CHAPTER 9

COFFEE, TEA, MATÉ AND SPICES

Notes

1. Mixtures of the products of headings 0904 to 0910 are to be classified as follows:

   (a) Mixtures of two or more of the products of the same heading are to be classified in that heading;

   (b) Mixtures of two or more of the products of different headings are to be classified in heading 0910.

   The addition of other substances to the products of headings 0904 to 0910 (or to the mixtures referred to in paragraph (a) or (b) above) shall not affect their classification provided the resulting mixtures retain the essential character of the goods of those headings. Otherwise such mixtures are not classified in this chapter; those constituting mixed condiments or mixed seasonings are classified in heading 2103.

2. This chapter does not cover Cubeb pepper (*Piper cubeba*) or other products of heading 1211.

Additional U.S. Notes

1. Except as otherwise indicated, the provisions in this chapter cover the named products whether whole or in crushed or powdered form.

2. No allowance shall be made for dirt or other foreign matter in the products of this chapter.

3. The rates of duty specified in subheadings 0901.11 to 0901.22, inclusive, shall not apply to any product imported into Puerto Rico upon which a duty is imposed pursuant to section 319 of the Tariff Act of 1930, as amended (19 U.S.C. 1319).

4. All immediate containers and wrappings, and all intermediate containers, of tea (heading 0902) in packages of less than 2.3 kg, net, each are dutiable at the rates applicable to such containers and wrappings if imported empty, except that such goods originating in the following territories listed below shall enter free of duty.

   Australia, Canada, Chile, Costa Rica, Dominican Republic, El Salvador, Guatemala, Honduras, Mexico, Nicaragua, Singapore.

5. Pursuant to 21 U.S.C. 41, the importation of impure tea is prohibited, except as provided for in chapter 98. 1/

6. The importation of pepper shells, ground or unground, is prohibited.

Statistical Note

1. For the purposes of this chapter, the expression “Certified organic” refers to a fresh or processed agricultural product that is certified to the United States Department of Agriculture National Organic Program Regulation (7 CFR 205), the Canadian Organic Products Regulations (SOR/2006-338 COPR), the European Union (EU) Council Regulation (EC) No.834/2007 and Commission Regulations (EC) No. 889/2008 and 1235/2008, the Japanese Agricultural Standard (JAS) for Organic Plants (Notification No. 1605 of 2005) and the JAS for Organic Processed Foods (Notification No. 1606 of 2005), or the Republic of Korea Act on Promotion of Environmentally-Friendly Agriculture and Fisheries and Management of and Support for Organic Food, and its implementing regulations for processed foods, or the Swiss Ordinance on Organic Farming and the Labeling of Organically Produced Products and Foodstuffs (910.18) and Federal Department of Economic Affairs, Education and Research (EAER) Ordinance on Organic Farming of 22 September 1997 (910.181) and its regulations.

1/ Carryover legal note from the Tariff Schedule of the United States (TSUS). The Tea Importation Act (21 U.S.C. 41) was repealed,effective April 9, 1996. The shaded area indicates that the provisions have expired.

Heading/ Subheading	Stat. Suf- fix	Article Description	Unit of Quantity	Rates of Duty 1 General	Rates of Duty 1 Special	Rates of Duty 2
0901		Coffee, whether or not roasted or decaffeinated; coffee husks and skins; coffee substitutes containing coffee in any proportion:				
		Coffee, not roasted:				
0901.11.00		Not decaffeinated		Free		Free
		Arabica:				
	15	Certified Organic	kg			
	25	Other	kg			
		Other:				
	45	Certified Organic	kg			
	55	Other	kg			
0901.12.00		Decaffeinated		Free		Free
	15	Certified Organic	kg			
	25	Other	kg			
		Coffee, roasted:				
0901.21.00		Not decaffeinated		Free		Free
		In retail containers weighing 2 kg or less:				
	35	Certified Organic	kg			
	45	Other	kg			
		Other:				
	55	Certified Organic	kg			
	65	Other	kg			
0901.22.00		Decaffeinated		Free		Free
		In retail containers weighing 2 kg or less:				
	35	Certified Organic	kg			
	45	Other	kg			
	60	Other	kg			
0901.90		Other:				
0901.90.10	00	Coffee husks and skins	kg	Free		10%
0901.90.20	00	Coffee substitutes containing coffee	kg	1.5¢/kg	Free (A+, AU, BH, CA, CL, CO, D, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	6.6¢/kg

Heading/ Subheading	Stat. Suf- fix	Article Description	Unit of Quantity	Rates of Duty 1 General	Rates of Duty 1 Special	Rates of Duty 2
0902		Tea, whether or not flavored:				
0902.10		Green tea (not fermented) in immediate packings of a content not exceeding 3 kg:				
0902.10.10		Flavored		6.4%	Free (A, AU, BH, CA, CL, CO, D, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	20%
	15	Certified Organic	kg			
	50	Other	kg			
0902.10.90		Other		Free		Free
	15	Certified Organic	kg			
	50	Other	kg			
0902.20		Other green tea (not fermented):				
0902.20.10	00	Flavored	kg	6.4%	Free (A, AU, BH, CA, CL, CO, D, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	20%
0902.20.90		Other		Free		Free
	15	Certified Organic	kg			
	50	Other	kg			
0902.30.00		Black tea (fermented) and partly fermented tea, in immediate packings of a content not exceeding 3 kg		Free		Free
		In tea bags:				
	15	Certified Organic	kg			
	50	Other	kg			
	90	Other	kg			
0902.40.00	00	Other black tea (fermented) and other partly fermented tea	kg	Free		Free
0903.00.00	00	Maté	kg	Free		10%

Heading/ Subheading	Stat. Suf- fix	Article Description	Unit of Quantity	Rates of Duty 1 General	Rates of Duty 1 Special	Rates of Duty 2
0904		Pepper of the genus *Piper*; dried or crushed or ground fruits of the genus *Capsicum* (peppers) or of the genus *Pimenta* (e.g., allspice):				
		Pepper of the genus *Piper*:				
0904.11.00		Neither crushed nor ground		Free		Free
	20	Black	kg			
	40	White	kg			
0904.12.00	00	Crushed or ground	kg	Free		2¢/kg
		Fruits of the genus *Capsicum* or of the genus *Pimenta*:				
0904.21		Dried, neither crushed nor ground:				
		Of the genus *Capsicum* (including cayenne pepper, paprika and red pepper):				
0904.21.20	00	Paprika	kg	3¢/kg	Free (A, AU, BH, CA, CL, CO, D, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	11¢/kg
0904.21.40	00	Anaheim and ancho pepper	kg	5¢/kg	Free (A+, AU, BH, CA, CL, CO, D, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	11¢/kg
0904.21.60		Other		2.5¢/kg	Free (A, AU, BH, CA, CL, CO, D, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	11¢/kg
	10	Bell peppers	kg			
	20	Jalapeno peppers	kg			
	90	Other	kg			
0904.21.80	00	Of the genus *Pimenta* (including allspice)	kg	Free		Free
0904.22		Crushed or ground:				
		Of the genus Capsicum (including cayenne Pepper, paprika and red pepper):				
0904.22.20	00	Paprika	kg	3¢/kg	Free (A, AU, BH, CA, CL, CO, D, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	11¢/kg
0904.22.40	00	Anaheim and ancho pepper	kg	5¢/kg	Free (A+, AU, BH, CA, CL, CO, D, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	11¢/kg
0904.22.73	00	Mixtures of mashed or macerated hot red peppers and salt	kg	Free		17.6¢/kg
0904.22.76	00	Other	kg	5¢/kg	Free (A*, AU, BH, CA, CL, CO, D, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	17.6¢/kg
0904.22.80	00	Of the genus *Pimenta* (including allspice)	kg	Free		Free
0905		Vanilla:				
0905.10.00	00	Neither crushed nor ground	kg	Free		66¢/kg
0905.20.00	00	Crushed or ground	kg	Free		66¢/kg

Heading/ Subheading	Stat. Suf- fix	Article Description	Unit of Quantity	Rates of Duty 1 General	Rates of Duty 1 Special	Rates of Duty 2
0906		Cinnamon and cinnamon-tree flowers:				
		Neither crushed nor ground:				
0906.11.00	00	Cinnamon (*Cinnamomum zeylanicum Blume*)	kg	Free		Free
0906.19.00	00	Other	kg	Free		Free
0906.20.00	00	Crushed or ground	kg	Free		11¢/kg
0907		Cloves (whole fruit, cloves and stems):				
0907.10.00	00	Neither crushed nor ground	kg	Free		Free
0907.20.00	00	Crushed or ground	kg	Free		Free
0908		Nutmeg, mace and cardamoms:				
		Nutmeg:				
0908.11.00	00	Neither crushed nor ground	kg	Free		Free
0908.12.00	00	Crushed or ground	kg	Free		Free
		Mace:				
0908.21.00	00	Neither crushed nor ground	kg	Free		Free
0908.22		Crushed or ground:				
0908.22.20	00	Bombay or wild mace, ground	kg	7.4¢/kg	Free (A, AU, BH, CA, CL, CO, D, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	49¢/kg
0908.22.40	00	Other	kg	Free		Free
		Cardamoms:				
0908.31.00	00	Neither crushed nor ground	kg	Free		Free
0908.32.00	00	Crushed or ground	kg	Free		Free
0909		Seeds of anise, badian, fennel, coriander, cumin or caraway; juniper berries:				
		Seeds of coriander:				
0909.21.00	00	Neither crushed nor ground	kg	Free		Free
0909.22.00	00	Crushed or ground	kg	Free		Free
		Seeds of cumin:				
0909.31.00	00	Neither crushed nor ground	kg	Free		Free
0909.32.00	00	Crushed or ground	kg	Free		Free
		Seeds of anise, badian, caraway or fennel; juniper berries:				
0909.61.00	00	Neither crushed nor ground	kg	Free		Free
0909.62.00	00	Crushed or ground	kg	Free		Free

Heading/ Subheading	Stat. Suf- fix	Article Description	Unit of Quantity	Rates of Duty 1 General	Rates of Duty 1 Special	Rates of Duty 2
0910		Ginger, saffron, turmeric (curcuma), thyme, bay leaves, curry and other spices:				
		Ginger:				
0910.11.00		Neither crushed nor ground	.....	Free		Free
	10	Certified organic	kg			
	15	Other	kg			
0910.12.00	00	Crushed or ground	kg	1¢/kg	Free (A, AU, BH, CA, CL, CO, D, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	11¢/kg
0910.20.00	00	Saffron	kg	Free		Free
0910.30.00	00	Turmeric (curcuma)	kg	Free		Free
		Other spices:				
0910.91.00	00	Mixtures referred to in note 1(b) to this chapter	kg	1.9%	Free (A, AU, BH, CA, CL, CO, D, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	25%
0910.99		Other:				
		Thyme; bay leaves:				
0910.99.05	00	Crude or not manufactured	kg	Free		Free
		Other:				
0910.99.06	00	Thyme	kg	4.8%	Free (A, AU, BH, CA, CL, CO, D, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	25%
0910.99.07	00	Bay leaves	kg	3.2%	Free (A+, AU, BH, CA, CL, CO, D, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	25%
0910.99.10	00	Curry	kg	Free		11¢/kg
		Origanum (*Lippia spp.*):				
0910.99.20	00	Crude or not manufactured	kg	Free		Free
0910.99.40	00	Other	kg	3.4%	Free (A*, AU, BH, CA, CL, CO, D, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	25%
		Other:				
0910.99.50	00	Dill	kg	Free		25%
0910.99.60	00	Other	kg	1.9%	Free (A, AU, BH, CA, CL, CO, D, E, IL, JO, KR, MA, MX, OM, P, PA, PE, SG)	25%