

Issue: Classification of Security Camera

Item at issue: Outdoor Colour Security Camera as described below

Possible classification: Heading 85.25 as camera or heading 85.28 as Colour Closed Circuit Camera System

Description of goods:

Outdoor Security Wi-Fi Camera having the below mentioned features:

- 3 MP High Definition – Deliver high resolution video
- Wired or wireless networking – Through Ethernet or Wi-Fi
- Weatherproof
- Night vision- Provide a visual distance up to 30m even in total darkness
- Two-way Audio- Enable communication in real-time through built-in microphone and speaker
- Local Storage (up to 128GB)- Store 3MP video directly to a local micro SD card, offering convenient access to video footage
- Motion Detection, Instant Notifications and Automatic Siren- Trigger light and sound when motion is detected.

Matters under consideration:

- Heading 85.25: “Transmission apparatus for radio-broadcasting or television, whether or not incorporating reception apparatus or sound recording or reproducing apparatus; television cameras, digital cameras and video camera recorders.”
- Explanatory Notes (page XVI - 8525 – 1) item(B) to Heading 85.25 refer:
This group covers cameras that capture images and convert them into an electronic signal that is:
(1) transmitted as a video image to a location outside the camera for viewing or remote recording (i.e., television cameras); or
(2) recorded in the camera as a still image or as a motion picture (i.e., digital cameras and video camera recorders).
- Heading 85.28: “Monitors and projectors, not incorporating television reception apparatus; reception apparatus for television, whether or not incorporating radio-broadcast receivers or sound or video recording or reproducing apparatus.”

- Explanatory Notes (page XVI – 8528-3) Note D (1) to Heading 85.25 refer:
“Receivers of television broadcasts (terrestrial, cable or satellite) which do not include a display device (CRT, LCD, etc.). These apparatus receive signals and convert them into a signal suitable for display. They may also incorporate a modem for connection to the internet.
These receivers are intended to be used with video recording or reproducing apparatus, monitors, projectors or televisions (...)”
- Definition of Closed-circuit television (CCTV) as per Wikipedia: CCTV also known as video surveillance is the use of video cameras to transmit a signal to a specific place, on a limited set of monitors. The term is most often applied to those used for surveillance in areas that require additional security or ongoing monitoring

Basis of ruling:

The item at issue consists of all the components to form a closed- circuit television system. It can operate both in wired or wireless network and has built in microphone and speakers for two-way audio communication. The product also accommodates a micro SD card for local storage of video up to 128 GB and enables convenient access to the video footage. The presence of all these features makes the article at issue a CCTV system and thus is classifiable in heading 85.28 and subheading 8528.72.30 by application of GIRs 1 & 6.