

Issue: Classification of “Rowenta Pu 4020F0 Intense Pure Air”

Item at issue: “Rowenta Pu 4020F0 Intense Pure Air”



Possible classification: Heading 84.21 or Heading 85.09

Description of goods:

The product at issue is a high performance air purifier with four levels of filtration, which cover up to 99.05 % indoor air pollution, thereby guarding against a wide variety of pollutants. It features patented “Nano Captur” technology, which works to permanently destroy formaldehyde. The amount of pollution in the home is detected through sensors that automatically adjust filtration speed accordingly. At the same time, the level of air quality is indicated through an indicator light that passes from blue to violet to red. It has a power of 30 W, weighs 5.7 kg and its dimensions are L30 x D28,5 x H54 cms.

Headings under consideration:

- Heading 84.21 - Centrifuges, including centrifugal dryers; filtering or purifying machinery and apparatus, for liquids or gases.
- Heading 85.09 - Electro-mechanical domestic appliances, with self-contained electric motor, other than vacuum cleaners of heading 85.08.

Basis of ruling:

Heading 85.09 covers electro-mechanical domestic appliances, with self-contained electric motor, other than vacuum cleaners of heading 85.08. Note 4 to Chapter 85 reads as follows: “*Heading 85.09 covers only the following electro-mechanical machines of the kind commonly used for domestic purposes (a)...; (b) Other machines provided the weight of such machines does not exceed 20 kg.*”

The “Rowenta Pu 4020F0 Intense Pure Air” air purifier at issue is an electro-mechanical machine with a self-contained electric motor and weighs under 20kg. In regards to whether it is a household appliance, it is an appliance designed and sold for household use. It is sized for up to 35 m², about the size of a large open-plan dining/lounge/family room and has a night mode to reduce noise and light so it can be used while the family is sleeping. The fact that it could be used in other rooms of a similar size does not change the household focus.

Based on the aforementioned, it is not excluded by Note 4 to Chapter 85. The only mention of filters is that “*fans and ventilating or recycling hoods*” ... are excluded from heading 85.09 even if they are fitted with a filter. On this basis, the air purifier at issue is *prima facie* classifiable in heading 85.09 under General Interpretative Rule (GIR) 1.

Heading 84.21 covers, among other things, filtering or purifying machinery, so the “Rowenta Pu 4020F0 Intense Pure Air” air purifier at issue is clearly covered by this heading. However, Note 1 (f) to Chapter 84 excludes “*electro-mechanical domestic appliances of heading 85.09;...*”. As the good at issue is *prima facie* classifiable in heading 85.09, then it is excluded from classification in heading 84.21 by the application of this Note. As a consequence, there is only one heading available under GIR 1 to classify the good at issue and, hence, there is no option to resort to GIR 3(a).

Conclusion:

Based on the above-considerations, “Rowenta Pu 4020F0 Intense Pure Air” is classified in **heading 85.09 (subheading 8509.80)** by application of General Interpretative Rules 1 and 6.

(Source: WCO members’ website - Doc Ref: L 10294)