

THE CARIBBEAN COMMUNITY (CARICOM) DOMINICAN  
REPUBLIC FREE TRADE ACT, 2001

**Arrangement of Sections**

*Section*

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2. Interpretation
3. President may grant duty free treatment
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**First Session Sixth Parliament Republic of Trinidad  
and Tobago**

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REPUBLIC OF TRINIDAD AND TOBAGO

**Act No. 10 of 2001**

**AN ACT to give effect to the Free Trade Agreement  
between the Caribbean Community and the  
Government of the Dominican Republic.**

*[Assented to 12th October, 2001]*

**WHEREAS the Caribbean Community (CARICOM) and <sup>Preamble</sup>  
the Government of the Dominican Republic have  
entered into a Free Trade Agreement in order to,**

achieve more adequate integration in the regional and sub-regional economic integration process and a more significant joint presence at their fora of negotiations, and develop closer and more dynamic and balanced trade and investment relations between them, with clear and accurate guidelines that permit full participation of all economic agents:

Whereas Trinidad and Tobago, as a member of the Caribbean Community, is obligated to give effect to this Agreement:

And whereas it is necessary, in order to give effect to the Agreement, to enact national legislation.

Enactment ENACTED by the Parliament of Trinidad and Tobago as follows:—

Short title **1.** This Act may be cited as the Caribbean Community (CARICOM) Dominican Republic Free Trade Act, 2001.

Interpretation **2.** In this Act—

“Agreement” means the Agreement establishing the Free Trade Area between the Caribbean Community and the Dominican Republic executed by the CARICOM Secretariat on behalf of Member States on 22nd August, 1998 and its implementing Protocol (hereinafter referred to as “the Protocol”) which was executed by the CARICOM Secretariat on behalf of Member States on 28th April, 2000 and both of which are attached as the Schedule to this Act; and

“Minister” means the Minister to whom responsibility for trade is assigned.

**3.** (1) The President may by Order, grant duty free President may grant duty free treatment treatment to all goods originating in the Dominican Republic, except those goods listed in Attachments I and II to the Protocol.

(2) The President, may by Order, grant a phased reduction of the Most Favoured Nation rate of duty to those goods which are set out in Attachment I to the Protocol, originating in the Dominican Republic.

(3) The President, may by Order, apply the Most Favoured Nation rate of duty to those goods set out in Attachment II to the Protocol, which originate in the Dominican Republic.

**4.** (1) The Minister, may by Order, make such Minister to give effect to Agreement provisions as he may consider necessary or expedient for giving effect to any other Article of the Agreement, except Article V.

(2) An Order made under this section shall be subject to affirmative resolution of Parliament.

**5.** (1) Where any amendment to the Agreement is Minister to amend Schedule accepted by the Government, the Minister may, by Order, amend the Schedule by including therein the amendment so accepted.

(2) An Order made under this section may contain such consequential, supplemental or ancillary provisions as appears to the Minister to be necessary or expedient for the purpose of giving due effect to the amendment accepted as aforesaid and without prejudice to the generality of the foregoing, may contain provisions amending references in this Act, to specific provisions of the Agreement.

(3) An Order made under this section shall be subject to affirmative resolution of the Parliament.

(4) Where the Schedule is amended pursuant to this section, any reference in this Act or any other instrument to the Agreement shall, unless the context so requires, be construed as a reference to the Agreement as so amended.

Regulations

**6.** (1) The President may make Regulations in respect of the conditions under which goods covered by the Agreement will be traded in the Free Trade Area.

(2) Subject to Regulations made under subsection (1), the Minister may make Regulations requiring or prohibiting the doing of anything in relation to which a regulation may be required to be made under this Act and prescribing penalties for the contravention or non-compliance with any such regulation.

(3) Regulations made under this section shall be subject to affirmative resolution of Parliament.

#### SCHEDULE

AGREEMENT ESTABLISHING THE FREE TRADE AREA  
BETWEEN THE CARIBBEAN COMMUNITY AND THE  
DOMINICAN REPUBLIC

The Caribbean Community (CARICOM), of the one part, and the Dominican Republic, of the other part, (which hereinafter shall be referred to as “the Parties”);

CONSIDERING the growing process of economic globalisation and the intensification of the regional and sub-regional economic integration processes in which the Parties are deeply involved, and with the purpose of achieving more adequate integration in these processes and a more significant joint presence at their fora of negotiation;

CONSIDERING the urgent need to broaden the markets of the Parties in order to achieve the economies of scale that will support better levels of efficiency, productivity and competitiveness;

CONSIDERING that the symmetry and complementarity that exist between the economies of the Parties enable them to achieve levels of co-operation and integration that favour the economic development of both Parties;

CONSIDERING the significance accorded by the Parties to the development of closer, more dynamic and balanced trade and investment relations between them, with clear and accurate guidelines that permit full participation of all economic agents;

CONSIDERING the importance that the Parties accord to economic co-operation between them for their economic development;

CONSIDERING that in order to achieve a balance of rights and obligations within the framework of this Agreement, liberalisation should include trade in goods and services, and investment regimes;

CONSIDERING the rights and obligations of Member States of CARICOM and the Dominican Republic as Members of the World Trade Organisation (WTO), and other relevant international agreements as well as those existing among the Member States of CARICOM under the Treaty of Chaguaramas;

The Parties agree to create a Free Trade Area that includes Trade in Goods and Services, Investment and Economic Co-operation.

## ARTICLE I

*Establishment of the Free Trade Area*

1. (i) The Free Trade Area between CARICOM, comprising the States listed in 1(ii) and the Dominican Republic, (hereinafter referred to as “the Parties”) is hereby established.  
  
(ii) Antigua and Barbuda, Barbados, Belize, Dominica, Grenada, Guyana, Jamaica, Montserrat, St. Kitts and Nevis, Saint Lucia, St. Vincent and the Grenadines, Suriname and Trinidad and Tobago.
  
2. For the purpose of this Agreement, its Annexes and Appendices, reference to the “territory of the Parties” shall:
  - (i) for each Member State of CARICOM mean its territory, as well as its maritime areas, including the seabed and subsoil adjacent to the outer limit of the territorial sea, over which that State exercises, in accordance with international law, jurisdiction or sovereign rights for the purpose of exploration and exploitation of the natural resources of such areas;
  - (ii) for the Dominican Republic mean the land areas maritime area, air space, subsoil as well as the air space above them in accordance with its national legislation and international law.
  
3. For the purpose of this Agreement, its Annexes and Appendices, the More Developed Countries of CARICOM (hereinafter referred to as “the MDCs”) are:
  - (i) Barbados
  - (ii) Guyana
  - (iii) Jamaica
  - (iv) Suriname
  - (v) Trinidad and Tobago
  
4. For the purpose of this Agreement, its Annexes and Appendices, the Less Developed Countries of CARICOM (hereinafter referred to as “the LDCs”) are:
  - (i) Antigua and Barbuda
  - (ii) Belize
  - (iii) Dominica

- (iv) Grenada
- (v) Montserrat
- (vi) St Kitts and Nevis
- (vii) Saint Lucia
- (viii) St Vincent and the Grenadines

## ARTICLE II

### *Objectives*

The fundamental objective of the Agreement shall be to strengthen the commercial and economic relations between the Parties through:

- (i) the establishment of a Free Trade Area between the Parties consistent with the Marrakesh Agreement Establishing the World Trade Organisation (the WTO);
- (ii) the promotion and expansion of the sale of goods originating in the territories of the Parties through, *inter alia*, free access to the markets of the Parties, elimination of non-tariff barriers to trade, and the establishment of a system of Rules of Origin, Customs Co-operation and the Harmonisation of Technical, Sanitary and Phyto-Sanitary Procedures;
- (iii) the progressive liberalisation of trade in services;
- (iv) the liberalisation of the movement of capital between the Parties, and the promotion and protection of investments aimed at taking advantage of the opportunities offered by the markets of the Parties, and the strengthening of their competitiveness;
- (v) the promotion of the active participation of private economic agents with a view to deepening and broadening the economic relations between the Parties, including the promotion and establishment of joint ventures;
- (vi) the promotion and development of co-operative activities in the following areas: agriculture, mining, industry, construction, tourism, transportation, telecommunications, banking, insurance, capital markets, professional services and science and technology;
- (vii) the discouragement of anti-competitive business practices between and within the Parties.



## ARTICLE III

*The Joint Council*

The Parties hereby establish a Joint Council comprising representatives of both Parties.

2. The Joint Council (hereinafter referred to as “the Council”) shall:

- (i) supervise the implementation and administration of the Agreement, its Annexes and Appendices;
- (ii) resolve any dispute which may arise out of the interpretation, execution of, or non-compliance with, or application of this Agreement, its Annexes and Appendices in accordance with its powers under Article XV dealing with Settlement of Disputes;
- (iii) establish and delegate responsibilities to *ad hoc* or standing committees, working groups or expert groups;
- (iv) supervise the work of all *ad hoc* or standing committees, working groups and expert groups established under this Agreement, its Annexes and Appendices;
- (v) consult with governmental, inter-governmental and non-governmental entities, as necessary;
- (vi) keep this Agreement, its Annexes and Appendices under periodic review, evaluating the functioning of this Agreement and recommending measures it considers suitable to better achieve its objective;
- (vii) carry out any other functions which may be assigned to it by the Parties;
- (viii) consider any other matter that may affect the operation of this Agreement, its Annexes and Appendices and take appropriate action.

3. (i) The Council shall establish its rules and procedures.
- (ii) All decisions shall be taken by consensus.
- (iii) The decisions of the Council shall have the status of recommendations to the Parties.

4. Each Party shall designate a representative to transmit and receive correspondence on its behalf.

#### ARTICLE IV

##### *Meetings of the Joint Council*

The Council shall convene in ordinary session at least once a year and in extraordinary sessions at such other times as may be agreed between the Parties.

2. The meetings of the Council shall be chaired jointly by the Parties.

3. Meetings shall be held alternately in the Dominican Republic and in a Member State of CARICOM or such other place as may be agreed between the Dominican Republic and CARICOM.

4. The Agenda for each ordinary meeting of the Council shall be settled by the Parties at least one month before each proposed meeting.

#### ARTICLE V

##### *Trade in Goods*

The Parties agree to implement a programme to liberalise the trade in goods between them.

2. The conditions under which goods covered by this Agreement will be traded in the Free Trade Area are set out in the Agreement on Trade in Goods that appears as Annex I.

3. The Rules of Origin shall be those set out in Appendix I to Annex I.

#### ARTICLE VI

##### *Trade in Services*

The Parties agree to progressively liberalise trade in services between themselves by the establishment of a framework of principles and rules as contained in the Agreement on Trade in Services that appears as Annex II.

#### ARTICLE VII

##### *Investments*

The Parties agree to promote and facilitate investments within the Free Trade Area through the provisions contained in the Agreement on Reciprocal Promotion and Protection of Investments that appears as Annex III.

## ARTICLE VIII

*Trade Financing*

The Council shall periodically review trade financing arrangements between the Member States of CARICOM and the Dominican Republic and recommend those mechanisms which may be implemented to facilitate this activity.

The Parties, recognising the importance of timely payments for the development of trade, undertake to ensure that neither the Dominican Republic nor any Member State of CARICOM shall impose undue impediments to trade transactions and the corresponding timely payment for goods and services traded within the context of this Agreement.

## ARTICLE IX

*Economic Co-operation*

The Parties agree to develop a broad co-operation programme in the following areas: agriculture, mining, industry, construction, tourism, transportation, telecommunication, banking, insurance, capital markets, professional services, and science and technology and such other areas as may be agreed by the Parties.

The Parties agree to encourage joint production of goods and collaboration in the provision of services, especially those intended to take advantage of market opportunities in third states.

## ARTICLE X

*Double Taxation Agreements*

The Parties agree to work towards the adoption of agreements to prevent and avoid double taxation between the Member States of CARICOM and the Dominican Republic.

## ARTICLE XI

*Government Procurement*

The Parties agree to work towards the adoption of an agreement to encourage and facilitate greater participation by their economic entities in business opportunities arising from government procurement activities.

ARTICLE XII

*Intellectual Property Rights*

The Parties agree to develop and adopt an Agreement on Intellectual Property Rights, taking into account the rights and obligations provided for in the Agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPS), contained in Annex IC of the Agreement establishing the WTO, and other relevant international agreements to which all the Member States of CARICOM and the Dominican Republic are signatories.

Pending the adoption of the Agreement referred to in paragraph 1, the provisions of the TRIPS and the other relevant international agreements to which all the CARICOM Member States and the Dominican Republic are signatories will apply to intellectual property rights issues which may arise between them.

ARTICLE XIII

*Private Sector Activities*

The Parties agree to promote active participation of the private sector in the fulfillment of the objective of this Agreement. To this end, the Parties establish a CARICOM/Dominican Republic Business Forum to analyse trade and investment opportunities, exchange business information and organise business encounters, and deal with any other relevant matter including any matter as may be referred to it by the Council. The Forum shall regulate its own procedures and may make recommendations to the Council on any matter within its competence.

ARTICLE XIV

*Committees*

There shall be the following Standing Committees which shall operate under the guidance of the Council:

- (i) Committee on Trade in Goods;
- (ii) Committee on Technical Barriers to Trade;
- (iii) Committee on Sanitary and Phyto-sanitary Measures;
- (iv) Committee on Rules of Origin and Customs Co-operation;
- (v) Committee on Trade in Services;

- (vi) Committee on Investment;
- (vii) Committee on Intellectual Property Rights;
- (viii) Committee on Anti-Competitive Business Practices;
- (ix) Any other Committee which may be established by the Council pursuant to Article III 2(iii).

2. Each, Committee shall, *inter alia*, have the following functions:

- (i) monitor the implementation of the provisions of the Agreement, Annex or Appendix within its area of competence;
- (ii) consider all matters relating to the subject area within its competence, including such matters as may be referred to it by the Parties;
- (iii) consult on issues of mutual concern relating to its subject area which arise in international fora;
- (iv) facilitate information exchange among the Parties;
- (v) create working groups or convene expert panels on topics of mutual interest relating to its subject area;
- (vi) any other function assigned to it by the Council.

3. Each Committee shall meet as may be agreed by its members and shall regulate its own proceedings.

## ARTICLE XV

### *Settlement of Disputes*

1. The Parties agree to adopt the following Rules for the Settlement of disputes arising under this Agreement, its Annexes and Appendices.

2. The Rules governing Settlement of Disputes (the Rules) shall apply to all disputes between the Parties relating to interpretation, application, execution of or non-compliance with the provisions of the Agreement, its Annexes and Appendices with the exception of matters covered in Annex III.

3. The Parties shall first seek to resolve any dispute referred to in paragraph 2 above through informal consultations and seek to arrive at a mutually satisfactory solution. In the case of perishables, the Parties shall notify the Council immediately of the dispute and of the action being taken.

4. Where the Parties fail to arrive at a mutual solution within 30 days, or in the case of perishables within 10 days, pursuant to paragraph 3 above, the aggrieved Party may deliver to the other Party a request in writing for the intervention of the Council. The request to the Council shall contain sufficient information to enable examination of the request.

5. The Council shall ordinarily meet within 15 days of receipt of a request and, in the case of perishables, within 5 days of receipt of a request. In special circumstances the timeframe may be adjusted by mutual agreement between the Parties. The Council shall render its decision within a reasonable time.

6. The Council may engage expert advisors in seeking solutions to disputes between the Parties.

7. The Council shall within one (1) year after the entry into force of this Agreement establish mechanisms for the settlement of disputes.

8. Pending the adoption of mechanisms provided for in paragraph 7, the Council may exercise the option of conciliation, mediation and/or arbitration to resolve any dispute which may arise between the Parties.

## ARTICLE XVI

### *Amendments*

This Agreement, its Annexes and Appendices may be amended by the Parties. Proposals made by one Party for amendments shall be submitted to the Council for its consideration.

Amendments shall enter into force once the Parties have notified each other through diplomatic channels, that all internal legal procedures have been completed.

## ARTICLE XVII

### *Evaluation of the Agreement*

Three (3) years after the entry into force of this Agreement, the Council shall carry out an evaluation of the Agreement, its Annexes and Appendices with respect to the achievement of their objectives and recommend what further measures may be taken to

achieve them. The recommendations shall take into account any national, regional and international developments affecting the matters covered by this Agreement, its Annexes and Appendices.

#### ARTICLE XVIII

##### *Termination*

Any Party may at any time withdraw from this Agreement by giving written notice of termination to the other Party. Termination shall take effect six (6) months after such notice is received by the other Party. The rights acquired and the obligations assumed under this Agreement shall cease on the effective date of termination, except as provided in paragraphs 2 and 3 of this Article.

2. Obligations undertaken prior to termination with respect to trade in goods and services shall continue in force for a further period of one year, unless the Parties agree to a longer period.

3. The provisions of the Agreement on the Reciprocal Promotion and Protection of Investments (Annex III) shall continue to apply to investments established or acquired prior to the date of termination, for a period of ten years from the date of termination, except in so far as those provisions extend to the establishment of covered investments.

#### ARTICLE XIX

##### *Accession by other States*

This Agreement shall be open to other States subject to prior negotiations between the Parties and those States which have requested to become Parties to this Agreement.

The negotiations shall take into account that this Agreement, its Annexes and its Appendices establish preferential treatment by the Dominican Republic to the Less Developed Member States of CARICOM by reason of their lesser degree of development.

#### ARTICLE XX

##### *Status of Annexes and Appendices*

The Annexes and Appendices of this Agreement shall form an integral part thereof.

ARTICLE XXI

*Depositary*

This Agreement shall be deposited with the Secretary General of the Caribbean Community who shall transmit certified copies to the Parties.

ARTICLE XXII

*Entry into Force*

This Agreement, its Annexes and Appendices shall enter into force on the 1st day of January, 1999, or as soon thereafter as the Parties have notified each other through diplomatic channels that all internal legal procedures have been completed.

IN WITNESS WHEREOF, the undersigned Plenipotentiaries, being duly authorised, have affixed their signatures to this Agreement.

DONE AT Santo Domingo in the Dominican Republic in the English and Spanish languages, both being equally, authentic, this 22nd day of August, 1998.

For the Caribbean Community

For the Government of the  
Dominican Republic

SIGNED .....  
DR. THE HON. KENNY ANTHONY  
*Chairman of the Conference of  
Heads of Government of  
the Caribbean Community*

SIGNED .....  
DR. THE HON. LEONEL  
FERNANDEZ REYNA  
*President of the Dominican  
Republic*



## AGREEMENT ON TRADE IN GOODS

## ARTICLE I

*Coverage*

The Parties agree that the conditions under which goods covered by this Agreement will be traded in the Free Trade Area are set out in this Annex.

## ARTICLE II

*Definitions*

Except as provided herein, words and phrases shall have the meaning ascribed to them in the relevant Agreements of the WTO.

**Competent Authority**—The authority which, in conformity with the legislation of the Parties, is responsible for the administration of their customs tariff laws and regulations.

**Customs Tariff**—Any tariff, tax or duty levied on imports and of any type applied to the importation of goods, including any form of surcharge or additional charge on imports, except any equivalent charge or internal tax established in conformity with Article III.2 of the GATT 1994. This definition of a customs tariff does not include taxes or duties of lighterage, wharfage, storage and handling of merchandise, nor any others as may be required for port, custody or transport services; nor does it include exchange rate differences or other measures adopted by any Party.

**Duties**—Customs duties and any other charges of equivalent effect which are discriminatory in their application, whether fiscal, monetary, or of any kind, which are applied to Imports. Rates and analogous charges where they represent the cost of the services rendered are not included in this concept of “duties”.

**Goods**—Any materials or finished articles.

**Identical Goods**—Goods whose characteristics all coincide with those of the good it is compared.

**Indirect Material**—A good used in the production, verification or inspection of a good, but which is not physically incorporated into the latter; or a good used in the maintenance of buildings or the operation of equipment related to the production of a good.

ARTICLE III

*Market Access*

The Parties agree to promote a programme of trade liberalisation between them, at the same time taking into account, in particular, the differences in the levels of development between the Dominican Republic and the LDCs of CARICOM.

2. Each Party agrees to grant goods produced in the territory of the other Party access to its market under the following arrangements:

(i) the goods originating in Member States of CARICOM which satisfy the conditions contained in the Rules of Origin that appear as Appendix I to this Annex shall receive the following treatment on entry into the market of the Dominican Republic:

(a) duty-free access for all goods other than those set out in Appendices II and III;

(b) phased reduction of the Most Favoured Nation (MFN) rate of duty on goods as set out in Appendix II;

(c) the application of the MFN rate of duty to those goods as set out in Appendix III;

(ii) the goods originating in the Dominican Republic which satisfy the conditions contained in the Rules of Origin shall receive the following treatment on entry into the markets of CARICOM Member States:

(a) duty-free access for all goods other than those set out in Appendices IV and V on entry into the markets of the MDCs;

(b) phased reduction of the MFN rate of duty on goods as set out in Appendix IV on entry into the markets of the MDCs;

(c) application of the MFN rate of duty on those goods set out in Appendix V on entry into the markets of the MDCs;

(d) application of the MFN rate of duty on all goods on entry into the markets of the LDCs.

3. The Lists of goods will be reciprocal unless the Parties agree otherwise.

4. The LDCs shall not be required to extend the treatment provided for in paragraph 2(ii)(a) and (b) to products originating in the Dominican Republic on entry into their territories up to 2005. A review of the provisions of this paragraph will be undertaken by the Parties in 2004.

5. The Parties agree that they will not apply any quantitative restrictions with respect to the trade under this Agreement, always taking into account the obligations that the CARICOM Member States have under the Treaty Establishing the Caribbean Community. In this context, the Parties agree that any products affected will be placed on the MFN List pending any specific arrangements which might be negotiated.

6. The Council may consider any request by the Parties for the modification of the Lists at Appendices II to V.

7. The Parties agree that CARICOM entrepreneurs, both natural and legal persons, shall, in the Dominican Republic, be allowed to promote or to manage the import, sale, rent or any other form of traffic or sale of merchandise or products of CARICOM origin, either as agents, representatives, commission agents, exclusive distributors, licensees or under any other nomenclature, on the same basis as nationals of the Dominican Republic.

#### ARTICLE IV

##### *Rules of Origin*

The Rules of Origin to be applied under this Annex shall be those set out in Appendix I.

#### ARTICLE V

##### *Technical Barriers to Trade*

The Parties agree to apply the provisions of Appendix VI on Technical Barriers to Trade.

#### ARTICLE VI

##### *Sanitary and Phyto-Sanitary Measures*

The Parties agree to apply the provisions of Appendix VII on Sanitary and Phyto-Sanitary Measures.

ARTICLE VII

*General Exceptions*

Nothing in this Agreement shall prevent the adoption or enforcement by the Dominican Republic or any Member State of CARICOM of measures:

- (i) which are necessary—
  - (a) to protect public morals;
  - (b) to prevent crime or the maintenance of public order;
  - (c) to protect its essential security interests;
  - (d) to protect human, animal and plant life;
  - (e) to secure compliance with laws or regulations which are not consistent with the provisions of this Agreement, including those relating to customs enforcement, the enforcement of monopolies operated under paragraph 4 of Article II and Article XVII of GATT 1994, the protection of patents, trademarks and copyrights and the prevention of deceptive practices;
  - (f) and essential to the acquisition or distribution of products in general or local short supply, provided that any such measure shall be consistent with the principle that the Parties are entitled to an equitable share of the international supply of such products, and that any such measures, which are inconsistent with the other provisions of the Agreement, shall be discontinued as soon as the conditions giving rise to them have ceased to exist;
- (ii) which relate to—
  - (a) gold or silver production or trade;
  - (b) the products of prison labour;
  - (c) the preservation of the environment and the conservation of natural resources; and
- (iii) which are imposed for the protection of national treasures of artistic, historical, anthropological, palaeontological or archaeological value.

## ARTICLE VIII

*Trade Promotion*

The Parties agree to:

- (i) establish trade promotion programmes;
- (ii) facilitate the activities of official and private trade missions;
- (iii) organise fairs and expositions; and
- (iv) promote the continuous exchange of information, market studies and activities leading to the maximum utilisation of opportunities offered by the liberalisation of trade between the Parties.

## ARTICLE IX

*Bilateral Safeguard Measures*

The Dominican Republic and the Member States of CARICOM acknowledge that, as Members of the WTO, they have recourse to the Agreement on Safeguards in the WTO.

2. The Member States of CARICOM and the Dominican Republic may apply bilateral safeguard measures of a temporary nature when:

- (i) imports of products from any Member State of CARICOM or the Dominican Republic are made in such quantities that such products cause serious injury or threat of serious injury to the domestic industry producing like or directly competitive products of the importing country;
- (ii) it is necessary to redress balance-of-payment deficits or to protect the external financial position of the importing country.

3. Safeguard measures shall consist of the temporary suspension of the tariff preferences and the reinstatement of the MFN duties for the specific product.

4. Safeguard measures shall be applied for an initial period of no longer than one year. This term may be renewed for no more than one year, if the causes that motivated the imposition of the safeguard measure persist.

5. The importing country seeking to impose or renew any safeguard measure shall request a meeting of the Council in order to have consultations on the imposition or renewal of such measures. This imposition or renewal does not require consensus.

#### ARTICLE X

##### *Unfair Trade Practices*

Where there is evidence of injury, material injury, threat of injury or material injury to the domestic industry of a Party due to unfair trade practices such as export subsidies and dumping, that Party may apply corrective measures, provided the application of these measures is in conformity with the Agreement on Subsidies and Countervailing Measures and the Agreement on the Implementation of Article VI of the General Agreement on Tariffs and Trade, 1994.

#### ARTICLE XI

##### *Anti-Competitive Business Practices*

The Parties will seek to discourage anti-competitive business practices in the Free Trade Area and work towards the adoption of common provisions to prevent such practices.

The Parties will undertake to establish mechanisms aimed at facilitating and promoting competition policy provisions and ensuring their application among and within the Parties.

#### ARTICLE XII

##### *Customs Co-operation*

The Parties, through their Customs authorities, agree to:

- (i) strengthen their bonds of co-operation, and mutual assistance to resolve any differences in relation to the administration of this Agreement;
- (ii) stimulate as much as possible the practices, procedures, terms and conditions of mutual assistance as well as to intensify the relationship between themselves with the aim of sharing experiences that may improve and harmonise the systems and customs procedures applicable, based on the principle of reciprocity; and

(iii) strengthen the co-operation through mechanisms that may speed up the movement of goods and clearance through customs; without prejudice to the application of necessary measures and controls to avoid illegal trade and other practices that cause distortions to international trade.

2. The Parties will facilitate the release of all originating merchandise in conformity with the measures and procedures agreed, after the entry into force of this Agreement.

3. The Parties will give priority to the areas of harmonisation of customs procedures, computer technology and training.

4. The Parties will simplify and make available to the trading community information on procedures for the international transit of goods, the required documentation, the mode of transport, the customs operation schedule, and information on the established sea ports and airports.

5. (i) Each Party, through its customs authorities, shall speedily release the goods originating in the other Party that enter its territory. In order to facilitate the clearance of goods originating in the other Party, automatic controls for time of stay, selective or aleatory criteria for revision, weight control, physical verification of the goods and direct release to importers shall be applied.

(ii) The Parties agree to simplify documents needed for the transit of originating goods in accordance with the national legislation of the importing Party.

(iii) Each Party, in conformity with its legislation, shall inform the other of procedures that will facilitate and speed up the release of goods, including the requirements for importation and entry to the territory of the Party.

6. The Customs authorities of the Parties will exchange, where possible, and subject to domestic legislation and regulations relating to confidentiality, information and experience on:

(i) Classification and Customs Valuation;

(ii) Rules of Origin;

(iii) documents and requirements for the import and export of goods;

(iv) general or specific statistics of imports and exports;

(v) goods subject to non-tariff measures;

- (vi) the customs regimes and procedures;
- (vii) the current domestic legislation relating to import taxes, customs and port charges, and any subsequent amendments;
- (viii) new technologies for preventing and detecting customs fraud;
- (ix) new trends in customs infractions.

7. Without prejudice to the provisions of other agreements, upon entry into force of this Agreement, each Party agrees to notify the customs authorities of the other Party of any intention to implement new customs regulations.

APPENDIX I TO ANNEX I

RULES OF ORIGIN

ARTICLE I

*Definitions*

For the purposes of this Appendix, the following definitions shall apply:

- (i) Materials: means raw materials, intermediate goods and parts or components utilised in production;
- (ii) Goods: means any materials or finished articles;
- (iii) Production: means planting, extraction, harvesting, fishing, hunting, manufacturing, processing or assembly of goods or products;
- (iv) Originating goods: means goods or materials which meet the Rules of Origin established in this Appendix.

The Transaction Value shall be determined according to the national legislation of the Parties.

ARTICLE II

*Scope of Application*

The scope of application of the Rules of Origin and its amendments is limited to the trade of goods governed by the provisions of this Agreement.



## ARTICLE III

*Criteria for Determining Originating Status*

Goods shall be considered as originating in the territory of one of the Parties to this Agreement where they comply with either of the following conditions:

- (i) they must be wholly produced in one of the Parties; or
- (ii) they must be produced in one of the Parties wholly or partly from materials imported from countries other than the Parties by a process which effects a substantial transformation characterised—
  - (a) by the goods being classified in a six-digit-subheading of the Harmonised Commodity Description and Coding System different from that in which any of the materials imported from countries other than the Parties are classified, as specified in the attachment to this Appendix; or
  - (b) by other criteria specified in the Attachment to this Appendix.

## ARTICLE IV

*Wholly Produced Goods*

Wholly Produced Goods are:

- (i) Products from the mineral, plant or animal kingdoms (including those from hunting and fishing), extracted harvested or gathered, born, bred or captured in the territories of the Parties, or in their territorial waters or in their exclusive economic zones;
- (ii) products of the sea extracted beyond the territorial waters of the Parties and their exclusive economic zones by ships, wholly or partially owned by nationals of the Parties, legally chartered, leased or contracted under joint venture arrangements by enterprises established in the territories of the Parties;
- (iii) products of factory ships, wholly or partially owned by nationals of the Parties, legally chartered, leased or contracted under joint venture arrangements by enterprises established in the territories of the Parties produced from goods or products of the sea, extracted by ships in accordance with the provisions in (i) and (ii) above;

- (iv) the slag, ashes, residues, waste or scrap, gathered or obtained from manufacturing and processing operations performed in the territories of the parties, fit only for the recovery of raw materials, as long as they do not constitute toxic or hazardous wastes in accordance with national and international law;
- (v) goods produced in the territories of the Parties which are made solely from originating goods.

#### ARTICLE V

##### *Insufficient Working or Processing*

Goods shall not be treated as originating, if they are produced by any operation or process which consists only of one or more of the following:

- (i) operations to ensure the preservation of goods or products during transportation or storage, such as ventilation, refrigeration, freezing; addition of preservative or salt, removal of damaged parts and the like;
- (ii) operations such as dust removal, washing or cleaning, sifting, peeling, shelling, winnowing, maceration, drying, sorting, classification, grading, selection, crushing, filtering, diluting in water, painting or cutting up;
- (iii) the simple formation of sets of goods;
- (iv) the packing, placing in containers or repackaging;
- (v) the dividing up or assembly of packages;
- (vi) the affixing of bands, labels or other similar distinctive signs;
- (vii) the simple mixture of materials, if the characteristics of the product obtained are not essentially different from the characteristics of the materials which have been mixed;
- (viii) the slaughter of animals.

#### ARTICLE VI

##### *Materials not Incorporated in the Goods*

Any material, input or product which is not physically incorporated in goods used in the production, verification and inspection of the goods and operation of equipment related with it or for the maintenance of buildings, will be considered originating regardless of the country where it was manufactured or produced.

## 2. These include:

- (i) fuel, electrical energy, catalysts and solvents;
- (ii) equipment apparatus and accessories used for the verification or inspection of goods;
- (iii) gloves, protective eye masks, footwear, apparel, security equipment and accessories;
- (iv) tools, dies (for die-cutting) and moulds;
- (v) spare parts and materials used in the maintenance of equipment and buildings;
- (vi) lubricants, oils compound products and other products used in the production process, equipment operation or maintenance of building; and
- (vii) any other material or product which is not incorporated in the goods, but which can be shown to be part of the said production.

## ARTICLE VII

*Cumulation*

For the purpose of the origin requirements, materials or products originating in the territory of any of the Parties, incorporated in particular goods in the territory of the other Party, shall be considered as goods originating in the Party where final production take place.

## ARTICLE VIII

*Regional Value Content*

The Regional Value Content (RVC) of the goods shall be calculated based on the transaction value method, applying the following formula:

$RVC = [(TV-NOG)/TV] \cdot 100$  where;

RVC = Regional Value Content expressed as percentage;

TV = Transaction Value of the merchandise, adjusted on an FOB base;

NOG = Value of non-originating goods used in the production of the final product.

2. Where the value of the goods is on a basis other than FOB it shall be adjusted to FOB for purposes of this Article.

3. When the origin is determined by the Regional Value Content, the required percentage shall be specified in the Attachment to this Appendix.

4. All costs considered in the calculation of Regional Value Content, shall be registered and kept in accordance with generally accepted accounting principles, applicable in the territory of the Party where the good is produced.

#### ARTICLE IX

##### *De Minimis*

Where the value of all non-originating materials used in the production of goods that do not undergo an applicable change in tariff classification as set out in the Attachment to this Appendix is not more than seven per cent (7%) of the transaction value of the goods adjusted to a FOB basis, these materials shall be considered to be originating goods.

#### ARTICLE X

##### *Management of Inventory*

The Parties will ensure that enterprises will apply appropriate systems in the management of this Appendix provided that the systems are based on generally accepted accounting principles.

Each Party will inform the other of the systems in use to manage inventories including those of interchangeable goods.

#### ARTICLE XI

##### *Sets*

Sets, as defined in General Rule 3 of the Harmonised System, shall be regarded as originating when all component articles are originating products. Nevertheless, when a set is composed of originating and non-originating articles, the set as a whole shall be regarded as originating provided that the value of the non-originating articles does not exceed seven per cent (7%) of the FOB price of the set.

## ARTICLE XII

*Assembly*

The rules governing assembly goods shall be defined on a case-by-case basis in the Attachment to the Appendix provided for in Article III.

## ARTICLE XIII

*Accessories, Spare Parts and Tools*

The accessories, spare parts and tools dispatched with a piece of equipment, machine, apparatus or vehicle which are part of the normal equipment, will not be considered in determining if all non-originating materials or products used in the production of a piece of equipment, machine, apparatus or vehicle comply with the correspondent change in the classification established in this Appendix and its Attachment, provided that:

- (i) the accessories, parts and tools are not separately billed from the piece of equipment, machine, apparatus or vehicle, regardless of any detailed information contained in the invoice; and
- (ii) the quantity and the value of these accessories, parts and tools are the normal ones used for related goods.

The origin of the accessories, parts and tools that do not fulfill the conditions in the preceding paragraph will be determined by applying the corresponding rule of origin to each one of them separately.

## ARTICLE XIV

*Treatment of Retail Packing*

Packing presented with the merchandise and classified with the goods that they contain, will not be considered for determining the origin of the related goods, as long as they are used on a normal basis.

Where the packing is not that used on a normal basis, each Party may treat goods separately from their packing to determine the origin of the goods and the packing.

ARTICLE XV

*Treatment of Packing Required for the Transport or Storage of Goods*

No part of any packing required for the transport or storage of goods will be considered when determining origin of goods as a whole.

ARTICLE XVI

*Direct Transport*

In order for goods to benefit from the preferential treatment provided for under this Agreement, they must be directly delivered from the exporting country to the importing country.

For this purpose, the following shall be considered as direct consignment:

- (i) goods transported without going through third countries;
- (ii) goods transported in transit through one or more third countries, with or without transshipment or temporary storage under the surveillance of Customs Authorities of such countries, provided that:
  - (a) the transit is justified by geographical reasons or by considerations related to transport requirements;
  - (b) they are not designed for trade or use in the transit country; and
  - (c) they do not undergo during transportation or storage any operation other than loading or unloading or operations to keep them in good condition and ensure their conservation.

ARTICLE XVII

*Transshipment through the Parties*

Nothing in Article XVI shall preclude the transshipment of goods through the Parties.

Where such transshipment takes place, the Certifying Authority in the State through which the goods are transhipped shall affix on the relevant transport documentation the approved stamp and an authorised signature pursuant to Article XIX.

## ARTICLE XVIII

*Declaration and Certification of Origin*

The Certificate of Origin shall include:

- (i) a declaration by the exporter or the final producer that the origin requirements prescribed in this Appendix have been met;
- (ii) a certificate by the authorised body of the exporting country that the declaration by the exporter or the final producer, as the case may be, is accurate.

2. Where the exporter is not the final producer of the goods or products, the former shall present the declaration of origin to the authorised body.

3. In every case, the Certificate of Origin shall be prepared by an exporter in the country of final production.

4. The competent authority in the exporting country shall carry out such control as is necessary to permit the certification provided for in this Article and shall confirm all the data set out in the Certificate of Origin.

5. The Certificate of Origin shall have affixed the signature of an official notified by the authorised body of the exporting country pursuant to Article XIX.

6. The date of the Certificate of Origin may not precede that of the relevant commercial invoice.

7. The Certificate of Origin shall be valid for a period of 180 days from the date of issue.

8. Where the goods traded under this Agreement are accompanied by a Certificate of Origin, that Certificate shall be deemed to satisfy the requirement of the Consular Invoice.

## ARTICLE XIX

*The Functions and Obligations of Bodies Authorised to carry out Certification*

The Bodies authorised by the Parties to carry out Certification will:

- (i) verify the accuracy of the declaration presented to them by the final producer or the exporter by way of systems or procedures which ensure the accuracy of the data;

(ii) provide to the other Party the administrative co-operation required for the control of documentary proof or origin.

2. The bodies authorised by the Parties will, no later than thirty (30) days after entry into force of the Agreement, transmit through their respective Foreign Ministries, the approved list of the bodies authorised to issue the certificates mentioned in this Appendix, along with a list of authorised signatories, facsimile of the authorised signatures and the stamps of the authorised bodies.

3. Any changes to such listings shall enter into force thirty (30) days after receipt of notification.

#### ARTICLE XX

##### *Requirement to maintain Records and Documents*

Each Party shall require the exporter or final producer who completes and signs a Certificate of Origin to keep all the records and documents pertaining to the origin of the goods for a minimum of three years from the date of the Certificate and to produce these records and documents as requested by the competent authority, in accordance, with national legislation.

#### ARTICLE XXI

##### *Non-Requirement of the Certificate of Origin*

An Invoice, with a duly signed declaration that the goods were produced in a CARICOM Member State or in the Dominican Republic, shall be deemed to satisfy the requirement of the Certificate of Origin, where the value of the goods expressed in national currency, does not exceed the equivalent of One Thousand US Dollars (US\$1,000.00).

This exception will not apply where the imports are proven to be the result of two or more parts of a consignment.

#### ARTICLE XXII

##### *Confidentiality*

Each Party shall maintain, in accordance with its national legislation, the confidentiality of confidential business information collected pursuant to this Agreement and shall protect that information from disclosure that could prejudice the competitive position of the persons providing the information.



The confidential business information collected pursuant to this Agreement may be disclosed only to those authorities responsible for the administration and enforcement of determinations of origin and of customs and revenue matters.

#### ARTICLE XXIII

##### *Origin Verification*

For purposes of determining whether goods imported into its territory from the territory of another Party qualify as originating goods, a Party may conduct verification solely by means of:

- (i) submitting to the competent authority of the exporting Party request for information from an exporter or a producer, in a territory of another Party;
- (ii) visits to the premises of an exporter or producer in the territory of another Party to review records and observe the production of the goods;
- (iii) other procedures agreed upon by the Parties whenever necessary.

2. Prior to conducting verification pursuant to paragraph 1, a Party shall, through its designated entity, notify the competent authority of the exporting Party of its intention to carry out verification. Within five (5) days of dispatch of this notification, the competent authority in the exporting Party shall notify the exporter and/or the producer of the goods.

3. The competent authority of the importing Party shall obtain the written consent of the exporter or producer of the goods whose premises are to be visited.

4. The notification of visits which are provided for in paragraph 1(ii) shall include:

- (i) the identity of the designated entity issuing the notification;
- (ii) the name of the exporter or producer whose premises are to be visited;
- (iii) the date and place of the proposed verification visit;
- (iv) the object and scope of the verification visit, including specific reference to the goods which are the subject of the verification;
- (v) the names and designation of the officials who will carry out the visit; and
- (vi) the legal basis for the verification visit.

5. The competent authority of the exporting Party may, at the request of the Party wishing to carry out verification pursuant to paragraph 1, call on the producer or the exporter to make available, *inter alia*, documentation and accounting records and permit inspection of materials, production facilities and processes.

6. Where a verification has been notified, any modification of the information referred to in this Article shall be notified in writing to the competent authority of the exporting Party, who in turn shall immediately notify the modifications to the producer or the exporter. Such modifications shall be notified by the importing Party no later than fifteen (15) days after the initial notification.

7. Where an exporter or a producer does not either give written consent to a proposed verification visit or provide any information requested as provided for in this Article within thirty (30) days of despatch of the notification, the Party which has notified intention to carry out verification may deny preferential tariff treatment to goods which would have been the subject of such verification.

8. The Competent Authority of the importing Party may grant to the competent authority of the exporting Party an extension of not more than ten (10) days for the submission of any documents which may be required to support an application for verification of origin under this Agreement.

9. Each Party shall provide that, where its competent authority receives notification, the competent authority may, within seven (7) days of receipt of the notification, postpone the proposed verification visit for a period not exceeding fifteen (15) days from the date of such receipt or for such longer period as the Parties may agree.

10. The Parties shall permit an exporter or a producer whose goods are the subject of a verification visit to designate two observers to be present during the visit, providing that:

- (i) the observers do not participate in a manner other than as observers; and
- (ii) the failure of the exporter or producer to designate observers shall not result in the postponement of the visit.

## ARTICLE XXIV

*Findings of the Verification*

The Party conducting a verification shall provide the exporter or producer whose goods are the subject of the verification with a written determination of whether or not the goods qualify as originating goods, including findings of fact and the legal basis for the determination, within twenty-one (21) days of the conclusion of the verification exercise.

## ARTICLE XXV

*Guarantee of Payment of Revenue*

In no case shall the customs authorities of the Parties interrupt an import procedure of the products covered by a Certificate of Origin. However, the competent authorities of the importing Party, in addition to requesting the appropriate additional information from the competent authorities of the exporting Party, may adopt any action it deems necessary to safeguard its fiscal interests.

The competent authorities of the importing Party shall take appropriate action with respect to any financial security given to protect the fiscal interest based on the determination of the verification.

## ARTICLE XXVI

*Appeals*

Each Party will establish procedures for the review of decisions by the various authorities regarding the origin verification procedures.

## ARTICLE XXVII

*Penalties*

Each Party, in its legislation, shall provide penalties for breaches of the provisions of this Appendix which shall be similar to those applied for breaches of its laws and regulations in similar circumstances.

APPENDIX VI TO  
ANNEX I

TECHNICAL BARRIERS TO TRADE

ARTICLE 1

*Definitions*

For the purposes of this Appendix the terms defined in the Seventh Edition (1996) of the ISO/IEC Guide 2 Standardization and related activities—General Vocabulary, shall, when used in this Appendix have the same meaning given in the said Guide. In addition, the following definitions shall apply:

**Risk Assessment:** The evaluation of the potential of adverse effects to the health and safety of human, animal or plant life, or to the environment resulting from any goods or services traded between the Parties.

**Standards-related Measure:** A standard, technical regulation or conformity assessment procedure.

**Standard:** A document approved by a recognised body, that provides for common and repeated use, rules, guidelines or characteristics for products or related processes and production methods, with which compliance is not mandatory. It may also include or deal exclusively with terminology, symbols, packaging, marking or labeling requirements as they apply to a product, process or production method.

**International Standard:** A standard or other guide or recommendation, adopted by an international standardizing body and made available to the public.

**Legitimate Objectives:** Objectives such as safety, protection of human, animal or plant life or health, the environment or consumers (including matters relating to quality and identifiability of goods or services); or, sustainable development, considering, among other things, where appropriate, fundamental climatic, geographical, technological or infrastructural factors or scientific justification.

**Conformity Assessment Procedure:** Any procedure used directly or indirectly, to determine that relevant requirements in technical regulations or standards are satisfied.

**Technical Regulation:** Document which lays down product characteristics or their related processes and production methods, including applicable administrative provisions, with which compliance is mandatory. It may also include or deal exclusively with terminology symbols, packaging, marking or labeling requirements as they apply to a product, process or production method.

**Service:** Any service within the scope of this Appendix that is subject to standards-related or metrology measures including standardization, metrology and conformity assessment services themselves.

**Administrative Rejection:** Any action taken by a public administration agency of the importing Party, to restrict the entry to its territory of a shipment or the provision of a service, due to technical reasons.

**Dangerous Wastes:** Any material generated in the extraction, transformation, production, consumption, utilisation, control or treatment processes, whose properties do not allow for its re-use, and that, due to its corrosive, toxic, poisonous, reactive, radioactive, explosive, flammable biologically infectious or irritating characteristics, represents a hazard to health or to the environment.

**Hazardous Substance:** Any substance that is hazardous to health and safety of human, animal or plant life, or to the environment and that is identified as such by national and international agencies.

**Make Compatible:** To bring different standards-related measures of the same scope approved by different standardizing bodies to a level such that they are either identical, equivalent, or have the effect of permitting goods or services to be used in place of one another or fulfill the same purpose.

## ARTICLE II

### *Scope of Application*

This Appendix applies to the standards-related and metrological measures of the Parties, as well as to other related measures that may directly or indirectly affect trade in goods or services between the Parties.

2. The Parties affirm their existing rights and obligations under the Agreement on Technical Barriers to Trade of the World Trade Organisation (WTO) and other international agreements to which the Member States of CARICOM and the Dominican Republic are parties, including agreements relating to health, the environment and the protection of the consumer.

3. This appendix does not apply to Sanitary and Phyto-Sanitary Measures.

### ARTICLE III

#### *Non-Discriminatory Treatment*

Each Party shall, in respect of standards-related measures, accord to goods and service-providers of the other Party, treatment no less favourable than that accorded to like goods or service-providers of national origin and to like goods or service-providers originating in any other country.

### ARTICLE IV

#### *Use of International Standards*

Each Party shall use, as a basis for the development and application of its standardisation measures, current international standards, or international standards whose completion are imminent, except where such standards would be an ineffective or inappropriate means to fulfill its legitimate objectives.

When one Party applies procedures for conformity assessment which restrict or restrain the access of goods, that Party shall consider the use of the pertinent international standards as the basis of access until a final decision is taken.

### ARTICLE V

#### *Risk Assessment*

Each Party may conduct risk assessment in its territory, provided that such assessment does not have the intention, or effect of creating unnecessary obstacles to trade between them. In so doing, the Parties shall take into consideration the risk assessment methods developed by international agencies.

2. When conducting risk assessment, the Party performing it shall take into consideration all available pertinent scientific evidence, technical information, the intended end use, and the associated technology.

3. Once the protection level that is considered adequate has been established and the risk assessment conducted, each Party shall avoid making arbitrary or unjustifiable distinctions between similar goods and services, if those distinctions:

- (i) result in arbitrary or unjustifiable discrimination against goods or services-providers of the other Party;
- (ii) constitute a disguised restriction on trade between the Parties; or
- (iii) discriminate between similar goods or services for the same use under the same conditions, that hold the same level of risk, and that result in similar benefits.

#### ARTICLE VI

##### *Compatibility and Equivalence*

Without prejudice to the rights of the Parties under this Appendix and taking into account international standardisation activities the Parties shall, to the extent practicable, make compatible their standards-related measures, without reducing the level of safety or of protection of human, animal or plant life or health, the environment or the consumer.

2. Each Party shall accept a technical regulation adopted or maintained by an exporting Party as equivalent to its own where the exporting Party, in co-operation with the importing Party, demonstrates to the satisfaction of the importing Party that its technical regulation adequately fulfills the importing Party's legitimate objectives.

3. Upon the request of the exporting Party, the importing Party shall communicate in writing its reasons for not accepting any particular technical regulation of the exporting Party as equivalent to its own in accordance with paragraph 2 of this Article.

4. The Parties recognize the need to review, revise and update standards and technical regulations to achieve greater harmonisation.

5. The Parties further affirm the need to review procedures for conformity assessment systems in order to facilitate certification, accreditation and the issuing of marks of conformity.

## ARTICLE VII

### *Conformity Assessment*

If it is of mutual benefit, each Party shall in a reciprocal manner, accredit, approve, licence or otherwise recognize the conformity assessment bodies in the territory of the other Party, on terms no less favourable than those applicable to such bodies in its territory.

2. The Parties may utilise the technical and institutional capability of the conformity assessment bodies established in the territory of the Parties, and recognised in accordance with paragraph 1 of this Article.

3. Whenever it is possible, the Parties shall provide for the carrying out of conformity assessment procedures in production facilities and the issuing of marks of conformity assessments when the product satisfies the requirements of the standard or technical regulation.

4. Each Party shall acknowledge the results of the conformity assessment procedures in the other Party's territory.

5. Prior to acceptance of results of a conformity assessment procedure pursuant to paragraph 4 of this Article and to enhance confidence in the continued reliability of each other's conformity assessment results, the Parties may consult on such matters as the technical competence of the conformity assessment bodies involved, including verified compliance with relevant international standards.

6. The Parties shall ensure the confidentiality of information about products or services originating in the territory of the other Party arising from, or supplied in connection with, conformity assessment procedures in the same way as for domestic products and in such a manner that legitimate commercial interests are protected.

## ARTICLE VIII

### *Metrological Standards*

In fulfilling the requirements of this Appendix, each Party shall, as far as practicable, ensure the traceability of its metrological standards in accordance with the recommendations of the International Bureau of Weights and Measures (IBPM) and the International Organisation of Legal Metrology (OIML).



## ARTICLE IX

*Filling, Packaging and Labelling*

The parties shall develop agreed standards with respect to filling, packaging and labelling and will submit them through such mechanisms created in accordance with Article XI. With respect to this Article, the relevant principles adopted by the International Organisation for Standardization (ISO) shall generally be followed.

2. While the agreed standards are being developed, each Party shall apply, inside its territory, its standards for filling, packaging and labelling.

3. In the case of foods and food-additives, in order to ensure that standards developed do not contradict themselves either in meaning or in practice the basis of harmonisation shall preferably be standards and documents issued by Codex Alimentarius.

## ARTICLE X

*Notification*

Each Party shall notify the other Party of the initiation of any activity leading to the promulgation of any standards-related measure.

2. Each Party shall notify the other Party when a standards related measure is withdrawn.

3. A Party which proposes that the adoption or modification of some standards-related or metrological measure may have a significant effect on trade between the Parties, shall:

- (i) at least sixty (60) days prior to such adoption or modification publish a notice and notify the other Party in writing, using the same form of notification of the World Trade Organisation (WTO), in such a manner as to enable interested persons to become acquainted with the proposed measure;
- (ii) upon request, provide to the other Party, particulars or copies of the proposed measure, and whenever possible, identify the parts which in substance deviate from relevant international standards;

- (iii) allow reasonable time for the other Party to make comments in writing, discuss these comments upon request; and take these written comments and the results of these discussions into account;
- (iv) provide the other Party, through the Enquiry Point, with a copy of the finalised measure to be implemented;
- (v) where urgent problems of safety, health, environmental protection or national security arise or threaten to arise for a Party, that Party may omit any of the steps enumerated in paragraph (iii) of this Article as it finds necessary, provided that the Party upon adoption of the measure notifies the other Party of the nature of the urgent problem, provides copies of the measure and takes any comments into consideration;
- (vi) each Party shall annually, or as later determined, notify in writing the other Party of its standardization work programme;
- (vii) when one of the Parties administratively refuses a shipment or a service provision due to non-compliance with a standards-related or metrological measure it shall notify in writing, without delay, the owner(s) of the shipment or the service provider(s) the technical justification for the refusal;
- (viii) a copy of the technical justification provided for in paragraph (vii) of this Article shall immediately be notified to the Enquiry Points of the other Party;
- (ix) unless otherwise specified, any notification required under this Article shall be issued through the Enquiry Point designated under Article XI.

## ARTICLE XI

### *Enquiry Points*

Each Party shall ensure that an Enquiry Point exists, which is able to respond to all reasonable enquiries from the other Party, and other interested person(s), as well as to provide the relevant documents regarding standards-related and metrological measures adopted or proposed in its territory by Governmental or non-Governmental agencies.

2. The Parties shall inform each other of the institutions which they have designated as Enquiry Points.

3. Each Party shall take reasonable measures to ensure that where copies of documents are requested by the other Party, or by other interested person(s) in accordance with paragraph (i) of this Article, they are supplied at an equitable price (if any) which shall, apart from the actual cost of delivery, be the same for the nationals of the Party concerned.

“Nationals” here shall be deemed, in the case of a separate customs territory Party, to mean persons, natural or legal, who are domiciled or who have a real and effective industrial or commercial establishment in that customs territory.

## ARTICLE XII

### *Handling of hazardous Substances and Waste*

The Parties shall apply the provisions, guidelines or recommendations of the pertinent United Nations Convention, the Basle Convention and the relevant international agreements and standards to which the Parties adhere in addition to the existing legislation of the Parties for the control and handling of hazardous substances and dangerous waste.

Each Party shall regulate in accordance with its legislation the introduction, acceptance, deposit, transport and transit through its territory of hazardous substances or dangerous waste, whether originating inside or outside of its territory.

## ARTICLE XIII

### *Protection of the Environment*

Each Party undertakes to preserve and protect the environment by applying relevant provisions, guidelines or recommendations of the United Nations Environmental Programme (UNEP) and the pertinent international agreements and standards to which they adhere.

## ARTICLE XIV

### *Procedures for Registration of Goods*

The goods subject to registration in the territory of any of the Parties, shall be registered by a recognised institution, or accredited by the competent authority of that Party based upon a national system by which such registration is mandatory. Such registration of goods shall be performed as expeditiously as possible and on grounds no less favourable than that extended to registration of like goods of national origin.

ARTICLE XV

*Technical Co-operation*

Each Party shall encourage technical co-operation between its agencies for standardization and metrology, promoting the provision of information and technical assistance, according to available resources and under terms mutually agreed, in order to assist in the attainment of this objective and to enhance the activities, processes, standardization and metrological systems and measures of both Parties.

The Parties shall undertake joint efforts for the purpose of securing technical co-operation and assistance from third countries.

APPENDIX VII TO  
ANNEX I

AGREEMENT ON SANITARY AND PHYTO-SANITARY  
MEASURES

ARTICLE I

*Rights and Obligations*

In compliance with the World Trade Organisation (WTO) Agreement for Sanitary and Phyto-Sanitary Measures, each Party has the right to establish, adopt, maintain or apply any Sanitary and Phyto-Sanitary Measures necessary to protect human, animal or plant life or health in its territory, more stringent than relevant regional and international standards, guidelines or recommendations.

2. Each Party will ensure that any Sanitary or Phyto-Sanitary Measure adopted, maintained or applied:

- (i) is based on scientific principles, taking into account, when necessary, all pertinent facts as well as the different national and regional conditions;
- (ii) is only maintained when there is scientific justification;
- (iii) is based on a risk assessment that is appropriate to the circumstances;
- (iv) does not restrict trade more than is necessary in order to protect human, animal or plant life or health;

- (v) does not have as an objective or consequence, a disguised restriction on trade between the Parties; and
- (vi) is based on national/regional/international standards, guidelines or recommendations, or on the imminent adoption of such measures except when these measures do not constitute an adequate and effective means of protecting human, animal or plant life or health in its territory.

3. Notwithstanding any other provision of this Appendix, each Party, in order to protect human, animal or plant life or health in its territory, has the right to establish appropriate levels of protection, taking into account the associated risk from the point of view of consequences for the introduction, establishment or spread of a pest or disease. For this purpose, the methodologies of analysis and risk assessment of relevant international organizations, CODEX ALIMENTARIUS, International Plant Protection Convention (IPPC), and the International Office of Epizootics (IOE), as well as relevant specialized regional organizations to which the Parties are members, shall be taken into account.

4. The risk assessment conducted by the importing Party in order to establish the respective Sanitary and Phyto-Sanitary Measures shall be completed within four months from the date when the analysis is requested of the competent authority. By mutual agreement, an extension of one month will be granted when necessary.

5. Each Party shall inform the Committee for Sanitary and Phyto-Sanitary Measures of its Competent Notifying Authority and shall utilize the designated Enquiry Points as the channel for notifying the other Party.

6. The Parties shall abide by the control, inspection and approval procedures for the application of Sanitary and Phyto-Sanitary Measures contained in Article III.

7. The Parties shall not apply punitive Sanitary and Phyto-Sanitary Measures in the context of their reciprocal trade relations. The application of retaliatory measures will be considered punitive.

## ARTICLE II

### *Definitions*

For the purpose of this Appendix, the following definitions shall apply:

**Animal:** Any vertebrate or invertebrate, including aquatic and wild fauna.

**Appropriate Level of Sanitary or Phyto-Sanitary Protection:** The level of protection deemed appropriate by the Party establishing a Sanitary or Phyto-Sanitary Measure to protect human, animal or plant life or health within its territory.

**Approval Procedure:** Any registration, certification, notification or any other obligatory administrative procedure for approving the use of an additive or to establish a level of tolerance for contaminants for defined purposes or under conditions agreed upon for food, beverage or feedstuffs prior to permitting its use or commercialization whenever any of these contains the additive or contaminant.

**Area of Low Pest or Disease Prevalence:** An area, whether all of a country, part of a country or all or parts of several countries, as identified by the competent authorities, in which a specific pest or disease occurs at low levels, and which are subject to effective surveillance, control or eradication measures.

**Biological Products:**

- (i) biological reagents for use in the diagnosis of certain diseases;
- (ii) sera for use in the prevention or treatment of certain diseases;
- (iii) inactivated or modified vaccines for use in the preventive vaccination against certain diseases;
- (iv) microbial genetic material.

**Contaminant:** Any substance not intentionally added to food, which is present in such food as a result of the production (including operations carried out in crop husbandry, animal husbandry and veterinary medicine),

manufacture, processing, preparation, treatment, packing, packaging, transport or holding of such food or as a result of environmental contamination. The term does not include insect fragments, rodent hairs and other extraneous matter.

**Control or Inspection Procedure:** Any procedure utilized directly or indirectly to determine compliance with a Sanitary or Phyto-Sanitary Measure. This includes sampling, testing, inspection, verification, monitoring, auditing, conformance evaluation, accreditation and other procedures involving the physical examination of the goods, packaging equipment and installations directly related to the production commercialization or utilization of goods, but not referred to as an approval procedure.

**Disease:** A clinical or sub-clinical infection cause by one or more aetiological agents as listed in the IOE and IPPC Codes.

**Feedstuffs:** Balanced daily food allowance for animal use.

**Food:** Any substance, whether processed, semi-processed or raw, which is intended for human consumption, and includes drink, chewing gum and any substance which has been used in the manufacture, preparation or treatment of "food" but does not include cosmetics or tobacco or substances used only as drugs.

**Food Additive:** Any substance not normally consumed as a food by itself and not normally used as a typical ingredient of the food, whether or not it has nutritive value, the intentional addition of which to food for a technological (including organoleptic) purpose in the manufacture, processing, preparation, treatment, packing, packaging, transport or holding of such food results, or may be reasonably expected to result (directly or indirectly) in it or its by-products becoming a component of or otherwise affecting the characteristics of such foods. The term does not include "contaminants" or substances added to food for maintaining or improving nutritional qualities.

**Food Safety:** Quality that ensures that food is free of risk to human health.

Goods: Food, animals, plants, their products and by-products, and biological products.

Harmonization: The establishment, recognition and application of common Sanitary and Phyto-Sanitary Measures by the Parties.

International Standards, Guidelines and Recommendations:

- (i) for food safety: the standards, guidelines and recommendations established by the CODEX ALIMENTARIUS COMMISSION relating to food additives, veterinary drug and pesticide residues, contaminants, methods of analysis and sampling, and codes and guidelines of hygienic practice;
- (ii) for animal health and zoonoses: the standards, guidelines and recommendations developed under the auspices of the International Office of Epizootics;
- (iii) for plant health: the international standards, guidelines and recommendations developed under the auspices of the Secretariat of the International Plant Protection Convention in cooperation with regional organizations operating within the framework of the International Plant Protection Convention; and
- (iv) for matters not covered by the above organizations: appropriate standards, guidelines and recommendations promulgated by other relevant international organizations open for membership to the Parties, as identified by the Committee on Sanitary and Phyto-Sanitary Measures.

Pest: Any species, strain or biotype of plant, animal or pathogenic agent, injurious to plants, animals and their products.

Pest or Disease-Free Area: An area, whether all of a country, part of a country, or all or parts of several countries, as identified by the competent authorities, in which a specific pest or disease does not occur. A pest or disease-free area may surround, be surrounded by or be adjacent to an area-whether within part of a country or in



a geographic region which includes parts of or all of several countries in which a specific pest or disease is known to occur but is subject to regional control measures such as the establishment of protection, surveillance and buffer zones which will confine or eradicate the pest or disease in question.

**Pesticide:** Any substance intended for preventing, destroying, attracting, repelling, or controlling any pest including unwanted species of plants or animals during the production, storage, transport, distribution and processing of food agricultural commodities, or animal feeds or which may be administered to animals for the control of ectoparasites. The term includes substances intended for use as a plant-growth regulator, defoliant, desiccant, fruit thinning agent, or sprouting inhibitor and substances applied to crops either before or after harvest to protect the commodity from deterioration during storage and transport. The term normally excludes fertilizers, plant and animal nutrients, food additives, and animal drugs.

**Pesticide Residues:** Any specified substance in food, agricultural commodities, or animal feed resulting from the use of a pesticide. The term includes any derivatives of a pesticide such as conversion products, metabolites, reaction products, and impurities considered to be of toxicological significance.

**Plants:** Live plants and parts thereof, including seeds and germ plasm, forest and wild flora.

**Risk Assessment:** The evaluation of the likelihood of entry, establishment or spread of a pest or disease within the territory of an importing Party according to the Sanitary or Phyto-Sanitary Measures which might be applied, and of the associated potential biological and economic consequences; or the evaluation of the potential for adverse effects on human or animal health arising from the presence of additives, contaminants, toxins or disease-causing organisms in food, feedstuffs and beverages.

Sanitary or Phyto-Sanitary Measures:

- (i) to protect animal or plant life or health within the territory of the Party from risks arising from the entry, establishment or spread of pests, diseases, disease carrying organisms or disease-causing organisms;
- (ii) to protect human or animal life or health within the territory of the Party from risks arising from additives, contaminants, toxins or disease-causing organisms in foods, beverages or feedstuffs;
- (iii) to protect human life or health within the territory of the Party from risks arising from diseases carried by animals, plants or products thereof, or from the entry, establishment or spread of pests; or
- (iv) to prevent or limit other damage within the territory of the Party from the entry, establishment or spread of pests.

Sanitary or Phyto-Sanitary Measures include all relevant laws, decrees, regulations, requirements and procedures including, *inter alia*, end product criteria processes and production methods; testing, inspection, certification and approval procedures; quarantine treatments including relevant requirements associated with the transport of animals or plants, or with the materials necessary for their survival during transport; provisions on relevant statistical methods, sampling procedures and methods of risk assessment; and packaging and labeling requirements directly related to food safety.

Scientific Information: Data or Information derived from scientific principles and methods.

Transportation: Means or mode of transport, and the form of packaging; used for the movement of goods, as established by a Sanitary or Phyto-Sanitary Measure.

## ARTICLE III

*Control, Inspection and Approval Procedures in the Application of Sanitary and Phyto-Sanitary Measures*

In order to expedite the application of Sanitary and Phyto-Sanitary Measures in the territories of the Parties, and to facilitate trade flows, the procedures for control, inspection and approval of Sanitary and Phyto-Sanitary Measures will be governed by the provisions of this Article.

2. Transparency: in order to ensure adequate transparency in the adoption and application of Sanitary and Phyto-Sanitary Measures the competent Notifying Authorities and Enquiry Points will utilize formats that are the same as or similar to those designed and utilized by the WTO Committee for Sanitary and Phyto-Sanitary Measures.

3. Harmonization: the Parties shall use international organizations and other specialized regional fora in the harmonization of their Sanitary and Phyto-Sanitary Measures.

4. Sanitary and Phyto-Sanitary Status: the Parties shall accept as valid, the Sanitary and Phyto-Sanitary status in accordance with the FAO database (food safety and plant health), the OIE database (animal health) and databases of relevant specialized regional organizations. In case of reasonable query by one Party, reasonable access for inspections, tests and other procedures will be permitted by mutual agreement in order to verify the said status.

5. Equivalence: in accordance with the provisions of this Appendix, in the process of recognition of equivalence of their Sanitary and Phyto-Sanitary Measures, the Parties, through bilateral consultations, will address issues relating to the effectiveness of measures, their impact on trade, cost effectiveness and the appropriate technology. These will be detailed in bilateral agreements for mutual recognition.

6. Risk Assessment and Determination of Appropriate Level of Protection: in conducting risk assessment, the Parties shall apply methodologies harmonized by relevant international organizations and where they do not exist, shall utilize those harmonized at the regional level, with the assistance of specialized regional organizations.

7. Inspection Criteria (including Inspection at Origin): designated agencies shall be the only channel for inspections between Parties, and shall be authorized to determine inspection periods, time limits for informing the other Party, as well as for the signature of protocols or specific bilateral instruments according to the needs of the Parties.

Upon receipt of a request from one of the Parties, the Competent Notifying Authority shall be required to conduct the inspection, and report the findings and action taken to the other Party within 30 days.

When inspection is performed at a specific export point in the territory of a Party, the Certificate of Inspection will have a one-year validity, save for reasonable exceptions, particularly in the case of plants, by mutual agreement. Inspection costs will be borne by the exporting country.

8. Pest or Disease Free Areas and Areas of Low Prevalence of Pest or Disease in the process towards recognizing pest or disease free areas and areas of low prevalence of pest or disease, the Parties shall first apply the methodologies utilized by relevant international organizations and, where such methodologies do not exist, those harmonized at the regional level with the assistance of specialized regional organizations. The Parties shall also establish specific bilateral protocols for particular cases.

9. Accreditation: The Parties shall seek to standardize their accreditation procedures. Government institutions shall be recognized as accredited organizations and should select qualified and/or experienced personnel. Private sector institutions and professionals shall be appropriately certified.

## ANNEX II

### AGREEMENT ON TRADE IN SERVICE

#### ARTICLE I

##### *Objective*

The objective of this Agreement is to establish a framework for the liberalisation of trade in services among the Parties consistent with the General Agreement on Trade in Services (GATS) of the

World Trade Organisation (WTO). Such a framework will promote the interests of the Parties, on the basis of mutual advantages and the achievement of a global balance of rights and obligations among the Parties.

## ARTICLE II

### *Definitions*

For the purposes of the present Agreement:

- (i) commercial presence: means any type of business or professional establishment, including through the constitution, acquisition or maintenance of a juridical person, or creation or maintenance of a branch or a representative office located in the territory of any of the Parties, for the purpose of supplying a service;
- (ii) juridical person of another Party: means any juridical person:
  - (a) constituted or otherwise organised under the law of that other Party, and is engaged in substantive business operations in the territory of that Party or the other Party; or
  - (b) in the case of the supply of a service through commercial presence owned or controlled by:
    - (i) natural persons of that Party; or
    - (ii) juridical persons of that other Party, identified under sub-paragraph (a);
- (iii) natural person of another Party: means a national of that other Party;
- (iv) service consumer: means any person that receives or uses a service;
- (v) service of another Party: means a service provided:
  - (a) from or in the territory of such Party; or
  - (b) by a service supplier of that other Party by means of commercial presence or through the presence of natural persons;
- (vi) service supplier: means any person that supplies a service;
- (vii) services: includes any service in any sector except services supplied in the exercise of governmental authority;

- (viii) services supplied in the exercise of governmental authority: means any service which is supplied neither on a commercial basis nor in competition with one or more service suppliers;
- (ix) specialty air services: means aerial mapping, aerial surveying, aerial photography, forest fire management, fire fighting, aerial advertising, glider towing, parachute jumping, aerial construction, helilogging, aerial sightseeing, flight training, aerial inspection and surveillance, and aerial spraying services;
- (x) supply of a service: includes the production, distribution, marketing, sale and delivery of a service;
- (xi) trade in services: means the supply of a service:
  - (a) from the territory of one Party into the territory of the other Party;
  - (b) in the territory of one Party to the service consumer of the other Party;
  - (c) by a service supplier of any Party, through commercial presence in the territory of the other Party; by a service supplier of one Party, through the presence of natural persons of a Party in the territory of the other Party.

Any other term not defined in paragraph 1 of this Article shall have the meaning agreed to in the GATS and its Annexes.

### ARTICLE III

#### *Scope*

This Agreement applies to measures by the Parties affecting trade in services, including those relating to:

- (i) the production, distribution, marketing, sale and delivery of a service;
- (ii) the purchase, use or payment of a service;
- (iii) access to and use of, in connection with the supply of a service, services which are required to be offered to the public generally;
- (iv) the presence, including the commercial presence of a service supplier in the territory of another Party; and
- (v) the provision of a bond or other form of financial security, as a condition for the provision of a service.

2. This Agreement will not apply to:

- (i) promotion and support measures provided by a Party or a state enterprise, including government-supported loans, guarantees, insurance, grants and fiscal incentives provided by the Governments of the Parties;
- (ii) air services, including domestic and international air transportation services, whether scheduled or non-scheduled, and related services in support of air services other than:
  - (a) aircraft repair and maintenance services during which an aircraft is withdrawn from service;
  - (b) specialty air services; and
  - (c) computerised reservation systems;
- (iii) services or government functions such as, but not limited to, the enforcement of laws, social welfare services, income security or insurance, social security, public education, public training, health, and child care.

3. Nothing in this Agreement shall be construed to:

- (i) impose any obligation on a Party with respect to a national of the other Party seeking access to its employment market, or employed on a permanent basis in its territory, or to confer any right on that national with respect to that access or employment; or
- (ii) impose any obligation nor confer any right to a Party, with respect to government procurement by the other Party, except for any provisions which may be agreed to on Government Procurement.

4. For the purposes of this Agreement “measures adopted by the Parties” means any measure by a Party, whether in the form of a law, regulation, rule, procedure, decision, administrative action, or any other form taken by:

- (i) central, regional, provincial, municipal or local government and authorities; and
- (ii) non-governmental bodies in the exercise of powers delegated by government and authorities mentioned in sub-paragraph (i) above.

5. In fulfilling its obligations and commitments under this Agreement, each Party shall take such reasonable measures as may be available to it to ensure its observance by regional and local governments and authorities mentioned in paragraph 4(a) above, and non-governmental bodies within its territory.

6. The provisions of this Agreement will not apply to those measures related to professional services, except as may be agreed to by the Parties.

#### ARTICLE IV

##### *Most Favoured Nation Treatment*

Each Party shall accord immediately and unconditionally to services and service suppliers of the other Party treatment no less favourable than that which it accords to like services and service suppliers of any third country.

The provisions of this Agreement shall not be construed to prevent any Party from conferring or according advantages to adjacent countries in order to facilitate exchanges limited to contiguous frontier zones of services that are both locally produced and consumed.

#### ARTICLE V

##### *Transparency*

Each Party shall publish promptly and, except in emergency situations, at the latest by the time of their entry into force, all relevant measures of general application which pertain to/or affect the operation of this Agreement. International agreements pertaining to or affecting trade in services to which a Party is signatory shall also be published.

2. Where publication as referred to in paragraph 1 is not feasible or practicable, the Parties shall make them otherwise publicly available.

3. Each Party shall promptly and at least annually inform the other Party of the introduction of any new or any changes to existing laws, regulations or administrative guidelines which significantly affect trade in services covered by this Agreement.



4. Each Party shall respond promptly to all requests by the other Party for specific information on any of its measures of general application or international agreements within the meaning of paragraph 1.

5. For the purposes of complying with this Article, the Parties shall utilise the enquiry points established under Article III:4 of the GATS.

#### ARTICLE VI

##### *Disclosure of Confidential Information*

Nothing in this Agreement shall require any Party to provide confidential information, the disclosure of which would impede law enforcement or otherwise be contrary to the public interest, or which would prejudice legitimate commercial interests of particular enterprises, public or private.

#### ARTICLE VII

##### *Licensing and Certification*

With a view to ensuring that any measure adopted or maintained by a Party relating to domestic regulation of services sectors within the context of Article VI of the GATS or the licensing or certification of nationals of the other Party does not constitute an unnecessary barrier to trade, each Party shall endeavour to ensure that any such measure—

- (i) is based on objective and transparent criteria, such as competence and the ability to supply a service;
- (ii) is not more burdensome than necessary to ensure the quality of a service; and
- (iii) does not constitute a disguised restriction on the supply of a service.

#### ARTICLE VIII

##### *General Exception*

Notwithstanding the provisions of this Agreement, the Parties may adopt or enforce measures:

- (i) necessary to protect public morals or to maintain public order;
- (ii) necessary to protect human life, animal or plant life or health, and to preserve the environment;

- (iii) necessary to protect essential security interests;
- (iv) necessary to secure compliance with laws or regulations which are not inconsistent with the provisions of this Agreement including those relating to:
  - (a) the prevention of deception and fraudulent practices or to deal with the effects of a default on services contracts by natural or juridical persons of any of the Parties;
  - (b) the protection of the privacy of individuals in relation to the processing and dissemination of personal data and the protection of confidentiality of individual records and accounts; or
  - (c) safety;
- (v) necessary to protect national artistic, historical or archeological treasures;
- (vi) for prudential reasons, such as to:
  - (a) protect investors, depositors, financial market participants, policy holders, policy claimants or persons to whom a fiduciary duty is owed by a financial institution; and
  - (b) maintain the safety, soundness, integrity or financial responsibility of financial institutions;
- (vii) inconsistent with the provisions of the Attachment mentioned in Article XII, provided that the difference in treatment is aimed at ensuring the equitable or effective imposition or collection of direct taxes in respect of services or service suppliers of the other Party; and
- (viii) inconsistent with Article IV, provided that the difference in treatment is the result of an agreement on the avoidance of double taxation or provisions on the avoidance of double taxation in any other international agreement or arrangement by which the Party is bound.

Such measures can be applied subject to the requirement that they do not constitute a means of arbitrary or unjustifiable discrimination between countries where like conditions prevail, or a disguised restriction on trade in services.

## ARTICLE IX

*Restriction to Safeguard The Balance of Payments*

In the event of serious balance of payments and external financial difficulties or threat thereof, a Party may adopt or maintain restrictions on trade in services with respect to the measures covered by the provisions in Articles IV, X and XIII and paragraph 1 of Article XIV, including payment or transfers for transactions related to sectors covered by such measures. It is recognised that particular pressures on the balance of payments of a Party in the process of economic development or economic transition may necessitate the use of restrictions to ensure, *inter alia*, the maintenance of a level of financial reserves adequate for the implementation of its programme of economic development or economic transition.

2. The restrictions referred to in paragraph 1:

- (i) shall not discriminate among the Parties;
- (ii) shall be consistent with the Articles of Agreement of the International Monetary Fund (IMF);
- (iii) shall avoid unnecessary damage to the commercial, economic and financial interests of the other Party;
- (iv) shall not exceed those necessary to deal with the circumstances described in paragraph 1; and
- (v) shall be temporary and be phased out progressively as the situation specified in paragraph 1 improves.

3. In determining the incidence of such restrictions, the Parties may give priority to the supply of services which are more essential to their economic or development programmes. However, such restrictions shall not be adopted or maintained for the purpose of protecting a particular service sector.

4. Any restrictions adopted or maintained under paragraph 1, or any changes therein, shall be promptly notified to the other Party.

5. (i) A Party applying the provisions of this Article shall consult promptly on the restrictions adopted under this Article.
- (ii) The Committee on Trade in Services shall establish procedures for periodic consultations with the objective of enabling such recommendations to be made to the other Party as it may deem appropriate.

- (iii) Such consultations shall assess the balance of payments situation of the Party concerned and the restrictions adopted or maintained under this Article, taking into account *inter alia* such factors as:
  - (a) the nature and extent of the balance of payments and the external financial difficulties;
  - (b) the external, economic and trading environment of the consulting Party; and
  - (c) alternative corrective measures which may be available.
- (iv) The consultations shall address the compliance of any restrictions with paragraph 2, in particular the progressive phase-out of restrictions in accordance with paragraph 2(v); and
- (v) In such consultations, all statistical findings and other facts presented by the IMF relating to foreign exchange, monetary reserves and balance of payments, shall be accepted and conclusions shall be based on the assessment by the IMF of the balance of payments and the external financial situation of the consulting Party.

#### ARTICLE X

##### *Local Presence*

No Party may require a service supplier of the other Party to establish or maintain a representative office or any form of enterprise, or to be resident, in its territory as a condition for the provision of a service.

#### ARTICLE XI

##### *Non-Discriminatory Quantitative Restrictions*

No later than six (6) months after the date of entry into force of this Agreement, each Party shall set out in an Appendix to this Agreement, a list of existing non-discriminatory quantitative restrictions.

2. The Parties shall periodically, but in any event at least every two (2) years, endeavour to negotiate the liberalisation or removal of:

- (i) existing non-discriminatory quantitative restrictions maintained by each Party, as listed pursuant to paragraph 1; and
- (ii) new non-discriminatory quantitative restrictions that the Parties adopted after the entry into force of this Agreement.

3. Each Party shall notify the other Party of any new non-discriminatory quantitative restriction that it adopts after the date of entry into force of this Agreement.

## ARTICLE XII

### *Market Access*

The terms on which each Party will grant market access to service providers of the other Party shall be set out in an Attachment to this Agreement.

## ARTICLE XIII

### *National Treatment*

With respect to services covered by this Agreement, the Parties will grant each other national treatment subject to the terms and conditions in the Attachment provided for in Article XII.

## ARTICLE XIV

### *Non-Conforming Measures*

After the date of entry into force of this Agreement, no Party shall increase the level of non-conformity of its existing measures with respect to the provisions of Articles IV, X and XIII. Any new measures and reform to existing measures shall not decrease the degree of conformity of the measure with respect to its level immediately before its introduction or reform.

2. Articles IV, X and XIII do not apply to any existing non-conforming measure maintained by a Party as set out in an Appendix to this Agreement no later than six (6) months after the date of entry into force of this Agreement.

3. The LDCs shall list existing non-conforming measures within one (1) year of the entry into force of this Agreement.

## ARTICLE XV

### *Denial of Benefits*

A Party may deny the benefits of this Agreement to a service provider of the other Party, with prior notification and consultation, where the first Party establishes that the service is being provided by an enterprise that is owned by persons of a third country and that conducts no substantial business activities in the territory of the second Party.

2. Such notification shall also be made to the Committee on Trade in Services. The resulting consultations shall be conducted within the Committee and shall be concluded within fourteen (14) days of the notification.

3. In the event that the consultations do not result in an agreement acceptable to the Parties, the benefits may be denied provisionally and the affected Party may seek to resolve the matter in accordance with the provisions of Article XV of the Agreement establishing the Free Trade Area between the Caribbean Community and the Dominican Republic (Agreement on Free Trade).

## ARTICLE XVI

### *Monopoly and Exclusive Service Suppliers*

Each Party shall ensure that any monopoly supplier of a service in its territory does not in the supply of the monopoly service in the relevant market act in a manner inconsistent with that Party's obligations under Articles IV, X and XIII.

2. Where a Party's monopoly supplier competes, either directly or through an affiliated company, in the supply of a service outside the scope of its monopoly rights and which is related to those sectors covered under this Agreement, the Party shall ensure that such a supplier does not abuse its monopoly position to act in its territory in a manner inconsistent with such commitments.

3. The Committee on Trade in Services may, at the request of a Party which has a reason to believe that a monopoly supplier of a service of the other Party is acting in a manner inconsistent with the provisions of paragraphs 1 or 2, request the Party establishing, maintaining or authorising such supplier to provide specific information concerning the relevant operations.

4. The provisions of this Article shall also apply to cases of exclusive service suppliers where a Party formally or in effect:

(i) authorises or establishes a small number of service suppliers; and

(ii) substantially prevents competition among those suppliers in its territory.

#### ARTICLE XVII

##### *Anti-Competitive Business Practices*

The Parties recognise that certain business practices of service suppliers other than those falling under Article XVI, may restrain competition and hereby restrict trade in services.

2. With respect to these business practices, in particular those anti-competitive business practices that may unfavourably affect competition and/or trade between and within Parties, the Parties shall apply the provisions on competition policy that may be in force or enter into force at the national level after the entry into force of this Agreement, as well as provisions that may be established in international agreements on competition policy.

3. Either Party shall, at the request of the other Party, enter into consultations with a view to eliminating practices referred to in paragraph 1. The Party addressed shall accord full and sympathetic consideration to such a request and shall co-operate through the supply of publicly available information on the application of domestic law relating to the matter in question.

#### ARTICLE XVIII

##### *Future Liberalisation*

The Parties shall deepen the degree of liberalisation reached for trade in services, through future negotiations to be convened by the Council, with a view to eliminating any remaining restrictions set out in the Appendices, pursuant to Article XI and paragraph 2 of Article XIV.

#### ARTICLE XIX

##### *Dispute Settlement*

Any dispute that may arise under this Agreement shall be resolved pursuant to Article XV of the Agreement on Free Trade.

ARTICLE XX

*Relationship with the General Agreement on Trade in Services (GATS)*

Regarding matters not covered in this Agreement, the Parties agree to apply between themselves the provisions contained in the GATS

ANNEX III

AGREEMENT ON RECIPROCAL PROMOTION AND PROTECTION OF INVESTMENTS

The Caribbean Community (CARICOM) and the Dominican Republic, "the Parties":

Interested in promoting greater economic co-operation amongst themselves, above all in the field of investments made by natural and juridical persons of one Party in the territory of the other Party;

Recognising the need to stimulate and protect investments in a manner that will promote economic growth and development of both Parties;

Recognising that the strengthening of economic ties can contribute to the well-being of workers in both Parties and promote respect for workers' rights;

Agreeing that these objectives can be achieved without relaxing health, safety and environmental measures of general application;

Acknowledging the importance of respect for the sovereignty and laws of the Party within whose territory the investment takes place;

Resolved to conclude this Agreement on Reciprocal Promotion and Protection of Investments.



Have decided the following:

ARTICLE I

*Definitions*

For the purposes of this Agreement:

(i) Investments: means every kind of asset and in particular, though not exclusively, includes:

(a) movable and immovable property and any other property rights such as mortgages, liens or pledges;

(b) shares, stocks and debentures of companies or interests in the property of such companies;

(c) a claim to money or a claim to any performance having financial value;

(d) intellectual and industrial property rights, including rights with respect to copyrights, patents, trademarks, trade names, industrial designs, trade secrets, technical processes and know-how and goodwill;

(e) business concessions conferred by law or under contract, including concessions to search for, cultivate, extract, or exploit natural resources.

(ii) (a) An investor: means—

(i) any natural person possessing the citizenship of a Party in accordance with its laws; and

(ii) any Corporation, Company, Association, Partnership, or other organization, legally constituted under the laws of a Party, whether or not organized for pecuniary gain, or privately, or governmentally owned or controlled.

(b) Returns: means the amount yielded by an investment and, in particular, though not exclusively, includes profits, interests, capital gains, dividends, royalties or fees.

## ARTICLE II

### *Admission and Promotion*

Each Party shall in its territory promote, as far as possible, the investment made in its territory by investors of the other Party, and shall admit these investments in accordance with its laws. To that end, they shall, within six months of the entry into force of the Agreement, consult with each other through their designated agencies, with a view to identifying the most effective ways of achieving that purpose.

Each Party, shall, subject to its laws, grant the necessary authorisations for these investments, allow licensing agreements for manufacturing and for technical, commercial, financial and administrative assistance, and grant the necessary permits for the activities of the professional staff and consultants hired by the investors of the other Party.

## ARTICLE III

### *General Principles Governing Treatment*

Each Party shall admit and treat investments in a manner not less favourable than the treatment granted in similar situations to investments of its investors except for investments in areas to be identified in the Appendix to this Annex.

2. Each Party shall admit and treat investments in a manner not less favourable than the treatment granted in similar situations to areas related to Most-Favoured-Nation treatment except for investments in the areas identified in the Appendix to this Annex.

3. The obligation to grant treatment no less favourable than is granted to third States does not apply to:

- (i) any treatment or advantage resulting from any existing or future customs union or free trade area or common market or monetary union or similar agreement to which a Party is a party; or
- (ii) any international agreement or arrangement relating wholly or mainly to taxation.

## ARTICLE IV

*Fair and Equitable Treatment*

Each Party shall ensure, at all times, fair and equitable treatment for investments and returns, which shall thus enjoy full protection and security, and shall not receive a treatment less favourable than established under international law.

## ARTICLE V

*Compliance with Obligations*

Each Party shall comply with its commitments regarding investment and shall, in no way, impair, through the adoption of arbitrary and discriminatory measures, the management, development, maintenance, utilisation, usufruct, acquisition, expansion or transfer of said investments.

## ARTICLE VI

*Entry and stay of Foreigners*

Subject to the laws governing the entry and stay of foreigners and any arrangements which the Parties may negotiate, investors of each Party shall be allowed to enter and remain in the territory of the other Party for the purposes of establishing, developing or administering investments, or to advise on the establishment, development and administration of investments in which they have committed or are about to commit a substantial amount of capital or resources.

## ARTICLE VII

*Performance Requirements*

No Party shall impose any performance requirements which are contrary to the World Trade Organisation Agreement on Trade Related Investment Measures as a condition for establishing, expanding or maintaining investments.

ARTICLE VIII

Each Party shall provide appropriate means and procedures for asserting claims and enforcing rights regarding investments and investment agreements.

ARTICLE IX

*Transparency*

Each Party shall publish all laws, judgments, administrative practices and procedures regarding investments, or which may affect the same.

ARTICLE X

*Compensation for Losses*

Investors of one Party whose Investments in the territory of the other Party suffer losses owing to war or other armed conflict, revolution, a state of national emergency, revolt, insurrection or riot in the territory of the latter Party shall be accorded by the latter Party treatment, as regards restitution, indemnification, compensation or other settlement, no less favourable than that which the latter Party accords to investors of any third State.

ARTICLE XI

*Conditions for Expropriation*

Investments shall not be expropriated or nationalised either directly or indirectly through the application of measures equivalent to expropriation, except for reasons of public interest, in non-discriminatory fashion, and after payment of prompt, adequate and effective compensation, in a freely convertible currency and in accordance with due process of law, and with the general principles of treatment established in Articles III and IV.

## ARTICLE XII

*Free Convertibly and Free Transfer*

Each Party in whose territory an investment has been made shall grant in respect of such investment the right to the unrestricted transfer of—

- (i) return;
- (ii) the proceeds from the total or partial liquidation of an investment provided however, that in periods of serious balance of payments difficulties such transfers may be phased over a period of three years;
- (iii) amounts for the repayment of loans incurred for the investment;
- (iv) the net earnings of nationals of one Party who are employed and allowed to work in connection with an investment in the territory of the other Party;
- (v) payments deriving from indemnification arising from expropriations and compensation for losses provided for in Articles X and XI of this Agreement.

2. Such transfers shall be in freely convertible currency and at the exchange rate applicable at the time of remittance.

3. Notwithstanding the above paragraph, a Party may prevent a transfer through the equitable, non-discriminatory and good faith application of its laws relating to:

- (i) bankruptcy, insolvency or the protection of the rights of creditors;
- (ii) issuing, trading or dealing in securities;
- (iii) criminal or penal offences;
- (iv) reports of transfers of currency or other monetary instruments; or
- (v) ensuring the satisfaction of judgments in adjudicatory proceedings.

PLAN OF ACTION

We, the Heads of Government of the Caribbean Community (CARICOM) and of the Dominican Republic hereby agree on a Plan of Action to advance implementation of the following elements of the Agreement Establishing the Free Trade Area between the Caribbean Community and the Dominican Republic, signed on 22nd August, 1998.

To this end, we hereby instruct our Ministers responsible for Foreign Trade Negotiations to conclude, within ninety (90) days:

- (i) the lists of goods that will:
  - (a) receive preferential treatment through the phased reduction of the MFN rate of duty;
  - (b) be excluded from receiving duty-free access or phased reduction of the Most Favoured Nation (MFN) rate of duty as provided for in the Agreement,

taking into consideration the following:

- (a) the objective of maximising trade between the Parties and therefore the need to limit to the greatest extent possible the number of goods exempted from immediate duty-free treatment;
  - (b) the lists should be reciprocal except where the Parties agree otherwise in the interest of balance and fairness;
  - (c) the need to work on specific arrangements to enhance market access for products which might be affected under Article III:5 of the Annex on Trade in Goods;
- (ii) negotiation of the Appendix to the Rules of Origin, containing the detailed list of products and the specific criteria that confer originating status on each product based on the following:
    - (a) wholly produced or produced from materials wholly produced in CARICOM or the Dominican Republic;

- (b) substantial transformation as demonstrated by a change in the Customs Classification Heading for the product from that of the classification of the materials from third countries; and
    - (c) specific negotiated criteria;
  - (iii) the definition of the Treatment of Goods and Services produced in Free Trade Zones, within the Free Trade Area, guided by the following objectives:
    - (a) not to provide the products of the Free Trade Zones with new advantages *vis-a-vis* products from the customs territories;
    - (b) not to treat products of Free Trade Zones less favourably than they are currently treated when exported from the Dominican Republic to CARICOM and *vice versa*;
    - (c) to establish a strategic basis for future negotiation with respect to products of Free Trade Zones in the Free Trade Area of the Americas;
  - (iv) exchange of information regarding the treatment that Telecommunications Services receive within the Free Trade Area;
  - (v) the definition of the Annex on Government Procurement;
  - (vi) the definition of the terms on which each Party will grant market access and national treatment of service providers;
  - (vii) negotiation of the Annex on Temporary Entry of Business Persons;
  - (viii) negotiation of the Appendix to the Annex on Trade in Services relating to Professional Services;

- (ix) complete the negotiations of the Appendices to the Annex on Reciprocal Promotion and Protection of Investments;
- (x) the definition of the treatment that trade agents will receive in order to facilitate market access within the Free Trade Area;
- (xi) the definition of the terms and references to be used in the Certificate of Origin.

DONE AT Santo Domingo in the Dominican Republic in the English and Spanish languages, both being equally authentic, this 22nd day of August, 1998.

For the Caribbean Community

For the Government of the Dominican Republic

SIGNED .....  
DR. THE HON. KENNY ANTHONY  
*Chairman of the Conference of  
Heads of Government of  
the Caribbean Community*

SIGNED .....  
DR. THE HON. LEONEL  
FERNANDEZ REYNA  
*President of the Dominican  
Republic*



**PROTOCOL**

IMPLEMENTING THE AGREEMENT  
ESTABLISHING  
THE FREE TRADE AREA  
BETWEEN THE CARIBBEAN COMMUNITY  
AND THE DOMINICAN REPUBLIC

STRUCTURE OF THE PROTOCOL IMPLEMENTING THE AGREEMENT ESTABLISHING THE FREE TRADE AREA BETWEEN THE CARIBBEAN COMMUNITY AND THE DOMINICAN REPUBLIC

PROTOCOL IMPLEMENTING THE AGREEMENT ESTABLISHING THE FREE TRADE AREA BETWEEN THE CARIBBEAN COMMUNITY AND THE DOMINICAN REPUBLIC

- ARTICLE I: Market Access with Respect to Trade in Goods
- ARTICLE II: Treatment of Goods and Services Produced in Free Trade Zones/Export Processing Zones
- ARTICLE III: Special Arrangements for Trade in Selected Agricultural Products
- ARTICLE IV: Application of Dominican Republic Law 173 to CARICOM Entrepreneurs
- ARTICLE V: Market Access with Respect to Trade in Services
- ARTICLE VI: Reciprocal Promotion and Protection of Investment
- ARTICLE VII: Government Procurement
- ARTICLE VIII: Temporary Entry of Business Persons
- ARTICLE IX: Status of the Attachments
- ARTICLE X: Status of the Protocol
- ARTICLE XI: Entry into Force
- ARTICLE XII: Provisional Application

- ATTACHMENT I Goods which shall be subject to phased reduction of Most Favoured Nation (MFN) rate of duty
- ATTACHMENT II Goods which shall be subject to Most Favoured Nation (MFN) of duty
- ATTACHMENT III Specific criteria under the rules of origin
- ATTACHMENT IV Certificate of Origin
- ATTACHMENT V List and Schedules of Selected Agricultural products which shall be subject to special trade arrangements
- ATTACHMENT VI Annex on temporary entry of business persons.

PROTOCOL IMPLEMENTING THE AGREEMENT  
ESTABLISHING THE FREE TRADE AREA BETWEEN THE  
CARIBBEAN COMMUNITY AND THE DOMINICAN  
REPUBLIC

THE CARIBBEAN COMMUNITY (CARICOM) AND THE  
DOMINICAN REPUBLIC (hereinafter referred to as “the  
Parties”);

RECALLING the Agreement establishing the Free Trade Area  
between the Caribbean Community and the Dominican Republic  
signed on 22nd August, 1998 (“the Agreement”);

RECALLING further the Plan of Action annexed to the  
Agreement to promote its implementation;

NOTING that Annex I to the Agreement commits the Parties  
to a programme of trade liberalisation for goods, which takes into  
account the particular differences in the levels of development  
between the Dominican Republic and the Less Developed  
Countries of CARICOM (LDCs);

DESIROUS of providing special arrangements for trade in  
selected agricultural products;

REITERATING their commitment to the liberalisation of Trade in Services as provided for in the Agreement on Trade in Services which is at Annex II to the Agreement;

REAFFIRMING their mutual resolve to implement in the shortest possible time, a services regime as part of the Free Trade Area, bearing in mind that the Caribbean Community is currently working towards the implementation of a regime for Trade in Services within the Community;

REAFFIRMING also their commitment to develop other areas of co-operation including Reciprocal Promotion and Protection of Investment and Government Procurement;

HAVE AGREED AS FOLLOWS:

#### ARTICLE I

##### *Market Access With Respect To Trade In Goods*

The goods referred to in Article III:2(i)(b) and (ii)(b) of Annex I to the Agreement and set down in Attachment I to this Protocol shall be eligible, commencing with the entry into force of this Agreement, for Phased Reduction of the Most Favoured Nation (MFN) rate of duty to zero (0) per cent by 1st January, 2004 in the Dominican Republic and in the More Developed Countries (MDCs) of CARICOM, unless otherwise provided in the Notes to the Phased Reduction of the MFN Rate of Duty List (Attachment I to this Protocol). The Joint Council shall establish the Phased Duty Reduction Schedule in equal stages, within the first sixty (60) days after the entry into force of the Agreement.

2. The goods referred to in Article III:2(i)(c) and (ii)(c) of Annex I to the Agreement and set down in Attachment II to this Protocol shall, on entry into force of the Agreement, be subject to the application of the MFN rate of duty in both Parties.

3. The criteria referred to in Article III of Appendix I to Annex I to the Agreement (the Rules of Origin) are set out in Attachment III to this Protocol.

4. The Joint Council shall, with respect to the goods set down in Chapters 84 to 94 of the Harmonised Commodity Description and Coding System (generally referred to as the Assembly Sector), within twelve (12) months of the entry into force of the Agreement,

develop criteria which would be applicable to these goods under the Rules of Origin consistent with the provisions of Article XII of Appendix I to Annex I to the Agreement. Until there is a determination by the Joint Council in this regard, the goods of Chapters 84 to 94 of the Harmonised Commodity Description and Coding System shall be subject to the application of the most favoured nation rate of duty in both Parties.

5. The Joint Council shall with respect to the goods of Chapter 62 and Sub-Headings 1806.31 and 1806.32 of the Harmonised Commodity Description and Coding System, develop criteria which would be applicable to these goods under the Rules of Origin within twelve (12) months of the entry into force of the Agreement. Until a determination of the criteria by the Joint Council, the goods of Chapter 62 and Sub-Headings 1806.31 and 1806.32 shall be subject to the application of the most favoured nation rate of duty in both Parties.

6. The Joint Council shall, pursuant to Article III:5 of Annex I to the Agreement, develop arrangements for trade in and the criteria which will apply under the Rules of Origin with respect to items referred to in Schedule IX to the Annex to the Treaty establishing the Caribbean Community and in particular the following goods:

—Coconuts (of Heading 08.01)

—Animal or Vegetable Fats and Oils and their Cleavage Products; Prepared Edible Fats: Animal or Vegetable Waxes (of Chapter 15).

7. The Certificate of Origin provided for in Appendix I to Annex I to the Agreement shall be in the form set out in Attachment IV to this Protocol. The Committee on Rules of Origin and Customs Co-operation provided for in Article XIV paragraph (IV) of the Agreement may from time to time make such modifications to the Certificate of Origin as it considers appropriate.

8. The Less Developed Member States (LDCs) of CARICOM shall not be required to extend to any imports from the Dominican Republic entering into their territory treatment other than the MFN rate of duty up to the year 2005. In accordance with the provisions of paragraph 4 of Article III of the Agreement, this provision will be reviewed by the Parties in the year 2004.

## ARTICLE II

### *Treatment Of Goods And Services Produced In Free Trade Zones/Export Processing Zones*

Goods produced in or shipped from Free Trade Zones/Export Processing Zones in the territory of a Party shall, when imported into the territory of the other Party, be subject to the most Favoured Nation (MFN) rate of duty.

2. Where either CARICOM or the Dominican Republic decides to alter the treatment accorded to goods produced in or shipped from Free Trade Zones/Export Processing Zones, the Joint Council will be advised of the action at the earliest opportunity and will consider the measures necessary to maintain the parity provided for in paragraph 1 of this Article.

3. The Parties will examine the conditions under which services produced in their respective Free Trade Zones/Export Processing Zones may be traded in the Free Trade Area, preferably within the framework of the negotiations on Market Access with respect to Trade in Services mandated in Article V of this Protocol.

4. The Parties will collaborate with a view to developing common positions for the negotiation of treatment of goods produced in or shipped from Free Trade Zones/Export Processing Zones under the arrangements providing for the Free Trade Area of the Americas and other multilateral trade negotiations such as in the World Trade Organisation (WTO).

#### ARTICLE III

##### *Special Arrangements for Trade in Selected Agricultural Products*

In order to avoid adverse impact on the demand for local production resulting in serious losses to producers/farmers, and having regard to the seasonal and perishable nature of agricultural products, the Parties agree that with respect to the agricultural products listed in Attachment V to this Protocol, which are eligible for duty free treatment, they may apply the most favoured nation (MFN) rate of duty during the periods identified in the schedule specified in the Attachment.

2. The Party taking action pursuant to paragraph 1 of this Article shall promptly notify the other Party.

3. The Joint Council shall at its first meeting direct that the Committee on Trade in Goods establish an Agricultural Experts Group which will meet periodically to review the schedule referred to in paragraph 1, in light of actual experience.

#### ARTICLE IV

##### *Application of Dominican Republic Law 173 to CARICOM Entrepreneurs*

For the purposes of Article III, paragraph 7 of Annex 1, to the Agreement, whenever a CARICOM entrepreneur engages in any of the activities provided for in that paragraph, whether directly or through a Dominican Republic national acting as representative or agent, Law 173 will not apply when the parties expressly agree that it will not.

## ARTICLE V

*Market Access with Respect to Trade in Services*

Regarding the terms under which each Party will grant market access to the service providers of the other Party referred to in Annex II to the Agreement (the Agreement on Trade in Services) specifically, Article XII on Market Access, the Parties recognising the growing importance of services to their economies agree:

- (i) To commence without delay, the exchange of information on their services sector, exchanges of views on possible elements for a service regime, and after, July, 2000 but before 1st January, 2001, the drafting of the relevant documents such as the list of sectors to be liberalised and other annexes and/or appendices including that relating to professional services to serve as a basis for negotiations.
- (ii) To an indicative date of 1st January, 2001 for the commencement of negotiations for the establishment of the services regime in the Free Trade Area (FTA), and an indicative date of 30th June, 2001 for its conclusion. In the establishment of the services regime the Parties shall take into consideration their respective commitments in the General Agreement on Trade in Services (GATS) and the on going negotiations for services in the GATS.
- (iii) To pay particular attention to, but are not limited to the following sectors:
  - (a) Tourism and Entertainment;
  - (b) Free Trade Zones/Export Processing Zones Services;
  - (c) Financial Services;
  - (d) Professional Services (e.g., medical, legal, accounting and engineering);
  - (e) Design;
  - (f) Construction (skilled workers);
  - (g) Informatics;
  - (h) Telecommunications;
  - (i) Transportation (without prejudice to Article III of Annex II of the Agreement).

2. This list of sectors may be amended.

3. The Parties agree that in view of the critical role which Telecommunications play in the development of their economies and societies, to undertake as a matter of priority, the exchange of information on developments in this Sector.

4. The Parties also agree to identify any elements critical to the development of Trade in Services which may be implemented prior to the conclusion of negotiations on the Services Regime.

5. Pending conclusion of the negotiations referred to in paragraph 1 (ii) of this Article, each Party, agrees to provide to services and service providers of the other Party the most favourable treatment it accords to like services and service providers of any third country, without prejudice to existing obligations deriving from International Agreements with third countries.

#### ARTICLE VI

##### *Reciprocal Promotion and Protection of Investment*

The Parties agree to establish and maintain an investment friendly environment including facilitative administrative procedures.

The Parties will exchange information on the exceptions to national and MFN treatment as well as their laws and regulations relevant to foreign investment.

#### ARTICLE VII

##### *Government Procurement*

The Parties, consistent with the provisions of Article XI of the Agreement and the Plan of Action and recognising the mutual benefit which can result from greater participation by their economic entities in business opportunities arising from Government Procurement activities agree that:

- (i) Immediately after the Caribbean Community adopts a regional regime to regulate Government procurement among its member States, the parties will initiate negotiations for an agreement to facilitate participation by their economic entities in the procurement activities undertaken by the Governments of the Dominican Republic and the Member States of CARICOM.
- (ii) The Joint Council will supervise, as a matter of urgency, the exchange of information on the laws, rules, administrative arrangements and statistical data in the parties relevant to Government procurement.

#### ARTICLE VIII

##### *Temporary Entry of Business Persons*

The Parties agree that on entry into force of the Agreement they will apply the provisions of the Annex in Temporary Entry of Business Persons attached to this Protocol as Attachment VI, and which shall be Annex IV of the Agreement.



## ARTICLE IX

*Status of Attachments*

The Attachments to this Protocol shall form an integral part thereof.

## ARTICLE X

*Status of The Protocol*

This Protocol, and its Attachments shall form an integral part of the Agreement.

## ARTICLE XI

*Entry Into Force*

This Protocol and its Attachments shall enter into force on the date that the Parties have notified each other through diplomatic channels that all internal legal procedures have been completed.

## ARTICLE XII

*Provisional Application*

Pending the entry into force of the Agreement, the parties may apply Articles V and VI provisionally.

IN WITNESS HEREOF the Undersigned Plenipotentiaries being duly authorised, have affixed their Signatures to this Protocol.

Done at ..... in English and Spanish languages, both being equally authentic, this ..... day of ..... 2000.

For the Caribbean Community

For the Government of the  
Dominican Republic

SIGNED .....  
EDWIN W. CARRINGTON  
*Secretary General*

SIGNED .....  
HONOURABLE EDUARDO  
LA TURRE  
*Foreign Minister*

**ATTACHMENT I**

**GOODS WHICH SHALL BE SUBJECT TO  
PHASED REDUCTION OF MOST  
FAVOURLED NATION (MFN) RATE OF  
DUTY**

GOODS WHICH SHALL BE SUBJECT TO PHASED  
REDUCTION OF MOST FAVOURED NATION (MFN) RATE  
OF DUTY

Tariff Heading Number	Description
Ex 06.03	Anthuriums, ginger lilies, orchids and heliconias, fresh
09.01	Coffee, whether or not roasted or decaffeinated, coffee husks and skins, coffee substitutes containing coffee in any proportion
Ex 16.01	Sausages, except salami, food preparations based on sausages and similar products
Ex 16.02	Bacon and other meat of swine prepared or preserved, including mixtures
19.02	Pasta, whether or not cooked or stuffed (with meat or other substances) or otherwise prepared, such as spaghetti, macaroni, noodles, lasagna, grocchi, ravioli, cannelloni, couscous, whether or not prepared
Ex 19.05	Biscuits, unsweetened or sweetened, whether or not containing cocoa
Ex 20.07	Jams, fruit jellies and marmalades
Ex 20.09	Passion fruit juice
Ex 21.04	Soups and broths and preparations therefor
Ex 22.08*	Rum
Ex 33.01	Essential Oils of Lime
33.03	Perfumes and toilet water
Ex 3923.10	Boxes
3923.21	Snacks and bags of polymers of ethylene
3923.29	Snacks and bags of other plastics
Ex 3923.90	Trays and cups
Ex 39.24	Tableware of plastics
Ex 48.19	Crates and boxes of paper or paperboard
64.02	Other footwear with outer soles and uppers of rubber or plastics
Ex 94.04	Mattresses

\*This item will be subject to phase reduction of most favoured nation rate of duty over a five-year period.

## ATTACHMENT II

GOODS WHICH SHALL BE SUBJECT  
TO MOST FAVOURED NATION (MFN)  
RATE OF DUTY

GOODS WHICH SHALL BE SUBJECT TO MOST  
FAVOURLED NATION (MFN) RATE OF DUTY

Tariff Heading Number	Description
02.01	Meat of bovine animals, fresh or chilled
02.02	Meat of bovine animals, frozen
02.03	Meat of swine, fresh, chilled or frozen
Ex 02.07	Meat and edible offal of fowls of the species <i>gallus domesticus</i> fresh, chilled or frozen
0210.11	Hams, shoulders and cuts thereof, with bone in
Ex 0210.12	Bacon
03.02	Fish, fresh or chilled, excluding fish fillets and other fish meat of Heading No. 03.04
03.03	Fish, frozen, excluding fish fillets and other fish meat of Heading No. 03.04
03.04	Fish fillets and other fish meat (whether or not minced) fresh, chilled or frozen
04.01	Milk and cream, not concentrated or containing added sugar or other sweetening matter
04.02	Milk and cream, concentrated or containing added sugar or other sweetening matter
0703.10	Onions and shallots
0703.20	Garlic
0713.31	Beans (French beans., kidney beans) of the species <i>Vigna mungo</i> (L) Hepper or <i>Vigna radiata</i> (L) Wilczek
0713.32	Small red beans (French bean, kidney beans) Adzuki ( <i>Phaseolus</i> or <i>Vigna angularis</i> )
0713.33	Kidney beans including white peas beans ( <i>Phaseolus vulgaris</i> )
Ex 08.01	Coconuts
10.06	Rice

GOODS WHICH SHALL BE SUBJECT TO MOST  
FAVOURLED NATION (MFN) RATE OF DUTY—CONTINUED

Tariff Heading Number	Description
Ex 11.01 <sup>1</sup>	Wheat flour
Chapter 15	Animal or vegetable fats and oils and their cleavage products; prepared edible fats; animal or vegetable waxes
1602.41 <sup>2</sup>	Hams and cuts thereof, of swine
1602.42	Shoulders and cuts thereof, of swine
17.01	Cane or beet sugar, and chemically pure sucrose in solid form
Ex 20.07	Guava cheese
Ex 20.08	Ground nuts (peanuts) prepared or preserved whether or not containing added sugar or other sweetening matter
Ex 20.09	Orange, grapefruit, and lime juices
Ex 21.03	Pepper sauce
Ex 22.01	Waters including natural or artificial mineral waters
Ex 22.02	Waters, including mineral waters and aerated waters containing added sugar or other sweetening matter or flavoured, and other non-alcoholic beverages, not including fruit or vegetable juices of Heading No. 20.09
22.03	Beer made from malt
2401.20	Tobacco, partly or wholly stemmed/stripped
2402.20	Cigarettes containing tobacco
2403.10	Smoking tobacco whether or not containing tobacco substitutes in any proportion
Ex 25.23	Portland cement and cement clinkers

<sup>1</sup>The MFN Treatment will not be applied by Barbados, Jamaica, Suriname, Trinidad and Tobago and the Dominican Republic. However, the MFN Treatment will be applied by the Dominican Republic with respect to any imports from Guyana.

<sup>2</sup>This item does not include the products which based on ham, turkey or other meat, along with proteins, corn starch and other ingredients, fall in sub-heading 1602.39, 1602.49 or 1602.90.

GOODS WHICH SHALL BE SUBJECT TO MOST  
FAVOURLED NATION (MFN) RATE OF DUTY—CONTINUED

Tariff Heading Number	Description
32.08	Paints and varnishes (including enamels and lacquers) based on synthetic polymers or chemically modified natural polymers, dispersed or dissolved in a non-aqueous medium; solutions as defined in Note 4 to this Chapter
32.09	Paints and varnishes (including enamels and lacquers) based on synthetic polymers or chemically modified natural polymers dispersed or dissolved in an aqueous medium
32.10	Other paints and varnishes (enamels, lacquers and distemper); prepared water pigments of a kind used for finishing leather
Ex 33.04	Body lotions
Ex 33.05	Shampoos and hair conditioners
Ex 33.06	Toothpastes and dental creams
Ex 33.07	Pre-shave, having, after shave preparations, personal deodorants and anti-perspirants
34.01	Soap, organic surface active products and preparations for use as soap in the form of bars cakes, molded pieces or shapes whether or not containing soap; paper, wadding felt and nonwovens, impregnated; coated or covered with soap or detergent
34.02	Organic surface active agents (other than soap); surface active preparations, washing preparations (including ancillary washing preparations) and cleaning preparations whether or not containing soap, other than those of Heading 34.01
Ex 34.06	Candles
3808.40	Disinfectant

GOODS WHICH SHALL BE SUBJECT TO MOST  
FAVOURLED NATION (MFN) RATE OF DUTY—CONTINUED

Tariff Heading Number	Description
Ex 38.14	Organic composite solvents and thinners
7010.92	Bottles, greater than 0.331 but less than or equal to 11
7010.93	Bottles, greater than 0.151 but less than or equal to 0.331
Ex 72.07	Intermediate products of iron or non alloy steel, of cross section less than 100 cm <sup>2</sup>
7213.10	Bars and rods of iron or non alloy steel, containing indentations, grooves or ribs, produced during the rolling process
Ex 7213.20	Bars and rods of free cutting steel, of circular section, with diameter equal to or greater than 7mm and other rods or free cutting steel of non circular section
Ex 7213.92	Bars and rods of iron or non alloy steel, of circular cross-section with diameter equal to or greater than 7mm but less than 14mm and others of non circular section
7213.09	Other bars and rods of iron or non alloy steel
7214.10	Bars of iron or non alloy steel, forged
7214.20	Bars of iron or non alloy steel, containing indentations, grooves or ribs, produced during the rolling process of twisted after rolling
7214.91	Bars of iron or non alloy steel of rectangular (other than square) cross-section
7214.99	Other bars and rods of iron or non alloy steel
7215.90	Other bars and rods of iron or non alloy steel
7216.10	Sections of iron or non alloy steel U, I or H sections, not further worked than hot rolled, hot drawn or extruded, of a height of less than 80 mm



GOODS WHICH SHALL BE SUBJECT TO MOST  
FAVOURLED NATION (MFN) RATE OF DUTY—CONTINUED

Tariff Heading Number	Description
7216.21	Sections of iron or non alloy steel L sections, not further worked than hot rolled, hot drawn or extruded, of a height of less than 80 mm
7216.22	Sections of iron or non alloy steel T sections, not further worked than hot rolled, hot drawn or extruded, of a height of less than 80 mm
7216.99	Other sections of iron or non alloy steel
Ex 72.27	Bars and rods of other alloy steel, of circular section with diameter equal to or greater than 7mm and other bars and rods of other alloy steel of non-circular section
7306.30	Other tubes and hollow profiles, welded of circular cross-section of iron or non alloy steel
7306.50	Other tubes and hollow profiles, welded of circular cross-section of other alloy steel
7306.60	Other tubes and hollow profiles, welded of non-circular cross-section
7306.90	Other tubes and hollow profiles of iron or steel
Ex 84.19	Solar water heaters

**ATTACHMENT III**

**SPECIFIC CRITERIA UNDER THE  
RULES OF ORIGIN**

CHAPTER 1  
 SPECIFIC ORIGIN CRITERIA  
 LIVE ANIMALS

Tariff Heading No.	Description	Criteria
01.01	Live horses, asses, mules and hinnies	All the animals must be wholly produced
01.02	Live bovine animals	All the animals must be wholly produced
01.03	Live swine	All the animals must be wholly produced
01.04	Live sheep and goats	All the animals must be wholly produced
01.05	Live poultry, that is to say, fowls of the species <i>gallus domesticus</i> , ducks, geese, turkeys and guinea fowls	All the animals must be wholly produced
01.06	Other live animals	All the animals must be wholly produced

## CHAPTER 2

## MEAT AND EDIBLE MEAT OFFAL

Tariff Heading No.	Description	Criteria
02.01	Meat of bovine animals, fresh or chilled	Production in which all the meats are wholly produced
02.02	Meat of bovine animals, frozen	Production in which all the meats are wholly produced
02.03	Meat of swine, fresh, chilled or frozen	Production in which all the meats are wholly produced
02.04	Meat of sheep or goats fresh, chilled or frozen	Production in which all the meats are wholly produced
02.05	Meat of horses, asses, mules or hinnies, fresh chilled or frozen	Production in which all the meats are wholly produced
02.06	Edible offal of bovine animals, swine, sheep, goats, horses, asses, mules or hinnies, fresh chilled or frozen	Production in which all the edible offals are wholly produced
02.07	Meat and edible offal, of the poultry of Heading No. 01.05, fresh chilled or frozen	Production in which all the meats and edible offals are wholly produced
02.08	Other meat and edible meat offal, fresh, chilled or frozen	Production in which all the meats and edible meat offals are wholly produced
02.09	Pig fat, free of lean meat and poultry fat not rendered or otherwise extracted, fresh, chilled, frozen, salted, in brine, dried or smoked	Production in which all the pig and poultry fat are wholly produced
02.10	Meat and edible meat offal, salted, in brine, dried or smoked; edible flour and meals of meat or meat offal	Production in which all the materials used are wholly produced

CHAPTER 3

FISH AND CRUSTACEANS, MOLLUSCS AND OTHER AQUATIC INVERTEBRATES

Tariff Heading No.	Description	Criteria
03.01	Live fish	All the fish must be wholly produced
03.02	Fish, fresh or chilled, excluding fish fillets and other fish meat of Heading No. 03.04	Production in which all the materials used are wholly produced
03.03	Fish, frozen, excluding fish fillets and other fish meat of Heading No. 03.04	Production in which all the materials used are wholly produced
03.04	Fish fillets and other fish meat (whether or not minced) fresh, chilled or frozen	Production in which all the materials used are wholly produced
03.05	Fish, dried, salted or in brine; smoked fish, whether or not cooked before or during the smoking process; flours, meals and pellets of fish, fit for human consumption	Production in which all the materials used are wholly produced
03.06	Crustaceans, whether in shell or not, live, fresh, chilled, frozen, dried, salted or in brine; crustaceans, in shell; cooked by steaming or by boiling in water, whether or not chilled, frozen, dried, salted or in brine; flours, meals and pellets of crustaceans, fit for human consumption	Production in which all the materials used are wholly produced

CHAPTER 3—*Cont'd*

FISH AND CRUSTACEAN, MOLLUSCS AND OTHER AQUATIC INVERTEBRATES—CONTINUED

Tariff Heading No.	Description	Criteria
03.07	Molluscs, whether in shell or not, live, fresh, chilled, frozen, dried, salted or in brine; aquatic invertebrates other than crustaceans and molluscs, live, fresh, chilled, frozen, dried, salted or in brine; flours, meals and pellets of aquatic invertebrates other than crustaceans, fit for human consumption	Production in which all the materials used are wholly produced

CHAPTER 4

DAIRY PRODUCE; BIRDS' EGGS, NATURAL HONEY; EDIBLE PRODUCTS OF ANIMAL ORIGIN, NOT ELSEWHERE SPECIFIED OR INCLUDED

Tariff Heading No.	Description	Criteria
04.01	Milk and cream, not concentrated nor containing added sugar or other sweetening matter	Production in which all the milk and cream are wholly produced
04.02	Milk and cream, concentrated or containing added sugar or other sweetening matter	Production in which all the materials used are wholly produced
0403.10	Yogurt	Production in which all the materials used are wholly produced

CHAPTER 4—*Cont'd*

DAIRY PRODUCE; BIRDS' EGGS, NATURAL HONEY; EDIBLE PRODUCTS OF ANIMAL ORIGIN,  
NOT ELSEWHERE SPECIFIED OR INCLUDED—CONTINUED

Tariff Heading No.	Description	Criteria
0403.90	Other	Production in which all the materials used are wholly produced
04.04	Whey, whether or not concentrated or containing added sugar or other sweetening matter; products consisting of natural milk constituents, whether or not containing added sugar or other sweetening matter, nor elsewhere specified or included	Production in which all the materials used are wholly produced
04.05	Butter and other fats and oils derived from milk; dairy spreads	Production in which all the materials used are wholly produced
04.06	Cheese and curd	Production in which all the materials used are wholly produced
04.07	Birds' eggs, in shell, fresh, preserved or cooked	The eggs must be wholly produced
04.08	Birds' eggs, not in shell, and egg yolks, fresh, dried, cooked by steaming or by boiling in water, moulded, frozen or otherwise preserved, whether or not containing added sugar or other sweetening matter	Production in which all the materials used are wholly produced

CHAPTER 4—*Cont'd*

DAIRY PRODUCE; BIRDS' EGGS, NATURAL HONEY; EDIBLE PRODUCTS OF ANIMAL ORIGIN,  
NOT ELSEWHERE SPECIFIED OR INCLUDED—CONTINUED

Tariff Heading No.	Description	Criteria
04.09	Natural honey	Production in which all the honey used is wholly produced
04.10	Edible products of animal origin, not elsewhere specified or included	Production in which all the materials used are wholly produced

CHAPTER 5

PRODUCTS OF ANIMAL ORIGIN, NOT ELSEWHERE SPECIFIED OR INCLUDED

Tariff Heading No.	Description	Criteria
05.01	Human hair, unworked, whether or not washed or scoured; waste of human hair	Production in which all the materials used are wholly produced
05.02	Pigs', hots' or boars' bristles and hair badger hair and other brush-making hair; waste of such bristles or hair	Production in which all the materials used are wholly produced



CHAPTER 5—*Cont'd*

PRODUCTS OF ANIMAL ORIGIN, NOT ELSEWHERE SPECIFIED OR INCLUDED—CONTINUED

Tariff Heading No.	Description	Criteria
05.03	Horsehair and horsehair waste, whether or not put up as a layer with or without supporting material	Production in which all the materials used are wholly produced
05.04	Guts, bladders and stomachs of animals (other than fish), whole and pieces thereof, fresh, chilled, frozen, salted in brine, dried or smoked	Production in which all the materials used are wholly produced
05.05	Skins and other part of birds, with their feathers or down, feather and parts of feathers (whether or not with trimmed edges) and down not further worked than cleaned, disinfected or treated for preservation; powder and waste of feathers or parts of feathers	Production in which all the materials used are wholly produced
05.06	Bones and horn-cores, unworked, defatted, simply prepared (but not cut to shape), treated with acid or degelatinised; powder and waste of these products	Production in which all the materials used are wholly produced
05.07	Ivory tortoise-shell, whalebone and whalebone hair, horns, antlers, hooves, nails, laws and beaks, unworked or simply prepared but not cut to shape; powder and waste of these products	Production in which all the materials used are wholly produced

CHAPTER 5—*Cont'd*

PRODUCTS OF ANIMAL ORIGIN, NOT ELSEWHERE SPECIFIED OR INCLUDED—CONTINUED

Tariff Heading No.	Description	Criteria
05.08	Coral and similar materials, unworked or simply prepared but not otherwise worked; shells of molluscs, crustaceans of echinoderms and cuttlebone, unworked or simply prepared but not cut to shape, powder and waste thereof	Production in which all the materials used are wholly produced
05.09	Natural sponges of animal origin	Production in which all the materials used are wholly produced
05.10	Ambergris, castoreum, civet and musk; cantharides; bile, whether or not dried; glands and other animal products used in the preparation of pharmaceutical products, fresh, chilled, frozen or otherwise provisionally preserved	Production in which all the materials used are wholly produced
05.11	Animal products not elsewhere specified or included; dead animals of Chapter 1 or 3, unfit for human consumption	Production in which all the materials used are wholly produced

CHAPTER 6

LIVE TREES AND OTHER PLANTS; BULBS, ROOTS AND THE LIKE; CUT FLOWERS AND ORNAMENTAL FOLIAGE

Tariff Heading No.	Description	Criteria
06.01	Bulbs, tubers, tuberous, roots, corms, crowns, and rhizomes, dormant, in growth or in flower; chicory plants and roots other than roots of Heading No. 12.12	Production in which all the materials used are wholly produced
06.02	Other live plants (including heir roots), cuttings and slips; mushroom spawn	Production in which all the materials used are wholly produced
06.03	Cut flowers and flower buds of a kind suitable for bouquets or for ornamental purposes, fresh, dried, dyed, bleached, impregnated or otherwise prepared	Production in which all the materials used are wholly produced
06.04	Foliage, branches and other parts of plants, without flowers or flower buds, and grasses, mosses and lichens, being goods of a kind suitable for bouquets or for ornamental purposes, fresh, dried, dyed, bleached, impregnated or otherwise prepared	Production in which all the materials used are wholly produced

CHAPTER 7

EDIBLE VEGETABLES AND CERTAIN ROOTS AND TUBERS

Tariff Heading No.	Description	Criteria
07.01	Potatoes, fresh or chilled	Production in which all the materials used are wholly produced
07.02	Tomatoes, fresh or chilled	Production in which all the materials used are wholly produced
07.03	Onions, shallots, garlic, leeks and other alliaceous vegetables, fresh or chilled	Production in which all the materials used are wholly produced
07.04	Cabbages, cauliflowers, kohlrabi, kale and similar edible brassicas, fresh or chilled	Production in which all the materials used are wholly produced
07.05	Lettuce ( <i>Latuca sativa</i> ) and Chicory ( <i>Cichorium spp.</i> ), fresh or chilled	Production in which all the materials used are wholly produced
07.06	Carrots, turnips, salad beetroot, salsify, celeriac, radishes and similar edible roots, fresh or chilled	Production in which all the materials used are wholly produced
07.07	Cucumbers and gherkins, fresh or chilled	Production in which all the materials used are wholly produced
07.08	Leguminous vegetables, shelled or unshelled, fresh or chilled	Production in which all the materials used are wholly produced

CHAPTER 7—*Cont'd*

EDIBLE VEGETABLES AND CERTAIN ROOTS AND TUBERS—CONTINUED

Tariff Heading No.	Description	Criteria
07.09	Other vegetables, fresh or chilled	Production in which all the materials used are wholly produced
07.10	Vegetables (uncooked or cooked by steaming or boiling in water) frozen	Production in which all the materials used are wholly produced
07.11	Vegetables provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate consumption	Production in which all the materials used are wholly produced
07.12	Dried vegetables, whole, cut, sliced, whether or not in powder, but further prepared	Production in which all the materials used are wholly produced
07.13	Dried leguminous vegetables, shelled, whether or not skinned or split	Production in which all the materials used are wholly produced
07.14	Manioc, arrowroot, salep, Jerusalem artichokes, sweet potatoes and similar roots and tubers with high starch or inulin content, fresh, chilled, frozen or dried, whether or not sliced or in the form of pellets; sago pith	Production in which all the materials used are wholly produced

CHAPTER 8

EDIBLE FRUIT AND NUTS; PEEL OF CITRUS FRUIT OR MELONS

Tariff Heading No.	Description	Criteria
08.01	Cocounts, Brazil nuts and cashew nuts fresh or dried, whether or not shelled or peeled	Production in which all the materials used are wholly produced
08.02	Other nuts, fresh or dried, whether or not shelled or peeled	Production in which all the materials used are wholly produced
08.03	Bananas, including plantains, fresh or dried	Production in which all the materials used are wholly produced
08.04	Dates, figs, pineapples avocados, guavas, mangoes and mangosteens, fresh or dried	Production in which all the materials used are wholly produced
08.05	Citrus fruit, fresh or dried	Production in which all the materials used are wholly produced
08.06	Grapes, fresh or dried	Production in which all the materials used are wholly produced
08.07	Melons (including watermelons) and papaws (papayas), fresh	Production in which all the materials used are wholly produced
08.08	Apples, pears and quinces, fresh	Production in which all the materials used are wholly produced

CHAPTER 8—*Cont'd*

EDIBLE FRUIT AND NUTS; PEEL OF CITRUS FRUIT OR MELONS—CONTINUED

Tariff Heading No.	Description	Criteria
08.09	Apricots, cherries, peaches (including nectarines), plums and sloes, fresh	Production in which all the materials used are wholly produced
08.10	Other fruit, fresh	Production in which all the materials used are wholly produced
08.11	Fruit and nuts, uncooked or cooked by steaming or boiling in water, frozen, whether or not containing added sugar or other sweetening matter	Production in which all the materials used are wholly produced
08.12	Fruit and nuts, provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate consumption	Production in which all the materials used are wholly produced
08.13	Fruit, dried, other than that of Heading Nos. 08.01 to 08.06; mixtures of nuts or dried fruits of this Chapter	Production in which all the materials used are wholly produced
08.14	Peel of citrus fruit or melons (including watermelon), fresh, frozen, dried or provisionally preserved in brine, in sulphur water or in other preservative solutions	Production in which all the materials used are wholly produced

CHAPTER 9  
COFFEE, TEA, MATÉ AND SPICES

Tariff Heading No.	Description	Criteria
09.01	Coffee, whether or not roasted or decaffeinated; coffee husks and skins; coffee substitutes containing coffee in any proportion	Production in which all the materials used are wholly produced
09.02	Tea, whether or not flavoured	Production in which all the materials used are wholly produced
09.03	Maté	Production in which all the materials used are wholly produced
09.04	Pepper of the genus Piper; dried or crushed or ground fruits of the genus Capsicum or of the genus Pimenta	Production in which all the materials used are wholly produced
09.05	Vanilla	Production in which all the materials used are wholly produced
09.06	Cinnamon and cinnamon-tree flowers	Production in which all the materials used are wholly produced



CHAPTER 9—*Cont'd*

COFFEE, TEA, MATÉ AND SPICES—CONTINUED

Tariff Heading No.	Description	Criteria
09.07	Cloves (whole fruit, cloves and stems)	Production in which all the materials used are wholly produced
09.08	Nutmeg, mace and cardamon	Production in which all the materials used are wholly produced
09.09	Seeds of anise, badian, fennel, coriander, cumin or caraway; juniper berries	Production in which all the materials used are wholly produced
Ex 09.10	Mixed spices, including curry	Grinding and blending of materials of any Heading including those of 09.10
Ex 09.10	Ginger, saffron, tumeric (curcuma), thyme, bay leaves and other spices not including mixed spices	Production in which all the materials used are wholly produced

CHAPTER 10

CEREALS

Tariff Heading No.	Description	Criteria
10.01	Wheat and meslin	Production in which all the wheat and meslin used are wholly produced
10.02	Rye	Production in which all the rye used are wholly produced
10.03	Barley	Production in which all the barley used are wholly produced
10.04	Oats	Production in which all the oats used are wholly produced
10.05	Maize (corn)	Production in which all the maize (corn) used are wholly produced
10.06	Rice	Production in which all the rice used are wholly produced
10.07	Grain sorghum	Production in which all the grain sorghum used are wholly produced
10.08	Buckwheat, millet and canary seed; other cereals	Production in which all the materials used are wholly produced

CHAPTER 11

PRODUCTS OF THE MILLING INDUSTRY; MALT; STARCHES; INULIN; WHEAT GLUTEN

Tariff Heading No.	Description	Criteria
11.01	Wheat flour or meslin flour	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
11.02	Cereal flours other than of wheat	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
11.03	Cereal groats, meal and pellets	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
11.04	Cereal grains otherwise worked (for example, hulled, rolled, flaked, pearled, sliced or kibbled), except rice of Heading No. 10.06; germ of cereals, whole, rolled, flaked or ground	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
11.05	Flour, meal, powder flakes, granules and pellets of potatoes	Production in which all the materials used are wholly produced

CHAPTER 11—*Cont'd*

PRODUCTS OF THE MILLING INDUSTRY; MALT; STARCHES; INULIN; WHEAT GLUTEN—CONTINUED

Tariff Heading No.	Description	Criteria
11.06	Flour, meal and powder of the dried leguminous vegetables of Heading No. 07.13, of sage or of roots or tubers of Heading No. 07.14 or of the products of Chapter 8	Production in which all the materials used are wholly produced
11.07	Malt, whether or not roasted	Production in which all the materials used are wholly produced
11.08	Starches; inulin	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
11.09	Wheat, gluten, whether or not dried	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 12

OIL SEEDS AND OLEAGINOUS FRUITS; MISCELLANEOUS GRAINS, SEEDS AND FRUIT; INDUSTRIAL OR MEDICINAL PLANTS; STRAW AND FODDER

Tariff Heading No.	Description	Criteria
12.01	Soya beans, whether or not broken	Production in which all the materials used are wholly produced
12.02	Ground-nuts, not roasted or otherwise cooked, whether or not shelled or broken	Production in which all the materials used are wholly produced
12.03	Copra	Production in which all the materials used are wholly produced
12.04	Linseed, whether or not broken	Production in which all the materials used are wholly produced
12.05	Rape or colza seed, whether or not broken	Production in which all the materials used are wholly produced
12.06	Sunflower seeds, whether or not broken	Production in which all the materials used are wholly produced
12.07	Other oil seeds and oleaginous fruits, whether or not broken	Production in which all the materials used are wholly produced

CHAPTER 12—*Cont'd*

OIL SEEDS AND OLEAGINOUS FRUITS; MISCELLANEOUS GRAINS, SEEDS AND FRUIT; INDUSTRIAL OR MEDICINAL PLANTS; STRAW AND FODDER—CONTINUED

Tariff Heading No.	Description	Criteria
12.08	Flours and meals of oil seeds or oleaginous fruits, other than those of mustard	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading, except sub-heading 1207.10
12.09	Seeds, fruit and spores, of a kind used for sowing	Production in which all the materials used are wholly produced
12.10	Hop cones, fresh or dried, whether or not ground, powdered or in the form of pellets; lupulin	Production in which all the materials used are wholly produced
12.11	Plants and parts of plants (including seeds and fruits), of a kind used primarily in perfumery, in pharmacy or for insecticidal, fungicidal or similar purposes, fresh or dried, whether or not cut, crushed or powdered	Production in which all the materials used are wholly produced

CHAPTER 12—*Cont'd*

OIL SEEDS AND OLEAGINOUS FRUITS; MISCELLANEOUS GRAINS, SEEDS AND FRUIT; INDUSTRIAL OR MEDICINAL PLANTS; STRAW AND FODDER—CONTINUED

Tariff Heading No.	Description	Criteria
12.12	Locust beans, seaweeds and other algae, sugar beet and sugar cane, fresh, chilled, frozen or dried, whether or not ground; fruit stones and kernels and other vegetable products (including unroasted chicory roots of the variety <i>Cichorium intybus sativum</i> ) of a kind used primarily for human consumption, not elsewhere specified or included	Production in which all the materials used are wholly produced
12.13	Cereal straw and husks, unprepared, whether or not chopped, ground, pressed or in the form of pellets	Production in which all the materials used are wholly produced
12.14	Swedes, mangolds, fodder roots, hay, lucerne (alfalfa), clover, sainfoin, forage kale, lupines, vetches and similar forage products, whether or not in the form of pellets	Production in which all the materials used are wholly produced

CHAPTER 13

LAC; GUMS, RESINS AND OTHER VEGETABLE SAPS AND EXTRACTS

Tariff Heading No.	Description	Criteria
13.01	Lac; natural gums, resins, gum-resin and oleoresins (for example, balsams)	Production in which all the materials used are wholly produced
13.02	Vegetable saps and extracts; pectic substances, pectinants and pectates; agar-agar and other mucilages and thickeners, whether or not modified, derived from vegetable products	Production in which all the materials used are wholly produced

CHAPTER 14

VEGETABLE PLAITING MATERIALS; VEGETABLE PRODUCTS NOT ELSEWHERE SPECIFIED OR INCLUDED

Tariff Heading No.	Description	Criteria
14.01	Vegetable materials of a kind used primarily for plaiting (for example, bamboos, rattans, reeds, rushes, osier, raffia, cleaned, bleached or dyed cereal straw, and lime bark)	Production in which all the materials used are wholly produced



CHAPTER 14—*Cont'd*

VEGETABLE PLAITING MATERIALS; VEGETABLE PRODUCTS NOT ELSEWHERE SPECIFIED  
OR INCLUDED—CONTINUED

Tariff Heading No.	Description	Criteria
14.02	Vegetable materials of a kind used primarily as stuffing or as padding (for example, kapok, vegetable hair and eel-grass), whether or not put up as a layer with or without supporting material	Production in which all the materials used are wholly produced
14.03	Vegetable materials of a kind used primarily in brooms or in brushes for example, broom-corn, piassava, couch-grass and istle), whether or not in hanks or bundles	Production in which all the materials used are wholly produced
14.04	Vegetable products not elsewhere specified or included	Production in which all the materials used are wholly produced

CHAPTER 15

ANIMAL OR VEGETABLE FATS AND OILS AND THEIR CLEAVAGE PRODUCTS; PREPARED EDIBLE  
FATS; ANIMAL OR VEGETABLE WAXES

In accordance with the Protocol Implementing the Agreement Establishing the Free Trade Area between the Caribbean Community and the Dominican Republic, the Joint Council is charged with developing arrangements for trade in and the criteria which would be applied to these goods under the Rules of Origin.

CHAPTER 16

PREPARATIONS OF MEAT, OF FISH OR OF CRUSTACEANS, MOLLUSCS OR OTHER  
AQUATIC INVERTEBRATES

Tariff Heading No.	Description	Criteria
Ex 1601.00	Chicken and turkey sausages	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
Ex 1601.00	Sausages and similar products, other than chicken and turkey sausages, of meat, offal or blood; food preparations based on these products	Production in which all the materials used are wholly produced
16.02	Other prepared or preserved meat, meat offal or blood	Production in which all the materials used are wholly produced
16.03	Extracts and juices of meat, fish or crustaceans, molluscs or other aquatic invertebrates	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
16.04	Prepared or preserved fish; caviar and caviar substitutes prepared from fish eggs	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
16.05	Crustaceans, molluscs and other aquatic invertebrates, prepared or preserved	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 17

SUGARS AND SUGAR CONFECTIONERY

Tariff Heading No.	Description	Criteria
17.01	Cane or beet sugar and chemically pure sucrose, in solid form	Production in which all the materials used are wholly produced
17.02	Other sugars, including chemically pure lactose, maltose, glucose and fructose, in solid form; sugar syrups not containing added flavouring or colouring matter; artificial honey, whether or not mixed with natural honey; caramel	Production in which all the materials used are wholly produced
17.03	Molasses resulting from the extraction or refining of sugar	Production in which all the materials used are wholly produced
17.04	Sugar confectionery (including white chocolate), not containing cocoa	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading excluding Heading 18.04

CHAPTER 18

COCOA AND COCOA PREPARATIONS

Tariff Heading No.	Description	Criteria
18.01	Cocoa beans, whole or broken, raw or roasted	Production in which all the materials used are wholly produced
18.02	Cocoa shells, husks, skins and other cocoa waste	Production in which all the materials used are wholly produced
18.03	Cocoa paste, whether or not defatted	Production in which all the materials used are wholly produced
18.04	Cocoa butter, fat and oil	Production in which all the materials used are wholly produced
18.05	Cocoa powder, not containing added sugar or other sweetening matter	Production in which all the materials used are wholly produced
1806.10	Cocoa powder, containing added sugar or other sweetening matter	Production in which all the materials used are wholly produced
1806.20	Other preparations in blocks, slabs or bars weighing more than 2 kg or in liquid, paste, powder, granular or other bulk form in containers or immediate packings, of a content exceeding 2 kg	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading except Chapter 17 and Headings 18.01 to 18.05

CHAPTER 18

COCOA AND COCOA PREPARATIONS—CONTINUED

Tariff Heading No.	Description	Criteria
1806.31	Blocks, slabs or bars, filled	In accordance with the Protocol Implementing the Agreement Establishing the Free Trade Area between the Caribbean Community and the Dominican Republic, the Joint Council is charged with developing criteria which would be applied to these goods under the Rules of Origin.
1806.32	Blocks, slabs or bars, not filled	In accordance with the Protocol Implementing the Agreement Establishing the Free Trade Area between the Caribbean Community and the Dominican Republic, the Joint Council is charged with developing criteria which would be applied to these goods under the Rules of Origin.
1806.90	Other	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading except Chapter 17 and Headings 18.01 to 18.05

CHAPTER 19

PREPARATIONS OF CEREALS, FLOUR, STARCH OR MILK; PASTRYCOOKS' PRODUCTS

Tariff Heading No.	Description	Criteria
1901.10	Preparations for infant use, put up for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from that of this Heading except Heading 04.02
1901.20	Mixes and doughs for the preparation of bakers' wares of Heading No. 19.05	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from that of this Heading except Heading 11.01 and sub-headings 1103.11 and 1103.21
1901.90	Other	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from that of this Heading except Heading 04.02
Ex 1901.90	Food preparations of malt extracts	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from that of this Heading except Headings 1103.11 and 1103.21

CHAPTER 19—*Cont'd*

PREPARATIONS OF CEREALS, FLOUR, STARCH OR MILK; PASTRYCOOKS' PRODUCTS—CONTINUED

Tariff Heading No.	Description	Criteria
19.02	Pasta, whether or not cooked or stuffed with meat or other substances, or otherwise prepared, such as sphaghetti, macaroni, noodles, lasange, gnocchi, ravioli, cannelloni, couscous, whether or not prepared	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading, except Headings 10.06 and sub-headings 1103.11 and 1103.21
19.03	Tapioca and substitutes therefor prepared from starch, in the form of flakes, rains, peals, siftings or in similar forms	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
1904.10	Prepared foods obtained by the swelling or roasting of cereals or cereal products	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
1904.20	Prepared foods obtained from unroasted cereal flakes or from mixtures of unroasted cereal flakes and roasted cereal flakes or swelled cereals	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
1904.90	Other	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
19.05	Bread, pastry, cakes, biscuits and other bakers' wares, whether or not containing cocoa; communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading, except Heading 11.01 and sub-headings 1103.11 and 1103.21

CHAPTER 20

PREPARATIONS OF VEGETABLES, FRUIT, NUTS OR OTHER PARTS OF PLANTS

Tariff Heading No.	Description	Criteria
20.01	Vegetables, fruit, nuts and other edible parts of plants, prepared or preserved by vinegar or acetic acid	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
20.02	Tomatoes prepared or preserved otherwise than by vinegar or acetic acid	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
20.03	Mushrooms and truffles, prepared or preserved otherwise than by vinegar or acetic acid	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
20.04	Other vegetables prepared or preserved otherwise than by vinegar or acetic acid, frozen, other than products of Heading No. 20.06	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
20.05	Other vegetables prepared or preserved otherwise than by vinegar or acetic acid, not frozen, other than products of Heading No. 20.06	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading



CHAPTER 20—*Cont'd*

PREPARATIONS OF VEGETABLES, FRUIT, NUTS OR OTHER PARTS OF PLANTS—CONTINUED

Tariff Heading No.	Description	Criteria
20.06	Vegetables, fruit, nuts, fruit-peel and other parts of plants, preserved by sugar (drained, glacé or crystalised)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
20.07	Jams, fruit jellies, marmalades, fruit or nut purée and fruit or nut pastes, being cooked preparations, whether or not containing added sugar or other sweetening matter	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
20.08	Fruit, nuts and other edible parts of plants, otherwise prepared or preserved, whether or not containing added sugar or other sweetening matter or spirit, not elsewhere specified or included	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
2009.11	Orange juice, frozen	Production from originating materials of Heading 08.05
2009.19	Other orange juice	Production from originating materials of Heading 08.05

CHAPTER 20—*Cont'd*

PREPARATIONS OF VEGETABLES, FRUIT, NUTS OR OTHER PARTS OF PLANTS—CONTINUED

Tariff Heading No.	Description	Criteria
2009.20	Grapefruit juice	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
2009.30	Juice of any other single citrus fruit	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
2009.40	Pineapple juice	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
2009.50	Tomato juice	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
2009.60	Grape juice (including grape must)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

## PREPARATIONS OF VEGETABLES, FRUIT, NUTS OR OTHER PARTS OF PLANTS—CONTINUED

Tariff Heading No.	Description	Criteria
2009.70	Apple Juice	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
Ex 2009.80	Passion fruit juice	Production from originating materials of Heading 08.10
Ex 2009.80	Juice of any other single fruit or vegetable	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
2009.90	Mixture of juices	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 21

MISCELLANEOUS EDIBLE PREPARATIONS

Tariff Heading No.	Description	Criteria
2101.11	Extracts, essences and concentrates of coffee	Production in which all the materials used are wholly produced
2101.12	Preparations with a basis of extracts, essences or concentrates or with a basis of coffee	Production in which all the materials used are wholly produced
2101.20	Extracts, essences and concentrates of tea or maté, and preparations with a basis of these products, essences or concentrates or with a basis of tea or maté	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
2101.30	Roasted chicory and other roasted coffee substitutes, and extracts, essences and concentrates thereof	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
2102.10	Active yeast	Production in which all the non-originating materials used are classified in six-digit sub-Headings of the Harmonised Commodity Description and Coding System including materials from Heading 2102.10
2102.20	Inactive yeasts; other single-cell micro-organisms, dead	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 21—*Cont'd*

MISCELLANEOUS EDIBLE PREPARATIONS—CONTINUED

Tariff Heading No.	Description	Criteria
2102.30	Prepared baking powders	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
2103.10	Soya sauce	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
2103.20	Tomato ketchup and other tomato sauces	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
2103.30	Mustard flour and meal and prepared mutard	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
2103.90	Other	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 21—*Cont'd*

MISCELLANEOUS EDIBLE PREPARATIONS—CONTINUED

Tariff Heading No.	Description	Criteria
21.04	Soups and broths and preparations therefor; homogenised composite food preparations	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
21.05	Ice cream and other edible ice, whether or not containing cocoa	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
21.06	Food preparations not elsewhere specified or included	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 22

BEVERAGES, SPIRITS AND VINEGAR

Tariff Heading No.	Description	Criteria
22.01	Waters, including natural or artificial mineral waters and aerated waters, not containing added sugar or other sweetening matter nor flavoured; ice and snow	Production in which all the materials used are wholly produced
2202.10	Waters, including mineral waters and aerated waters, containing added sugar or other sweetening matter or flavoured	Production from originating materials of Heading 22.01
Ex 2202.90	Orange drink	Production from originating materials of Heading 08.05
Ex 2202.90	Passion fruit drink	Production from originating materials of Heading 08.10
Ex 2202.90	Other non-alcoholic beverages	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading, except Chapters 4 and 18 and Heading 22.01

CHAPTER 22—*Cont'd*

BEVERAGES, SPIRITS AND VINEGAR—CONTINUED

Tariff Heading No.	Description	Criteria
22.03	Beer made from malt	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
22.04	Wine of fresh grapes, including fortified wines; grape must other than that of Heading No. 20.09	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
22.05	Vermouth and other wine of fresh grapes flavoured with plants or aromatic substances	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
22.06	Other fermented beverages (for example, cider, perry, mead); mixtures of fermented beverages and mixtures of fermented beverages and non-alcoholic beverages, not elsewhere specified or included	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading



CHAPTER 22—*Cont'd*

BEVERAGES, SPIRITS AND VINEGAR—CONTINUED

Tariff Heading No.	Description	Criteria
2207.10	Undenatured ethyl alcohol of an alcoholic strength by volume of 80% vol. or higher	Production in which all the materials used are wholly produced
2207.20	Ethyl alcohol and other spirits, denatured, of any strength	Production from originating materials of sub-heading 2207.10 or Heading 22.08
2208.20	Spirits obtained by distilling grape wine or grape marc	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
2208.30	Whiskies	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
2208.40	Rum and Tafia	Production from originating materials of Heading 22.07 or Heading 22.08

CHAPTER 22—*Cont'd*

BEVERAGES, SPIRITS AND VINEGAR—CONTINUED

Tariff Heading No.	Description	Criteria
2208.50	Gin and geneva	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
2208.60	Vodka	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
2208.70	Liqueurs and cordials	Production from originating materials of Heading 22.07 or 22.08
2208.90	Other	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
22.09	Vinegar and substitutes for vinegar obtained from acetic acid	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading excluding sub-heading 2915.21

CHAPTER 23

RESIDUES AND WASTES FROM THE FOOD INDUSTRIES; PREPARED ANIMAL FODDER

Tariff Heading No.	Description	Criteria
23.01	Flours, meals and pellets, of meat or meat offal, of fish or of crustaceans, molluscs or other aquatic invertebrates, unfit for human consumption, greaves	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
23.02	Bran, sharps and other residues, whether or not in the form of pellets, derived from the sifting, milling or other working of cereals or leguminous plants	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
23.03	Residues of starch manufacture and similar residues, beet-pulp, bagasse and other waste of sugar manufacture, brewing or distilling dregs and waste, whether or not in the form of pellets	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
23.04	Oil-cake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of soyabean oil	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
23.05	Oil-cake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of ground-nut oil	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 23—*Cont'd*

RESIDUES AND WASTES FROM THE FOOD INDUSTRIES; PREPARED ANIMAL FODDER—CONTINUED

Tariff Heading No.	Description	Criteria
23.06	Oil-cake and other solid residues, whether or not ground or in the form of pellets, resulting from the extraction of vegetable fats or oils, other than those of Heading No. 2304.00	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
23.07	Wine lees; argol	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
23.08	Vegetable materials and vegetable waste, vegetable residues and by-products whether or not in the form of pellets, of a kind used in animal feeding, not elsewhere specified or included	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
23.09	Preparations of a kind used in animal feeding	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 24

TOBACCO AND MANUFACTURED TOBACCO SUBSTITUTES

Tariff Heading No.	Description	Criteria
24.01	Unmanufactured tobacco; tobacco refuse	Production in which all the materials used are wholly produced
2402.10	Cigars, cheroots and cigarillos, containing tobacco	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
Ex 2402.20	Cigarettes containing black tobacco	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
Ex 2402.20	Cigarettes containing blonde tobacco	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading, except Heading 24.01 and sub-heading 2403.10
2402.90	Other	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 24—*Cont'd*

TOBACCO AND MANUFACTURED TOBACCO SUBSTITUTES—CONTINUED

Tariff Heading No.	Description	Criteria
24.03	Other manufactured tobacco and manufactured tobacco substitutes; “homogenised” or “reconstituted” tobacco; tobacco extracts and essences	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 25

SALT; SULPHUR; EARTHS AND STONE; PLASTERING MATERIALS, LIME AND CEMENT

Tariff Heading No.	Description	Criteria
Ex 25.01	Salt (including table salt and denatured salt)	Production from originating rock salt or sea salt
Ex 25.01	Pure sodium chloride, whether or not in aqueous solution or containing added anti-caking or free-flowing agents; sea water	Production in which all the materials used are wholly produced
25.02	Unroasted iron pyrites	Production in which all the materials used are wholly produced

CHAPTER 25—*Cont'd*

SALT; SULPHUR; EARTHS AND STONE; PLASTERING MATERIALS, LIME AND CEMENT—CONTINUED

Tariff Heading No.	Description	Criteria
25.03	Sulphur of all kinds, other than sublimed sulphur, precipitated sulphur and colloidal sulphur	Production in which all the materials used are wholly produced
25.04	Natural graphite	Production in which all the materials used are wholly produced
25.05	Natural sands of all kinds, whether or not coloured, other than metal bearing sands of Chapter 26	Production in which all the materials used are wholly produced
25.06	Quartz (other than natural sands); quartzite, whether or not roughly trimmed or merely cut, by sawing or otherwise, into blocks or slabs of a rectangular (including square) shape	Production in which all the materials used are wholly produced
25.07	Kaolin and other kaolinic clays, whether or not calcined	Production in which all the materials used are wholly produced
25.08	Other clay, (not including expanded clays of Heading No. 68.05), and alusite, kyanite and sillimanite, whether or not calcined; mullite; chamotte or dinas earths	Production in which all the materials used are wholly produced
25.09	Chalk	Production in which all the materials used are wholly produced

CHAPTER 25—*Cont'd*

SALT; SULPHUR; EARTHS AND STONE; PLASTERING MATERIALS, LIME AND CEMENT—CONTINUED

Tariff Heading No.	Description	Criteria
25.10	Natural calcium phosphates, natural aluminium calcium phosphates and phosphatic chalk	Production in which all the materials used are wholly produced
25.11	Natural barium sulphate (barytes); natural barium carbonate (witherite), whether or not calcined, other than barium oxide of Heading No. 28.16	Production in which all the materials used are wholly produced
25.12	Siliceous fossil meals (for example, kieselguhr, tripolite and diatomite), and similar siliceous earths, whether or not calcined, of an apparent specific gravity of 1 or less	Production in which all the materials used are wholly produced
25.13	Pumice stone, emery; natural corundum, natural garnet and other natural abrasives, whether or not heat-treated	Production in which all the materials used are wholly produced
25.14	Slate, whether or not roughly trimmed or merely cut, by sawing or otherwise, into blocks or slabs of a rectangular (including square) shape	Production in which all the materials used are wholly produced



CHAPTER 25—*Cont'd*

SALT; SULPHUR; EARTHS AND STONE; PLASTERING MATERIALS, LIME AND CEMENT—CONTINUED

Tariff Heading No.	Description	Criteria
25.15	Marble, travertine, ecaussine and other calcareous monumental or building stone of an apparent specific gravity of 2.5 or more, and alabaster, whether or not roughly trimmed or merely cut, by sawing or otherwise, into blocks or slabs of a rectangular (including square) shape	Production in which all the materials used are wholly produced
25.16	Granite, porphyry, basalt, sandstone and other monumental or building stone, whether or not roughly trimmed or merely cut, by sawing or otherwise, into blocks or slabs of a rectangular (including square) shape	Production in which all the materials used are wholly produced
25.17	Pebbles, gravel, broken or crushed stone, of a kind commonly used for concrete aggregates, for road metalling or for railway or other ballast, shingle and flint, whether or not heat-treated; macadam of slag, dross or similar industrial waste, whether or not incorporating the materials cited in the first part of the heading; tarred macadam; granules, chippings and powder, of stones of Heading No. 25.16, whether or not heat-treated	Production in which all the materials used are wholly produced

CHAPTER 25—*Cont'd*

SALT; SULPHUR; EARTHS AND STONE; PLASTERING MATERIALS, LIME AND CEMENT—CONTINUED

Tariff Heading No.	Description	Criteria
25.18	Dolomite, whether or not calcined; dolomite roughly trimmed or merely cut, by sawing or otherwise, into blocks or slabs of a rectangular (including square shape); agglomerated dolomite (including tarred dolomite)	Production in which all the materials used are wholly produced
25.19	Natural magnesium carbonate (magnesite); fused magnesia; dead-burned (sintered) magnesia, whether or not containing small quantities of other oxides added before sintering; other magnesium oxide, whether or not pure	Production in which all the materials used are wholly produced
25.20	Anhydrite, plasters	Production in which all the materials used are wholly produced
25.21	Limestone flux; limestone and other calcareous stone, of a kind used for the manufacture of lime or cement	Production in which all the materials used are wholly produced
25.22	Quicklime, slaked lime and hydraulic lime, other than calcium oxide and hydroxide of Heading No. 28.25	Production in which all the materials used are wholly produced

CHAPTER 25—*Cont'd*

SALT; SULPHUR; EARTHS AND STONE; PLASTERING MATERIALS, LIME AND CEMENT—CONTINUED

Tariff Heading No.	Description	Criteria
25.23	Portland cement, aluminous cement, slag cement, super sulphate cement, and similar hydraulic cements, whether or not coloured or in the form of clinkers	Production in which all the non-originating materials used are classified in six-digit subheadings of the Harmonised Commodity Description and Coding System different from that of the product
25.24	Asbestos	Production in which all the materials used are wholly produced
25.25	Mica, including splitting; mica waste	Production in which all the materials used are wholly produced
25.26	Natural steatite, whether or not roughly trimmed or merely cut, by sawing or otherwise, into blocks or slabs of a rectangular (including square) shape; talc	Production in which all the materials used are wholly produced
25.27	Natural cryolite, natural chiolite	Production in which all the materials used are wholly produced
25.28	Natural borate and concentrates thereof whether or not calcined, separated for natural brine; natural boric acid containing not more than 85% of H <sub>3</sub> B <sub>0</sub> <sub>3</sub> calculated on the dry weight	Production in which all the materials used are wholly produced

CHAPTER 25—*Cont'd*

SALT; SULPHUR; EARTHS AND STONE; PLASTERING MATERIALS, LIME AND CEMENT—CONTINUED

Tariff Heading No.	Description	Criteria
25.29	Felspar; leucite; nepheline and nepheline syenite; fluorspar	Production in which all the materials used are wholly produced
25.30	Mineral substances not elsewhere specified or included	Production in which all the materials used are wholly produced

CHAPTER 26

ORES, SLAG AND ASH

Tariff Heading No.	Description	Criteria
26.01	Iron ores and concentrates, including roasted iron pyrites	Production in which all the materials used are wholly produced
26.02	Manganese ores and concentrates, including ferruginous manganese ores and concentrates with a manganese content of 20% or more, calculated on the dry weight	Production in which all the materials used are wholly produced
26.03	Copper ores and concentrates	Production in which all the materials used are wholly produced
26.04	Nickel ores and concentrates	Production in which all the materials used are wholly produced
26.05	Cobalt ores and concentrates	Production in which all the materials used are wholly produced
26.06	Aluminium ores and concentrates	Production in which all the materials used are wholly produced
26.07	Lead ores and concentrates	Production in which all the materials used are wholly produced
26.08	Zinc ores and concentrates	Production in which all the materials used are wholly produced

CHAPTER 26—*Cont'd*

ORES, SLAG AND ASH—CONTINUED

Tariff Heading No.	Description	Criteria
26.09	Tin ores and concentrates	Production in which all the materials used are wholly produced
26.10	Chromium ores and concentrates	Production in which all the materials used are wholly produced
26.11	Tungsten ores and concentrates	Production in which all the materials used are wholly produced
26.12	Uranium or thorium ores and concentrates	Production in which all the materials used are wholly produced
26.13	Molybdenum ores and concentrates	Production in which all the materials used are wholly produced
26.14	Titanium ores and concentrates	Production in which all the materials used are wholly produced
26.15	Niobium, tantalum vanadium or zirconium ores and concentrates	Production in which all the materials used are wholly produced
26.16	Precious metal ores and concentrates	Production in which all the materials used are wholly produced

CHAPTER 26—*Cont'd*

ORES, SLAG AND ASH—CONTINUED

Tariff Heading No.	Description	Criteria
26.17	Other ores and concentrates	Production in which all the materials used are wholly produced
26.18	Granulated slag (slag sand) from the manufacturer of iron or steel	Production in which all the materials used are wholly produced
26.19	Slag, dross (other than granulated slag), scalings and other waste from the manufacture of iron or steel	Production in which all the materials used are wholly produced
26.20	Ash and residues (other than from the manufacture of iron or steel), containing meals or meal compounds	Production in which all the materials used are wholly produced
26.21	Other slag and ash, including seaweed ash (kelp)	Production in which all the materials used are wholly produced

CHAPTER 27

MINERAL FUELS, MINERAL OILS AND PRODUCTS OF THEIR DISTILLATION; BITUMINOUS SUBSTANCES; MINERAL WAXES

Tariff Heading No.	Description	Criteria
27.01	Coal; briquettes, ovoids and similar solid fuels manufactured from coal	Production in which all the materials used are wholly produced
27.02	Lignite, whether or not agglomerated, excluding jet	Production in which all the materials used are wholly produced
27.03	Peat (including peat litter), whether or not agglomerated	Production in which all the materials used are wholly produced
27.04	Coke and semi-coke of coal, of lignite or of peat, whether or not agglomerated; retort carbon	Production in which all the materials used are wholly produced
27.05	Coal gas, water gas, producer gas and similar gases, other than petroleum gases and other gaseous hydrocarbons	Production in which all the materials used are wholly produced
27.06	Tar distilled from coal, from lignite or from peat, and other mineral tars, whether or not dehydrated or partially distilled, including reconstituted tars	Production in which all the materials used are wholly produced
27.07	Oils and other products of the distillation of high temperature coal tar; similar products in which the weight of the aromatic constituents exceeds that of the non-aromatic constituents	Production in which all the materials used are wholly produced



CHAPTER 27—*Cont'd*

MINERAL FUELS, MINERAL OILS AND PRODUCTS OF THEIR DISTILLATION; BITUMINOUS  
SUBSTANCES; MINERAL WAXES—CONTINUED

Tariff Heading No.	Description	Criteria
27.08	Pitch and pitch coke, obtained from coal tar or from other mineral tars	Production in which all the materials used are wholly produced
27.09	Petroleum oils and oils obtained from bituminous minerals, crude	Production in which all the materials used are wholly produced
Ex 27.10	Lubricating oils	Production from non-originating materials of any Heading of the Harmonised Commodity Description and Coding System and from lubricating oil base stock of Heading 27.10
Ex 27.10	Petroleum oils and oils obtained from bituminous minerals, other than crude, excluding lubricating oils; preparations not elsewhere specified or included, containing by weight 70% or more of petroleum oils or of oils obtained from bituminous minerals, these oils being the basic constituents of the preparations	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
27.11	Petroleum gases and other gaseous hydrocarbons	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 27—*Cont'd*

MINERAL FUELS, MINERAL OILS AND PRODUCTS OF THEIR DISTILLATION; BITUMINOUS  
SUBSTANCES; MINERAL WAXES—CONTINUED

Tariff Heading No.	Description	Criteria
27.12	Petroleum jelly; paraffin wax, micro-crystalline petroleum wax, slack wax, ozokerite, lignite wax, peat wax, other mineral waxes, and similar products obtained by synthesis or by other processes, whether or not coloured	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
27.13	Petroleum coke, petroleum bitumen and other residues of petroleum oils or of oils obtained from bituminous minerals	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
27.14	Bitumen and asphalt, natural; bituminous or oil shale and tar sand; asphaltites and asphaltic rocks	Production in which all the materials used are wholly produced
27.15	Bituminous mixtures based on natural asphalt, on natural bitumen, on petroleum bitumen, on mineral tar or on mineral tar pitch (for example, bituminous mastics, cut-backs)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
27.16	Electrical energy	Production in which all the materials used are wholly produced

INORGANIC CHEMICALS; ORGANIC OR INORGANIC COMPOUNDS OF PRECIOUS METALS,  
OF RARE-EARTH METALS, OF RADIOACTIVE ELEMENTS OR OF ISOTOPES

Notes: For the purpose of this Chapter, the following definitions shall apply:

- (i) *Chemical Reaction*—a “chemical reaction” is a process (including the biochemical processes) which results in a molecule with a new structure due to the breaking of the intra-molecular bonds and the formation of new ones, or due to the alteration of the position of the atoms in a molecule.

For the purposes of the present definition, the following processes are not considered as being chemical reactions:

- (a) dissolving in water or other solvents;
  - (b) the elimination of solvents, including water from dissolution;
  - (c) the addition or removal of crystallisation.
- (ii) *Purification*—purification is a process which causes the elimination of 80% of the content of existing impurities or the reduction or elimination which produces a chemical substance with a minimum degree of purity, in order to make the product suitable for uses such as:
- (a) pharmaceutical substances or food products that satisfy national rules or the international standards;
  - (b) reactive chemical products for chemical analysis or for use in laboratories;
  - (c) elements and components for use in microelectronics;
  - (d) different optical uses;
  - (e) human or veterinary usage.

CHAPTER 28—*Cont'd*

INORGANIC CHEMICALS; ORGANIC OR INORGANIC COMPOUNDS OR PRECIOUS METALS,  
OF RARE-EARTH METALS, OF RADIOACTIVE ELEMENTS OR OF ISOTOPES—CONTINUED

Tariff Heading No.	Description	Criteria
28.01	Fluorine, chlorine, bromine and iodine	Chemical reaction
28.02	Sulphur, sublimed or precipitated; colloidal sulphur	Chemical reaction
28.03	Carbon (carbon blacks and other form of carbon not elsewhere specified or included)	Chemical reaction
28.04	Hydrogen, rare gases and other non-metals	Chemical reaction
28.05	Alkali or alkaline-earth metals; rare-earth metals, scandium and yttrium, whether or not inter-mixed or interalloyed; mercury	Chemical reaction
28.06	Hydrogen chloride (hydrochloric acid); chlorosulphuric acid	Chemical reaction
28.07	Sulphuric acid; oleum	Chemical reaction
28.08	Nitric acid; sulphonitric acids	Chemical reaction
28.09	Diphosphorus pentaoxide; phosphoric acid and polyphosphoric acids	Chemical reaction

CHAPTER 28—*Cont'd*

INORGANIC CHEMICALS; ORGANIC OR INORGANIC COMPOUNDS OR PRECIOUS METALS,  
OF RARE-EARTH METALS, OF RADIOACTIVE ELEMENTS OR OF ISOTOPES—CONTINUED

Tariff Heading No.	Description	Criteria
28.10	Oxides of boron; boric acids	Chemical reaction
28.11	Other inorganic acids and other inorganic oxygen compounds of non-metals	Chemical reaction
28.12	Halides and halide oxides of non-metals	Chemical reaction
28.13	Sulphides of non-metals; commercial phosphorous trisulphide	Chemical reaction
28.14	Ammonia, anhydrous or in aqueous solution	Chemical reaction
28.15	Sodium hydroxide (caustic soda); potassium hydroxide (caustic Potash); peroxides of sodium or potassium	Chemical reaction
28.16	Hydroxide and peroxide of magnesium; oxides, hydroxides and peroxides, of strontium or barium	Chemical reaction
28.17	Zinc oxide; zinc peroxide	Chemical reaction

CHAPTER 28—*Cont'd*

INORGANIC CHEMICALS; ORGANIC OR INORGANIC COMPOUNDS OR PRECIOUS METALS,  
OF RARE-EARTH METALS, OF RADIOACTIVE ELEMENTS OR OF ISOTOPES—CONTINUED

Tariff Heading No.	Description	Criteria
28.18	Artificial corundum, whether or not chemically defined; aluminium oxide; aluminium hydroxide	Chemical reaction
28.19	Chromium oxides and hydroxides	Chemical reaction
28.20	Manganese oxides	Chemical reaction
28.21	Iron oxides and hydroxides; earth colours containing 70% or more by weight of combined iron evaluated as Fe <sub>2</sub> O <sub>3</sub>	Chemical reaction
28.22	Cobalt oxides and hydroxides; commercial cobalt oxides	Chemical reaction
28.23	Titanium oxides	Chemical reaction
28.24	Lead oxides; red lead and orange lead	Chemical reaction
28.25	Hydrazine and hydroxylamine and their inorganic salts; other inorganic bases; other metal oxides, hydroxides and peroxides	Chemical reaction

CHAPTER 28—*Cont'd*

INORGANIC CHEMICALS; ORGANIC OR INORGANIC COMPOUNDS OR PRECIOUS METALS,  
OF RARE-EARTH METALS, OF RADIOACTIVE ELEMENTS OR OF ISOTOPES—CONTINUED

Tariff Heading No.	Description	Criteria
28.26	Fluorides; fluorosilicates, fluoroaluminates and other complex fluorine salts	Chemical reaction
28.27	Chlorides; chloride oxides and chloride hydroxides; bromides and bromide oxides; iodides and iodide oxides	Chemical reaction
28.28	Hypochlorites; commercial calcium hypochlorite; chlorites; hypobromites	Chemical reaction
28.29	Chlorates and perchlorates; bromates and perbromates; iodates and periodates	Chemical reaction
28.30	Sulphides; polysulphides	Chemical reaction
28.31	Dithionites and sulfoxylates	Chemical reaction
28.32	Sulphites; thiosulphates	Chemical reaction
28.33	Sulphates; alums; peroxosulphates (persulphates)	Chemical reaction
28.34	Nitrites; nitrates	Chemical reaction

CHAPTER 28—*Cont'd*

INORGANIC CHEMICALS; ORGANIC OR INORGANIC COMPOUNDS OR PRECIOUS METALS,  
OF RARE-EARTH METALS, OF RADIOACTIVE ELEMENTS OR OF ISOTOPES—CONTINUED

Tariff Heading No.	Description	Criteria
28.35	Phosphinates (hypophosphites), Phosphonates (phosphites), phosphates and polyphosphates	Chemical reaction
28.36	Carbonates; peroxocarbonates (percarbonates); commercial ammonium carbonate containing ammonium carbamate	Chemical reaction
28.37	Cyanides, cyanide oxides and complex cyanides	Chemical reaction
28.38	Fulminates, cyanates and thiocyanates	Chemical reaction
28.39	Silicates; commercial and alkali metal silicates	Chemical reaction
28.40	Borates; peroxoborates (perborates)	Chemical reaction or purification
2841.10	Aluminates	Chemical reaction
2841.20	Chromates of zinc or of lead	Chemical reaction
2841.30	Sodium dichromate	Chemical reaction
2841.40	Potassium dichromate	Chemical reaction
2841.50	Other chromates and dichromates; peroxychromates	Chemical reaction



CHAPTER 28—*Cont'd*

INORGANIC CHEMICALS; ORGANIC OR INORGANIC COMPOUNDS OR PRECIOUS METALS,  
OF RARE-EARTH METALS, OF RADIOACTIVE ELEMENTS OR OF ISOTOPES—CONTINUED

Tariff Heading No.	Description	Criteria
2841.60	Potassium permangante	Chemical reaction
2841.70	Molybdates	Chemical reaction or purification
2841.80	Tungstates (wolframates)	Purification
2841.90	Other salts of oxometallic or peroxometallic acids	Chemical reaction or purification
28.42	Other salts of inorganic acids or peroxyacids, excluding azides	Chemical reaction
28.43	Colloidal precious metals; inorganic or organic compounds of precious metals, whether or not chemically defined; amalgams or precious metals	Purification
28.44	Radioactive chemical elements and radioactive isotopes (including the fissile or fertile chemical elements and isotopes) and their compounds; mixtures and residues containing these products	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
28.45	Isotopes other than those of Heading No. 28.44; compounds, inorganic or organic, of such isotopes, whether or not chemically defined	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 28—*Cont'd*

INORGANIC CHEMICALS; ORGANIC OR INORGANIC COMPOUNDS OR PRECIOUS METALS,  
OF RARE-EARTH METALS, OF RADIOACTIVE ELEMENTS OR OF ISOTOPES—CONTINUED

Tariff Heading No.	Description	Criteria
28.46	Compounds, inorganic or organic of rare-earth metals, of yttrium or of scandium or of mixtures of these metals	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
28.47	Hydrogen peroxyde, whether or not solidified with urea	Chemical reaction
28.48	Phosphides, whether or not chemically defined, excluding ferrophosphorus	Chemical reaction
28.49	Carbides, whether or not chemically defined	Chemical reaction
28.50	Hydrides, nitrides, azides, silicides and borides, whether or not chemically defined, other than compounds which are also carbides of Heading No. 2849	Chemical reaction
28.51	Other inorganic compounds (including distilled or conductivity water and water of similar purity); liquid air (whether or not rare gases have been removed); compressed air; amalgams, other than amalgams of precious metals	Purification

CHAPTER 29

ORGANIC CHEMICALS; ORGANIC OR INORGANIC COMPOUNDS OF PRECIOUS METAL, OR  
RARE-EARTH METALS, OF RADIOACTIVE ELEMENTS OR OF ISOTOPES

Notes: For the purposes of this Chapter, the following definitions shall apply:

- (i) *Chemical Reaction*—a “chemical reaction” is a process (including the biochemical processes) which results in a molecule with a new structure due to the breaking of the intra-molecular bonds and the formation of new ones, or due to the alteration of the position of the atoms in a molecule.

For the purposes of the present definition, the following processes are not considered as being chemical reactions:

- (a) dissolving in water or other solvents;
  - (b) the elimination of solvents, including water from dissolution;
  - (c) the addition or removal of crystallisation.
- (ii) *Purification*—purification is a process which causes the elimination of 80% of the content of existing impurities or the reduction or elimination which produces a chemical substance with a minimum degree of purity, in order to make the product suitable for uses such as:
- (a) pharmaceutical substances or food products that satisfy national rules or the international standards;
  - (b) reactive chemical products for chemical analysis or for use in laboratories;
  - (c) elements and components for use in microelementronics;
  - (d) different optical uses;
  - (e) human or veterinary usage.

CHAPTER 29—*Cont'd*ORGANIC CHEMICALS; ORGANIC OR INORGANIC COMPOUNDS OF PRECIOUS METALS,  
OR RARE-EARTH METALS, OF RADIOACTIVE ELEMENTS OR OF ISOTOPES—CONTINUED

Tariff Heading No.	Description	Criteria
29.01	Acyclic hydrocarbon	Chemical reaction or Purification
29.02	Cyclic hydrocarbon	Chemical reaction
29.03	Halogenated derivatives of hydrocarbon	Chemical reaction
29.04	Sulphonated, nitrated or nitrosated derivatives of hydrocarbon, whether or not halogenated	Chemical reaction
29.05	Acyclic alcohols and their halogenated, sulphonated, nitrated or nitrosated derivatives	Chemical reaction
29.06	Cyclic alcohols and their halogenated, sulphonated, nitrated or nitrosated derivatives	Chemical reaction
29.07	Phenols; phenol-alcohols	Chemical reaction
29.08	Halogenated, sulphonated, nitrated or nitrosated derivatives of phenols or phenol-alcohols	Chemical reaction
29.09	Ethers, ether-alcohols, ether-phenols, ether-alcohol-phenols, alcohol peroxides, ether peroxides, ketone peroxides, (whether or not chemically defined), and their halogenated, sulphonated, nitrated or nitrosated derivatives	Chemical reaction

CHAPTER 29—*Cont'd*ORGANIC CHEMICALS; ORGANIC OR INORGANIC COMPOUNDS OF PRECIOUS METALS,  
OR RARE-EARTH METALS, OF RADIOACTIVE ELEMENTS OR OF ISOTOPES—CONTINUED

Tariff Heading No.	Description	Criteria
29.10	Epoxides, epoxyalcohols, epoxyphenols and epoxyethers, with a three-membered ring, and their halogenated, sulphonated, nitrated or nitrosated derivatives	Chemical reaction
29.11	Acetals and hemiacetals, whether or not with other oxygen function, and their halogenated, sulphonated, nitrated or nitrosated derivatives	Chemical reaction
29.12	Aldehydes, whether or not with other oxygen function; cyclic polymers of aldehydes; paraformaldehyde	Chemical reaction
29.13	Halogenated, sulphonated, nitrated or nitrosated derivatives of products of Heading No. 29.12	Chemical reaction
29.14	Ketones and quinones, whether or not with other oxygen function, and their halogenated, sulphonated, nitrated or nitrosated derivatives	Chemical reaction
29.15	Saturated acyclic monocarboxylic acid and their anhydrides, halides, peroxides and peroxyacids; their halogenated, sulphonated, nitrated or nitrosated derivatives	Chemical reaction

CHAPTER 29—*Cont'd*ORGANIC CHEMICALS; ORGANIC OR INORGANIC COMPOUNDS OF PRECIOUS METALS,  
OR RARE-EARTH METALS, OF RADIOACTIVE ELEMENTS OR OF ISOTOPES—CONTINUED

Tariff Heading No.	Description	Criteria
29.16	Unsaturated acyclic monocarboxylic acids cyclic monocarboxylic acids, their anhydrides, halides, peroxides and peroxyacids; their halogenated, sulphonated, nitrated or nitrosated derivatives	Chemical reaction
29.17	Polycarboxylic acids, their anhydrides, halides peroxides and peroxyacids; their halogenated, sulphonated, nitrated or nitrosated derivatives	Chemical reaction
29.18	Carboxylic acids with additional oxygen function and their anhydrides, halides, peroxides and peroxyacids; their halogenated sulphonated, nitrate or nitrosated	Chemical reaction
29.19	Phosphoric esters and their salts, including lactophosphates; their halogenated sulphonated nitrated or nitrosated derivatives	Chemical reaction
29.20	Ester of other inorganic acids (excluding esters of hydrogen halides) and their salts; their halogenated sulphonated, nitrate or nitrosated derivatives	Chemical reaction
29.21	Amine-function compounds	Chemical reaction

CHAPTER 29—*Cont'd*ORGANIC CHEMICALS; ORGANIC OR INORGANIC COMPOUNDS OF PRECIOUS METALS,  
OR RARE-EARTH METALS, OF RADIOACTIVE ELEMENTS OR OF ISOTOPES—CONTINUED

Tariff Heading No.	Description	Criteria
29.22	Oxygen-function amino-compounds	Chemical reaction
29.23	Quarternary ammonium salts and hydroxides; lecithins and other phosphoaminolipids	Chemical reaction
29.24	Carboxamide-function compounds; amide-function compounds of carbonic acid	Chemical reaction
29.25	Carboxyimide-function compounds (including saccharin and its salts and imine-function compounds)	Chemical reaction
29.26	Nitrile-function compounds	Chemical reaction
29.27	Diazo-azo, or azoxy-compounds	Chemical reaction
29.28	Organic derivatives of hydrazine or of hydroxylamine	Chemical reaction
29.29	Compounds with other nitrogen function	Chemical reaction
29.30	Organo-sulphur compounds	Chemical reaction
29.31	Other organo-inorganic compounds	Chemical reaction

CHAPTER 29—*Cont'd*ORGANIC CHEMICALS; ORGANIC OR INORGANIC COMPOUNDS OF PRECIOUS METALS,  
OR RARE-EARTH METALS, OF RADIOACTIVE ELEMENTS OR OF ISOTOPES—CONTINUED

Tariff Heading No.	Description	Criteria
29.32	Heterocyclic compounds with oxygen hetero-atom(s) only	Chemical reaction
29.33	Heterocyclic compounds with nitrogen hetero-atom(s) only	Chemical reaction
29.34	Nucleic acids and their salts; other heterocyclic compounds	Chemical reaction
29.35	Sulphonamides	Chemical reaction
29.36	Provitamins and vitamins, natural or reproduced by synthesis (including natural concentrates), derivatives thereof used primarily as vitamins, and inter mixtures of the foregoing whether or not in any solvent	Chemical reaction
29.37	Hormones, natural or reproduced by synthesis; derivatives thereof, used primarily as hormones; other steroids used primarily as hormones	Chemical reaction



CHAPTER 29—*Cont'd*

ORGANIC CHEMICALS; ORGANIC OR INORGANIC COMPOUNDS OF PRECIOUS METALS,  
OR RARE-EARTH METALS, OF RADIOACTIVE ELEMENTS OR OF ISOTOPES—CONTINUED

Tariff Heading No.	Description	Criteria
29.38	Glycosides, natural or reproduced by synthesis; and their salts, ethers, esters and other derivatives	Chemical reaction
29.39	Vegetables alkaloids, natural or reproduced by synthesis; and their salts, ethers, esters and other derivatives	Chemical reaction
29.40	Sugars, chemically pure. other than sucrose, lactose, maltose, glucose and fructose; sugar ethers and sugar esters, and their salts, other than products of Heading No. 29.37 or 29.39	Chemical reaction
29.41	Antibiotics	Chemical reaction
29.42	Other organic compounds	Chemical reaction

CHAPTER 30

PHARMACEUTICAL PRODUCTS

Tariff Heading No.	Description	Criteria
30.01	Glands and other organs for organo-therapeutic uses, dried whether or not powdered; extracts of glands or other organs or of their secretions for organo-therapeutic uses; heparin and its salts; other human or animal substances prepared for therapeutic or prophylactic uses, not elsewhere specified or included	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
3002.10	Antisera and other blood fractions and modified immunological products, whether or not obtained by means of biotechnological processes	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
3002.20	Vaccines for human medicine	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
3002.30	Vaccines for veterinary medicine	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 30—*Cont'd*

## PHARMACEUTICAL PRODUCTS—CONTINUED

Tariff Heading No.	Description	Criteria
3002.90	Other	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
30.03	Medicaments (excluding goods of Heading Nos. 30.02, 30.05 or 30.06) consisting of two or more constituents which have been mixed together for therapeutic or prophylactic uses, not put up in measured doses or in forms or packings for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
30.04	Medicaments (excluding goods of Heading Nos. 30.02, 30.05 and 30.06) consisting of mixed or unmixed products for therapeutic or prophylactic uses, put up in measured doses or in forms or packings for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading, except Heading 30.03
30.05	Wadding, gauze, bandages and similar articles (for example, dressings, adhesive plasters, poultices), impregnated or coated with pharmaceutical substances or put up in forms or packings for retail sale for medical, surgical, dental or veterinary purposes	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 30—*Cont'd*

PHARMACEUTICAL PRODUCTS—CONTINUED

Tariff Heading No.	Description	Criteria
30.06	Pharmaceutical goods specified in Note 4 to this Chapter	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 31

FERTILISERS

Note: For the purposes of this Chapter, the following definitions shall apply:

- (i) *Chemical Reaction* —a “chemical reaction” is a process (including the biochemical processes) which results in a molecule with a new structure due to the breaking of the intra-molecular bonds and the formation of new ones, or due to the alteration of the position of the atoms in a molecule.

For the purposes of the present definition, the following processes are not considered as being chemical reactions:

- (a) dissolving in water or other solvents;
- (b) the elimination of solvents, including water from dissolution;
- (c) the addition or removal of crystallisation.

CHAPTER 31—*Cont'd*

## FERTILISERS—CONTINUED

Tariff Heading No.	Description	Criteria
31.01	Animal or vegetable fertilisers, whether or not mixed together or chemically treated; fertilisers produced by the mixing of chemical treatment of animal or vegetable products	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
3102.10	Urea, whether or not in aqueous solution	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
3102.21	Ammonium Sulphate	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
3102.29	Other	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product

CHAPTER 31—*Cont'd*

## FERTILISERS—CONTINUED

Tariff Heading No.	Description	Criteria
3102.30	Ammonium nitrate, whether or not in aqueous solution	Chemical reaction
3102.40	Mixtures of ammonium nitrate with calcium carbonate or other inorganic non-fertilising substances	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
3102.50	Sodium nitrate	Chemical reaction
3102.60	Double salts and mixtures of calcium nitrate and ammonium nitrate	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
3102.70	Calcium cyanamide	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product

CHAPTER 31—*Cont'd*

## FERTILISERS—CONTINUED

Tariff Heading No.	Description	Criteria
3102.80	Mixtures of urea and ammonium nitrate in aqueous or ammoniacal solution	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
3102.90	Other, including mixtures not specified in the foregoing sub-headings	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
31.03	Mineral or chemical fertilisers, phosphatic	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
31.04	Mineral or chemical fertilisers, phosphatic	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product

CHAPTER 31—*Cont'd*

FERTILISERS—CONTINUED

Tariff Heading No.	Description	Criteria
3105.10	Mineral or chemical fertilisers containing two or three of the fertilising elements nitrogen, phosphorous and potassium; other fertilisers; goods of this Chapter in tablets or similar forms or in packages of a gross weight not exceeding 10 kg	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
3105.20	Mineral or chemical fertilisers containing the three fertilising elements nitrogen, phosphorous and potassium	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
3105.30	Diammonium dihydrogenorthophosphate (diammonium phosphate)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
3105.40	Ammonium dihydrogenorthophosphate (monoammonium phosphate) and mixtures thereof with diammonium hydrogenorthophosphate (diammonium phosphate) Other mineral or chemical fertilisers containing the two fertilising elements nitrogen and phosphorus	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading



CHAPTER 31—*Cont'd*

FERTILISERS—CONTINUED

Tariff Heading No.	Description	Criteria
3105.51	Containing nitrates and phosphates	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
3105.59	Other	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
3105.60	Mineral or chemical fertilisers containing the two fertilising elements phosphorous and potassium	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
3105.90	Other	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 32

TRAINING OR DYEING EXTRACTS; TANNINS AND THEIR DERIVATIVES; DYES, PIGMENTS AND OTHER COLOURING MATTER; PAINTS AND VARNISHES; PUTTY AND OTHER MASTICS, INKS

Tariff Heading No.	Description	Criteria
32.01	Tanning extracts of vegetable origin; tannins and their salts, ethers, esters and other derivatives	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
32.02	Synthetic organic tanning substances; inorganic tanning preparations, whether or not containing natural tanning substances; enzymatic preparations for pre-tanning	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
32.03	Colouring matter of vegetable or animal origin (including dyeing extracts but excluding animal black), whether or not chemically defined; preparations as specified in Note 3 to this Chapter based on colouring matter of vegetable or animal origin	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading excluding Heading 32.04
32.04	Synthetic organic colouring matter whether or not chemically defined; preparations as specified in Note 3 to this Chapter based on synthetic organic colouring matter; synthetic organic products of a kind used as fluorescent brightening agents or as luminophores, whether or not chemically defined	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading, excluding Heading 32.03

CHAPTER 32—*Cont'd*

TRAINING OR DYEING EXTRACTS; TANNINS AND THEIR DERIVATIVES; DYES, PIGMENTS AND OTHER COLOURING MATTER; PAINTS AND VARNISHES; PUTTY AND OTHER MASTICS, INKS—CONTINUED

Tariff Heading No.	Description	Criteria
32.05	Colour lakes; preparations as specified in Note 3 to this Chapter based on colour lakes	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
32.06	Other colouring matter; preparations as specified in Note 3 to this Chapter, other than those of heading No. 32.03, 32.04, or 32.05; inorganic products of a kind used as luminophores, whether or not chemically defined	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
32.07	Prepared pigments, prepared opacifiers and prepared colours, vitrifiable enamels and glazes, engobes (slips), liquid lustres and similar preparations, of a kind used in the ceramic, enamelling or glass industry; glass frit and other glass, in the form of powder, granules or flakes	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
32.08	Paints and varnishes (including enamels and lacquers) based on synthetic polymers or chemically modified natural polymers, dispersed or dissolved in a non-aqueous medium; solutions as defined in Note 4 to this Chapter	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 32—*Cont'd*

TRAINING OR DYEING EXTRACTS; TANNINS AND THEIR DERIVATIVES; DYES, PIGMENTS AND OTHER COLOURING MATTER; PAINTS AND VARNISHES; PUTTY AND OTHER MASTICS, INKS—CONTINUED

Tariff Heading No.	Description	Criteria
32.09	Paints and varnishes (including enamels and lacquers) based on synthetic polymers or chemically modified natural polymers, dispersed or dissolved in an aqueous medium	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
32.10	Other paints and varnishes (including enamels, lacquers and distempers); prepared water pigments of a kind used for finishing leather	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
32.11	Prepared driers	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
32.12	Pigments (including metallic powders and flakes) dispersed in non-aqueous media, in liquid or paste form, of a kind used in the manufacture of paints (including enamels); stamping foils; dyes and other colouring matter put up in forms or packings for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 32—*Cont'd*

TRAINING OR DYEING EXTRACTS; TANNINS AND THEIR DERIVATIVES; DYES, PIGMENTS AND OTHER COLOURING MATTER; PAINTS AND VARNISHES; PUTTY AND OTHER MASTICS, INKS—CONTINUED

Tariff Heading No.	Description	Criteria
3213.10	Colour in sets	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
3213.90	Other	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
32.14	Glaziers' putty, grafting putty, resin cements, caulking compounds and other mastics; painters' filling; non-refractory surfacing preparations for facades, indoor walls, floors, ceilings or the like	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
32.15	Printing ink, writing or drawing ink and other inks, whether or not concentrated or solid	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 33

ESSENTIAL OILS AND RESINOIDS; PERFUMERY, COSMETIC OR TOILET PREPARATIONS

Tariff Heading No.	Description	Criteria
33.01	Essential oils (terpeneless or not), including concretes and absolutes; resinoids; extracted oleo-resins; concentrates of essential oils in fats, in fixed oils, in waxes or the like, obtained by enfleurage or maceration; terpenic by-products of the deterpenation of essential oils; aqueous distillates and aqueous solutions of essential oils	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
33.02	Mixtures of odoriferous substances and mixtures (including alcoholic solutions) with a basis of one or more of these substances, of a kind used as raw materials in industry; other preparations based on odoriferous substances, of a kind used for the manufacture of beverages	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
33.03	Perfumes and toilet waters	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
33.04	Beauty or make-up preparations and preparations for the care of the skin (other than medicaments), including sunscreen or sun tan preparations; manicure or pedicure preparations	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 33—*Cont'd*

ESSENTIAL OILS AND RESINOIDS; PERFUMERY COSMETIC OR TOILET PREPARATIONS—CONTINUED

Tariff Heading No.	Description	Criteria
33.05	Preparations for use on the hair	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
33.06	Preparations for oral or dental hygiene, including denture fixative pastes and powders; yarn used to clean between the teeth (dental floss), in individual retail packages	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
33.07	Pre-shave or after-shave preparations, personal deodorants, bath preparations, depilatories and other perfumery, cosmetic or toilet preparations, not elsewhere specified or included; prepared room deodorisers, whether or not perfumed or having disinfectant properties	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 34

SOAP, ORGANIC SURFACE-ACTIVE AGENTS, WASHING PREPARATIONS, LUBRICATING PREPARATIONS, ARTIFICIAL WAXES, PREPARED WAXES, POLISHING OR SCOURING PREPARATIONS, CANDLES AND SIMILAR ARTICLES, MODELLING PASTES, "DENTAL WAXES" AND DENTAL PREPARATIONS WITH A BASIS OF PLASTER

Tariff Heading No.	Description	Criteria
34.01	Soap, organic surface-active agents, washing preparations, lubricating preparations, artificial waxes, prepared waxes, polishing or scouring preparations, candles and similar articles, modelling pastes, "dental waxes" and dental preparations with a basis of plaster	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
3402.11	Anionic	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
3402.12	Cationic	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
3402.13	Non-ionic	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product



CHAPTER 34—*Cont'd*

SOAP, ORGANIC SURFACE-ACTIVE AGENTS, WASHING PREPARATIONS, LUBRICATING PREPARATIONS, ARTIFICIAL WAXES, PREPARED WAXES, POLISHING OR SCOURING PREPARATIONS, CANDLES AND SIMILAR ARTICLES, MODELLING PASTES, "DENTAL WAXES" AND DENTAL PREPARATIONS WITH A BASIS OF PLASTER—CONTINUED

Tariff Heading No.	Description	Criteria
3402.19	Other	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
3402.20	Preparations put up for retail sale	Production in which all the non-originating materials used are classified in six-digit headings of the Harmonised Commodity Description and Coding System different from any sub-heading, except sub-headings 3402.11, 3402.12, 3402.13, 3402.19
3402.90	Other	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter

CHAPTER 34—*Cont'd*

SOAP, ORGANIC SURFACE-ACTIVE AGENTS, WASHING PREPARATIONS, LUBRICATING PREPARATIONS, ARTIFICIAL WAXES, PREPARED WAXES, POLISHING OR SCOURING PREPARATIONS, CANDLES AND SIMILAR ARTICLES, MODELLING PASTES, "DENTAL WAXES" AND DENTAL PREPARATIONS WITH A BASIS OF PLASTER—CONTINUED

Tariff Heading No.	Description	Criteria
34.03	Lubricating preparations (including cutting-oil preparations, bolt or nut release preparations, anti-rust or anti-corrosion preparations and mould release preparations, based on lubricants) and preparations of a kind, used for the oil or grease treatment of textile materials, leather, furskins or other materials, but excluding preparations containing, as basic constituents, 70% or more by weight of petroleum oils or of oils obtained from bituminous materials	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
34.04	Artificial waxes and prepared waxes	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 34—*Cont'd*

SOAP, ORGANIC SURFACE-ACTIVE AGENTS, WASHING PREPARATIONS, LUBRICATING PREPARATIONS, ARTIFICIAL WAXES, PREPARED WAXES, POLISHING OR SCOURING PREPARATIONS, CANDLES AND SIMILAR ARTICLES, MODELLING PASTES, "DENTAL WAXES" AND DENTAL PREPARATIONS WITH A BASIS OF PLASTER—CONTINUED

Tariff Heading No.	Description	Criteria
34.05	Polishes and creams, for footwear, furniture, floors, coachwork, glass or metal, scouring pastes and powders and similar preparations (whether or not in the form of paper, wadding, felt, nonweave, cellular plastics or cellular rubber), impregnated, coated or covered with such preparations (excluding waxes of Heading No. 34.04)	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
34.06	Candles, tapers and the like	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from any of this Heading
34.07	Modelling pastes, including those put up for children's amusement; preparations known as "dental wax" or as "dental impression compounds", put up in sets, in packings for retail sale or in plates, horseshoe shapes, sticks or similar forms; other preparations for use in dentistry, with a basis of plaster (of calcined gypsum or calcium sulphate)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 35

ALBUMINOIDAL SUBSTANCES; MODIFIED STARCHES; GLUES; ENZYMES

Tariff Heading No.	Description	Criteria
35.01	Casein caseinates and other casein derivatives; casein glues	Production in which all the materials used are wholly produced
35.02	Albumins (including concentrates of two or more whey proteins, containing by weight more than 80% whey products, calculated on the dry matter), albuminates and other albumin derivatives	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
35.03	Gelatin [including gelatin in rectangular (including square) sheets, whether or not surface-worked or coloured] and gelatin derivatives; isinglass; other glues of animal origin, excluding casein glues Heading No. 35.01	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
35.04	Peptones and their derivatives; other protein substances and their derivatives, not elsewhere specified or included; hide powder, whether or not chromed	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
35.05	Dextrins and other modified starches (for example, pregelatinised or esterified starches); glues based on starches, or on dextrins or other modified starches	Production in which all the materials used are wholly produced

CHAPTER 35—*Cont'd*

ALBUMINOIDAL SUBSTANCES; MODIFIED STARCHES; GLUES; ENZYMES—CONTINUED

Tariff Heading No.	Description	Criteria
35.06	Prepared glues and other prepared adhesives, not elsewhere specified or included; products suitable for use as glues or adhesives, put up for retail sale as glues or adhesives, not exceeding a net weight of 1 kg	Production in which all the materials used are wholly produced
35.07	Enzymes; prepared enzymes not elsewhere specified or included	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 36

EXPLOSIVES; PYROTECHNIC PRODUCTS; MATCHES; PYROPHORIC ALLOYS; CERTAIN COMBUSTIBLE PREPARATIONS

Tariff Heading No.	Description	Criteria
36.01	Propellant powders	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 36—*Cont'd*

EXPLOSIVES; PYROTECHNIC PRODUCTS; MATCHES; PYROPHORIC ALLOYS; CERTAIN COMBUSTIBLE PREPARATIONS—CONTINUED

Tariff Heading No.	Description	Criteria
36.02	Prepared explosives, other than propellant powders	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
36.03	Safety fuses; detonating fuses; percussion or detonating caps; igniters; electric detonators	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
36.04	Fireworks, signalling flares, rain rockets, fog signals and other pyrotechnic articles	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
Ex 36.05	Matches, other than pyrotechnic articles of Heading No. 36.04, with wooden splints	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
Ex 36.05	Matches, other than pyrotechnic articles of Heading No. 36.04, except matches with wooden splints	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 36—*Cont'd*

EXPLOSIVES; PYROTECHNIC PRODUCTS; MATCHES; PYROPHORIC ALLOYS; CERTAIN COMBUSTIBLE PREPARATIONS—CONTINUED

Tariff Heading No.	Description	Criteria
36.06	Ferro-cerium and other pyrophoric alloys in all forms; articles of combustible materials as specified in Note 2 to this Chapter	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 37

PHOTOGRAPHIC OR CINEMATOGRAPHIC GOODS

Tariff Heading No.	Description	Criteria
37.01	Photographic plates and film in the flat, sensitised, unexposed, of any material other than paper, paperboard or textiles; instant print film in the flat, sensitised, unexposed, whether or not in packs	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading excluding Headings 37.02 and 37.03
37.02	Photographic film in rolls, sensitised, unexposed, of any material other than paper, paperboard or textiles; instant print film in rolls sensitised, unexposed	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading excluding Headings 37.01 and 37.03

CHAPTER 37—*Cont'd*

PHOTOGRAPHIC OR CINEMATOGRAPHIC GOODS—CONTINUED

Tariff Heading No.	Description	Criteria
37.03	Photographic paper, paper board and textiles sensitised, unexposed	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading, excluding Headings 37.01 and 37.02
37.04	Photographic plates, film paper, paperboard and textiles, exposed but not developed	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
37.05	Photographic plates and film, exposed and developed, other than cinematographic film	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
37.06	Cinematographic film, exposed and developed, whether or not incorporating sound track or consisting only of sound track	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
37.07	Chemical preparations for photographic uses (other than varnishes, glues, adhesives and similar preparations); unmixed products for photographic uses, put up in measured portions or put up for retail sale in a form ready for use	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading



CHAPTER 38

MISCELLANEOUS CHEMICAL PRODUCTS

Tariff Heading No.	Description	Criteria
38.01	Artificial graphite; colloidal or semi-colloidal graphite; preparations based on graphite or other carbon in the form of pastes, blocks, plates or other semi-manufacturers	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
38.02	Activated carbon; activated natural mineral products; animal black including spent animal black	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
38.03	Tall oil, whether or not refined	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
38.04	Residual lyes from the manufacture of wood pulp, whether or not concentrated, desugared or chemically treated, including lignin sulphonates, but excluding tall oil of Heading No. 38.03	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
38.05	Gum, wood or sulphate turpentine and other terpenic oils produced by the distillation or other treatment of coniferous woods; crude dipentene; sulphite turpentine and other crude paracymene; pine oil containing alpha-terpineol as the main constituent	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 38—*Cont'd*

MISCELLANEOUS CHEMICAL PRODUCTS—CONTINUED

Tariff Heading No.	Description	Criteria
38.06	Rosin and resin acids, and derivatives thereof; rosin spirit and rosin oils; run gums	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
38.07	Wood tar; tar oils; wood creosote; wood naphtha; vegetable pitch; brewers' pitch and similar preparations based on rosin, resin acids or on vegetable pitch	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
38.08	Insecticides other than insecticides in aerosol containers and insect repellants, rodenticides, fungicides, herbicides, anti-sprouting products and plant-growth regulators and similar products put up in forms or packings for retail sale or as preparations or articles (for example sulphur-treated bands, wicks and candles, and fly papers)	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
38.09	Finishing agents, dye carriers to accelerate the dyeing or fixing of dyestuffs and other products and preparations (for example, dressings and mordants), of a kind used in the textile, paper, leather or like industries, not elsewhere specified or included	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 38—*Cont'd*

## MISCELLANEOUS CHEMICAL PRODUCTS—CONTINUED

Tariff Heading No.	Description	Criteria
38.10	Pickling preparations for metal surfaces; fluxes and other auxiliary surfaces, fluxes and other auxiliary preparations for soldering, brazing or welding; soldering, brazing or welding powders and pastes consisting of metal and other materials; preparations of a kind used as cores of coatings for welding electrodes or rods	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
38.11	Anti-knock preparations oxidation inhibitors, gum inhibitors, viscosity improvers, anti-corrosive preparations and other prepared additives for mineral oils (including gasoline) or, for other liquids used for the same purposes as mineral oils	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
38.12	Prepared rubber accelerators; compound plasticisers for rubber or plastics, not elsewhere specified or included; anti-oxidising preparations and other compound stabilisers for rubber or plastics	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 38—*Cont'd*

## MISCELLANEOUS CHEMICAL PRODUCTS—CONTINUED

Tariff Heading No.	Description	Criteria
38.13	Preparations and charges for fire-extinguishers; charged fire-extinguishing grenades	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
38.14	Organic composite solvents and thinners, not elsewhere specified or included; prepared paint or varnish removers	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
38.15	Reaction initiators, reaction accelerators and catalytic preparations, not elsewhere specified or included	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
38.16	Refractory cements, mortars, concretes and similar compositions, other than products of Heading No. 38.01	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 38—*Cont'd*

## MISCELLANEOUS CHEMICAL PRODUCTS—CONTINUED

Tariff Heading No.	Description	Criteria
38.17	Mixed alkylbenzenes and mixed alkylnaphthalenes, other than those of Heading No. 27.07 or 29.02	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
38.18	Chemical elements doped for use in electronics, in the form of discs, wafers or similar forms; chemical compounds doped for use in electronics	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
38.19	Hydraulic brake fluids and other prepared liquids for hydraulic transmission, not containing or containing less than 70% by weight of petroleum oils or oils obtained from bituminous minerals	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
38.20	Anti-freezing preparations and prepared de-icing fluids	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 38—*Cont'd*

MISCELLANEOUS CHEMICAL PRODUCTS—CONTINUED

Tariff Heading No.	Description	Criteria
38.21	Prepared culture media for development of micro-organisms	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
38.22	Diagnostic or laboratory reagents on a backing and prepared diagnostic or laboratory reagents whether or not on a backing, other than those of Heading No. 30.02 or 30.06	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
38.23	Industrial monocarboxylic fatty acids; acid oils from refining; industrial fatty alcohols	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
38.24	Prepared binders for foundry moulds or cores; chemical products and preparations of the chemical or allied industries (including those consisting of mixtures of natural products), not elsewhere specified or included; residual products of the chemical or allied industries, not elsewhere specified or included	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product

CHAPTER 39

PLASTICS AND ARTICLES THEREOF

Notes: For the purposes of this Chapter, the following definitions shall apply:

- (i) *Chemical Reaction*—a “chemical reaction” is a process (including the biochemical processes) which results in a molecule with a new structure due to the breaking of the intra-molecular bonds and the formation of new ones, or due to the alteration of the position of the atoms in a molecule.

For the purposes of the present definition, the following processes are not considered as being chemical reactions:

- (a) dissolving in water or other solvents;
- (b) the elimination of solvents, including water from dissolution;
- (c) the addition or removal of water of crystallisation.

Tariff Heading No.	Description	Criteria
39.01	Polymers of ethylene, in primary forms	Chemical Reaction
39.02	Polymers of propylene or of other olefins, in primary forms	Chemical Reaction
39.03	Polymers of styrene, in primary forms	Chemical Reaction
3904.10	Polyvinyl chloride, not mixed with any other substances	Chemical Reaction

CHAPTER 39—*Cont'd*

PLASTICS AND ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
3904.21	Other polyvinyl chloride non-placticised	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
3904.22	Other polyvinyl chloride placticised	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
3904.30	Vinyl chloride-vinyl acetate copolymers	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
3904.40	Other vinyl chloride copolymers	Chemical Reaction
3904.50	Vinylidene chloride polymers	Chemical Reaction
3904.61	Polytetrafluoroethylene	Chemical Reaction
3904.69	Other fluoro-polymers	Chemical Reaction



CHAPTER 39—*Cont'd*

## PLASTICS AND ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
3904.90	Other	Chemical Reaction
39.05	Polymers of vinyl acetate or of other vinyl esters, in primary forms; other vinyl polymers in primary forms	Chemical Reaction
39.06	Acrylic polymers in primary forms	Chemical Reaction
39.07	Polyacetals, other polyethers and epoxide resins, in primary forms; polycarbonates, alkyd resins, polyallyl esters and other polyesters, in primary forms	Chemical Reaction
39.08	Polyamides in primary forms	Chemical Reaction
39.09	Aminio-resins, phenolic resins and polyurethanes, in primary forms	Chemical Reaction
39.10	Silicones in primary forms	Chemical Reaction
39.11	Petroleum resins, coumarone-indene resins, polyterpenes, polysuphides, polysulphones and other products specified in Note 3 to this Chapter, not elsewhere specified or included, in primary forms	Chemical Reaction

CHAPTER 39—*Cont'd*

PLASTICS AND ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
39.12	Cellulose and its chemical derivatives, not elsewhere specified or included, in primary forms	Chemical reaction
39.13	Natural polymers (for example, alginic acid) and modified natural polymers (for example, hardened proteins, chemical derivatives of natural rubber), not elsewhere specified or included, in primary forms	Chemical reaction
39.14	Ion-exchangers based on polymers of Heading Nos. 39.01 to 39.13, in primary forms	Chemical reaction
39.15	Waste, parings and scrap, of plastics	Production in which all the materials used are wholly produced
39.16	Monofilament of which any cross-sectional dimension exceeds 1 mm, rods, sticks and profile shapes, whether or not surface-work but not otherwise worked, of plastics	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
39.17	Tubes, pipes and hoses, and fittings therefor (for example, joints, elbows, flanges), of plastics	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading, and from non-originating fittings of metal

CHAPTER 39—*Cont'd*

PLASTICS AND ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
39.18	Floor coverings of plastics, whether or not self-adhesive, in rolls or in the form of tiles; wall or ceiling coverings of plastics, as defined in Note 9 to this Chapter	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
39.19	Self-adhesive plates, sheets, film, foil, tape, strip and other flat shapes, of plastics, whether or not in rolls	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
39.20	Other plates, sheets, film, foil and strip, of plastics, non-cellular and not reinforced, laminated, supported or similarly combined with other materials	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
39.21	Other plates, sheets, film, foil and strip, of plastics	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
39.22	Baths, shower-baths, wash-basins, bidets, lavatory pans, seats and covers, flushing cisterns and similar sanitary ware, of plastics	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 39—*Cont'd*

PLASTICS AND ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
39.23	Articles for the conveyance or packing of goods, of plastics; stoppers, lids, caps and other closures, of plastics	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
39.24	Tableware, kitchenware, other household articles and toilet articles, of plastics	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
39.25	Builders' ware of plastics, not elsewhere specified or included	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
39.26	Other articles of plastics and articles of other materials of Heading Nos. 39.01 to 39.14	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 40

RUBBER AND ARTICLES THEREOF

Tariff Heading No.	Description	Criteria
40.01	Natural rubber, balata, gutta-percha, guayule, chicle and similar natural gums, in primary forms or in plates, sheets or strip	Production in which all the materials used are wholly produced
40.02	Synthetic rubber and factice derived from oils, in primary forms or in plates, sheets or strip; mixtures of any product of Heading No. 40.01 with any product of this Heading, in primary forms, or in plates, sheets or strip	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
40.03	Reclaimed rubber in primary forms, or in plates, sheets or strip	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
40.04	Waste, parings and scrap of rubber (other than hard rubber) and powders and granules obtained therefrom	Production in which all the materials used are wholly produced
40.05	Compounded rubber, unvulcanised, in primary forms or in plates, sheets or strip	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 40—*Cont'd*

RUBBER AND ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
40.06	Other forms (for example, rods, tubes and profile shapes) and articles (for example, discs and rings), of unvulcanised rubber	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
40.07	Vulcanised rubber thread and cord	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
40.08	Plates, sheets, strip, rods and profile shapes, of vulcanised rubber other than hard rubber	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
40.09	Tubes, pipes and hoses, of vulcanised rubber other than hard rubber, with or without their fittings (for example, joints, elbows flanges)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
40.10	Conveyor or transmission belts or belting, of vulcanised rubber	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 40—*Cont'd*

RUBBER AND ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
40.11	New pneumatic tyres, of rubber	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
40.12	Retreaded tyres or used pneumatic tyres of rubber; solid or cushion tyres, interchangeable tyre threads and tyre flaps of rubber	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
40.13	Inner tubes, of rubber	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
40.14	Hygienic or pharmaceutical articles (including teats), of vulcanised rubber other than hard rubber, with or without fittings of hard rubber	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
40.15	Articles of apparel and clothing accessories (including gloves), for all purposes, of vulcanised rubber other than hard rubber	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 40—*Cont'd*

RUBBER AND ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
40.16	Other articles of vulcanised rubber other than hard rubber including gaskets, washers and other seals	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
Ex 40.17	Hard rubber (for example, ebonite) in all forms, including waste and scrap	Production in which all the materials used are wholly produced
Ex 40.17	Articles of hard rubber	Production from non-originating materials of any heading of the Harmonised Commodity Description and Coding System including materials from Heading 40.17



CHAPTER 41

RAW HIDES AND SKINS (OTHER THAN FURSKINS) AND LEATHER

Tariff Heading No.	Description	Criteria
41.01	Raw hides and skins of bovine or equine animals (fresh, or salted, dried, limed, pickled or otherwise preserved, but not tanned, parchment-dressed or further prepared), whether or not dehaired or split	Production in which all the materials used are wholly produced
41.02	Raw skins of sheep or lambs fresh, or salted, dried, limed, pickled or otherwise preserved, but not tanned, parchment-dressed or further prepared), whether or not with wool on or split, other than those excluded by Note 1(c) to this Chapter	Production in which all the materials used are wholly produced
41.03	Other raw hides and skins (fresh, or salted, dried, limed, pickled or otherwise preserved, but not tanned, parchment-dressed or further prepared), whether or not split other than those excluded by Note 1(b) or 1(c) to this Chapter	Production in which all the materials used are wholly produced
41.04	Leather of bovine or equine animals without hair on, other than leather of Heading No. 41.08 or 41.09	Production in which all the materials used are wholly produced

CHAPTER 41—*Cont'd*

RAW HIDES AND SKINS (OTHER THAN FURSKINS) AND LEATHER—CONTINUED

Tariff Heading No.	Description	Criteria
41.05	Sheep or lamb skin leather, without wool on, other than leather of Heading No. 41.08 or 41.09	Production in which all the materials used are wholly produced
41.06	Goat or kid skin leather, without hair on, other than leather of Heading No. 41.08 or 41.09	Production in which all the materials used are wholly produced
41.07	Leather of other animals, without hair on, other than leather of Heading No. 41.08 or 41.09	Production in which all the materials used are wholly produced
41.08	Chamois (including combinations chamois) leather	Production in which all the materials used are wholly produced
41.09	Patent leather, and patent laminated leather; metallised leather	Production in which all the materials used are wholly produced
41.10	Parings and other waste of leather or of composition leather, not suitable for the manufacture of leather articles; leather dust, powder and flour	Production in which all the materials used are wholly produced
41.11	Composition leather with a basis of leather or leather fibre, in slabs, sheets or strip, whether or not in rolls	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 42

ARTICLES OF LEATHER; SADDLERY AND HARNESS; TRAVEL GOODS; HANDBAGS AND SIMILAR CONTAINERS; ARTICLES OF ANIMAL GUT (OTHER THAN SILK-WORM GUT)

Tariff Heading No.	Description	Criteria
42.01	Saddlery and harness for any animal (including traces, leads, knee pads, muzzles, saddle cloths, saddle bags, dog coats and the like), of any material	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
42.02	Trunks, suit-cases, vanity-cases, executive cases, school-satchels, brief-cases, spectacle cases, binocular cases, camera cases, musical instrument cases, gun cases, holsters and similar containers; travelling-bags, toilet bags, ruck sacks, handbags, shopping bags, wallets, purses, map-cases, cigarette-cases, tobacco-pouches, tool bags, sports bags, bottle-cases, jewellery boxes, powder-boxes, cutlery cases and similar containers, of leather or of composition leather, of sheeting of plastics, of textile materials, of vulcanised fibre or of paperboard, or wholly or mainly covered with such materials or with paper	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading, excluding the use of pre-cut parts
42.03	Articles of apparel and clothing accessories, of leather or of composition leather	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 42—*Cont'd*

ARTICLES OF LEATHER; SADDLERY AND HARNESS; TRAVEL GOODS; HANDBAGS AND  
SIMILAR CONTAINERS; ARTICLES OF ANIMAL GUT (OTHER THAN SILK-WORM GUT)—CONTINUED

Tariff Heading No.	Description	Criteria
42.04	Articles of leather or of composition leather, of a kind used in machinery or mechanical appliances or for other technical uses	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
42.05	Other articles of leather or of composition leather	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
42.06	Articles of gut (other than silk-worm gut), of gold-beater's skin, of bladders or of tendons	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 43

FURSKINS AND ARTIFICIAL FUR; MANUFACTURERS THEREOF

Tariff Heading No.	Description	Criteria
43.01	Raw furskins (including heads, tails, paws and other pieces or cuttings, suitable for furriers' use), other than raw hides and skins of Heading Nos. 41.01, 41.02 or 41.03	Production in which all the materials used are wholly produced
43.02	Tanned or dressed furskins (including head, tails, paws and other pieces or cuttings), un-assembled, or assembled (without the addition of other materials) other than those of Heading No. 43.03	Production in which all the materials used are wholly produced
43.03	Articles of apparel, clothing accessories and other articles of furskin	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
43.04	Artificial fur and articles thereof	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 44

WOOD AND ARTICLES OF WOOD; WOOD CHARCOAL

Tariff Heading No.	Description	Criteria
44.01	Fuel wood, in logs, in billets, in twigs, in fagots or in similar forms; wood in chips or particles; sawdust and wood waste and scrap, whether or not agglomerated in logs, briquettes, pellets or similar forms	Production in which all the materials used are wholly produced
44.02	Wood charcoal (including shell or nut charcoal), whether or not agglomerated	Production in which all the materials used are wholly produced
44.03	Wood in the rough, whether or not stripped of bark or sapwood, or roughly squared	Production in which all the materials used are wholly produced
44.04	Hoopwood; split poles; piles, pickets and stakes of wood, pointed but not sawn lengthwise; wooden sticks, roughly trimmed but not turned, bent or otherwise worked, suitable for the manufacture of walking-sticks, umbrellas, tool handles or the like; chipwood and the like	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
44.05	Wood wool, wood flour	Production in which all the materials used are wholly produced

CHAPTER 44—*Cont'd*

WOOD AND ARTICLES OF WOOD; WOOD CHARCOAL—CONTINUED

Tariff Heading No.	Description	Criteria
44.06	Railway or tramway sleepers (cross-ties) of wood	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
44.07	Wood sawn or chipped lengthwise, sliced or peeled, whether or not planed, sanded or finger-jointed, of a thickness exceeding 6 mm	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
44.08	Veneer sheets and sheets for plywood (whether or not spliced) and other wood sawn lengthwise, sliced or peeled, whether or not planed, sanded or finger jointed, of a thickness not exceeding 6 mm	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
44.09	Wood (including strips and friezes for parquet flooring, not assembled) continuously shaped (tongued, grooved, rebated, chamfered, v-jointed, beaded, moulded, rounded or the like) along any of its edges or faces, whether or not planed, sanded or finger-jointed	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 44—*Cont'd*

WOOD AND ARTICLES OF WOOD; WOOD CHARCOAL—CONTINUED

Tariff Heading No.	Description	Criteria
44.10	Particle board and similar board of wood or other ligneous materials, whether or not agglomerated with resins or other organic binding substances	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
44.11	Fibreboard of wood or other ligneous materials, whether or not bonded with resins or other organic substances	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
44.12	Plywood, veneered panels and similar laminated wood	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
44.13	Densified wood, in blocks, plates, strips or profile shapes	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading



CHAPTER 44—*Cont'd*

WOOD AND ARTICLES OF WOOD; WOOD CHARCOAL—CONTINUED

Tariff Heading No.	Description	Criteria
44.14	Wooden frames for paintings, photographs, mirrors or similar objects	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
44.15	Packing cases, boxes, crates, drums and similar packings, of wood; cable-drums of wood; pallets, box pallets and other load board, of wood; pallet collars of wood	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
44.16	Casks, barrels, vats, tubs, and other coopers' products and parts thereof, of wood including staves	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
44.17	Tools, tool bodies, tool handles, broom or brush bodies and handles, of wood; boot or shoe lasts and trees, of wood	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 44—*Cont'd*

WOOD AND ARTICLES OF WOOD; WOOD CHARCOAL—CONTINUED

Tariff Heading No.	Description	Criteria
44.18	Builders' joinery and carpentry of wood, including cellular wood panels, assembled parquet panels, shingles and shakes	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
44.19	Tableware and kitchenware, of wood	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
44.20	Wood marquetry and inlaid wood; caskets and cases for jewellery or cutlery, and similar articles, of wood; statuettes and other ornaments, of wood; wooden articles of furniture not falling in Chapter 94	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
44.21	Other articles of wood	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 45

CORK AND ARTICLES OF CORK

Tariff Heading No.	Description	Criteria
45.01	Natural cork, raw or simply prepared; waste cork; crushed, granulated or ground	Production in which all the materials used are wholly produced
45.02	Natural cork, debacked or roughly squared, or in rectangular (including square) blocks, plates, sheets or strip, (including sharp-edged blanks for corks or stoppers)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
45.03	Articles of natural cork	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
45.04	Agglomerated cork (with or without a binding substance) and articles of agglomerated cork	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product

CHAPTER 46

MANUFACTURES OF STRAW, OF ESPARTO OR OF OTHER PLAITING MATERIALS;  
BASKETWARE AND WICKERWORK

Tariff Heading No.	Description	Criteria
46.01	Plaits and similar products of plaiting material, whether or not assembled into strips; plaiting materials, plaits and similar products of plaiting materials, bound together in parallel strands or wove, in sheet form, whether or not being finished articles (for example, mats, matting, screens)	Production from originating materials of Heading 14.01
46.02	Basketwork, wickerwork and other articles, made directly to shape from plaiting materials or made up from goods of Heading No. 46.01 articles of loofah	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 47

PULP OF WOOD OR OF OTHER FIBROUS CELLULOSIC MATERIAL; RECOVERED  
(WASTE AND SCRAP) PAPER OR PAPER-BOARD

Tariff Heading No.	Description	Criteria
47.01	Mechanical wood pulp	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
47.02	Chemical wood pulp, dissolving grades	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
47.03	Chemical wood pulp, soda or sulphate, other than dissolving grades	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
47.04	Chemical wood pulp, sulphite, other than dissolving grades	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 47—*Cont'd*

PULP OF WOOD OR OF OTHER FIBROUS CELLULOSIC MATERIAL; RECOVERED  
(WASTE AND SCRAP) PAPER OR PAPER-BOARD—CONTINUED

Tariff Heading No.	Description	Criteria
47.05	Semi-chemical wood pulp	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
47.06	Pulps of fibres derived from recovered (waste and scrap) paper or paperboard or other fibrous cellulosic material	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
47.07	Recovered (waste and scrap) paper or paperboard	Production in which all the materials used are wholly produced

CHAPTER 48

PAPER AND PAPERBOARD; ARTICLES OF PAPER PULP, OF PAPER OR OF PAPER-BOARD

Tariff Heading No.	Description	Criteria
48.01	Newsprint, in rolls or sheets	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
48.02	Uncoated paper and paperboard, of a kind used for writing, printing or other graphic purposes, and punch card stock and punch tape paper, in rolls or sheets, other than paper of Heading No. 4801.00 or 48.03; hand-made paper and paperboard	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
48.03	Toilet or facial tissue stock, towel or napkin stock and similar paper of a kind used for household or sanitary purposes, cellulose wadding and webs of cellulose fibres, whether or not creped, crinkled, embossed, perforated, surface-coloured, perforated, surface-coloured, surface-decorated or printed, in rolls or sheets	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 48—*Cont'd*

PAPER AND PAPERBOARD; ARTICLES OF PAPER PULP, OF PAPER OR OF PAPER-BOARD—CONTINUED

Tariff Heading No.	Description	Criteria
48.04	Uncoated kraft paper and paperboard, in rolls or sheets, other than that of Heading No. 48.02 or 48.03	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
48.05	Other uncoated paper and paperboard, in rolls or sheets, not further worked or processed than as specified in Note 2 to this Chapter	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
48.06	Vegetable parchment, greaseproof papers, tracing papers and glassine and other glazed transparent or translucent papers, in rolls or sheets	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
48.07	Composite paper and paperboard (made by sticking flat layers, of paper or paperboard together with an adhesive), not surface-coated or impregnated, whether or not internally reinforced, in rolls or sheets	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from this heading



CHAPTER 48—*Cont'd*

PAPER AND PAPERBOARD; ARTICLES OF PAPER PULP, OF PAPER OR OF PAPER-BOARD—CONTINUED

Tariff Heading No.	Description	Criteria
48.08	Paper and paperboard, corrugated (with or without glued flat surface sheets), creped crinkled, embossed or perforated, in rolls or sheets, other than paper of the kind described in Heading No. 48.03	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
48.09	Carbon paper, self-copy paper and other copying or transfer papers (including coated or impregnated paper for duplicator stencils or offset plates), whether or not printed, in rolls or sheets	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
48.10	Paper and paperboard, coated on one or both sides with kaolin (China clay) or other inorganic substances with or without a binder, and with no other coating, whether or not surface coloured, surface-decorated or printed, in rolls or sheets	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from that of the product
48.11	Paper paperboard, cellulose wadding and webs of cellulose fibres, coated or impregnated, in rolls or sheets, other than those goods of the kind specified in Heading No. 38.03, 48.07 or 48.10	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this heading

CHAPTER 48—*Cont'd*

PAPER AND PAPERBOARD; ARTICLES OF PAPER PULP, OF PAPER OR OF PAPER-BOARD—CONTINUED

Tariff Heading No.	Description	Criteria
48.12	Filter blocks, slabs and plates, of paper pulp	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
48.13	Cigarette paper, whether or not cut to size or in the form of booklets or tubes	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
48.14	Wallpaper and similar wall coverings; window transparencies of paper	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
48.15	Floor coverings on a base of paper or of paper-board, whether or not cut to size	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
48.16	Carbon paper, self-copy paper and other copying or transfer papers (other than those of Heading No. 48.09), duplicator stencils and offset plates, of paper, whether or not put up in boxes	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 48—*Cont'd*

PAPER AND PAPERBOARD; ARTICLES OF PAPER PULP, OF PAPER OR OF PAPER-BOARD—CONTINUED

Tariff Heading No.	Description	Criteria
48.17	Envelopes, letter cards, plain postcards and correspondence cards, of paper or paperboard; boxes, pouches, wallets and writing compendiums, of paper or paperboard, containing an assortment of paper stationery	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
48.18	Toilet paper and similar paper, cellulose wadding or webs of cellulose fibres, of a kind used for household or sanitary purposes, in rolls of a width not exceeding 36 cm, or cut to size or shape; handkerchiefs, cleansing tissues, towels, tablecloths, serviettes, napkins for babies, tampons, bed sheets and similar household, sanitary or hospital articles, articles of apparel and clothing accessories, of paper pulp, paper, cellulose wadding or webs of cellulose fibres	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
48.19	Cartons, boxes, cases, bags and other packing containers, of paper, paperboard, cellulose wadding or webs of cellulose fibres; box files, letter trays, and similar articles, of paper or paperboard of a kind used in offices, shops or the like	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 48—*Cont'd*

PAPER AND PAPERBOARD; ARTICLES OF PAPER PULP, OF PAPER OR OF PAPER-BOARD—CONTINUED

Tariff Heading No.	Description	Criteria
48.20	Registers, account books, note books, order books, receipt books, letter pads, memorandum pads, diaries and similar articles, exercise books, blotting-pads, binders (loose-leaf or other), folders, file covers, manifold business forms, interleaved carbon sets and other articles of stationery, of paper or paperboard; albums for samples or for collections and book covers, of paper or paperboard	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
48.21	Paper or paperboard labels of all kinds, whether or not printed	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
48.22	Bobbins, spools, cops and similar supports of paper pulp, paper or paperboard whether or not perforated or hardened	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
4823.11	Self-adhesive	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 48—*Cont'd*

PAPER AND PAPERBOARD; ARTICLES OF PAPER PULP, OF PAPER OR OF PAPER-BOARD—CONTINUED

Tariff Heading No.	Description	Criteria
4823.19	Other	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
4823.20	Filter paper and paperboard	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
4823.40	Rolls, sheets and dials, printed for self-recording apparatus Other paper and paperboard, of a kind used for writing, printing or other graphic purposes	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
4823.51	Printed, embossed or perforated	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading, except Heading 4811.90

CHAPTER 48—*Cont'd*

PAPER AND PAPERBOARD; ARTICLES OF PAPER PULP, OF PAPER OR OF PAPER-BOARD—CONTINUED

Tariff Heading No.	Description	Criteria
4823.59	Other	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
4823.60	Trays, dishes, plates, cups and the like, of paper or paperboard	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
4823.70	Moulded or pressed articles of paper pulp	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
4823.90	Other	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 49

PRINTED BOOKS, NEWSPAPERS, PICTURES AND OTHER PRODUCTS OF THE PRINTING INDUSTRY;  
MANUSCRIPTS, TYPESCRIPTS AND PLANS

Tariff Heading No.	Description	Criteria
49.01	Printed books, brochures, leaflets and similar printed matter, whether or not in single sheets	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
49.02	Newspapers, journals and periodicals, whether or not illustrated or containing advertising material	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
49.03	Children's picture, drawing or colouring books	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
49.04	Music, printed or in manuscript, whether or not bound or illustrated	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter

CHAPTER 49—*Cont'd*

PRINTED BOOKS, NEWSPAPERS, PICTURES AND OTHER PRODUCTS OF THE PRINTING INDUSTRY;  
MANUSCRIPTS, TYPESCRIPTS AND PLANS—CONTINUED

Tariff Heading No.	Description	Criteria
49.05	Maps and hydrographic or similar charts of all kinds, including atlases, wall maps, topographical plans and globes, printed	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
49.06	Plans and drawings for architectural, engineering, industrial, commercial, topographical or similar purposes, being originals drawn by hand; hand-written texts; photographic reproductions on sensitised paper and carbon copies of the foregoing	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
49.07	Unused postage, revenue or similar stamps of current or new issue in the country to which they are destined; stamp-impressed paper; banknotes; cheque forms; stock, share or bond certificates and similar documents of title	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
49.08	Transfers (decalcomanias)	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter



CHAPTER 49—*Cont'd*

PRINTED BOOKS, NEWSPAPERS, PICTURES AND OTHER PRODUCTS OF THE PRINTING INDUSTRY;  
MANUSCRIPTS, TYPESCRIPTS AND PLANS—CONTINUED

Tariff Heading No.	Description	Criteria
49.09	Printed or illustrated postcards; printed cards bearing personal greetings, messages or announcements, whether or not illustrated, with or without envelopes or trimmings	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
49.10	Calendars of any kind, printed, including calendar blocks	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
49.11	Other printed matter, including printed pictures and photographs	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter

## CHAPTER 50

## SILK

Tariff Heading No.	Description	Criteria
50.01	Silk-worm cocoons suitable for reeling	Production in which all the materials used are wholly produced
50.02	Raw silk (not thrown)	Production in which all the materials used are wholly produced
50.03	Silk waste (including cocoons unsuitable for reeling, yarn waste and garnetted stock)	Production in which all the materials used are wholly produced
50.04	Silk yarn (other than yarn spun from silk waste) not put up for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
50.05	Yarn spun from silk waste, not put up for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 50—*Cont'd*

## SILK—CONTINUED

Tariff Heading No.	Description	Criteria
ex 50.06	Silk yarn and yarn spun from silk waste, put up for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading, except Heading 50.04 or 50.05
ex 50.06	Silk-worm gut	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
50.07	Woven fabrics of silk or of silk waste	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 51

WOOL, FINE OR COARSE ANIMAL HAIR; HORSEHAIR, YARN AND WOVEN FABRIC

Tariff Heading No.	Description	Criteria
51.01	Wool, not carded or combed	Production in which all the materials used are wholly produced
51.02	Fine or coarse animal hair, nor carded or combed	Production in which all the materials used are wholly produced
51.03	Waste of wool or of fine or coarse animal hair, including yarn waste but excluding garnetted stock	Production in which all the materials used are wholly produced
51.04	Garnetted stock of wool or of fine or coarse animal hair	Production in which all the materials used are wholly produced
51.05	Wool and fine or coarse animal hair, carded or combed (including combed wool in fragments)	Production in which all the materials used are wholly produced
51.06	Yarn of carded wool, not put up for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
51.07	Yarn of combed wool, not put up for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 51—*Cont'd.*

WOOL, FINE OR COARSE ANIMAL HAIR; HORSEHAIR, YARN AND WOVEN FABRIC—CONTINUED

Tariff Heading No.	Description	Criteria
51.08	Yarn of fine animal hair (carded or combed) not put up for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
51.09	Yarn of wool or of fine animal hair, put up for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading, except Headings 51.06 to 51.08
51.10	Yarn or coarse animal hair or of horsehair (including gimped horsehair yarn), whether or not put up for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
51.11	Woven fabrics of carded wool or of carded fine animal hair	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
51.12	Woven fabrics of combed wool or of combed fine animal hair	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 51—*Cont'd.*

WOOL, FINE OR COARSE ANIMAL HAIR; HORSEHAIR, YARN AND WOVEN FABRIC—CONTINUED

Tariff Heading No.	Description	Criteria
51.13	Woven fabrics of coarse animal hair or of horse-hair	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 52

COTTON

Tariff Heading No.	Description	Criteria
52.01	Cotton, not carded or combed	Production in which all the materials used are wholly produced
52.02	Cotton waste (including yarn waste and garnetted stock)	Production in which all the materials used are wholly produced
52.03	Cotton, carded or combed	Production in which all the materials used are wholly produced

CHAPTER 52—*Cont'd.*

## COTTON—CONTINUED

Tariff Heading No.	Description	Criteria
52.04	Cotton sewing thread, whether or not put up for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
52.05	Cotton yarn (other than sewing thread), containing 85% or more by weight of cotton, not put up for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
52.06	Cotton yarn (other than sewing thread), containing less than 85% by weight of cotton, not put up for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
52.07	Cotton yarn (other than sewing thread), put up for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading, excluding Headings 52.05 and 52.06
52.08	Woven fabrics of cotton, containing 85% or more by weight of cotton; weighing not more than 200 g/m <sup>2</sup>	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 52—*Cont'd.*

## COTTON—CONTINUED

Tariff Heading No.	Description	Criteria
52.09	Woven fabrics of cotton, containing 85% or more by weight of cotton; weighing more than 200 g/m <sup>2</sup>	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
52.10	Woven fabrics of cotton, containing less than 85% by weight of cotton; mixed mainly or solely with man-made fibres, weighing not more than 200 g/m <sup>2</sup>	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
52.11	Woven fabrics of cotton, containing less than 85% by weight of cotton; mixed mainly or solely with man-made fibres, weighing more than 200 g/m <sup>2</sup>	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
52.12	Other woven fabrics of cotton	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading



## CHAPTER 53

## OTHER VEGETABLE TEXTILE FIBRES; PAPER YARN AND WOVEN FABRICS OF PAPER YARN

Tariff Heading No.	Description	Criteria
53.01	Flax, raw or processed but not spun; flax tow and waste (including yarn waste and garnetted stock)	Production in which all the materials used are wholly produced
53.02	True hemp ( <i>Cannabis sativa, L</i> ), raw or processed but not spun; tow and waste of true hemp (including yarn waste and garnetted stock)	Production in which all the materials used are wholly produced
53.03	Jute and other textile bast fibres (excluding flax, true hemp and ramie), raw or processed but not spun; tow and waste of these fibres (including yarn waste and garnetted stock)	Production in which all the materials used are wholly produced
53.04	Sisal and other textile fibres of the genus "Agave", raw or processed but not spun, tow and waste of these fibres (including yarn waste and garnetted stock)	Production in which all the materials used are wholly produced
53.05	Coconut, abaca (Manila hemp or <i>Musa textilis</i> Nee) ramie and other vegetable textile fibres, not elsewhere specified or included, raw or processed but not spun; tow, noils and waste of these fibres (including yarn waste and garnetted stock)	Production in which all the materials used are wholly produced

CHAPTER 53—*Cont'd.*

## OTHER VEGETABLE TEXTILE FIBRES; PAPER YARN AND WOVEN FABRICS OF PAPER YARN—CONTINUED

Tariff Heading No.	Description	Criteria
53.06	Flax yarn	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
53.07	Yarn of jute or of other textile bast fibres of Heading No. 53.03	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
53.08	Yarn of other vegetable textile fibres, paper yarn	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
53.09	Woven fabrics of flax	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
53.10	Woven fabrics of jute or of other textile bast fibres of Heading No. 53.03	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 53—*Cont'd.*

OTHER VEGETABLE TEXTILE FIBRES; PAPER YARN AND WOVEN FABRICS OF PAPER YARN—CONTINUED

Tariff Heading No.	Description	Criteria
53.11	Woven fabrics of other vegetable textile fibres, woven fabrics of paper yarn	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 54

MAN-MADE FILAMENTS

Tariff Heading No.	Description	Criteria
54.01	Sewing thread of man-made filaments, whether or not put up for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
54.02	Synthetic filament yarn (other than sewing thread), not put up for retail sale, including synthetic monofilament of less than 67 decitex	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 54—*Cont'd.*

MAN-MADE FILAMENTS—CONTINUED

Tariff Heading No.	Description	Criteria
54.03	Artificial filament yarn (other than sewing thread), not put up for retail sale, including artificial monofilament of less than 67 decitex	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
54.04	Synthetic monofilament of 67 decitex or more and of which no cross-sectional dimension exceeds 1 mm; strip and the like (for example, artificial straw) of synthetic textile materials of an apparent width not exceeding 5 mm	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
54.05	Artificial monofilament of 67 decitex or more and of which no cross-sectional dimension exceeds 1 mm; strip and the like (for example, artificial straw) of artificial textile materials of an apparent width not exceeding 5 mm	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
54.06	Man-made filament yarn (other than sewing thread), put up for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading excluding materials from Headings 54.02 to 54.05

CHAPTER 54—*Cont'd.*

MAN-MADE FILAMENTS—CONTINUED

Tariff Heading No.	Description	Criteria
54.07	Woven fabrics of synthetic filament yarn, including woven fabrics obtained from materials of Heading No. 54.04	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
54.08	Woven fabrics of artificial filament yarn, including woven fabrics obtained from materials of Heading No. 54.05	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 55

MAN-MADE STAPLE FIBRES

Tariff Heading No.	Description	Criteria
55.01	Synthetic filament tow	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 55—*Cont'd.*

MAN-MADE STAPLE FIBRES—CONTINUED

Tariff Heading No.	Description	Criteria
55.02	Artificial filament tow	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
55.03	Synthetic staple fibres, not carded, combed or otherwise processed for spinning	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
55.04	Artificial staple fibres, not carded, combed or otherwise processed for spinning	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
55.05	Waste (including noils, yarn waste and garnetted stock) of man-made fibres	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 55—*Cont'd.*

MAN-MADE STAPLE FIBRES—CONTINUED

Tariff Heading No.	Description	Criteria
55.06	Synthetic staple fibres, carded, combed or otherwise processed for spinning	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
55.07	Artificial staple fibres, carded, combed or otherwise processed for spinning	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
55.08	Sewing thread of man-made staple fibres, whether or not put up for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
55.09	Yarn (other than sewing thread) of synthetic staple fibres, not put up for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
55.10	Yarn (other than sewing thread) of artificial staple fibres, not put up for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 55—*Cont'd.*

MAN-MADE STAPLE FIBRES—CONTINUED

Tariff Heading No.	Description	Criteria
55.11	Yarn (other than sewing thread) of man-made staple fibres, put up for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading, excluding materials from Headings 55.09 and 55.10
55.12	Woven fabrics of synthetic staple fibres, containing 85% or more by weight of synthetic staple fibres	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
55.13	Woven fabrics of synthetic staple fibres, containing less than 85% by weight of such fibres, mixed mainly or solely with cotton, of a weight not exceeding 170 g/m <sup>2</sup>	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
55.14	Woven fabrics of synthetic staple fibres, containing less than 85% by weight of such fibres, mixed mainly or solely with cotton, of a weight exceeding 170 g/m <sup>2</sup>	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
55.15	Other woven fabrics of synthetic staple fibres	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading



CHAPTER 55—*Cont'd.*

MAN-MADE STAPLE FIBRES—CONTINUED

Tariff Heading No.	Description	Criteria
55.16	Woven fabrics of artificial staple fibres	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 56

WADDING, FELT AND NONWOVENS; SPECIAL YARNS; TWINE, CORDAGE, ROPES AND CABLES AND ARTICLES THEREOF

Tariff Heading No.	Description	Criteria
56.01	Wadding of textile materials and articles thereof; textile fibres, not exceeding 5 mm in length (flock), textile dust and mill neps	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
56.02	Felt, whether or not impregnated, coated, covered or laminated	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 56—*Cont'd.*

WADDING, FELT AND NONWOVENS; SPECIAL YARNS; TWINE, CORDAGE, ROPES AND CABLES  
AND ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
56.03	Nonwovens, whether or not impregnated, coated, covered or laminated	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
56.04	Rubber thread and cord, textile covered; textile yarn, and strip and the like of Heading No. 54.04 or 54.05, impregnated, coated, coated or sheathes with rubber or plastics	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
56.05	Metallised yarn, whether or not gimped, being textile yarn, or strip or the like of Heading No. 54.04 or 54.05, combined with metal in the form of thread, strip or powder or covered with metal	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
56.06	Gimped yarn, and strip and the like of Heading No. 54.04 or 54.05, gimped (other than those of Heading No. 56.05) and gimped horse hair yarn (including flock chenille yarn); loop wale-yarn	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 56—*Cont'd.*

WADDING, FELT AND NONWOVENS; SPECIAL YARNS; TWINE, CORDAGE, ROPES AND CABLES  
AND ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
56.07	Twine, cordage, ropes and cables, whether or not plaited or braided and whether or not impregnated, coated, covered or sheathes with rubber or plastics	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
56.08	Knotted netting of twine, cordage or rope; made up fishing nets and other made up nets, of textile materials	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
56.09	Articles of yarn, strip or the like of Heading No. 54.04 or 54.05, twine, cordage, rope or cables, not elsewhere specified or included	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

## CHAPTER 57

## CARPETS AND OTHER TEXTILE FLOOR COVERINGS

Tariff Heading No.	Description	Criteria
57.01	Carpets and other textile floor covering, knotted, whether or not made up	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
57.02	Carpets and other textile floor coverings, woven, not tufted or flocked, whether or not made up, including "Kelem", "Schumacks", "Karamanie", and similar hand-woven rugs	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
57.03	Carpets and other textile floor coverings, tufted, whether or not made up	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
57.04	Carpets and other textile floor coverings, of felt, not tufted or flocked, whether or not made up	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
57.05	Other carpets and other textile floor coverings, whether or not made up	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 58

SPECIAL WOVEN FABRICS; TUFTED TEXTILE FABRICS; LACE; TAPESTRIES; TRIMMINGS;  
EMBROIDERY

Tariff Heading No.	Description	Criteria
58.01	Woven pile fabrics and chenille fabrics, other than fabrics of Heading No. 58.02 or 58.06	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
58.02	Terry towelling and similar woven terry fabrics, other than narrow fabrics of Heading No. 58.06; tufted textile fabrics, other than products of Heading No. 57.03	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
58.03	Gauze, other than narrow fabrics of Heading No. 58.06	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
58.04	Tulles and other net fabrics, not including woven, knitted or crocheted fabrics; lace in the piece, in strips or in motifs, other than fabrics of Heading No. 60.02	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 58—*Cont'd.*

SPECIAL WOVEN FABRICS; TUFTED TEXTILE FABRICS; LACE; TAPESTRIES; TRIMMINGS;  
EMBROIDERY—CONTINUED

Tariff Heading No.	Description	Criteria
58.05	Hand-woven tapestries of the type Gobelins, Flanders Aubusson, Beauvais and the like, and needle-worked tapestries (for example, petit point, cross stitch, whether or not made up	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
58.06	Narrow woven fabrics, other than goods of Heading No. 58.07; narrow fabrics consisting of warp without weft assembled by means of an adhesive (bolducs)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
58.07	Labels, badges and similar article of textile materials, in the piece, in strips or cut to shape or size, not embroidered	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
58.08	Braids in the piece; ornamental trimmings in the piece, without embroidery, other than knitted or crocheted; tassels, pompons and similar articles	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 58—*Cont'd.*

SPECIAL WOVEN FABRICS; TUFTED TEXTILE FABRICS; LACE; TAPESTRIES; TRIMMINGS;  
EMBROIDERY—CONTINUED

Tariff Heading No.	Description	Criteria
58.09	Woven fabrics of wool thread and woven fabrics of metallised yarn of Heading No. 56.05 of a kind used in apparel, as furnishing fabrics for similar purposes, not elsewhere specified or included	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
58.10	Embroidery in the piece, in strips or in motifs	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
58.11	Quilted textile products in the piece, composed of one or more layers of textile materials assembled with padding by stitching or otherwise, other than embroidery of Heading No. 58.10	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 59

IMPREGNATED, COATED, COVERED OR LAMINATED TEXTILE FABRICS; TEXTILE ARTICLES OF A KIND SUITABLE FOR INDUSTRIAL USE

Tariff Heading No.	Description	Criteria
59.01	Textile fabrics coated with gum or amylaceous substances, of a kind used for the outer covers of books or the like; tracing cloth; prepared painting canvas; buckram and similar stiffened textile fabrics of a kind used for hat foundations	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
59.02	Tyre cord fabric of high tenacity yarn of nylon or other polyamides, polyesters or viscose rayon	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
59.03	Textile fabrics impregnated, coated, covered or laminated with plastics, other than those of Heading No. 59.02	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
59.04	Linoleum, whether or not cut to shape; floor coverings consisting of a coating of covering applied on a textile backing, whether or not cut to shape	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading



CHAPTER 59—*Cont'd.*

IMPREGNATED, COATED, COVERED OR LAMINATED TEXTILE FABRICS; TEXTILE ARTICLES OF A KIND SUITABLE FOR INDUSTRIAL USE—CONTINUED

Tariff Heading No.	Description	Criteria
59.05	Textile wall coverings	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
59.06	Rubberised textile fabrics, other than those of Heading No. 59.02	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
59.07	Textile fabrics otherwise impregnated, coated or covered; painted canvas being theatrical scenery, studio back-cloth or the like	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
59.08	Textile wicks, woven, plaited or knitted, for lamps, stoves, lighters, candles or the like; incandescent gas mantles and tubular knitted gas mantel fabric therefor, whether or not impregnated	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 59—*Cont'd.*

IMPREGNATED, COATED, COVERED OR LAMINATED TEXTILE FABRICS; TEXTILE ARTICLES OF A KIND SUITABLE FOR INDUSTRIAL USE—CONTINUED

Tariff Heading No.	Description	Criteria
59.09	Textile hosepiping and similar textile tubing, with or without lining, armour or accessories of other materials	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
59.10	Transmission or conveyor belts or belting, of textile materials, whether or not impregnated, coated, covered or laminated with plastics, or reinforced with metal or other material	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
59.11	Textile products and articles for technical uses, specified in Note 7 to this Chapter	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

## CHAPTER 60

## KNITTED OR CROCHETED FABRICS

Tariff Heading No.	Description	Criteria
60.01	Pile fabrics, including "long pile" fabrics and terry fabrics, knitted or crocheted	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
60.02	Other knitted or crocheted fabrics	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter

## CHAPTER 61

## ARTICLES OF APPAREL AND CLOTHING ACCESSORIES, KNITTED OR CROCHETED

Tariff Heading No.	Description	Criteria
Chapter 61	Articles of apparel and clothing accessories, knitted or crocheted	Production from non-originating yarn

CHAPTER 62

ARTICLES OF APPAREL AND CLOTHING ACCESSORIES, NOT KNITTED OR CROCHETED

In accordance with the Protocol Implementing the Agreement Establishing the Free Trade Area between the Caribbean Community and the Dominican Republic, the Joint Council is charged with developing criteria which would be applied to these goods under the Rules of Origin.

CHAPTER 63

OTHER MADE UP TEXTILE ARTICLES; SETS; WORN CLOTHING AND WORN TEXTILES ARTICLES;  
RAGS

Tariff Heading No.	Description	Criteria
Chapter 63	Other made up textile articles; sets; worn clothing and worn textiles articles; rags	Production from non-originating yarn

CHAPTER 64

FOOTWEAR, GAITERS AND THE LIKE; PARTS OF SUCH ARTICLES

Tariff Heading No.	Description	Criteria
64.01	Waterproof footwear with outer soles and uppers of rubber or of plastics, the uppers of which are neither fixed to the sole nor assembled by stitching, riveting, nailing, screwing, plugging or similar processes	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading other than sub-heading 6406.10
64.02	Other footwear with outer soles and uppers of rubber or plastics	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading other than sub-heading 6406.10
64.03	Footwear with outer soles of rubber, plastics, leather or composition leather and uppers of leather	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading other than sub-heading 6406.10
64.04	Footwear with outer soles of rubber, plastics, leather or composition leather and uppers of textile materials	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading other than sub-heading 6406.10

CHAPTER 64—*Cont'd.*

FOOTWEAR, GAITERS AND THE LIKE; PARTS OF SUCH ARTICLES—CONTINUED

Tariff Heading No.	Description	Criteria
64.05	Other footwear	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading other than sub-heading 6406.10
64.06	Parts of footwear (including uppers whether or not attached to soles other than outer soles); removable in-soles, heel cushions and similar articles; gaiters, leggings and similar articles, and parts thereof	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter

CHAPTER 65

HEADGEAR AND PARTS THEREOF

Tariff Heading No.	Description	Criteria
65.01	Hats-forms, hat bodies and hoods of felt, neither blocked to shape nor with made brims plateaux and manchons (including slit machons), of felt	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 65—*Cont'd.*

HEADGEAR AND PARTS THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
65.02	Hats-shapes, plaited or made by assembling strips of any material neither blocked to shape, nor with made brims, nor lined, nor trimmed	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
65.03	Felt hats and other felt headgear, made from the hat bodies, hoods or plateaux of Heading No. 65.01, whether or not lined or trimmed	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
65.04	Hats and other headgear, plaited or made by assembling strips of any material, whether or not lined or trimmed	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
65.05	Hats and other headgear, knitted or crocheted, or made up from lace, felt or other textile fabric, in the piece (but not in strips), whether or not lined or trimmed; hair-nets of any material, whether or not lined or trimmed	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 65—*Cont'd.*

HEADGEAR AND PARTS THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
65.06	Other headgear, whether or not lined or trimmed	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
65.07	Head-bands, linings, covers, hat foundations, hat frames, peaks and chinstraps, for headgear	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 66

UMBRELLAS, SUN UMBRELLAS, WALKING-STICKS, SEAT-STICKS, WHIPS, RIDING-CROPS AND PARTS THEREOF

Tariff Heading No.	Description	Criteria
66.01	Umbrellas and sun umbrellas (including walking-stick umbrellas, garden umbrellas and similar umbrellas)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading



CHAPTER 66—*Cont'd.*

UMBRELLAS, SUN UMBRELLAS, WALKING-STICKS, SEAT-STICKS, WHIPS, RIDING-CROPS AND PARTS THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
66.02	Walking-sticks, seat-sticks, whips, riding-crops and the like	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
66.03	Parts, trimming and accessories of articles of Heading No. 66.01 or 66.02	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 67

PREPARED FEATHERS AND DOWN AND ARTICLES MADE OF FEATHERS OR OF DOWN; ARTIFICIAL FLOWERS; ARTICLES OF HUMAN HAIR

Tariff Heading No.	Description	Criteria
67.01	Skins and other parts of birds with their feathers or down, feathers, part of feathers, down and articles thereof (other than goods of Heading No. 05.05 and worked quills and scapes)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 67—*Cont'd.*

PREPARED FEATHERS AND DOWN AND ARTICLES MADE OF FEATHERS OR OF DOWN; ARTIFICIAL FLOWERS; ARTICLES OF HUMAN HAIR—CONTINUED

Tariff Heading No.	Description	Criteria
67.02	Artificial flowers, foliage and fruit and part thereof; articles made of artificial flowers, foliage or fruit	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
67.03	Human hair dressed, thinned, bleached or otherwise worked; wool or other animal hair or other textile materials, prepared for use in making wigs or the like	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
67.04	Wigs, false beards, eyebrows and eye-lashes, switches and the like, of human or animal hair or of textile materials; articles of human hair not elsewhere specified or included	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 68

ARTICLES OF STONE, PLASTER, CEMENT, ASBESTOS, MICA OR SIMILAR MATERIALS

Tariff Heading No.	Description	Criteria
68.01	Setts, curbstones and flagstones, of natural stone (except slate)	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
68.02	Worked monumental or building stone (except slate) and articles thereof, other than goods of Heading No. 68.01; mosaic cubes and the like, of natural stone (including slate)	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
68.03	Worked slate and articles of slate or of agglomerated slate	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
68.04	Millstones, grindstones, grinding wheels and the like, without frame-works, for grinding, sharpening, polishing, trueing or cutting, hand sharpening or polishing stones, and parts thereof, of natural stone, of agglomerated natural or artificial abrasives, or of ceramics, with or without parts of other materials	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter

CHAPTER 68—*Cont'd.*

ARTICLES OF STONE, PLASTER, CEMENT, ASBESTOS, MICA OR SIMILAR MATERIALS—CONTINUED

Tariff Heading No.	Description	Criteria
68.05	Natural or artificial abrasive powder or grain, on a base of textile material, of paper, of paperboard or of other materials, whether or not cut to shape or sewn or otherwise made up	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
68.06	Slag wool, rock wool and similar mineral wools; exfoliated vermiculite, expanded clays, foamed slag and similar expanded mineral materials; mixtures and articles of head-insulating, sound-insulating or sound-absorbing mineral materials, other than those of Heading No. 68.11 or 68.12 or of Chapter 69	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
68.07	Articles of asphalt or of similar material (for example, petroleum bitumen or coal tar pitch)	Production from originating materials of Headings 27.08, 27.13, 27.14 or 27.15
68.08	Panels, boards, tiles, blocks and similar articles of vegetable fibre, of straw or of shavings, chips, particles, sawdust or other waste, of wood, agglomerated with cement, plaster or other mineral binders	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter

CHAPTER 68—*Cont'd.*

ARTICLES OF STONE, PLASTER, CEMENT, ASBESTOS, MICA OR SIMILAR MATERIALS—CONTINUED

Tariff Heading No.	Description	Criteria
68.09	Articles of plaster or of compositions based on plaster	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
68.10	Articles of cement, of concrete or of artificial stone, whether or not reinforced	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
68.11	Articles of asbestos-cement, of cellulose fibre-cement or the like	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
6812.10	Fabricated asbestos fibres; mixtures with a basis of asbestos or with a basis of asbestos and magnesium carbonate	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 68—*Cont'd.*

ARTICLES OF STONE, PLASTER, CEMENT, ASBESTOS, MICA OR SIMILAR MATERIALS—CONTINUED

Tariff Heading No.	Description	Criteria
6812.20	Yarn and thread	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
6812.30	Cords and string, whether or not plaited	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
6812.40	Woven or knitted fabric	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
6812.50	Clothing; clothing accessories, footwear and headgear	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product

CHAPTER 68—*Cont'd.*

ARTICLES OF STONE, PLASTER, CEMENT, ASBESTOS, MICA OR SIMILAR MATERIALS—CONTINUED

Tariff Heading No.	Description	Criteria
6812.60	Paper, millboard and felt	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
6812.70	Compressed asbestos fibre jointing, in sheets or rolls	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
6812.90	Other	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
68.13	Friction material and articles thereof (for example, sheets, rolls, strips, segments, discs, washers, pads), not mounted, for brakes, for clutches or the like, with a basis of asbestos, of other material substances or of cellulose, whether or not combined with textile or other materials	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 68—*Cont'd.*

ARTICLES OF STONE, PLASTER, CEMENT, ASBESTOS, MICA OR SIMILAR MATERIALS—CONTINUED

Tariff Heading No.	Description	Criteria
68.14	Worked mica and articles of mica, including agglomerated or reconstituted mica, whether or not on a support of paper, paperboard or other materials	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
68.15	Articles of stone or of other mineral substances (including carbon fibres, articles of carbon fibres and articles of peat), not elsewhere specified or included	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter

CHAPTER 69

CERAMIC PRODUCTS

Tariff Heading No.	Description	Criteria
69.01	Bricks, blocks, tiles and other ceramic goods of siliceous fossil meals (for example, kieselguhr, tripolite or diatomite) or of similar siliceous earths	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter



CHAPTER 69—*Cont'd.*

CERAMIC PRODUCTS—CONTINUED

Tariff Heading No.	Description	Criteria
69.02	Refractory bricks, blocks, tiles and similar refractory ceramic constructional goods, other than those of siliceous fossil meals or similar siliceous earths	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
69.03	Other refractory ceramic goods (for example, retorts, crucibles, muffles, nozzles, plugs, supports, cupels, tubes, pipes, sheaths and rods), other than those of siliceous fossil meals or of similar siliceous earths	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
69.04	Ceramic building bricks, flooring blocks, support or filler tiles and the like	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
69.05	Roofing tiles, chimney-pots, cowls, chimney liners, architectural ornaments and other ceramic constructional goods	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter

CHAPTER 69—*Cont'd.*

CERAMIC PRODUCTS—CONTINUED

Tariff Heading No.	Description	Criteria
69.06	Ceramic pipes, conduits, guttering and pipes fittings	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
69.07	Unglazed ceramic flags and paving, hearth or wall tiles, unglazed ceramic mosaic cubes and the like, whether or not on a backing	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
69.08	Glazed ceramic flags and paving, hearth or wall tiles; glazed ceramic mosaic cubes and the like, whether or not on a backing	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
69.09	Ceramic wares for laboratory, chemical or other technical uses; ceramic troughs, tubs and similar receptacles of a kind used in agriculture; ceramic pots, jars and similar articles of a kind used for the conveyance or packing of goods	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter

CHAPTER 69—*Cont'd.*

CERAMIC PRODUCTS—CONTINUED

Tariff Heading No.	Description	Criteria
69.10	Ceramic sinks, wash basins, wash basin pedestals, baths, bidets, water closet pans, flushing cisterns, urinals and similar sanitary fixtures	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
69.11	Tableware, kitchenware, other household articles and toilet articles, of porcelain or china	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
69.12	Ceramic tableware, kitchenware, other household articles and toilet articles, other than porcelain or china	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
69.13	Statuettes and other ornamental ceramic articles	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter
69.14	Other ceramic articles	Production in which all the non-originating materials used are classified in Chapters of the Harmonised Commodity Description and Coding System different from this Chapter

CHAPTER 70  
GLASS AND GLASSWARE

Tariff Heading No.	Description	Criteria
70.01	Cullet and other waste and scrap of glass; glass in the mass	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
70.02	Glass in balls (other than microspheres of heading No. 70.18), rods or tubes, unworked	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
70.03	Cast glass and rolled glass, in sheets or profiles, whether or not having an absorbent, reflecting or non-reflecting layer, but not otherwise worked	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
70.04	Drawn glass and blown glass, in sheet, whether or not having an absorbent, reflecting or non-reflecting layer, but not otherwise worked	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
70.05	Float glass and surface ground or polished glass, in sheets, whether or not having an absorbent, reflecting or non-reflecting layer, but not otherwise worked	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 70—*Cont'd.*

GLASS AND GLASSWARE—CONTINUED

Tariff Heading No.	Description	Criteria
70.06	Glass of heading No. 70.03, 70.04 or 70.05, bent, edge-worked, engraved, drilled, enamelled or otherwise worked, but not framed or fitted with other materials	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
70.07	Safety glass, consisting of toughened (tempered) or laminated	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
70.08	Multiple-walled insulating units of glass	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
70.09	Glass mirrors, whether or not framed, including rearview mirrors	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
70.10	Carboys, bottles, flasks, jars, pots, phials	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 70—*Cont'd.*

GLASS AND GLASSWARE—CONTINUED

Tariff Heading No.	Description	Criteria
70.11	Glass envelopes (including bulbs and tubes), open, and glass parts thereof, without fittings, for electric lamps, cathode-ray tubes or the like	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
70.12	Glass inners for vacuum flasks or for other vacuum vessels	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
70.13	Glassware of a kind used for table, kitchen, toilet, office, indoor decoration or similar purposes (other than that of heading No. 70.10 or 70.18)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
70.14	Signalling glassware and optical elements of glass (other than those of heading No. 70.15), not optically worked	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
70.15	Clock or watch glasses and similar glasses, glasses for non-corrective or corrective spectacles, curved, bent, hollowed for the like, not optically worked; hollow glass spheres and their segments, for the manufacture of such glasses	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 70—*Cont'd.*

GLASS AND GLASSWARE—CONTINUED

Tariff Heading No.	Description	Criteria
70.16	Paving blocks, slabs, bricks, squares, tiles and other articles of pressed or moulded glass, whether or not wired, of a kind used for building or construction purposes; glass cubes and other glass smallwares, whether or not on a backing, for mosaics or similar decorative purposes; leaded lights and the like; multicellular or foam glass in blocks, panels, plates, shells or similar forms	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
70.17	Laboratory, hygienic or pharmaceutical glassware, whether or not graduated or calibrated	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
70.18	Glass beads, imitation pearls, imitation precious or semi-precious stones and similar glass smallwares, and articles thereof other than imitation jewellery; glass eye other than prosthetic articles; statuettes and other ornaments of lamp-worked glass, other than imitation jewellery; glass microspheres not exceeding 1 mm in diameter	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 70—*Cont'd.*

GLASS AND GLASSWARE—CONTINUED

Tariff Heading No.	Description	Criteria
70.19	Glass fibres (including glass wool) and articles thereof (for example, yarn, woven fabrics)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
70.20	Other articles of glass	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 71

NATURAL OR CULTURED PEARLS, PRECIOUS OR SEMI-PRECIOUS STONES, PRECIOUS METALS, METALS CLAD WITH PRECIOUS METAL, AND ARTICLES THEREOF; IMITATION JEWELLERY; COIN

Tariff Heading No.	Description	Criteria
71.01	Pearls, natural or cultured, whether or not worked or graded but not strung, mounted or set; pearls, natural or cultured, temporarily strung for convenience of transport	Production in which all the materials used are wholly produced



CHAPTER 71—*Cont'd.*

NATURAL OR CULTURED PEARLS, PRECIOUS OR SEMI-PRECIOUS STONES, PRECIOUS METALS, METALS CLAD WITH PRECIOUS METAL, AND ARTICLES THEREOF; IMITATION JEWELLERY; COIN—CONTINUED

Tariff Heading No.	Description	Criteria
71.02	Diamonds, whether or not worked, but not mounted or set	Production in which all the materials used are wholly produced
71.03	Precious stones (other than diamonds) and semi-precious stones, whether or not worked or graded but not strung, mounted or set; ungraded precious stones (other than diamonds) and semi-precious stones, temporarily strung for convenience of transport	Production in which all the materials used are wholly produced
71.04	Synthetic reconstructed precious or semi-precious stones, whether or not worked or graded but not strung, mounted or set; ungraded synthetic or reconstructed precious or semi-precious stones, temporarily strung for convenience of transport	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
71.05	Dust and powder of natural or synthetic precious or semi-precious stones	Production in which all the materials used are wholly produced

CHAPTER 71—*Cont'd.*

NATURAL OR CULTURED PEARLS, PRECIOUS OR SEMI-PRECIOUS STONES, PRECIOUS METALS,  
METALS CLAD WITH PRECIOUS METAL, AND ARTICLES THEREOF; IMITATION JEWELLERY;  
COIN—CONTINUED

Tariff Heading No.	Description	Criteria
71.06	Silver (including silver plated with gold or platinum), unwrought or in semi-manufactured forms, or in powder form	Production in which all the materials used are wholly produced
71.07	Base metals clad with silver, not further worked than semi-manufactured	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
71.08	Gold (including gold plated with platinum), unwrought or in semi-manufactured forms, or in powder form	Production in which all the materials used are wholly produced
71.09	Base metals or silver, clad with gold, not further worked than semi-manufactured	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
71.10	Platinum, unwrought or in semi-manufactured forms, or in powder form	Production in which all the materials used are wholly produced

CHAPTER 71—*Cont'd.*

NATURAL OR CULTURED PEARLS, PRECIOUS OR SEMI-PRECIOUS STONES, PRECIOUS METALS, METALS CLAD WITH PRECIOUS METAL, AND ARTICLES THEREOF; IMITATION JEWELLERY; COIN—CONTINUED

Tariff Heading No.	Description	Criteria
71.11	Base metals, silver or gold, clad with platinum, not further worked than semi-manufactured	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
71.12	Waste and scrap of precious metal or of metal clad with precious metal, other waste and scrap containing precious metal or precious metal compounds, of a kind used principally for the recovery of precious metal	Production in which all the materials used are wholly produced
71.13	Articles of jewellery and parts thereof, of precious metal or of metal clad with precious metal	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
71.14	Articles of goldsmiths' or silversmiths' wares and parts thereof, of precious metal or of metal clad with precious metal	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 71—*Cont'd.*

NATURAL OR CULTURED PEARLS, PRECIOUS OR SEMI-PRECIOUS STONES, PRECIOUS METALS, METALS CLAD WITH PRECIOUS METAL, AND ARTICLES THEREOF; IMITATION JEWELLERY; COIN—CONTINUED

Tariff Heading No.	Description	Criteria
71.15	Other articles of precious metal or of metal clad with precious metal	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
71.16	Articles of natural or cultured pearls, precious or semi-precious stones (natural, synthetic or reconstructed)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
71.17	Imitation jewellery	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
71.18	Coin	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 72  
IRON AND STEEL

Tariff Heading No.	Description	Criteria
72.01	Pig iron and spiegeleisen in pigs, blocks or other primary forms	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
72.02	Ferro-alloys	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
72.03	Ferrous products obtained by direct reduction of iron ore and other spongy ferrous products, in lumps, pellets or similar forms; iron having a minimum purity by weight of 99.94%, in lumps, pellets or similar forms	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
72.04	Ferrous waste and scrap; remelting scrap ingots of iron or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 72—*Cont'd.*

IRON AND STEEL—CONTINUED

Tariff Heading No.	Description	Criteria
72.05	Granules and powders, of pig iron, spiegeleisen, iron or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading, except Heading 72.04
72.06	Iron and non-alloy steel in ingots or other primary forms (excluding iron of heading No. 72.03)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
Ex 72.07	Billets of non-alloy steel	Production from originating materials of Heading 72.03 or non-originating materials of Heading 72.04
Ex 72.07	Semi-finished products of iron or non-alloy steel—other than billets of steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 72—Cont'd.

IRON AND STEEL—CONTINUED

Tariff Heading No.	Description	Criteria
72.08	Flat-rolled products of iron or non-alloy steel, of a width of 600 mm or more, hot-rolled, not clad, plated or coated	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
72.09	Flat-rolled products of iron or non-alloy steel, of a width of 600 mm or more, cold-rolled (cold-reduced), not clad, plated or coated	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
Ex 72.10	Sheets of non-alloy steel, clad, plated or coated	Production from non-originating materials of any Heading including 72.10
Ex 72.10	Sheets of iron, clad, plated or coated	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 72—*Cont'd.*

IRON AND STEEL—CONTINUED

Tariff Heading No.	Description	Criteria
72.11	Flat-rolled products of iron or non-alloy steel, of a width of less than 600 mm, not clad, plated or coated	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading, excluding Headings 72.08 and 72.09
Ex 72.12	Sheets of non-alloy steel clad, plated or coated	Production from materials of any heading including 72.12
Ex 72.12	Sheets of iron clad, plated or coated	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
Ex 72.13	Bars and rods, hot-rolled in irregularly wound coils of iron, other than bars and rods, of non-alloy steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading



CHAPTER 72—*Cont'd.*

IRON AND STEEL—CONTINUED

Tariff Heading No.	Description	Criteria
Ex 72.13	Bars and rods, hot-rolled in irregularly wound coils, of non-alloy steel	Produced from originating materials of Heading 72.03 or from non-originating materials of Heading 72.04
Ex 72.14	Other bars and rods of non-alloy steel, not further worked than forged, hot-rolled, hot-drawn or hot-extruded, but including those twisted after rolling	Production from originating materials of Heading 72.03 or non-originating materials of Heading 72.04
Ex 72.14	Other bars and rods of iron, not further worked than forged, hot-rolled, hot-drawn or hot-extruded, but including those twisted after rolling	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
Ex 72.15	Other bars and rods of non-alloy steel	Production from originating materials of Heading 72.03 or non-originating materials of Heading 72.04
Ex 72.15	Other bars and rods of iron	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 72—Cont'd.

IRON AND STEEL—CONTINUED

Tariff Heading No.	Description	Criteria
Ex 72.16	Angles, shapes and sections of non-alloy steel	Production from originating materials of Heading 72.03 or non-originating materials of Heading 72.04
Ex 72.16	Angles, shapes and sections of iron	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
Ex 72.17	Wire, whether or not coated but not insulated, of non-alloy steel	Production from originating materials of Heading 72.03 or non-originating materials of Heading 72.04
Ex 72.17	Wire of iron, and wire of non-alloy steel, plated or insulated	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
72.18	Stainless steel in ingots or other primary forms; semi-finished products of stainless steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 72—*Cont'd.*

IRON AND STEEL—CONTINUED

Tariff Heading No.	Description	Criteria
72.19	Flat-rolled products of stainless steel, of a width of 600 mm or more	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
72.20	Flat-rolled products of stainless steel, of a width of less than 600 mm	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading excluding Heading 72.19
72.21	Bars and rods, hot-rolled, in irregularly wound coils, of stainless steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
72.22	Other bars and rods of stainless steel; angles, shapes and sections of stainless steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
72.23	Wire of stainless steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 72—*Cont'd.*

IRON AND STEEL—CONTINUED

Tariff Heading No.	Description	Criteria
72.24	Other alloy steel in ingots or other primary forms; semi-finished products of other alloy steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
72.25	Flat-rolled products of other alloy steel, of a width of 600 mm or more	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
72.26	Flat-rolled products of other alloy steel, of a width of less than 600 mm	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading excluding Heading 72.25
72.27	Bars and rods, hot-rolled, in irregularly wound coils, of other alloy steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
72.28	Other bars and rods of other alloy steel; angles, shapes and sections, of other alloy steel; hollow drill bars and rods, of alloy or non-alloy steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 72—*Cont'd.*

IRON AND STEEL—CONTINUED

Tariff Heading No.	Description	Criteria
72.29	Wire of other alloy steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 73

ARTICLES OF IRON OR STEEL

Tariff Heading No.	Description	Criteria
73.01	Sheet piling of iron or steel, whether or not drilled, punched or made from assembled elements; welded angles, shapes and sections, of iron or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
73.02	Railway or tramway tract construction material of iron or steel, the following: rails, check-rails and rack rails, switch blades, crossing frogs, point rods and other crossing pieces, sleepers (cross-ties), fish plates (base plates), rail clips, bedplates, ties and other material specialised for jointing or fixing rails	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 73—*Cont'd.*

ARTICLES OF IRON OR STEEL—CONTINUED

Tariff Heading No.	Description	Criteria
73.03	Tubes, pipes and hollow profiles, of cast iron	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
73.04	Tubes, pipes and hollow profiles, seamless, of iron (other than cast iron) or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
73.05	Other tubes and pipes (for example, welded, riveted or similarly closed), having circular cross-sections, the external diameter of which exceeds 406.4 mm, of iron or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
73.06	Other tubes, pipes and hollow profiles (for example, open seam or welded, riveted or similarly closed), of iron or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
73.07	Tube or pipe fittings (for example, couplings, elbows, sleeves), of iron or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 73—*Cont'd.*

ARTICLES OF IRON OR STEEL—CONTINUED

Tariff Heading No.	Description	Criteria
73.08	Structures (excluding prefabricated buildings of Heading No. 94.06) and part of structures (for example, bridges and bridge-sections, lock-gates, towers, lattice masts, roofs, roofing frame-works, doors and windows and their frames and thresholds for door, shutters, balustrades, pillars and columns), of iron or steel; plates, rods, angles, shapes, sections, tubes and the like, prepared for use in structures, of iron or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
73.09	Reservoirs, tanks, vats and similar containers for any material (other than compressed or liquefied gas), of iron or steel, of a capacity exceeding 300 litres, whether or not lined or heat-insulated, but not fitted with mechanical or thermal equipment	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
73.10	Tanks, casks, drums, cans, boxes and similar containers, for any material (other than compressed or liquefied gas), of iron or steel, of a capacity not exceeding 300 litres, whether or not lined or heat-insulated, but not fitted with mechanical or thermal equipment	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 73—*Cont'd.*

ARTICLES OF IRON OR STEEL—CONTINUED

Tariff Heading No.	Description	Criteria
73.11	Containers for compressed or liquefied gas, of iron or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
Ex 73.12	Stranded wire, ropes, cables, plaited bands, slings and the like, of steel, not electrically insulated	Production from originating materials of Heading 72.03 and of non-originating materials of Heading 72.04
Ex 73.12	Stranded wire, ropes, cables, plaited bands, slings and the like, of iron, not electrically insulated	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
73.13	Barbed wire of iron or steel; twisted, hoop or single flat wire, barbed or not, and loosely twisted double wire, of a kind used for fencing, of iron or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
Ex 73.14	Cloth (including endless bands), grill, netting and fencing of non-alloy steel wire (excluding PVC-coated galvanised wire mesh)	Production from originating materials of Heading 72.03 or non-originating materials of Heading 72.04



CHAPTER 73—*Cont'd.*

ARTICLES OF IRON OR STEEL—CONTINUED

Tariff Heading No.	Description	Criteria
Ex 73.14	Cloth (including endless bands), grill, netting and fencing of iron, expanded wire of iron or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
73.15	Chain and parts thereof, of iron or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
73.16	Anchors, grapnels and parts thereof, of iron or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
73.17	Nails, tacks, drawing pins, corrugated nails, staples (other than those of Heading No. 83.05) and similar articles, of iron or steel, whether or not with heads of other material, but excluding such articles with heads of copper	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 73—*Cont'd.*

ARTICLES OF IRON OR STEEL—CONTINUED

Tariff Heading No.	Description	Criteria
73.18	Screws, bolts, nuts, coach-screws, screw hooks, rivets, cotters, cotter-pins, washers (including spring washers) and similar articles, of iron or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
73.19	Sewing needles, knitting needles, bodkins, crochet hooks, embroidery stiletos and similar articles, for use in the hand, of iron or steel; safety pins and other pins of iron or steel, not elsewhere specified or included	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
73.20	Springs and leaves for springs, of iron or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
73.21	Stoves, ranges, grates, cookers (including those with subsidiary boilers for central heating), barbecues, braziers, gas-rings, plate warmers and similar non-electric domestic appliances, and parts thereof, of iron or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 73—*Cont'd.*

ARTICLES OF IRON OR STEEL—CONTINUED

Tariff Heading No.	Description	Criteria
73.22	Radiators for central heating, not electrically heated, and parts thereof, of iron or steel; air heaters and hot air distributors (including distributors which can also distribute fresh or conditioned air), not electrically heated, incorporating a motor-driven fan or blower, and parts thereof, of iron or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
73.23	Table, kitchen or other household articles and parts thereof, of iron or steel; iron or steel wool; pot scourers and scouring or polishing pads, gloves and the like, of iron or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
73.24	Sanitary ware and parts thereof, of iron or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
73.25	Other cast articles of iron or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 73—*Cont'd.*

ARTICLES OF IRON OR STEEL—CONTINUED

Tariff Heading No.	Description	Criteria
73.26	Other articles of iron or steel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 74

COPPER AND ARTICLES THEREOF

Tariff Heading No.	Description	Criteria
74.01	Copper matters; cement copper (precipitated copper)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
74.02	Unrefined copper; copper anodes for electrolytic refining	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
74.03	Refined copper and copper alloys, unwrought	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
74.04	Copper waste and scrap	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
74.05	Master alloys of copper	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

## CHAPTER 74

## COPPER AND ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
74.06	Copper powders and flakes	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
74.07	Copper bars, rods and profiles	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
74.08	Copper wire	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
74.09	Copper plates, sheets and strip, of a thickness exceeding 0.15 mm	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
74.10	Copper foil (whether or not printed or backed with paper, paperboard, plastics or similar backing materials) of a thickness (excluding any backing) not exceeding 0.15 mm	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 74

COPPER AND ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
74.11	Copper tubes and pipes	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
74.12	Copper tubes or pipe fittings (for example, couplings, elbows, sleeves)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
74.13	Stranded wire, cables, plaited bands and the like, of copper not electrically insulated	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
74.14	Cloth (including endless bands), grill and netting, of copper wire; expanded metal of copper	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
74.15	Nails, tacks, drawing pins, staples (other than those of Heading No. 83.05) and similar articles of copper or of iron or steel with heads of copper screws, bolts, nuts, screw hooks, rivets, cotters, cotter-pins, washers (including spring washers) and similar articles, of copper	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 74

COPPER AND ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
74.16	Copper springs	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
74.17	Cooking or heating apparatus of a kind used for domestic purposes, non-electric, and parts thereof, of copper	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
74.18	Table, kitchen or other household articles and parts thereof, of copper; pot scourers and scouring or polishing pads, gloves and the like, of copper, sanitary ware and parts thereof, of copper	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
74.19	Other articles of copper	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading



## CHAPTER 75

## NICKEL AND ARTICLES THEREOF

Tariff Heading No.	Description	Criteria
75.01	Nickel mattes, nickel oxide sinters and other intermediate products of nickel metallurgy	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
75.02	Unwrought nickel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
75.03	Nickel waste and scrap	Production in which all the materials used are wholly produced
75.04	Nickel powders and flakes	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
75.05	Nickel bars, rods, profiles and wire	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 75

NICKEL AND ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
75.06	Nickel plates, sheets, strip and foil	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
75.07	Nickel tubes, pipes and tube or pipe fittings (for example, couplings, elbows, sleeves)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
75.08	Other articles of nickel	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 76

ALUMINIUM AND ARTICLES THEREOF

Tariff Heading No.	Description	Criteria
76.01	Unwrought aluminium	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
76.02	Aluminium waste and scrap	Production in which all the materials used are wholly produced
76.03	Aluminium powders and flake	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
76.04	Aluminium bars, rods and profiles	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
76.05	Aluminium wire	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 76

ALUMINIUM AND ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
76.06	Aluminium plates, sheets and strip, of a thickness exceeding 0.2 mm	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
76.07	Aluminium foil (whether or not printed or backed with paper, paperboard, plastics or similar backing materials) of a thickness (excluding any backing) not exceeding 0.2 mm	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
76.08	Aluminium tubes and pipes	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
76.09	Aluminium tube or pipe fittings (for example, couplings, elbows, sleeves)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 76

ALUMINIUM AND ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
76.10	Aluminium structures (excluding prefabricated buildings of Heading No. 94.06, and parts of structures (for example, bridges and bridge-sections, towers, lattice masts, roofs, roofing frameworks, doors and windows and their frames and thresholds for doors, balustrades, pillars and columns); aluminium plates, rods, profiles, tubes and the like, prepared for use in structures	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
76.11	Aluminium reservoirs, tanks, vats and similar containers, for any material (other than compressed or liquefied gas), of a capacity exceeding 300 l whether or not lined or heat-insulated, but not fitted with mechanical or thermal equipment	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
76.12	Aluminium casks, drums, cans, boxes and similar containers (including rigid or collapsible tubular containers), for any material (other than compressed or liquefied gas), of a capacity not exceeding 300 l, whether or not fitted with mechanical or thermal equipment	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 76

ALUMINIUM AND ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
76.13	Aluminium containers for compressed or liquefied gas	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
76.14	Stranded wire, cables, plaited bands and the like, of aluminium, not electrically insulated	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
76.15	Table, kitchen or other household articles and parts thereof, of aluminium; pot scourers and scouring or polishing pads, gloves and the like, of aluminium; sanitary ware and parts thereof, of aluminium	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
76.16	Other articles of aluminium	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 77

(RESERVED FOR POSSIBLE FUTURE USE IN THE HARMONISED SYSTEM)

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CHAPTER 78

LEAD AND ARTICLES THEREOF

Tariff Heading No.	Description	Criteria
78.01	Unwrought lead	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
78.02	Lead waste and scrap	Production in which all the materials used are wholly produced
78.03	Lead bars, rods, profiles and wire	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
78.04	Lead plates, sheets, strip and foil; lead powders and flakes	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
78.05	Lead tubes, pipes and tube or pipe fittings (for example, couplings, elbows, sleeves)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading



CHAPTER 78

LEAD AND ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
78.06	Other articles of lead	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 79

ZINC AND ARTICLES THEREOF

Tariff Heading No.	Description	Criteria
79.01	Unwrought zinc	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
79.02	Zinc waste and scrap	Production in which all the materials used are wholly produced

CHAPTER 78

ZINC AND ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
79.03	Zinc dust, powders and flakes	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
79.04	Zinc bars, rods, profiles and wire	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
79.05	Zinc plates, sheets, strip and foil	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
76.06	Zinc tubes, pipes and tube or pipe fittings (for example, couplings, elbows, sleeves)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
79.07	Other articles of zinc	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 80

TIN AND ARTICLES THEREOF

Tariff Heading No.	Description	Criteria
80.01	Unwrought tin	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
80.02	Tin waste and scrap	Production in which all the materials used are wholly produced
80.03	Tin bars, rods, profiles and wire	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
80.04	Tin plates, sheets and strip, of a thickness exceeding 0.2 mm	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
80.05	Tin foil (whether or not printed or backed with paper, paperboard, plastics or similar backing material), of a thickness (excluding any backing) not exceeding 0.2 mm; tin powders and flakes	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 80

TIN AND ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
80.06	Tin tubes, pipes and tube or pipe fittings (for example, couplings, elbows, sleeves)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
80.07	Other articles of tin	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 81

OTHER BASE METALS; CERMETS; ARTICLES THEREOF

Tariff Heading No.	Description	Criteria
81.01	Tungsten (wolfram) and articles thereof, including waste and scrap	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 81

OTHER BASE METALS; CERMETS; ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
81.02	Molybdenum and articles thereof, including waste and scrap	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
81.03	Tantalum and articles thereof, including waste and scrap	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
81.04	Magnesium and articles thereof, including waste and scrap	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
81.05	Cobalt mattes and other intermediate products of cobalt metallurgy; cobalt and articles thereof, including waste and scrap	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
81.06	Bismuth and articles thereof, including waste and scrap	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 81

OTHER BASE METALS; CERMETS; ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
81.07	Cadmium and articles thereof, including waste and scrap	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
81.08	Titanium and articles thereof, including waste and scrap	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
81.09	Zirconium and articles thereof, including waste and scrap	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
81.10	Antimony and articles thereof, including waste and scrap	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
81.11	Manganese and articles thereof, including waste and scrap	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 81

OTHER BASE METALS; CERMETS; ARTICLES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
81.12	Beryllium, chromium, germanium, vanadium gallium, hafnium, indium, niobium (columbium), rhenium and thallium, and articles of these metals, including waste and scrap	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
81.13	Cermets and articles thereof, including waste and scrap	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 82

TOOLS, IMPLEMENTS, CUTLERY, SPOONS AND FORKS, OF  
BASE METAL; PARTS THEREOF OF BASE METAL

Tariff Heading No.	Description	Criteria
82.01	Hand tools, the following: spades, shovels, mattocks, picks, hoes, forks and rakes; axes, bill hooks and similar hewing tools; secateurs and pruners of any kind; scythes, sickles, hay knives, hedge shears, timber wedges and other tools of a kind used in agriculture, horticulture or forestry	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 82  
**TOOLS, IMPLEMENTS, CUTLERY, SPOONS AND FORKS, OF  
 BASE METAL; PARTS THEREOF OF BASE METAL—CONTINUED**

Tariff Heading No.	Description	Criteria
82.02	Hand saws; blades for saws of all kinds; (including slitting, slotting or toothless saw blades)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
82.03	Files, rasps, pliers (including cutting pliers), pincers, tweezers, metal cutting shears, pipe-cutters, bolt croppers, perforating punches and similar hand tools	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
82.04	Hand-operated spanners and wrenches (including torque meter wrenches but not including tap wrenches); interchangeable spanner sockets, with or without handles	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
82.05	Hand tools (including glaziers' diamonds), not elsewhere specified or included; blow lamps; vices, clamps and the like, other than accessories for and parts of machine tools; anvils; portable forges; hand or pedal-operated grinding wheels with frameworks	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading



CHAPTER 82

TOOLS, IMPLEMENTS, CUTLERY, SPOONS AND FORKS, OF  
BASE METAL; PARTS THEREOF OF BASE METAL—CONTINUED

Tariff Heading No.	Description	Criteria
82.06	Tools of two or more of the Headings Nos. 82.02 to 82.05, put up in sets for retail sale	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
82.07	Interchangeable tools for hand tools, whether or not power-operated, or for machine-tools (for example, for pressing, stamping, punching, tapping, threading, drilling, boring, broaching, milling, turning or screw driving), including dies for drawing or extruding metal, and rock drilling or earth boring tools	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
82.08	Knives and cutting blades, for machines or for mechanical appliances	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
82.09	Plates, sticks, tips and the like for tools, unmounted, of cermets	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 82  
**TOOLS, IMPLEMENTS, CUTLERY, SPOONS AND FORKS, OF  
 BASE METAL; PARTS THEREOF OF BASE METAL—CONTINUED**

Tariff Heading No.	Description	Criteria
82.10	Hand-operated mechanical appliances, weighing 10 kg or less, used in the preparation, conditioning or serving of food or drink	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
82.11	Knives with cutting blades, serrated or not (including pruning knives), other than knives of Heading No. 82.08, and blades thereof	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
82.12	Razor and razor blades (including razor blade blanks in strips)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
82.13	Scissors, tailors' shears and similar shears, and blades thereof	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
82.14	Other articles of cutlery (for example, hair clippers, butchers' or kitchen cleavers, choppers and mincing knives, paper knives); manicure or pedicure sets and instruments (including nail files)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 82  
**TOOLS, IMPLEMENTS, CUTLERY, SPOONS AND FORKS, OF  
 BASE METAL; PARTS THEREOF OF BASE METAL—CONTINUED**

Tariff Heading No.	Description	Criteria
82.15	Spoons, forms, ladles, skimmers, cake-servers, fish-knives, butter-knives, sugar tongs and similar kitchen or tableware	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 83  
**MISCELLANEOUS ARTICLES OF BASE METAL**

Tariff Heading No.	Description	Criteria
83.01	Padlocks and locks (key, combination or electrically operated), of base metal; clasps and frames with clasps, incorporating locks, of base metal; keys for any of the foregoing articles, of base metal	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from this Heading
83.02	Base metal mountings, fittings and similar articles suitable for furniture, doors, stair-cases, windows, blinds, coachwork, saddlery, trunks, chests, caskets or the like; base metal hat-racks, hat-pegs, brackets and similar fixtures; castors with mountings of base metal; automatic door closers of base metal	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 83

MISCELLANEOUS ARTICLES OF BASE METAL—*Continued*

Tariff Heading No.	Description	Criteria
83.03	Armoured or reinforced safes, strong-boxes and doors and safe deposit lockers for strong-rooms, cash, deed boxes and the like, of base metal	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
83.04	Filing cabinets, card-index cabinets, paper trays, paper rests, pen trays, office-stamp stands and similar office or desk equipment, of base metal, other than office furniture of Heading No. 94.03	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
83.05	Fittings for loose-leaf binders or files, letter clips, letters corners, paper clips, indexing tags and similar office articles, of base metal; staples in strips (for example, for offices, upholstery, packing), of base metal	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
83.06	Bells, gongs and the like, non-electric, of base metal; statuettes and other ornaments, of base metal; photograph, picture or similar frames, of base metal, mirrors of base metal	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
83.07	Flexible tubing of base metal, with or without fittings	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 83

MISCELLANEOUS ARTICLES OF BASE METAL—CONTINUED

Tariff Heading No.	Description	Criteria
83.08	Clasps, frames with clasps, buckles, buckle-clasps, hooks, eyes, eyelets and the like, of base metal, of a kind used for clothing, footwear, awnings, handbags, travel goods or other made up articles; tubular or bifurcated rivets, of base metal; beads and spangles, of metal base	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
83.09	Stoppers, caps and lids (including crown corks, screw caps and pouring stoppers), capsules for bottles, threaded bungs, bung covers, seals and other packing accessories, of base metal	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
83.10	Sign-plates, name-plates, address-plates and similar plates, numbers, letters and other symbols, of base metal, excluding those of Heading No. 94.05	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
83.11	Wire, rods, tubes, plates, electrodes and similar products, of base metal or of metal carbides, coated or cored with flax material, of a kind used for soldering, brazing, welding or deposition of metal or of metal carbides, wire and rods of agglomerated base metal powder, used for metal spraying	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 84

NUCLEAR REACTORS, BOILERS, MACHINERY AND  
MECHANICAL APPLIANCES; PARTS THEREOF

In accordance with the Protocol Implementing the Agreement Establishing the Free Trade Area between the Caribbean Community and the Dominican Republic, the Joint Council is charged with developing criteria which would be applied to these goods under the Rules of Origin.

## CHAPTER 85

ELECTRICAL MACHINERY AND EQUIPMENT AND PARTS  
THEREOF; SOUND RECORDERS AND REPRODUCERS,  
TELEVISION IMAGE AND SOUND RECORDERS AND  
REPRODUCERS, AND PARTS AND ACCESSORIES OF  
SUCH ARTICLES

In accordance with the Protocol Implementing the Agreement Establishing the Free Trade Area between the Caribbean Community and the Dominican Republic, the Joint Council is charged with developing criteria which would be applied to these goods under the Rules of Origin.

CHAPTER 86

RAILWAY OR TRAMWAY LOCOMOTIVES, ROLLING-STOCK  
AND PARTS THEREOF; RAILWAY OR TRAMWAY TRACK  
FIXTURES AND FITTINGS AND PARTS THEREOF;  
MECHANICAL (INCLUDING ELECTRO-MECHANICAL)  
TRAFFIC SIGNALLING EQUIPMENT OF ALL KINDS

In accordance with the Protocol Implementing the Agreement Establishing the Free Trade Area between the Caribbean Community and the Dominican Republic, the Joint Council is charged with developing criteria which would be applied to these goods under the Rules of Origin.



## CHAPTER 87

VEHICLES OTHER THAN RAILWAY OR TRAMWAY  
ROLLING-STOCK, AND PARTS AND ACCESSORIES  
THEREOF

In accordance with the Protocol Implementing the Agreement Establishing the Free Trade Area between the Caribbean Community and the Dominican Republic, the Joint Council is charged with developing criteria which would be applied to these goods under the Rules of Origin.

CHAPTER 88

AIRCRAFT, SPACECRAFT, AND PARTS THEREOF

In accordance with the Protocol Implementing the Agreement Establishing the Free Trade Area between the Caribbean Community and the Dominican Republic, the Joint Council is charged with developing criteria which would be applied to these goods under the Rules of Origin.

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**CHAPTER 89****SHIPS, BOATS AND FLOATING STRUCTURES**

In accordance with the Protocol Implementing the Agreement Establishing the Free Trade Area between the Caribbean Community and the Dominican Republic, the Joint Council is charged with developing criteria which would be applied to these goods under the Rules of Origin.

CHAPTER 90

OPTICAL, PHOTOGRAPHIC, CINEMATOGRAPHIC,  
MEASURING, CHECKING, PRECISION, MEDICAL  
OR SURGICAL INSTRUMENTS AND APPARATUS;  
PARTS AND ACCESSORIES THEREOF

In accordance with the Protocol Implementing the Agreement Establishing the Free Trade Area between the Caribbean Community and the Dominican Republic, the Joint Council is charged with developing criteria which would be applied to these goods under the Rules of Origin.

## CHAPTER 91

## CLOCKS AND WATCHES AND PARTS THEREOF

In accordance with the Protocol Implementing the Agreement Establishing the Free Trade Area between the Caribbean Community and the Dominican Republic, the Joint Council is charged with developing criteria which would be applied to these goods under the Rules of Origin.

CHAPTER 92

MUSICAL INSTRUMENTS; PARTS AND  
ACCESSORIES OF SUCH ARTICLES

In accordance with the Protocol Implementing the Agreement Establishing the Free Trade Area between the Caribbean Community and the Dominican Republic, the Joint Council is charged with developing criteria which would be applied to these goods under the Rules of Origin.

## CHAPTER 93

ARMS AND AMMUNITION; PARTS AND ACCESSORIES  
THEREOF

In accordance with the Protocol Implementing the Agreement Establishing the Free Trade Area between the Caribbean Community and the Dominican Republic, the Joint Council is charged with developing criteria which would be applied to these goods under the Rules of Origin.

CHAPTER 94

FURNITURE; BEDDING, MATTRESSES, MATTRESS SUPPORTS, CUSHIONS AND SIMILAR STUFFED FURNISHINGS; LAMPS AND LIGHTING FITTINGS, NOT ELSEWHERE SPECIFIED OR INCLUDED; ILLUMINATED SIGNS, ILLUMINATED NAME-PLATES AND THE LIKE; PREFABRICATED BUILDINGS

In accordance with the Protocol Implementing the Agreement Establishing the Free Trade Area between the Caribbean Community and the Dominican Republic, the Joint Council is charged with developing criteria which would be applied to these goods under the Rules of Origin.



CHAPTER 95

TOYS, GAMES AND SPORTS REQUISITES; PARTS AND ACCESSORIES THEREOF

Tariff Heading No.	Description	Criteria
95.01	Wheeled toys designed to be ridden by children (for example, tricycles, scooters, pedal cars); dolls' carriages	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
95.02	Dolls representing only human beings	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
95.03	Other toys; reduced-size ("scale") models and similar recreational models, working or not; puzzles of all kinds	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
95.04	Articles for funfair, table or parlour games, including pintables, billiards, special tables for casino games and automatic bowling alley equipments	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
95.05	Festive, carnival or other entertainment articles, including conjuring tricks and novelty jokes	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 95

TOYS, GAMES AND SPORTS REQUISITES; PARTS AND ACCESSORIES THEREOF—CONTINUED

Tariff Heading No.	Description	Criteria
95.06	Articles and equipment for general physical exercise, gymnastics, athletics, other sports (including table-tennis) or outdoor games, not specified or included elsewhere in this Chapter; swimming pools and paddling pools	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
95.07	Fishing rods, fish-hooks and other line fishing tackle; fish landing nets, butterfly nets, similar nets; decoy "birds" (other than those of heading No. 92.08 or 97.05) and similar hunting or shooting requisites	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
95.08	Roundabouts, swings, shooting galleries and other fairground amusements; travelling circuses, travelling menageries and travelling theatres	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 96

MISCELLANEOUS MANUFACTURED ARTICLES

Tariff Heading No.	Description	Criteria
96.01	Worked ivory, bone, tortoise-shell, horn, antlers, coral, mother-of-pearl and other animal carving material, and articles of these materials (including articles obtained by moulding)	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
96.02	Worked vegetables or mineral carving materials and articles of these materials; moulded or carved articles of wax, of stearin, of natural gums or natural resins or of modelling pastes, and other moulded or carved articles not elsewhere specified or included; worked, unhardened gelatin (except gelatin of heading No. 35.03) and articles of unhardened gelatin	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
96.03	Brooms, brushes (including brushes constituting parts of machines, appliances or vehicles), hand-operated mechanical floor sweepers, not motorised, mops and feather dusters; prepared knots and tufts for broom or brush making; paint pads and rollers; squeegees (other than roller squeegees) excluding brooms and brushes for household use	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 96

MISCELLANEOUS MANUFACTURED ARTICLES—CONTINUED

Tariff Heading No.	Description	Criteria
96.04	Hand sieves and hand riddles	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
96.05	Travel sets for personal toilet, sewing or shoe or clothes cleaning	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this heading
96.06	Buttons, press-fasteners, snap-fasteners and press-studs, button moulds and other parts of these articles; button blanks	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
96.07	Slide fasteners and parts thereof	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product

## CHAPTER 96

## MISCELLANEOUS MANUFACTURED ARTICLES—CONTINUED

Tariff Heading No.	Description	Criteria
9608.10	Ball point pens	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
9608.20	Felt tipped and other porous-tipped pens and markers	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
9608.31	Indian ink drawing pens	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product

CHAPTER 96

MISCELLANEOUS MANUFACTURED ARTICLES—CONTINUED

Tariff Heading No.	Description	Criteria
9608.39	Other	Production in which all the non-originating materials used are classified in six-digit subheadings of the Harmonised Commodity Description and Coding System different from that of the product
9608.40	Propelling or sliding pens	Production in which all the non-originating materials used are classified in six-digit subheadings of the Harmonised Commodity Description and Coding System different from that of the product
9608.50	Sets of articles from two or more of the foregoing subheadings	Production in which all the non-originating materials used are classified in six-digit subheadings of the Harmonised Commodity Description and Coding System different from that of the product
9608.60	Refills for ball point pens, comprising the ball point and ink-reservoir	Production in which all the non-originating materials used are classified in six-digit subheadings of the Harmonised Commodity Description and Coding System different from that of the product

CHAPTER 96

MISCELLANEOUS MANUFACTURED ARTICLES—CONTINUED

Tariff Heading No.	Description	Criteria
9608.90	Other	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
96.09	Pencils (other than pencils of heading No. 96.08), crayons, pencil leads, pastels, drawing charcoals, writing or drawing chalks and tailors' chalks	Production in which all the non-originating materials used are classified in six-digit sub-headings of the Harmonised Commodity Description and Coding System different from that of the product
96.10	States and boards, with writing or drawing surfaces, whether or not framed	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
96.11	Date, sealing or numbering, stamps, and the like (including devices for printing or embossing labels), designed for operating in the hand; hand-operated composing sticks and hand printing sets incorporating such composing sticks	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 96

MISCELLANEOUS MANUFACTURED ARTICLES—CONTINUED

Tariff Heading No.	Description	Criteria
96.12	Typewriter or similar ribbons, inked or otherwise prepared for giving impressions, whether or not on spools or in cartridges; ink-pads, whether or not inked, with or without boxes	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
96.13	Cigarette lighters and other lighters, whether or not mechanical or electrical, and parts thereof other than flints and wicks	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
96.14	Smoking pipes (including pipe bowls) and cigar or cigarette holders, and parts thereof	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
96.15	Combs, hair-slides and the like; hair-pins, curling pins, curling grips, hair-curlers and the like, other than those of Heading No. 85.16, and parts thereof	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading



CHAPTER 96

MISCELLANEOUS MANUFACTURED ARTICLES—CONTINUED

Tariff Heading No.	Description	Criteria
96.16	Scent sprays and similar toilet sprays, and mounts and heads therefor; powder-puffs and pads for the application of cosmetics or toilet preparations	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
96.17	Vacuum flasks and other vacuum vessels, complete with cases; parts thereof other than glass inners	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading
96.18	Tailors' dummies and other lay figures; automata and other animated displays used for shop window dressing	Production in which all the non-originating materials used are classified in Headings of the Harmonised Commodity Description and Coding System different from this Heading

CHAPTER 97

WORKS OF ART, COLLECTORS' PIECES AND ANTIQUES

Tariff Heading No.	Description	Criteria
97.01	Paintings, drawings and pastels, executed entirely by hand, other than drawings of headings No. 49.06 and other than hand-painted or hand-decorated manufactured articles; collages and similar decorative plaques	Production in which all the materials used are wholly produced
97.02	Original engravings, prints and lithographs	Production in which all the materials used are wholly produced
97.03	Original sculptures and statuary, in any material	Production in which all the materials used are wholly produced
97.04	Postage or revenue stamps, stamp-postmarks, first day covers, postal stationery (stamped paper), and the like, used, or if unused not of current or new issue in the country to which they are destined	Production in which all the materials used are wholly produced
97.05	Collections and collectors' pieces of zoological, botanical, mineralogical, anatomical, historical, archaeological, palaeontological, ethnographic or numismatic interest	Production in which all the materials used are wholly produced
97.06	Antiques of an age exceeding one hundred years	Production in which all the materials used are wholly produced

*ATTACHMENT IV*

*CERTIFICATE*

*OF*

*ORIGIN*

CERTIFICATE OF ORIGIN

FREE TRADE AGREEMENT BETWEEN THE  
CARIBBEAN COMMUNITY (CARICOM) AND THE  
DOMINICAN REPUBLIC

1. Exporter's Name: Address:		2. Producer's Name: Address:		3. Importer's Name: Address:	
Registration Number		Registration Number		Registration Number	
Facsimile Number		Facsimile Number		Facsimile Number	
E-mail address		E-mail address		E-mail address	
4. Consignee's Name: Address:		5. Mode of Transport and Route		6. Port of Shipment	
Registration Number		7. Port of Discharge		8. Number and Date of Invoice	
Facsimile Number					
E-mail address					
9. Tariff Classification	10. Description of Goods	11. Quantity	12. FOB Value (US\$)		
13. Observations					
14. Declaration			15. Certification of Authorised Body		
<p>I/We declare that the goods covered by this declaration corresponding to the above-mentioned commercial invoice comply with the Rules of Origin under the Free Trade Agreement between the Caribbean Community (CARICOM) and the Dominican Republic</p> <p>Name and Signature of the Exporter/Producer:</p> <p>_____</p> <p>Place and Date: _____</p>			<p>I certify the accuracy of the current declaration. I now sign and affix the stamp of the Authorised Body in</p> <p>_____</p> <p>(Country)</p> <p>Certificate No. _____</p> <p>Authorised Signature: _____</p> <p>Place and Date of Issue: _____</p>		

Note: This form will not be considered valid if it has erasures, corrections or amendments.  
Persons who furnish or cause to be furnished untrue declarations render themselves liable to penalties.

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FREE TRADE AGREEMENT BETWEEN THE CARIBBEAN COMMUNITY  
(CARICOM) AND THE DOMINICAN REPUBLIC

INSTRUCTIONS FOR FILLING OUT THE CERTIFICATE OF ORIGIN

In order to receive preferential tariff treatment, this Certificate must be completely filled out in a legible manner by the exporter of the goods. This Certificate must be tendered by the importer at the time of importation. Please print or type.

- Box No. 1: Fill in the full Corporate Name, Address, Registration, Facsimile Number and E-Mail Address of the Exporter
- Box No. 2: Fill in the full Corporate Name, Address, Registration, Facsimile Number and E-Mail Address of the Company producing the goods  
Where the exporter and the producer are the same, the word "SAME" may be printed in Box No. 2
- Box No. 3: Fill in the full Corporate Name, Address, Registration, Facsimile Number and E-Mail Address of the Importer
- Box No. 4: Enter Consignee's Name, Address, Registration Number, Facsimile Number and E-Mail Address  
Where the importer and the consignee are the same, the word "SAME" may be printed in Box No. 4
- Box No. 5: Enter Mode of Transportation and Route
- Box No. 6: Indicate Port of Shipment
- Box No. 7: Indicate Port of Discharge
- Box No. 8: Enter the Number and Date of the Commercial Invoice
- Box No. 9: Declare the Customs Tariff Classification of the Harmonised System (HS) at the six Digit Level of each good described
- Box No. 10: Give full description of goods
- Box No. 11: Indicate the Total quantity of the Goods to be Exported in Commercial Units, indicating the type of Commercial Unit in metric measurement
- Box No. 12: Register the FOB Value in US\$, of the goods to be Exported
- Box No. 13: This space can be used by the Authorised Body of the Exporting Country as well as by the Exporter, when clarifying or adding information that is considered necessary
- Box No. 14: This Box must be filled out and signed by the Export/Producer or his/her Legal Representative or Agent
- Box No. 15: This Box must be filled out by the Authorised Body which issues this document

*ATTACHMENT V*

*LIST AND SCHEDULES OF*

*SELECTED AGRICULTURAL*

*PRODUCTS WHICH SHALL BE*

*SUBJECT TO SPECIAL TRADE*

*ARRANGEMENTS*

## LIST OF SELECTED AGRICULTURAL PRODUCTS WHICH SHALL BE SUBJECT TO SPECIAL TRADE ARRANGEMENTS

Tariff Heading Number	Description	Cet Rate
0701.90	Potatoes, fresh or chilled	40%
07.02	Tomatoes, fresh or chilled	do.
0703.10	Onions and shallots, fresh or chilled	do.
0704.10	Cauliflower and headed broccoli, fresh or chilled	do.
0704.90	Cabbages, fresh or chilled	do.
0705.11	Cabbage lettuce (head lettuce), fresh or chilled	do.
0705.19	Other lettuce, fresh or chilled	do.
0706.10	Carrots and turnips, fresh or chilled	do.
Ex 0706.90	Radishes, fresh or chilled	do.
07.07	Cucumbers and gherkins, fresh or chilled	do.
07.08	Leguminous vegetables, shelled or unshelled, fresh or chilled	do.
0709.60	Fruits of the <i>genus capsicum</i> or of the <i>genus pimenta</i>	do.
0709.70	Spinach, New Zealand spinach and orache spinach (garden spinach)	do.
Ex 0709.90	Ochro, pumpkin and sweet corn	do.
07.13	Dried leguminous vegetables, shelled, whether or not skinned or split	do.
0714.10	Manioc (cassava)	do.
0714.20	Sweet potatoes	do.
Ex 0714.90	Dasheen and yams	do.
08.03	Bananas, including plantains, fresh or dried	do.

Tariff Heading Number	Description	Cet Rate
0804.30	Pineapples, fresh or dried	40%
0804.40	Avacados, fresh or dried	do.
Ex 0804.50	Guavas and mangoes, fresh or dried	do.
08.05	Citrus fruit, fresh or dried	do.
08.07	Melons (including watermelons) and papaws (papayas), fresh	do.
Ex 0810.90	Sapodillas, golden apples and carambolas fresh	



SCHEDULE FOR LIST OF SELECTED AGRICULTURAL PRODUCTS TO BE SUBJECT TO SPECIAL TRADING ARRANGEMENTS WHEN IMPORTED INTO CARICOM MDC'S FROM THE DOMINICAN REPUBLIC AS PROVIDED FOR IN ARTICLE III OF THE PROTOCOL

COMMODITY	TARIFF HEADING	MONTHS											
		JAN	FEB	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPT	OCT	NOV	DEC
POTATO	0701.90		2	2	2	2	2	2					
TOMATO	0702.00	3	2, 3	1, 2, 3	1, 2, 3	1, 2, 3	1, 2,	2	2	2			3
ONION	0703.10	1	1	1	1								
CABBAGE	07.04	1, 2, 3	1, 2, 3	1, 2, 3	1, 2, 3	1, 2,	1, 2,			2	2		3
CAULIFLOWER	07.04	1, 2, 3	1, 2, 3	1, 2, 3	1, 2, 3	1, 2, 3	1, 3,				1	1	1
LETTUCE	07.05	1, 2, 3	1, 2, 3	1, 2,	1, 2,	1, 2,	1, 3,	3	3	3	1, 3	1, 3	1, 3
CARROT	07.06		2	2	2	2	2				1	1	1
CUCUMBER	07.07	1, 3,	1, 3,	1, \\\ 3	1, 2,	1, 2,	2	3 \\\	3	2, 3	2, 3		3
PEPPER-HOT	0709.60			1, 2,	1, 2,	1, 2,	1, 2,	1, 2,	1, 2,	1, 2,	1, 2,		
-SWEET	0709.60			1, 2,	1, 2,	1, 2,	1, 2,	1	1	1, 2,	1, 2,		
OCHROES	0709.902			2	2	2	2	1	1	1	1, 2,	1, 2,	1
PUMPKIN	0709.903	1	1	1		2	2	2	2	2	1, 2,	1	1
RED KIDNEY BEANS	07.13			2	2	2	2	2	2	2			
RED PEAS	07.13												
PIGEON PEAS	07.13	2	2	2									2
SWEET POTATOES	07.14					2	2	1, 2,	1, 2,	1, 2,	1, 2,	1	1

SCHEDULE FOR LIST OF SELECTED AGRICULTURAL PRODUCTS TO BE SUBJECT TO SPECIAL TRADING ARRANGEMENTS WHEN IMPORTED INTO CARICOM MDC'S FROM THE DOMINICAN REPUBLIC AS PROVIDED FOR IN ARTICLE III OF THE PROTOCOL—CONTINUED

COMMODITY	TARIFF HEADING	MONTHS											
		JAN	FEB	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPT	OCT	NOV	DEC
CASSAVA	07.14	1	2	2	2	2	2	2	2			1	1
DASHEEN	07.14				2	2	2	2	2	2	2		
YAM-NEGROE	07.14	1	1					2	2	2	2	1, 2	1
-YELLOW	07.14	1, 2	1, 2	2	2	2					2	1, 2	1, 2
-SWEET	07.14	1, 2	1, 2	2								1, 2	1, 2
PLANTAIN	08.03					1, 2	1, 2	1, 2	1, 2	1, 2	1, 2		
BANANA	08.03					1, 2	1, 2	1, 2	1, 2	1, 2	1, 2		
PINEAPPLE	08.04					2	2	2	2	2	2		
AVOCADO	08.04							2	2	2	2	2	
GUAVA	08.04	2	2	2							2	2	2
MANGO	08.04				2	2	2	2	2	2			
CITRUS	08.05	2	2	2	2	2						2	2
MELON	08.07	1				2	2	2	2	1, 2	1, 2	1	1
PAPAYA	08.07			2	2	2	2	2	2	2	2		

Note: The shaded area represents months of highest production and during which the country concerned may seek to apply the MFN rate of duty

Key:

1 Barbados

2 Jamaica

3 Trinidad and Tobago

\\3-represents first half of the month

3\\-represents second half of the month

SCHEDULE FOR LIST OF SELECTED AGRICULTURAL PRODUCTS TO BE SUBJECT TO SPECIAL TRADING ARRANGEMENTS WHEN IMPORTED INTO THE DOMINICAN REPUBLIC FROM THE CARICOM MDCS AS PROVIDED FOR IN ARTICLE III OF THE PROTOCOL

Commodity	Tariff Heading	Months											
		January	February	March	April	May	June	July	August	Sept	Oct	Nov	Dec
Potatoes, fresh or chilled	0701.90												
Potatoes, fresh or chilled	0702.00												
Cabbages, Cauliflower and other	07.04												
Lettuce, fresh or chilled	07.05												
Carrots, Turnips, radishes, fresh	07.06												
Cucumbers, fresh or chilled	07.07												
Leguminous Vegetables, Shelled	07.06												
Fruits, genus pimenta (S. Pepper)	07.09.60												
Fruits of the genus Capsicum	07.09.60												
Ochro	Ex 0709.90												
Pigeon Peas	07.13												
Manioc	07.14												
Sweet Potatoes	07.14												
Dasheen	07.14												
Yams	07.14												

**SCHEDULE FOR LIST OF SELECTED AGRICULTURAL PRODUCTS TO BE SUBJECT TO SPECIAL TRADING ARRANGEMENTS WHEN IMPORTED INTO THE DOMINICAN REPUBLIC FROM THE CARICOM MDCS AS PROVIDED FOR IN ARTICLE III OF THE PROTOCOL—CONTINUED**

Commodity	Tariff Heading	Months											
		January	February	March	April	May	June	July	August	Sept	Oct	Nov	Dec
Plantains, fresh or dried	08.13												
Bananas	08.03												
Pineapples	Ex 08.04												
Mangoes	Ex 08.04												
Guavas, fresh or chilled	Ex 08.04												
Avocadoes	Ex 08.04												
Citrus Fruit, fresh or dried	08.05												
Lemons and Grape fruits	08.05												
Melons (including watermelons)	Ex 08.07												
Papaya, fresh	08.07												
Sappodillas and golden apples	Ex 08.10												
Pumpkin	Ex 0709.90												
Sweet Corn	Ex 0709.90												

Note: This Schedule will be reviewed annually by the agricultural experts group to take account of the introduction of new varieties and technological changes that affect seasonal production.

*ATTACHMENT VI*

*ANNEX ON*

*TEMPORARY ENTRY*

*OF BUSINESS PERSONS*

ANNEX ON TEMPORARY ENTRY OF BUSINESS PERSONS

ARTICLE I

*Definitions*

For the purposes of this Annex, the following terms shall mean:

**Labour Certification:** The procedure effected by the relevant administrative authority to determine whether a foreigner, coming from one Party who wishes to temporarily enter the territory of another Party will provide a service in the same area without displacing the local workforce in the same labour field or seriously threaten the working conditions in the host Party.

**Temporary Entry:** The entry of a business person from one Party to a territory of another Party, without the intention of residing permanently in that territory. The period granted for temporary entry will be in accordance with the legislation and relevant regulations of the Parties.

**Immigration Policy:** Any policy on immigration.

**Business person:** The national of one Party who trades in goods or offers his services, or invests.

**Recurrent Practice:** A practice repeatedly carried on by the immigration authorities of a Party during a specific representative period prior to and during the performance of the same.

**Business Activity:** Legitimate commercial activities created and operated with the aim of making a profit on the market. It excludes the possibility of obtaining employment, or salary or remuneration sourced from the Parties.

**Validity:** The nature of any obligations under the laws of the Parties at the time when the Agreement comes into force.

**Work Permit:** For the purposes of paragraph 1 of section A, the written permission granted by the relevant administrative authorities of one Party to a national of another Party in which authorization is granted to obtain paid employment in the territory of the authorizing Party.

**Specialised Knowledge Essential for Business:** For the purposes of paragraph 1 of section C, if an individual has specialised knowledge regarding the goods or services offered by the company, or if he has advanced knowledge regarding the processes and functioning of the company.

**To be in the Process of Committing a Significant Amount of Capital:** For the purposes of paragraph 1 of section B, when the funds are irreversibly committed for investment in the territory of another Party.

**Supervisory Functions:** For the purposes of paragraph 1 of section B those functions in which the individual has supervisory responsibilities over an important part of the operations of a company and does not relate to supervision of low level employees.

**Executive Functions:** For the purposes of paragraph 1 of section B and paragraph 1 of Section C, those functions assigned within an organisation, for which the individual has basically the following responsibilities:

- (i) managing the administration of the organisation or a part or relevant function of that administration;
- (ii) establishing the policies and objectives of the organisation, part or function of the same; and
- (iii) receiving supervision or general guidance only from highest level executives, the Board, or the Administrative Council of the organisation or shareholders of the organisation.

**Management Functions:** For the purposes of paragraph 1 of section C, those functions assigned within an organisation, for which the individual has the following responsibilities:

- (i) execute administrative duties within the organisation or one essential function within the organisation;
- (ii) supervise and control the work of other professional employees, supervisors or administrators;
- (iii) have the authority to employ and discharge workers, or recommend these actions, as well as make recommendations affecting the management of personnel which he supervises, and perform senior level duties within the hierarchy of the organisation or with respect to the responsibilities of his post;

- (iv) fulfill responsibilities regarding the daily operation of the task in which the individual has authority.

Functions which require Special Skills: For the purposes of paragraph 1 of section B, when an individual with specialised knowledge or skills which are essential for the effective operations of a company. The individual should be employed in a very responsible position, which requires independent judgement, creativity, training or supervision of other employees and should not be employed to carry out routine work which could be performed by qualified labour. He should have a high level of training and experience in the operation of the company.

## ARTICLE II

### *General Principles*

For the purpose of this Annex, the Parties are:

- (i) CARICOM Members States of Antigua and Barbuda, Barbados, Belize, Dominica, Grenada, Guyana, Jamaica, Montserrat, St. Kitts and Nevis, St. Lucia, St. Vincent and the Grenadines, Suriname and Trinidad and Tobago;
- (ii) Dominican Republic.

2. Any State not listed in paragraph 1(i) of this Article, upon becoming a CARICOM Member, shall not be subject to the provisions of this Annex. The Parties shall negotiate the terms of this Annex with the said State.

3. The provisions of this Annex reflect the preferential trade relationship between the Parties, the desirability of facilitating temporary entry of business persons and the need to establish transparent criteria and procedures for this effect. Similarly, they reflect the need to guarantee border security, protect domestic labour force and permanent employment in their respective territories.

## ARTICLE III

### *General Obligations*

Each Party shall apply the relevant measures of this Annex in accordance with Article II. In particular, they shall apply expeditiously those measures so as to avoid unduly impairing or delaying trade in goods or services, or conduct of investment activities covered in the Agreement.



2. The Parties shall endeavour to develop and adopt common criteria, definitions and interpretations for the implementation of this Annex.

3. Each Party may modify its immigration policy, providing that these modifications are compatible with the commitments contracted in this Annex.

#### ARTICLE IV

##### *Permit for Temporary Entry*

In accordance with the provisions of this Annex, including those contained in the Appendix to this Annex, each Party shall grant temporary entry to business persons who are otherwise qualified for entry under applicable measures relating to public health and safety, and national security.

2. Each Party may refuse to issue an immigration document which authorises a business person to work, when his temporary entry is deemed to adversely affect:

- (i) the settlement of any existing labour unrest that is in progress at the place or intended place of employment;
- (ii) the employment of anyone who becomes involved in this conflict;
- (iii) other matters of national interest.

3. When a Party refuses to deliver an immigration document which authorises employment, in accordance with paragraph 2, that Party:

- (i) shall normally inform the business person involved, in writing, of the reasons for the refusal; and
- (ii) shall do its best efforts to notify in writing the reasons for the refusal at the request of the Party whose national was refused entry, provided that this last Party considers that the refusal is a recurrent practice or an explanation in writing was not provided to the person involved.

4. Each Party shall, to the extent possible limit the amount of fees payable concerning the request for temporary entry to the approximate cost of the processing services required.

5. The temporary entry of business persons does not authorise the conduct of professional activities.

ARTICLE V

*Availability of Information*

Each Party:

- (i) shall provide the other Party with the information that will allow familiarity with measures relating to this Annex; and
- (ii) within twelve (12) months of the date on which the Agreement enters into force, shall prepare, publish and make available to the parties involved, both in its territory and that of the other Party, a comprehensive document which explains the requirements for temporary entry in accordance with this Annex, in order to make them known to the other Party's business community;
- (iii) each Party shall compile, maintain and make available to the other Party, in accordance with its legislation, information relative to the granting of temporary entry, in accordance with this Annex to persons of the other Party to whom the immigration documents had been issued.

ARTICLE VI

*Committee on the temporary Entry of Business Persons*

The Committee on Trade in Services shall be responsible for the administration of this Annex provided for in Article XIV of the Agreement.

ARTICLE VII

*Dispute Settlement*

The Parties may not initiate the proceedings set out in Article XV of the Free Trade Agreement on Settlement of Disputes, regarding a refusal to issue temporary entry permits, in accordance with this Annex, nor in any particular case included in the Article III unless—

- (i) the matter refers to a recurrent practice;
- (ii) the affected person has exhausted the available administrative remedies existing in the national legislation of the Party refusing entry to the national of the other Party with respect to that particular matter.

The remedies referred to in paragraph 1(b) shall be deemed exhausted if the relevant authority fails to achieve a definitive settlement up to twelve (12) months after the beginning of the administrative proceeding and the resolution has not been delayed by fault of the business man concerned.

## ARTICLE VIII

### *Relationship with other Provisions*

No provision of this Annex shall impose any obligation on the Parties in respect of their immigration policies.

### TEMPORARY ENTRY OF BUSINESS PERSONS

#### Section A: Business Visitors:

Each Party shall grant temporary entry to business persons (who, subsequent to the request of a company or business association) seeking to engage in a business activity set out in the Appendix to this Section, without requiring that person to obtain an employment authorization provided that, the business person otherwise complies with existing immigration requirements applicable to temporary entry, on presentation of:

- (i) proof of citizenship of a Party;
- (ii) documentation supporting the prior request of the company established in the territory of a Party;
- (iii) documentation demonstrating that the business person will be so engaged and describing the purpose of entry; and
- (iv) evidence demonstrating that the proposed business activity is international in scope and that the business person is not seeking to enter the labour market.

2. Each Party shall provide that a businessman may satisfy the requirements set out in paragraph 1(iv), when he proves:

- (i) that the primary source of remuneration for the proposed business activity is located outside of the territory of the Party granting the temporary entry; and
- (ii) that the business person's principal place of business and the actual place of accrual of profits, predominantly remains outside such territory.

3. For the purposes of paragraph 2, each Party may accept an oral declaration as to principal place of business and actual place of accrual of profits. When a Party requires additional proof, a letter from the employer who is registered in the Bilateral Listing or a national equivalent should suffice.

4. Each Party shall grant temporary entry to a business person seeking to engage in any business activity other than those indicated in the Appendix to this Annex, on a basis no less favourable than those provided under the existing provisions of the measures relating to immigration, foreign affairs and related matters, provided that that business person complies with existing immigration requirements applicable to temporary entry.

5. No Party may:

- (i) as a condition to granting an entry permit in accordance with paragraph 1, require prior approval procedures, requests, labour certification tests for work certificates or other like procedures; and
- (ii) impose nor maintain any restrictions on the number of persons relating to temporary entry in accordance with paragraph 1 or 4.

6. Notwithstanding the provisions of paragraph 5, a Party may require a business person seeking temporary entry in accordance with this section, to obtain prior to entry, a visa or its equivalent. The Parties shall consult among themselves in order to avoid and/or eliminate the requirements of a visa or its equivalent.

Section B: Investors:

- (i) Each Party shall grant a temporary entry permit and issue the corresponding documentation to the business person seeking to establish, develop, administer or provide key advisory or technical services in a capacity that is supervisory or executive or providing skills essential to the administration of investments to which the business person or the business person's company have committed, or are in the process of committing a significant amount of capital provided that the business person otherwise complies with existing immigration requirements applicable to temporary entry.

- (ii) No Party may require labour certification tests or other like procedures, as a condition for temporary entry as set out in paragraph 1; nor impose or maintain any restrictions on the number of persons relating to temporary entry in accordance with paragraph 1.
- (iii) Notwithstanding the provisions of paragraph 2, a Party may examine expeditiously, the investment proposal of a business person to verify whether the business person complies with the legal provisions which are applicable.
- (iv) Notwithstanding the provisions of paragraph 2, a Party may require that a business person who is seeking temporary entry in accordance with this Section, to obtain a visa or its equivalent prior to entry.

Section C: Intra-Company Transferees:

Each Party shall grant a temporary entry permit and shall expedite the necessary documents confirming that a business person is employed by a company established in its territory, who seeks to perform managerial or executive functions or functions which involve specialised knowledge, in that company or in one of its subsidiaries or affiliates, provided that that business person and company otherwise comply with existing immigration measures applicable to temporary entry. A Party may require that the business person has been continuously employed by the company for at least one year, within the three-year period immediately preceding the date of application for admission.

2. No Party may:

- (i) require labour certification tests or other like procedures, as a condition for temporary entry as set out in paragraph 1;
- (ii) impose or maintain restrictions on the number of persons relating to temporary entry in accordance with paragraph 1.

3. Notwithstanding the provisions of paragraph 2, a Party may require that a business person who applies for a work permit in accordance with this Section, obtain a visa or its equivalent prior to entry. The Parties shall confer with each other in order to avoid and/or remove the requirements of a visa or its equivalent.

APPENDIX

*Activities of visitors on Business*

Research and Design: Technical, scientific and statistical researchers whether independent or on behalf of a company located in the territory of the other Party.

Agriculture, Manufacturing and Production: Personnel involved in purchasing and production, at the managerial level who is conducting commercial operations for a company located in the territory of the other Party.

Marketing: Personnel conducting research or analysis, including market research, whether independently or on behalf of a company established in the territory of the other Party.

Trade fair and promotional personnel attending a trade convention.

Sales: Sales representatives and agents taking orders or negotiating contracts for goods or services for a company located in the territory of another Party, but not delivering goods nor providing services.

Buyers purchasing for a company located in the territory of the other Party.

Distribution: Custom brokers providing consulting services regarding the facilitation of the import or export of goods.

After Sales Service: Personnel who install, repair, maintain, supervise and have specialised technical knowledge necessary to complete the contractual obligations of the seller and who offers services or trains workers to provide these services, in conformity with a warranty or other service contract connected to the sale of equipment or commercial or industrial machinery, including computer programmes purchased from a company located outside of the territory of the Party in which a temporary entry permit is sought, during the life of the warranty or service contract.

General Services: Management and supervisory personnel engaging in a commercial transaction for a company located in the territory of the other Party.

Public Relations and Advertising personnel consulting with business associates or attending or participating in conventions.

Tourism personnel (tour and travel agents, tour guides or tour operators) attending or participating in conventions.

Translators or interpreters who provide services as employees of a firm located in the territory of the other Party.

**Passed in the House of Representatives this 7th  
day of September, 2001.**

*Clerk of the House*

**Passed in the Senate this 11th day of September, 2001.**

*Clerk of the Senate*