

trade, Importing authority, Imports, Kimberley Process, Liberia, Penalties, Reporting and recordkeeping requirements, Rough diamonds, Sierra Leone.

31 CFR Part 592

Administrative practice and procedure, Foreign trade, Exports, Imports, Kimberley Process, Penalties, Reporting and recordkeeping requirements, Rough diamond.

■ For the reasons set forth in the preamble, 31 CFR chapter V, part 591 is amended and part 592 is added as follows:

■ 1. The title for part 591 is revised to read as follows:

PART 591—ROUGH DIAMONDS (LIBERIA) SANCTIONS REGULATIONS

■ 2. The authority citation for part 591 is revised to read as follows:

Authority: 3 U.S.C. 301; 31 U.S.C. 321(b); 22 U.S.C. 287c; 50 U.S.C. 1601–1641, 1701–1706; Pub. L. 101–410, 104 Stat. 890 (28 U.S.C. 2461 note); E.O. 13194, 66 FR 7389 (January 23, 2001); E.O. 13213, 66 FR 28829 (May 24, 2001); E.O. 13312 (FR vol. 68, no. 147, July 31, 2003).

Subpart B—Prohibitions

■ 3. Section 591.201 is revised to read as follows:

§ 591.201 Prohibited importation of any rough diamond.

Notwithstanding the existence of any rights or obligations conferred or imposed by any contract entered into or any license or permit granted prior to the effective date, the direct or indirect importation into the United States, on or after the effective date, of any rough diamond from Liberia is prohibited.

Note to § 591.201. See part 592 of this chapter for additional regulations controlling the importation into the United States of any rough diamond from any country other than Liberia, as well as the exportation from the United States of any rough diamond from any source.

§ 591.202 [Removed and reserved]

■ 4. Section 591.202 is removed and reserved.

Subpart C—General Definitions

§ 591.301 [Removed and reserved]

■ 5. Section 591.301 is removed and reserved.

■ 6. Section 591.302 is revised to read as follows:

§ 591.302 Effective date.

The term *effective date* refers to the effective date of the applicable

prohibitions and directives contained in this part, which is 12:01 a.m., eastern daylight time, May 23, 2001.

■ 7. Section 591.307 is revised to read as follows:

§ 591.307 Rough diamond.

The term *rough diamond* means any diamond that is unworked or simply sawn, cleaved, or bruted, and classifiable under subheading 7102.10, 7102.21, or 7102.31 of the Harmonized Tariff Schedule of the United States.

■ 8. Section 591.308 is revised to read as follows:

§ 591.308 Rough diamond from Liberia.

The term *rough diamond from Liberia* means any rough diamond extracted in Liberia and any rough diamond that has physically entered the territory of Liberia, regardless of where it had been extracted.

Subpart D—Interpretations

■ 9. Section 591.404 is revised to read as follows:

§ 591.404 Transshipment or transit through the United States prohibited.

The prohibition in § 591.201 applies to the importation into the United States, for transshipment or transit, of any rough diamond from Liberia that is intended or destined for any country other than the United States.

■ 10. Section 591.405 is revised to read as follows:

§ 591.405 Direct or indirect importation of any rough diamond from Liberia.

The prohibition in § 591.201 applies to the importation of any rough diamond from Liberia whether the rough diamond is being imported directly into the United States from Liberia, or indirectly through any other country.

■ 11. Section 591.406 is revised to read as follows:

§ 591.406 Importation into or release of any rough diamond from a bonded warehouse or foreign trade zone.

The prohibition in § 591.201 applies to the importation into or release of any rough diamond from a bonded warehouse or foreign trade zone of the United States. However, § 591.201 does not prohibit the release from a bonded warehouse or a foreign trade zone of any rough diamond from Liberia that was imported into the bonded warehouse or foreign trade zone prior to the effective date.

■ 12. Part 592 is added to 31 CFR Chapter V to read as follows:

PART 592—ROUGH DIAMONDS CONTROL REGULATIONS

Subpart A—Relation of This Part to Other Laws and Regulations

Sec.

592.101 Relation of this part to other laws and regulations.

Subpart B—Prohibitions

592.201 Prohibited importation and exportation of any rough diamond; permitted importation and exportation of any rough diamond.

592.202 Evasions; attempts; conspiracies.

Subpart C—General Definitions

592.301 Controlled through the Kimberley Process Certification Scheme.

592.302 Effective date.

592.303 Entity.

592.304 Exporting authority.

592.305 Importation into the United States.

592.306 Importing authority.

592.307 Kimberley Process Certificate.

592.308 Participant.

592.309 Person.

592.310 Rough diamond.

592.311 United States.

592.312 United States person; U.S. person.

Subpart D—Interpretations

592.401 Reference to amended sections.

592.402 Effect of amendment.

592.403 Transshipment or transit through the United States.

592.404 Importation into or release from a bonded warehouse or foreign trade zone.

Subpart E—Records and Reports

592.501 Records and reports.

Subpart F—Penalties

592.601 Penalties.

592.602 Prepenalty notice.

592.603 Response to prepenalty notice; informal settlement.

592.604 Penalty imposition or withdrawal.

592.605 Administrative collection; referral to United States Department of Justice.

Subpart G—Procedures

592.701 Procedures.

592.702 Delegation by the Secretary of the Treasury.

Subpart H—Paperwork Reduction Act

592.801 Paperwork Reduction Act notice.

Authority: 3 U.S.C. 301; 31 U.S.C. 321(b); 22 U.S.C. 287c; 50 U.S.C. 1601–1641, 1701–1706; Pub. L. 101–410, 104 Stat. 890 (28 U.S.C. 2461 note); Pub. L. 108–19; E.O. 12865, 58 FR 51005, 3 CFR, 1993 Comp., p. 636; E.O. 13098, 63 FR 44771, 3 CFR, 1998 Comp., p. 206; E.O. 13194, 66 FR 7389 (January 23, 2001); E.O. 13213, 66 FR 28829 (May 24, 2001); E.O. 13312 (FR vol. 68, no. 147, July 31, 2003).

Subpart A—Relation of This Part to Other Laws and Regulations

§ 592.101 Relation of this part to other laws and regulations.

This part is separate from, and independent of, the other parts of this