers:			
1605.90.06	00	Razor clams (<u>Siliqua patula</u>).....	kg.....	2.8%	Free (CA,E,IL,J, 23% MX)
		Other:			
1605.90.10	00	Boiled clams, whether whole, minced or chopped, and whether or not salted, but not otherwise prepared or preserved, in immediate containers, the contents of each container not exceeding 680 grams gross weight...	kg.....	13.2%	Free (A,CA,E,IL,J, 110% MX)
1605.90.20	00	Other.....	kg.....	5.6%	Free (A,CA,E,IL,J, 35% MX)
1605.90.30	00	Other.....	kg.....	Free	Free
		Oysters:			
1605.90.40	00	Smoked.....	kg.....	Free	7.5%
1605.90.50	00	Other.....	kg.....	4.7%	Free (CA,E,IL,J, 12.5% MX)
1605.90.55	00	Snails, other than sea snails.....	kg.....	5%	Free (A,CA,E,IL,J, 20% MX)
1605.90.60		Other.....		Free	Free
	20	Abalone (<u>Haliotis</u> spp.).....	kg		
	40	Scallops.....	kg		
		Squid:			
	50	Loligo.....	kg		
	55	Other.....	kg		
	60	Other.....	kg		