



FRAGRANCE CREATORS
ASSOCIATION®

May 7, 2025

Katherine Reid, Director
Office of Strategic Industries and Economic Security
Bureau of Industry and Security
U.S. Department of Commerce

Attn: Stephen Astle, Director
Defense Industrial Base Division
Office of Strategic Industries and Economic Security
Bureau of Industry and Security
U.S. Department of Commerce

Re: Section 232 National Security Investigation of Imports of Pharmaceuticals and
Pharmaceutical Ingredients, Docket No. BIS-2025-022 (XRIN 0694– XC120):
Comments of Fragrance Creators Association

The Fragrance Creators Association (“FCA”) recognizes the importance of ensuring a resilient, reliable domestic supply of critical medicine and we appreciate the opportunity to provide comments on the above-captioned investigation. In short, FCA is concerned about the prospect that certain products whose principal use is outside the pharmaceutical industry – including products vital to FCA members’ U.S. manufacturing operations – could be inadvertently drawn into the scope of the 232 investigation. The inclusion of such products would undermine the administration’s stated goals by doing grievous harm to domestic fragrance manufacturing without having any appreciable impact on pharmaceutical production. We therefore request that any relief granted in the 232 investigation be calibrated to avoid that result by excluding the pertinent products. Additional information regarding FCA’s request follows below.

FCA Background

Fragrance Creators Association (“FCA”) is the principal trade association representing the approximately **\$30 billion dollar** U.S. fragrance industry. FCA’s member companies are diverse in both size and substance, including medium and small-sized companies as well as large multinational companies that create, manufacture, and market products containing fragrances and scents for home care, personal care, home design, fine fragrance, and industrial and institutional products, as well as those that supply fragrance ingredients, including natural extracts and other raw materials that are used in perfumery and fragrance mixtures. Fragrance delivers essential benefits, including well-being, and is also a critical component of essential public health products for cleaning and sanitizing.

Along with price and packaging, fragrance is a top three product differentiator and purchase driver for the over **\$2.2 trillion dollar** U.S. consumer products industry. Fragrance serves as a critical platform technology for consumer products, generating significant value to

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the U.S. economy in jobs and tax revenues. Indeed, U.S. consumers spend more than **\$80 billion** annually on fragrance-dependent products. As such, FCA and its members are impacted by tariffs imposed on fragrance ingredients, including those placed on natural and essential oils imported from around the world that cannot be grown, sourced, or created in the United States.

FCA and the 232 Investigation on Pharmaceuticals and Pharmaceutical Ingredients

A number of the chemical products listed on “Annex II” to the President’s Executive Order No. 14257 (April 2, 2025) and thus currently exempted from the President’s reciprocal IEEPA tariffs are used in a variety of American manufacturing operations that may be tangentially related to the pharmaceutical industry, but are primarily used as fragrance inputs. Their use as pharmaceutical precursors or intermediates is either non-existent or incidental; rather, they are principally used in domestic U.S. manufacturing operations to produce a variety of fragrance products for a range of consumer goods. A list of the products at issue and their harmonized tariff schedule headings/subheadings is appended hereto.

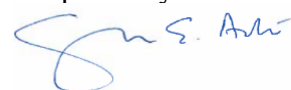
FCA’s members are seeking to ensure that the pending Section 232 investigation – which we understand to be focused on the pharmaceutical industry rather than our own – does not inadvertently include these products within its scope, as such inclusion would not advance the re-shoring of pharmaceutical production but would do critical damage to domestic flavor & fragrance production and the American workers engaged in it.

To the extent that the administration concludes that tariffs or other trade measures are necessary to address pharmaceutical industry conditions, the inclusion of the products and tariff headings referenced above will not advance that goal. What their inclusion will do, however, is grievous harm to American manufacturers. That is, it will countervail the administration’s stated goal of supporting domestic manufacturing by making American producers of flavor and fragrance products significantly less competitive relative to our international counterparts in an already hyper-competitive market.

The cost of many key inputs for our industry already have sharply increased. For example, our industry relies on the use of essential oils that can only be sourced from specific geographic regions and have no domestically produced counterparts or substitutes. The deployment of tariffs on the products referenced herein would create a significant additional cost burden on our industry with no corresponding salutary impact on pharmaceutical manufacture.

We therefore respectfully request that the administration ensure that the fragrance products referenced above and in the appendix to this submission remain outside the scope of the Section 232 investigation on pharmaceutical products, including any tariff or other trade relief ultimately deployed thereunder. We welcome the opportunity to answer any questions or provide any additional information that would assist the investigatory authorities in this regard.

Respectfully submitted,



Sarah Erickson André
Vice President, Government Affairs &
General Counsel
Fragrance Creators Association

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FRAGRANCE-RELATED MATERIALS FOUND IN ANNEX II

In the product descriptions, the abbreviation “nesoi” means “not elsewhere specified or included.”

HTSUS	DESCRIPTION
28273990	Chlorides, nesoi
28275951	Other bromides and bromide oxides, other than ammonium, calcium or zinc
29037990	Other halogenated derivatives of acyclic hydrocarbons containing two or more different halogens, nesoi
29038915	Halogenated products derived in whole or in part from benzene or other aromatic hydrocarbon, described in additional U.S. note 3 to sec. VI
29052990	Unsaturated monohydric alcohols, other than allyl alcohol or acyclic terpene alcohols
29053990	Dihydric alcohols (diols), nesoi
29055910	Halogenated, sulfonated, nitrated or nitrosated derivatives of monohydric alcohols
29061950	Other cyclanic, cyclenic or cycloterpenic alcohols and their halogenated, sulfonated, nitrated or nitrosated derivatives
29062960	Other aromatic alcohols and their halogenated, sulfonated, nitrated or nitrosated derivatives
29092000	Cyclanic, cyclenic or cycloterpenic ethers and their halogenated, sulfonated, nitrated or nitrosated derivatives
29093060	Other aromatic ethers and their halogenated, sulfonated, nitrated, or nitrosated derivatives, nesoi
29094910	Other aromatic ether-alcohols, their halogenated, sulfonated, nitrated or nitrosated derivatives described in add. US note 3 to section VI
29095040	Odoriferous or flavoring compounds of ether-phenols, ether-alcohol-phenols & their halogenated, sulfonated, nitrated, nitrosated derivatives
29121950	Acyclic aldehydes without other oxygen function, nesoi
29124926	Other aromatic aldehyde-alcohols, aldehyde-ethers, aldehyde-phenols and aldehydes with other oxygen function
29141900	Acyclic ketones without other oxygen function, nesoi
29144090	Nonaromatic ketone-alcohols and ketone-aldehydes, nesoi
29145030	Aromatic ketone-phenols and ketones with other oxygen function
29145050	Nonaromatic ketone-phenols and ketones with other oxygen function
29153935	Aromatic esters of acetic acid, nesoi
29153947	Acetates of polyhydric alcohols or of polyhydric alcohol ethers
29153990	Other non-aromatic esters of acetic acid
29159018	Saturated acyclic monocarboxylic acids, nesoi

29159050	Unsaturated acyclic monocarboxylic acid anhydrides, halides, peroxides, peroxyacids and their derivatives, nesoi
29163979	Other aromatic monocarboxylic acids, their anhydrides, halides, peroxides, peroxyacids and their derivatives
29171910	Ferrous fumarate
29171970	Acyclic polycarboxylic acids and derivative (excluding plasticizers)
29181151	Salts and esters of lactic acid
29181990	Nonaromatic carboxylic acids with alcohol function, without other oxygen function, and their derivatives, nesoi
29182350	Esters of salicylic acid and their salts, nesoi
29182975	Other carboxylic acids w/phenol function but w/o other oxygen function & their derivatives (excluding goods of add. US note 3 to section VI)
29183090	Non-aromatic carboxylic acids w/aldehyde or ketone function but w/o other oxygen func. their anhydrides, halides, peroxides, etc derivatives
29189947	Other aromatic carboxylic acids with add'l oxygen function and their anhydrides, halide, etc deriv (exclud goods in add US note 3 to sec VI)
29189950	Nonaromatic carboxylic acids with additional oxygen function, and their derivatives, nesoi
29209051	Nonaromatic esters of inorganic acids of nonmetals and their salts and derivatives, excluding esters of hydrogen halides, nesoi
29223945	Aromatic amino-aldehydes, -ketones and -quinones, other than those with more than one oxygen function; salts thereof; nesoi
29224910	m-Aminobenzoic acid, technical; and other specified aromatic amino-acids and their esters, except those with more than one oxygen function
29224937	Aromatic amino-acids and their esters, not contng more than 1 kind of oxygen function (excluding goods in add U.S. note 3 to sec VI), nesoi
29269048	Aromatic nitrile-function compounds other than those products in additional U.S. note 3 to section VI, nesoi
29280050	Nonaromatic organic derivatives of hydrazine or of hydroxylamine, nesoi
29299020	Aromatic compounds with other nitrogen function, nesoi
29321951	Nonaromatic compounds containing an unfused furan ring (whether or not hydrogenated) in the ring
29322050	Nonaromatic lactones
29329970	Aromatic heterocyclic compounds with oxygen hetero-atom(s) only, nesoi
29329990	Nonaromatic heterocyclic compounds with oxygen hetero-atom(s) only, nesoi
29332100	Hydantoin and its derivatives
29332990	Other compounds (excluding drugs, aromatic and modified aromatic compounds) containing an unfused imidazole ring (whether or n/hydrogenated)
29337915	Aromatic or modified aromatic lactams, nesoi

29339997	Nonaromatic heterocyclic compounds with nitrogen hetero-atom(s) only, nesoi
29341020	Aromatic or modified aromatic heterocyclic compounds, nesoi, containing an unfused thiazole ring
29341090	Other compounds (excluding aromatic or modified aromatic) containing an unfused thiazole ring (whether or not hydrogenated) in the structure