

**CHAPTER SIX**  
**RULES OF ORIGIN AND ORIGIN PROCEDURES**

**Section A: Rules of Origin**

ARTICLE 6.1: ORIGINATING GOODS<sup>1</sup>

Except as otherwise provided in this Chapter, each Party shall provide that a good is originating where it is:

- (a) a good wholly obtained or produced entirely in the territory of one or both of the Parties;
- (b) produced entirely in the territory of one or both of the Parties and
  - (i) each of the non-originating materials used in the production of the good undergoes an applicable change in tariff classification specified in Annex 4-A (Specific Rules of Origin for Textile or Apparel Goods) or Annex 6-A, or
  - (ii) the good otherwise satisfies any applicable regional value content or other requirements specified in Annex 4-A or Annex 6-A,and the good satisfies all other applicable requirements of this Chapter; or
- (c) produced entirely in the territory of one or both of the Parties exclusively from originating materials.

ARTICLE 6.2: REGIONAL VALUE CONTENT

1. Where Annex 6-A specifies a regional value content test to determine whether a good is originating, each Party shall provide that the importer, exporter, or producer may calculate regional value content based on one or the other of the following methods:

- (a) Method Based on Value of Non-Originating Materials (Build-down Method)

$$RVC = \frac{AV - VNM}{AV} \times 100$$

- (b) Method Based on Value of Originating Materials (Build-up Method)

$$RVC = \frac{VOM}{AV} \times 100$$

where,

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<sup>1</sup> For greater certainty, whether a good is originating is not determinative of whether the good is also admissible.

RVC is the regional value content, expressed as a percentage;

AV is the adjusted value of the good;

VNM is the value of non-originating materials, other than indirect materials, acquired and used by the producer in the production of the good; VNM does not include the value of a material that is self-produced; and

VOM is the value of originating materials, other than indirect materials, acquired or self-produced and used by the producer in the production of the good.

2. Each Party shall provide that all costs considered for the calculation of regional value content shall be recorded and maintained in conformity with the Generally Accepted Accounting Principles applicable in the territory of the Party where the good is produced.

3. Where Annex 6-A specifies a regional value content test to determine if an automotive good<sup>2</sup> is originating, each Party shall provide that the importer, exporter, or producer may calculate the regional value content of that good as provided in paragraph 1 or based on the following method:

Net Cost Method (for Automotive Goods)

$$RVC = \frac{NC - VNM}{NC} \times 100$$

where,

RVC is the regional value content, expressed as a percentage;

NC is the net cost of the good; and

VNM is the value of non-originating materials, other than indirect materials, acquired and used by the producer in the production of the good; VNM does not include the value of a material that is self-produced.

4. Each Party shall provide that, for purposes of the regional value content method in paragraph 3, the importer, exporter, or producer may use a calculation averaged over the producer's fiscal year, using any one of the following categories, on the basis of all motor vehicles in the category or only those motor vehicles in the category that are exported to the territory of the other Party:

(a) the same model line of motor vehicles in the same class of vehicles produced in the same plant in the territory of a Party;

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<sup>2</sup> Paragraph 3 applies solely to goods classified under the following HS headings and subheadings: 8407.31 through 8407.34 (engines), 8408.20 (diesel engines for vehicles), 84.09 (parts of engines), 87.01 through 87.05 (motor vehicles), 87.06 (chassis), 87.07 (bodies), and 87.08 (motor vehicle parts).

- (b) the same class of motor vehicles produced in the same plant in the territory of a Party; or
- (c) the same model line of motor vehicles produced in the territory of a Party.

5. Each Party shall provide that, for purposes of calculating regional value content under paragraph 3 for automotive materials<sup>3</sup> produced in the same plant, an importer, exporter, or producer may use a calculation:

- (a) averaged,
  - (i) over the fiscal year of the motor vehicle producer to whom the good is sold;
  - (ii) over any quarter or month; or
  - (iii) over the fiscal year of the automotive materials producer,  
provided that the good was produced during the fiscal year, quarter, or month forming the basis for the calculation;
- (b) in which the average in subparagraph (a) is calculated separately for such goods sold to one or more motor vehicle producers; or
- (c) in which the average in subparagraph (a) or (b) is calculated separately for those goods that are exported to the territory of the other Party.

#### ARTICLE 6.3: VALUE OF MATERIALS

Each Party shall provide that, for purposes of Articles 6.2 and 6.6, the value of a material shall be:

- (a) for a material imported by the producer of the good, the adjusted value of the material;
- (b) for a material acquired by the producer in the territory where the good is produced, the value, determined in accordance with Articles 1 through 8, Article 15, and the corresponding interpretative notes of the Customs Valuation Agreement, *i.e.*, in the same manner as for imported goods, with such reasonable modifications as may be required due to the absence of an importation by the producer; or
- (c) for a material that is self-produced,
  - (i) all the costs incurred in the production of the material, including general expenses; and

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<sup>3</sup> Paragraph 5 applies solely to automotive materials classified in the following HS headings and subheadings: 8407.31 through 8407.34 (engines), 8408.20 (diesel engines for vehicles), 84.09 (parts of engines), 87.06 (chassis), 87.07 (bodies), and 87.08 (motor vehicle parts).

- (ii) an amount for profit equivalent to the profit added in the normal course of trade.

#### ARTICLE 6.4: FURTHER ADJUSTMENTS TO THE VALUE OF MATERIALS

1. Each Party shall provide that, for originating materials, the following expenses, where not included under Article 6.3, may be added to the value of the material:

- (a) the costs of freight, insurance, packing, and all other costs incurred in transporting the material within a Party's territory or between the territories of the Parties to the location of the producer;
- (b) duties, taxes, and customs brokerage fees on the material paid in the territory of one or both of the Parties, other than duties and taxes that are waived, refunded, refundable, or otherwise recoverable, including credit against duty or tax paid or payable; and
- (c) the cost of waste and spoilage resulting from the use of the material in the production of the good, less the value of renewable scrap or by-product.

2. Each Party shall provide that, for non-originating materials, the following expenses, where included under Article 6.3, may be deducted from the value of the material:

- (a) the costs of freight, insurance, packing, and all other costs incurred in transporting the material within a Party's territory or between the territories of the Parties to the location of the producer;
- (b) duties, taxes, and customs brokerage fees on the material paid in the territory of one or both of the Parties, other than duties and taxes that are waived, refunded, refundable, or otherwise recoverable, including credit against duty or tax paid or payable;
- (c) the cost of waste and spoilage resulting from the use of the material in the production of the good, less the value of renewable scrap or by-product; and
- (d) the cost of originating materials used in the production of the non-originating material in the territory of a Party.<sup>4</sup>

#### ARTICLE 6.5: ACCUMULATION

1. Each Party shall provide that originating goods or materials of one Party, incorporated into a good in the territory of the other Party, shall be considered to originate in the territory of the other Party.

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<sup>4</sup> For greater certainty and for purposes of paragraphs 1(a) and 2(a) of Article 6.4, "costs of freight" includes the costs of all types of freight, including in-land freight incurred within a Party's territory, regardless of the mode of transportation.

2. Each Party shall provide that a good is originating where the good is produced in the territory of one or both of the Parties by one or more producers, provided that the good satisfies the requirements in Article 6.1 and all other applicable requirements in this Chapter.

#### ARTICLE 6.6: DE MINIMIS

1. Except as provided in Annex 6-B, each Party shall provide that a good that does not undergo a change in tariff classification pursuant to Annex 6-A is nonetheless originating if the value of all non-originating materials that have been used in the production of the good and do not undergo the applicable change in tariff classification does not exceed ten percent of the adjusted value of the good, provided that the value of such non-originating materials shall be included in the value of non-originating materials for any applicable regional value content requirement and that the good meets all other applicable requirements in this Chapter.

2. With respect to a textile or apparel good, Article 4.2.7 (Rules of Origin and Related Matters) applies in place of paragraph 1.

#### ARTICLE 6.7: FUNGIBLE GOODS AND MATERIALS<sup>5</sup>

1. Each Party shall provide that an importer claiming preferential tariff treatment for a good may claim that a fungible good or material is originating where the importer, exporter, or producer has:

- (a) physically segregated each fungible good or material; or
- (b) used any inventory management method, such as averaging, last-in-first-out (LIFO) or first-in-first-out (FIFO), recognized in the Generally Accepted Accounting Principles of the Party in which the production is performed or otherwise accepted by the Party in which the production is performed.

2. Each Party shall provide that the inventory management method selected under paragraph 1 for a particular fungible good or material shall continue to be used for that good or material throughout the fiscal year of the person that selected the inventory management method.

#### ARTICLE 6.8: ACCESSORIES, SPARE PARTS, AND TOOLS

1. Each Party shall provide that a good's standard accessories, spare parts, or tools delivered with the good shall be considered originating goods if the good is an originating good and shall be disregarded in determining whether all the non-originating materials used in the production of the good undergo the applicable change in tariff classification, provided that:

- (a) the accessories, spare parts, or tools are classified with and not invoiced separately from the good; and

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<sup>5</sup> Nothing in Article 6.7 shall be construed to prevent a Party from requiring an importer to identify by percentage the country or countries of origin of fungible goods.

- (b) the quantities and value of the accessories, spare parts, or tools are customary for the good.

2. If a good is subject to a regional value content requirement, the value of the accessories, spare parts, or tools described in paragraph 1 shall be taken into account as originating or non-originating materials, as the case may be, in calculating the regional value content of the good.

#### ARTICLE 6.9: SETS OF GOODS

1. Each Party shall provide that if goods are classified as a set as a result of the application of rule 3 of the General Rules of Interpretation of the Harmonized System, the set is originating only if each good in the set is originating.

2. Notwithstanding paragraph 1, a set of goods is originating if the value of all the non-originating goods in the set does not exceed 15 percent of the adjusted value of the set.

3. With respect to a textile or apparel good, Article 4.2.8 (Rules of Origin and Related Matters) applies in place of paragraphs 1 and 2.

#### ARTICLE 6.10: PACKAGING MATERIALS AND CONTAINERS FOR RETAIL SALE

1. Each Party shall provide that packaging materials and containers in which a good is packaged for retail sale shall, if classified with the good, be disregarded in determining whether all the non-originating materials used in the production of the good undergo the applicable change in tariff classification set out in Annex 4-A (Specific Rules of Origin for Textile or Apparel Goods) or Annex 6-A.

2. If a good is subject to a regional value content requirement, the value of packaging materials and containers described in paragraph 1 shall be taken into account as originating or non-originating materials, as the case may be, in calculating the regional value content of the good.

#### ARTICLE 6.11: PACKING MATERIALS AND CONTAINERS FOR SHIPMENT

Each Party shall provide that packing materials and containers for shipment shall be disregarded in determining whether a good is originating.

#### ARTICLE 6.12: INDIRECT MATERIALS

Each Party shall provide that an indirect material shall be disregarded for the purpose of determining whether a good is originating pursuant to subparagraphs (a), (b)(i), and (c) of Article 6.1.

#### ARTICLE 6.13: TRANSIT AND TRANSSHIPMENT

Each Party shall provide that a good shall not be considered to be an originating good if the good:

- (a) undergoes subsequent production or any other operation outside the territories of the Parties, other than unloading, reloading, or any other operation necessary to preserve the good in good condition or to transport the good to the territory of a Party; or
- (b) does not remain under the control of customs authorities in the territory of a non-Party.

#### ARTICLE 6.14: CONSULTATION AND MODIFICATION

1. The Parties shall consult regularly to ensure that this Chapter is administered effectively, uniformly, and consistently with the spirit and objectives of this Agreement, and shall cooperate in the administration of this Chapter.
2. The Parties shall consult regularly pursuant to Article 22.2.3(c) (Joint Committee) to discuss possible amendments or modifications to this Chapter and its Annex, taking into account developments in technology, production processes, or other related matters.
3. With respect to a textile or apparel good, paragraphs 3 through 5 of Article 4.2 (Rules of Origin and Related Matters) apply in place of paragraph 2.

#### **Section B: Origin Procedures**

#### ARTICLE 6.15: CLAIMS FOR PREFERENTIAL TARIFF TREATMENT

1. Each Party shall provide that an importer may make a claim for preferential tariff treatment based on either:
  - (a) a written or electronic certification by the importer, exporter, or producer; or
  - (b) the importer's knowledge that the good is an originating good, including reasonable reliance on information in the importer's possession that the good is an originating good.
2. Each Party shall provide that a certification need not be made in a prescribed format, provided that the certification is in written or electronic form, including but not limited to the following elements:
  - (a) the name of the certifying person, including as necessary contact or other identifying information;
  - (b) the importer of the good (if known);
  - (c) the exporter of the good (if different from the producer);
  - (d) the producer of the good (if known);

- (e) tariff classification under the Harmonized System and a description of the good;
  - (f) information demonstrating that the good is originating;
  - (g) date of the certification; and
  - (h) in the case of a blanket certification issued as set out in paragraph 4(b), the period that the certification covers.
3. Each Party shall provide that a certification by the producer or exporter of the good may be completed on the basis of:
- (a) the producer's or exporter's knowledge that the good is originating; or
  - (b) in the case of an exporter, reasonable reliance on the producer's written or electronic certification that the good is originating.

Neither Party may require an exporter or producer to provide a written or electronic certification to another person.

4. Each Party shall provide that a certification may apply to:
- (a) a single shipment of a good into the territory of a Party; or
  - (b) multiple shipments of identical goods within any period specified in the written or electronic certification, not exceeding 12 months from the date of the certification.
5. Each Party shall provide that a certification shall be valid for four years after the date it was issued.
6. Each Party shall allow an importer to submit a certification in the language of the importing Party or the exporting Party. In the latter case, the customs authority of the importing Party may require the importer to submit a translation of the certification in the language of the importing Party.

#### ARTICLE 6.16: WAIVER OF CERTIFICATION OR OTHER INFORMATION

Each Party shall provide that a certification or information demonstrating that a good is originating shall not be required where:

- (a) the customs value of the importation does not exceed 1,000 U.S. dollars or the equivalent amount in the currency of the importing Party, or such higher amount as may be established by the importing Party, unless the importing Party considers the importation to be part of a series of importations carried out or planned for the purpose of evading compliance with the Party's laws governing claims for preferential tariff treatment under this Agreement; or

- (b) it is a good for which the importing Party does not require the importer to present a certification or information demonstrating origin.

#### ARTICLE 6.17: RECORD KEEPING REQUIREMENTS

1. Each Party shall provide that an exporter or a producer in its territory that provides a certification in accordance with Article 6.15 shall maintain, for a minimum of five years from the date the certification was issued, all records necessary to demonstrate that a good for which the producer or exporter provided a certification was an originating good, including records concerning:

- (a) the purchase of, cost of, value of, and payment for, the exported good;
- (b) the purchase of, cost of, value of, and payment for all materials, including indirect materials, used in the production of the exported good;
- (c) the production of the good in the form in which it was exported; and
- (d) such other documentation as the Parties may agree to require.

2. Each Party shall provide that an importer claiming preferential tariff treatment for a good imported into the territory of that Party based on the importer's certification or its knowledge that the good is an originating good shall maintain, for a minimum of five years from the date of importation of the good, all records necessary to demonstrate the good qualified for the preferential tariff treatment.

3. Each Party shall provide that an importer claiming preferential tariff treatment for a good imported into the territory of that Party based on a certification issued by the exporter or producer shall maintain, for a minimum of five years from the date of importation of the good, a copy of the certification that served as the basis for the claim. If the importer possesses records demonstrating that the good satisfies the requirements to remain originating under Article 6.13, the importer shall maintain such records for a minimum of five years from the date of importation of the good.

4. Each Party shall provide that an importer, exporter, or producer may choose to maintain the records specified in paragraph 1, 2, or 3 in any medium that allows for prompt retrieval, including, but not limited to, digital, electronic, optical, magnetic, or written form.

#### ARTICLE 6.18: VERIFICATION

1. For purposes of determining whether a good imported into its territory from the territory of the other Party is an originating good, the importing Party may conduct a verification by means of:

- (a) written requests for information from the importer, exporter, or producer;
- (b) written questionnaires to the importer, exporter, or producer;

- (c) visits to the premises of an exporter or producer in the territory of the other Party, to review the records referred to in Article 6.17.1 or observe the facilities used in the production of the good;
- (d) for a textile or apparel good, the procedures set out in Article 4.3 (Customs Cooperation for Textile or Apparel Goods); or
- (e) such other procedures to which the importing and exporting Parties may agree.

Where an importing Party conducts verification by the means referred to in subparagraph (a) or (b), the importing Party may request that the importer arrange for the exporter or producer to provide information directly to the importing Party.

2. The Parties shall agree on procedures for conducting visits provided for in paragraph 1(c).

3. A Party may deny preferential tariff treatment to a good where:

- (a) the importer, exporter, or producer fails to provide information that the Party requested under paragraph 1(a) or 1(b) demonstrating that the good is an originating good;
- (b) after receiving a written notification for a visit pursuant to paragraph 1(c), the exporter or producer declines to provide access to the records referred to in Article 6.17 or to its facilities; or
- (c) the Party finds a pattern of conduct indicating that an importer, exporter, or producer has provided false or unsupported declarations or certifications that a good imported into its territory is an originating good.

4. If, as a result of a verification, a Party finds that a good is not originating, the Party shall provide the importer with a proposed determination to that effect and an opportunity to submit additional information demonstrating that the good is originating. Each Party shall provide that the importer may arrange for the exporter or producer to provide pertinent information directly to the Party.

5. After providing the importer with an opportunity to submit additional information pursuant to paragraph 4, the Party that conducted the verification shall provide the importer a final determination, in writing, of whether the good is originating. The Party's determination shall include factual findings and the legal basis for the determination. Where the exporter or producer has provided information pursuant to paragraph 1 or 4 directly to the Party conducting the verification, that Party shall endeavor to provide a copy of the determination to the exporter or producer that provided the information.

6. Where an importing Party determines through verification that an importer, exporter, or producer has engaged in a pattern of conduct in providing false or unsupported statements, declarations, or certifications that a good imported into its territory is originating, the Party may suspend preferential tariff treatment to identical goods covered by subsequent statements, declarations, or certifications by that importer,

exporter, or producer until the Party determines that the importer, exporter, or producer is in compliance with the requirements of this Chapter.

#### ARTICLE 6.19: OBLIGATIONS RELATING TO IMPORTATIONS

1. Each Party shall grant any claim for preferential tariff treatment made in accordance with this Chapter, unless the Party issues a written determination that the claim is invalid as a matter of law or fact.
2. A Party may deny preferential tariff treatment to a good if the importer fails to comply with any requirement in this Chapter.
3. Neither Party may subject an importer to any penalty for making an invalid claim for preferential tariff treatment, if the importer:
  - (a) did not engage in negligence, gross negligence, or fraud in making the claim and pays any customs duty owing; or
  - (b) on becoming aware that such a claim is not valid, promptly and voluntarily corrects the claim and pays any customs duty owing.
4. Each Party may require that an importer who claims preferential tariff treatment for a good imported into its territory:
  - (a) declare in the importation document that the good is an originating good;
  - (b) identify the applicable tariff rate;
  - (c) have in its possession at the time the declaration referred to in subparagraph (a) is made, a written or electronic certification as described in Article 6.15, if the certification forms the basis for the claim;
  - (d) provide a copy of the certification, on request, to the importing Party, if the certification forms the basis for the claim;
  - (e) when the importer has reason to believe that the declaration in subparagraph (a) is based on inaccurate information, correct the importation document and pay any customs duty owing;
  - (f) when a certification by the exporter forms the basis for the claim, have in place an arrangement to have the exporter provide, on request of the importing Party, all information relied on by such exporter in making such certification;
  - (g) when a certification by the producer forms the basis for the claim, have in place, at the importer's option:
    - (i) an arrangement with the producer to provide; or
    - (ii) an arrangement with the exporter to have the producer provide,

all information relied on by the producer in making its certification; and

- (h) when the importer's certification or knowledge forms the basis for the claim, demonstrate, on request of the importing Party, that the good is originating under Article 6.1, including that the good satisfies the requirements to remain originating under Article 6.13.

5. Each Party shall provide that, where a good was originating when it was imported into its territory, but the importer of the good did not make a claim for preferential tariff treatment at the time of importation, that importer may, no later than one year after the date of importation, make a claim for preferential tariff treatment and apply for a refund of any excess duties paid as a result of the good not having been accorded preferential tariff treatment, on presentation to the Party of:

- (a) a written or electronic declaration or statement that the good was originating at the time of importation;
- (b) a copy of a written or electronic certification if the certification forms the basis for the claim, or other information demonstrating that the good was originating; and
- (c) such other documentation relating to the importation of the good as the importing Party may require.

6. Nothing in this Article shall prevent a Party from taking action under Article 4.3 (Customs Cooperation for Textile or Apparel Goods).

#### ARTICLE 6.20: OBLIGATIONS RELATING TO EXPORTATIONS

1. Each Party shall provide that:

- (a) an exporter or a producer in its territory that has provided a written or electronic certification in accordance with Article 6.15 shall, on request, provide a copy to the exporting Party;
- (b) a false certification by an exporter or a producer in its territory that a good to be exported to the territory of the other Party is originating shall be subject to penalties equivalent to those that would apply to an importer in its territory that makes a false statement or representation in connection with an importation, with appropriate modifications; and
- (c) when an exporter or a producer in its territory has provided a certification and has reason to believe that the certification contains or is based on incorrect information, the exporter or producer shall promptly notify in writing every person to whom the exporter or producer provided the certification of any change that could affect the accuracy or validity of the certification.

2. Neither Party may impose penalties on an exporter or a producer for providing an incorrect certification if the exporter or producer voluntarily notifies in writing all persons to whom it has provided the certification that it was incorrect.

#### ARTICLE 6.21: COMMON GUIDELINES

Within six months of the date this Agreement enters into force, the Parties shall meet to discuss whether to develop common guidelines for the interpretation, application, and administration of this Chapter and Chapter Seven (Customs Administration and Trade Facilitation).

#### ARTICLE 6.22: DEFINITIONS

For purposes of this Chapter:

**adjusted value** means the value determined in accordance with Articles 1 through 8, Article 15, and the corresponding interpretative notes of the Customs Valuation Agreement, adjusted, if necessary, to exclude any costs, charges, or expenses incurred for transportation, insurance, and related services incident to the international shipment of the merchandise from the country of exportation to the place of importation;

**class of motor vehicles** means any one of the following categories of motor vehicles:

- (a) motor vehicles classified under HS subheading 8701.20, motor vehicles for the transport of 16 or more persons classified under subheading 8702.10 or 8702.90, and motor vehicles classified under subheading 8704.10, 8704.22, 8704.23, 8704.32, or 8704.90, or heading 87.05 or 87.06;
- (b) motor vehicles classified under subheading 8701.10 or subheading 8701.30 through 8701.90;
- (c) motor vehicles for the transport of 15 or fewer persons classified under subheading 8702.10 or 8702.90, and motor vehicles classified under subheading 8704.21 or 8704.31; or
- (d) motor vehicles classified under subheading 8703.21 through 8703.90;

**fungible goods or materials** means goods or materials that are interchangeable for commercial purposes and whose properties are essentially identical;

**Generally Accepted Accounting Principles** means recognized consensus or substantial authoritative support given in the territory of a Party with respect to the recording of revenues, expenses, costs, assets, and liabilities, the disclosure of information, and the preparation of financial statements. Generally Accepted Accounting Principles may encompass broad guidelines for general application, as well as detailed standards, practices, and procedures;

**good** means any merchandise, product, article, or material;

**goods wholly obtained or produced entirely in the territory of one or both of the Parties** means:

- (a) plants and plant products grown, and harvested or gathered, in the territory of one or both of the Parties;
- (b) live animals born and raised in the territory of one or both of the Parties;
- (c) goods obtained in the territory of one or both of the Parties from live animals;
- (d) goods obtained from hunting, trapping, fishing, or aquaculture conducted in the territory of one or both of the Parties;
- (e) minerals and other natural resources not included in subparagraphs (a) through (d) extracted or taken from the territory of one or both of the Parties;
- (f) fish, shellfish, and other marine life taken from the sea, seabed, or subsoil outside the territory of one or both of the Parties by vessels registered or recorded with a Party and flying its flag;
- (g) goods produced on board factory ships from the goods referred to in subparagraph (f), provided such factory ships are registered or recorded with that Party and fly its flag;
- (h) goods taken by a Party or a person of a Party from the seabed or subsoil outside the territory of one or both of the Parties, provided that Party has rights to exploit such seabed or subsoil;
- (i) goods taken from outer space, provided they are obtained by a Party or a person of a Party and not processed in the territory of a non-Party;
- (j) waste and scrap derived from:
  - (i) manufacturing or processing operations in the territory of one or both of the Parties; or
  - (ii) used goods collected in the territory of one or both of the Parties, provided such goods are fit only for the recovery of raw materials;
- (k) recovered goods derived in the territory of one or both of the Parties from used goods and utilized in the territory of one or both of the Parties in the production of remanufactured goods; and
- (l) goods produced in the territory of one or both of the Parties exclusively from goods referred to in subparagraphs (a) through (j), or from their derivatives, at any stage of production;

**identical goods** means goods that are the same in all respects relevant to the particular rule of origin that qualifies the goods as originating;

**indirect material** means a good used in the production, testing, or inspection of a good but not physically incorporated into the good, or a good used in the maintenance of buildings or the operation of equipment associated with the production of a good, including:

- (a) fuel and energy;
- (b) tools, dies, and molds;
- (c) spare parts and materials used in the maintenance of equipment and buildings;
- (d) lubricants, greases, compounding materials, and other materials used in production or used to operate equipment and buildings;
- (e) gloves, glasses, footwear, clothing, safety equipment, and supplies;
- (f) equipment, devices, and supplies used for testing or inspecting the good;
- (g) catalysts and solvents; and
- (h) any other goods that are not incorporated into the good but whose use in the production of the good can reasonably be demonstrated to be a part of that production;

**material** means a good that is used in the production of another good, including a part or an ingredient;

**material that is self-produced** means an originating material that is produced by a producer of a good and used in the production of that good;

**model line** means a group of motor vehicles having the same platform or model name;

**net cost** means total cost minus sales promotion, marketing, and after-sales service costs, royalties, shipping and packing costs, and non-allowable interest costs that are included in the total cost;

**net cost of the good** means the net cost that can be reasonably allocated to the good under one of the following methods:

- (a) calculating the total cost incurred with respect to all goods produced by that producer, subtracting any sales promotion, marketing, and after-sales service costs, royalties, shipping and packing costs, and non-allowable interest costs that are included in the total cost of all such goods, and then reasonably allocating the resulting net cost of those goods to the good;

- (b) calculating the total cost incurred with respect to all goods produced by that producer, reasonably allocating the total cost to the good, and then subtracting any sales promotion, marketing, and after-sales service costs, royalties, shipping and packing costs, and non-allowable interest costs that are included in the portion of the total cost allocated to the good; or
- (c) reasonably allocating each cost that forms part of the total cost incurred with respect to the good so that the aggregate of these costs does not include any sales promotion, marketing, and after-sales service costs, royalties, shipping and packing costs, and non-allowable interest costs,

provided that the allocation of all such costs is consistent with the provisions regarding the reasonable allocation of costs set out in Generally Accepted Accounting Principles;

**non-allowable interest costs** means interest costs incurred by a producer that exceed 700 basis points above the yield on debt obligations of comparable maturities issued by the central level of government of the Party in which the producer is located;

**non-originating good** or **non-originating material** means a good or material that does not qualify as originating under this Chapter;

**packing materials and containers for shipment** means the goods used to protect a good during its transportation and does not include the packaging materials and containers in which a good is packaged for retail sale;

**producer** means a person who engages in the production of a good in the territory of a Party;

**production** means growing, mining, harvesting, fishing, breeding, raising, trapping, hunting, manufacturing, processing, assembling, or disassembling a good;

**reasonably allocate** means to apportion in a manner appropriate under Generally Accepted Accounting Principles;

**recovered goods** means materials in the form of individual parts that are the result of:

- (a) the disassembly of used goods into individual parts; and
- (b) cleaning, inspecting, testing, or other processes as necessary for improvement to sound working condition;

**total cost** means all product costs, period costs, and other costs for a good incurred in the territory of one or both of the Parties. Product costs are costs that are associated with the production of a good and include the value of materials, direct labor costs, and direct overhead. Period costs are costs, other than product costs, that are expensed in the period in which they are incurred, such as selling expenses and general and administrative expenses. Other costs are all costs recorded on the books of the producer that are not product costs or period costs, such as interest. Total cost does not include profits that are earned by the producer, regardless of whether they are retained by the producer or paid

out to other persons as dividends, or taxes paid on those profits, including capital gains taxes;

**used** means utilized or consumed in the production of goods; and

**value** means the value of a good or material for purposes of calculating customs duties or for purposes of applying this Chapter.

**ANNEX 6-A**  
**SPECIFIC RULES OF ORIGIN**

**Part I – General Interpretative Notes**

1. For purposes of interpreting the rules of origin set forth in this Annex:
  - (a) the specific rule, or specific set of rules, that applies to a particular heading or subheading is set out immediately adjacent to the heading or subheading;
  - (b) the requirement of a change in tariff classification applies only to non-originating materials;
  - (c) where a specific rule of origin is defined using the criterion of a change in tariff classification, and it is written to exclude tariff provisions at the level of a chapter, heading, or subheading of the Harmonized System, it shall be construed to mean that the rule of origin requires that materials classified in those excluded provisions be originating for the good to qualify as originating;
  - (d) when a heading or subheading is subject to alternative specific rules of origin, the rule will be considered to be met if a good satisfies one of the alternatives;
  - (e) when a single rule of origin is applicable to a group of **headings** or **subheadings** and that rule of origin specifies a change of **heading** or **subheading**, it shall be understood that the change in **heading** or **subheading** may occur from any other **heading** or **subheading**, as the case may be, including from any other **heading** or **subheading** within a designated group. When, however, a rule refers to a change in **heading or subheading** “outside that group” this shall be understood to require that the change in **heading or subheading** must occur from a **heading or subheading** that is outside the group of **headings** or **subheadings** set out in the rule;
  - (f) reference to weight in the rules for goods provided for in Chapters 1 through 24 of the Harmonized System means dry weight unless otherwise specified in the Harmonized System; and
  - (g) for Chapters 1 to 40, a good shall not be considered to be originating solely by reason of mere dilution with water or another substance that does not materially alter the characteristics of the good.

2. The following definitions apply:

**chapter** means a chapter of the Harmonized System;

**heading** means the first four digits in the tariff classification number under the Harmonized System;

**section** means a section of the Harmonized System;

**subheading** means the first six digits in the tariff classification number under the Harmonized System.

## **Part II -- Specific Rules of Origin**

### **Section I**

#### **Live Animals; Animal Products (Chapter 1-5)**

##### **Chapter 1**

###### **Live Animals**

01.01-01.06

A change to heading 01.01 through 01.06 from any other chapter.

##### **Chapter 2**

###### **Meat and Edible Meat Offal**

02.01 - 02.10

A change to heading 02.01 through 02.10 from any other chapter, except from fowls of the species *Gallus domesticus* (chickens) of heading 01.05.

##### **Chapter 3**

###### **Fish and Crustaceans, Molluscs and Other Aquatic Invertebrates**

###### **Note to Chapter 3:**

Fish, crustaceans, molluscs, and other aquatic invertebrates shall be deemed originating even if they were cultivated from non originating fry<sup>6</sup> or larvae.

03.01-03.07

A change to heading 03.01 through 03.07 from any other chapter.

##### **Chapter 4**

###### **Dairy Produce; Birds Eggs; Natural Honey; Edible Products of Animal Origin, Not Elsewhere Specified or Included**

04.01-04.10

A change to heading 04.01 through 04.10 from any other chapter, except from subheadings 1901.90 and 2106.90.

##### **Chapter 5**

###### **Products of Animal Origin, Not Elsewhere Specified or Included**

05.01-05.11

A change to heading 05.01 through 05.11 from any other chapter.

### **Section II**

#### **Vegetable Products (Chapter 6-14)**

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<sup>6</sup> Fry means immature fish at a post-larval stage and includes fingerlings, parr, smolts, and elvers.

**Note to Section II:**

Agricultural and horticultural goods grown in the territory of a Party shall be treated as originating even if grown from seeds, bulbs, rootstock, cuttings, grafts, shoots, buds or other live parts of plants imported from a non-Party.

**Chapter 6**

**Live Trees and Other Plants; Bulbs, Roots and the Like; Cut Flowers and Ornamental Foliage**

06.01-06.04

A change to heading 06.01 through 06.04 from any other chapter.

**Chapter 7**

**Edible Vegetables and Certain Roots and Tubers**

07.01-07.14

A change to heading 07.01 through 07.14 from any other chapter.

**Chapter 8**

**Edible Fruit and Nuts; Peel of Citrus Fruit or Melons**

08.01-08.14

A change to heading 08.01 through 08.14 from any other chapter.

**Chapter 9**

**Coffee, Tea, Maté and Spices**

0901.11 – 0901.12

A change to subheading 0901.11 through 0901.12 from any other chapter.

0901.21

A change to subheading 0901.21 from any other subheading.

0901.22

A change to subheading 0901.22 from any other subheading, except from subheading 0901.21.

0901.90

A change to subheading 0901.90 from any other chapter.

09.02 – 09.03

A change to heading 09.02 through 09.03 from any other chapter.

0904.11-0904.12

A change to crushed, ground, or powdered spices of subheadings 0904.11 through 0904.12 from spices that are not crushed, ground, or powdered of subheadings 0904.11 through 0904.12, or from any other subheading; or

A change to mixtures of spices or any good of subheadings 0904.11 through 0904.12 other than crushed, ground, or powdered spices from any other subheading.

0904.20

A change to subheading 0904.20 from any other chapter.

09.05-09.09

A change to crushed, ground, or powdered spices of headings 09.05 through 09.09 from spices that are not crushed, ground, or powdered of headings 09.05 through 09.09, or from any other subheading; or

A change to mixtures of spices or any good of headings 09.05 through 09.09 other than crushed, ground, or powdered spices from any other subheading.

0910.10

A change to subheading 0910.10 from any other chapter.

0910.20 – 0910.99

A change to crushed, ground, or powdered spices of subheadings 0910.20 through 0910.99 from spices that are not crushed, ground, or powdered of subheadings 0910.20 through 0910.99, or from any other subheading; or

A change to mixtures of spices or any good of subheadings 0910.20 through 0910.99 other than crushed, ground, or powdered spices from any other subheading.

## **Chapter 10 Cereals**

10.01-10.08

A change to heading 10.01 through 10.08 from any other chapter.

## **Chapter 11 Products of the Milling Industry; Malt; Starches; Inulin; Wheat Gluten**

11.01

A change to heading 11.01 from any other chapter.

11.02-11.04

A change to heading 11.02 through 11.04 from any other chapter, except from heading 10.06.

11.05

A change to heading 11.05 from any other chapter, except from heading 07.01.

11.06 – 11.09

A change to heading 11.06 through 11.09 from any other chapter.

## **Chapter 12 Oil Seeds and Oleaginous Fruits; Miscellaneous Grains, Seeds and Fruit; Industrial or Medicinal Plants; Straw and Fodder**

12.01-12.14

A change to heading 12.01 through 12.14 from any other chapter.

### **Chapter 13**

#### **Lac; Gums, Resins and Other Vegetable Saps and Extracts**

13.01

A change to heading 13.01 from any other chapter.

1302.11 – 1302.14

A change to subheading 1302.11 through 1302.14 from any other chapter.

1302.19

A change to subheading 1302.19 from any other chapter, except from subheading 1211.20.

1302.20 – 1302.32

A change to subheading 1302.20 through 1302.32 from any other chapter.

1302.39

A change to carrageenan of subheading 1302.39 from within that subheading or any other chapter, provided the non-originating materials of subheading 1302.39 do not exceed 50 percent by weight of the good;

A change to any other good of subheading 1302.39 from any other chapter.

### **Chapter 14**

#### **Vegetable Plaiting Materials; Vegetable Products Not Elsewhere Specified or Included**

14.01-14.04

A change to heading 14.01 through 14.04 from any other chapter.

### **Section III**

#### **Animal or Vegetable Fats and Oils and Their Cleavage Products; Prepared Edible Fats; Animal or Vegetable Waxes (Chapter 15)**

### **Chapter 15**

#### **Animal or Vegetable Fats and Oils and Their Cleavage Products; Prepared Edible Fats; Animal or Vegetable Waxes**

15.01-15.18

A change to heading 15.01 through 15.18 from any other chapter.

15.20

A change to heading 15.20 from any other heading.

15.21-15.22

A change to heading 15.21 through 15.22 from any other chapter.

**Section IV**  
**Prepared Foodstuffs; Beverages, Spirits and Vinegar; Tobacco and Manufactured Tobacco Substitutes (Chapter 16-24)**

**Chapter 16**  
**Preparations of Meat, of Fish or of Crustaceans, Molluscs or Other Aquatic Invertebrates**

16.01-16.03

A change to heading 16.01 through 16.03 from any other chapter.

1604.11 – 1604.13

A change to subheading 1604.11 through 1604.13 from any other chapter.

1604.14

A change to subheading 1604.14 from any other chapter, except from chapter 3.

1604.15 – 1604.30

A change to subheading 1604.15 through 1604.30 from any other chapter.

16.05

A change to heading 16.05 from any other chapter.

**Chapter 17**  
**Sugars and Sugar Confectionery**

17.01 – 17.03

A change to heading 17.01 through 17.03 from any other chapter.

17.04

A change to heading 17.04 from any other heading.

**Chapter 18**  
**Cocoa and Cocoa Preparations**

18.01-18.02

A change to heading 18.01 through 18.02 from any other chapter.

18.03 – 18.05

A change to heading 18.03 through 18.05 from any other heading.

1806.10

A change to subheading 1806.10 from any other heading, provided that such goods of 1806.10 containing 90% or more by dry weight of sugar do not contain non-originating sugar of Chapter 17 and that goods of 1806.10 containing less than 90% by dry weight of sugar do not contain more than 35% by weight of non-originating sugar of Chapter 17.

1806.20

A change to subheading 1806.20 from any other heading.

1806.31 – 1806.90

A change to subheadings 1806.31 through 1806.90 from any other subheading.

## **Chapter 19**

### **Preparations of Cereals, Flour, Starch or Milk; Pastry Cooks Products**

1901.10

A change to subheading 1901.10 from any other chapter, except from heading 10.06, subheading 1102.30, and rice products of subheadings 1103.19, 1103.20, 1104.19, 1104.29, and 1104.30, and provided that goods of subheading 1901.10 containing over 10 percent by weight of milk solids do not contain non-originating dairy goods of Chapter 4.

1901.20

A change to subheading 1901.20 from any other chapter, except from heading 10.06, subheading 1102.30, and rice products of subheadings 1103.19, 1103.20, 1104.19, 1104.29, and 1104.30, and provided that goods of 1901.20 containing over 25 percent by weight of butterfat, not put up for retail sale, do not contain non-originating dairy goods of Chapter 4.

1901.90

A change to subheading 1901.90 from any other chapter, except from heading 10.06, subheading 1102.30, and rice products of subheadings 1103.19, 1103.20, 1104.19, 1104.29, and 1104.30, and provided that goods of 1901.90 containing over 10 percent by weight of milk solids do not contain non-originating dairy goods of Chapter 4.

19.02 – 1904.30

A change to heading 19.02 through subheading 1904.30 from any other chapter.

1904.90

A change to subheadings 1904.90 from any other chapter, except from heading 10.06.

19.05

A change to heading 19.05 from any other chapter.

## **Chapter 20**

### **Preparations of Vegetables, Fruit, Nuts or Other Parts of Plants**

#### **Note:**

Fruit, nut and vegetable preparations of headings 20.01 through 20.08 that have been prepared or preserved by freezing, by packing (including canning) in water, brine, or natural juices, or by roasting, either dry or in oil (including processing incidental to freezing, packing, or roasting) shall be treated as originating only if the fresh good were wholly obtained or produced entirely in the territory of one or both of the Parties. Furthermore, fruit preparations of heading 2008 that contain peaches, pears, or apricots, either alone or mixed with other fruits shall be treated as originating only if the peaches, pears, or apricots were wholly obtained or produced entirely in the territory of one or both of the Parties.

20.01 – 20.07

A change to heading 20.01 through 20.07 from any other chapter, except as provided for in the Note to Chapter 20 and except from heading 07.01.

2008.11

A change to subheading 2008.11 from any other chapter except from heading 12.02.

2008.19 – 2008.99

A change to subheading 2008.19 through 2008.99 from any other chapter, except as provided for in the Note to Chapter 20.

2009.11- 2009.39

A change to subheading 2009.11 through 2009.39 from any other chapter, except from heading 08.05.

2009.41 - 2009.80

A change to subheading 2009.41 through 2009.80 from any other chapter.

2009.90

A change to subheading 2009.90 from any other chapter; or

A change to cranberry juice mixtures of subheading 2009.90 from any other subheading within Chapter 20, except from subheading 2009.11 through 2009.39 or from cranberry juice of subheading 2009.80, whether or not there is also a change from any other chapter, provided there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method; or

A change to any other good of subheading 2009.90 from any other subheading within Chapter 20, whether or not there is also a change from any other chapter, provided that a single juice ingredient, or juice ingredients from a single non-Party, constitute in single strength form not more than 60 percent by volume of the good.

## **Chapter 21**

### **Miscellaneous Edible Preparations**

21.01-21.02

A change to headings 21.01 through 21.02 from any other chapter.

2103.10

A change to subheading 2103.10 from any other chapter.

2103.20

A change to subheading 2103.20 from any other chapter, provided that tomato ketchup of heading 2103.20 does not contain non-originating goods from subheading 2002.90.

2103.30

A change to subheading 2103.30 from any other chapter.

2103.90

A change to subheading 2103.90 from any other heading.

21.04

A change to heading 21.04 from any other chapter.

21.05

A change to heading 21.05 from any other heading, except from heading 04.01 through 04.05 and from dairy preparations containing over 10% by weight of milk solids of subheading 1901.90.

21.06

A change to concentrated juice of any single fruit or vegetable fortified with vitamins or minerals of subheading 2106.90 from any other chapter, except from heading 08.05 or 20.09 or subheading 2202.90.

A change to mixtures of juices fortified with vitamins or minerals of subheading 2106.90:

- (a) from any other chapter, except from heading 08.05 or 20.09 or from mixtures of juices of subheading 2202.90; or
- (b) from any other subheading within Chapter 21, heading 20.09, or from mixtures of juices of subheading 2202.90, whether or not there is also a change from any other chapter, provided that the juice of a single fruit or vegetable, or juice ingredients from a single non-party, constitute in single strength form not more than 60 percent by volume of the good;

A change to compound alcoholic preparations of subheading 2106.90 from any other subheading, except from heading 22.03 through 22.09;

A change to sugar syrups of subheading 2106.90 from any other chapter, except from Chapter 17;

A change to goods containing over 10 percent by weight of milk solids of subheading 2106.90 from any other chapter, except from Chapter 4, or from dairy preparations containing over 10 percent by weight of milk solids of subheading 1901.90; or

A change to fruit packed in gelatin containing more than 20 percent by weight of fruit of subheading 2106.90 from any other chapter, except from Chapter 20; or

A change to ginseng preparations of subheading 2106.90 from any other heading, except from subheadings 1211.20 and 1302.19.

A change to any other good of heading 21.06 from any other chapter.

## **Chapter 22**

### **Beverages, Spirits and Vinegar**

22.01

A change to heading 22.01 from any other chapter.

2202.10

A change to subheading 2202.10 from any other chapter.

2202.90

A change to juice of any single fruit or vegetable fortified with vitamins or minerals of subheading 2202.90 from any other chapter, except from heading 08.05 or 20.09, or from juice concentrates of subheading 2106.90;

A change to mixtures of juices fortified with vitamins or minerals of subheading 2202.90:

- (a) from any other chapter, except from heading 08.05 or 20.09 or from mixtures of juices of subheading 2106.90; or
- (b) from any other subheading within Chapter 22, heading 20.09 or from mixtures of juices of subheading 2106.90, whether or not there is also a change from any other chapter, provided that the juice of a single fruit or vegetable, or juice ingredients from a single non-party constitute in single strength form not more than 60 percent by volume of the good;

A change to beverages containing milk from any other chapter, except from Chapter 4 or from dairy preparations containing over 10 percent by weight of milk solids of subheading 1901.90; or

A change to ginseng preparations of subheading 2202.90 from any other heading, except from subheadings 1211.20 and 1302.19.

A change to any other good of subheading 2202.90 from any other chapter.

22.03-22.05

A change to heading 22.03 through 22.05 from any other chapter, except from compound alcoholic preparations of subheading 2106.90.

22.06

A change to *cheongju* of heading 22.06 from any other heading; or

A change to any other good of heading 22.06 from any other chapter, except from compound alcoholic preparations of subheading 2106.90.

22.07

A change to heading 22.07 from any other chapter, except from compound alcoholic preparations of subheading 2106.90.

22.08

A change to *soju* of subheading 2208.90 from any other heading; or

A change to any other good of heading 2208 from any other chapter, except from compound alcoholic preparations of subheading 2106.90.

22.09

A change to heading 22.09 from any other heading.

### **Chapter 23**

#### **Residues and Waste from the Food Industries; Prepared Animal Fodder**

23.01-23.08

A change to heading 23.01 through 23.08 from any other chapter.

2309.10

A change to subheading 2309.10 from any other heading.

2309.90

A change to subheading 2309.90 from any other heading, except from headings 04.01 through 04.05 or subheading 1901.90.

### **Chapter 24**

#### **Tobacco and Manufactured Tobacco Substitutes**

24.01

A change to heading 24.01 from any other chapter.

24.02

A change to heading 24.02 from any other chapter or from wrapper tobacco not threshed or similarly processed of heading 24.01, or from homogenized or reconstituted tobacco suitable for use as wrapper tobacco of heading 24.03.

#### **Note:**

Subject to the annual quantitative limitations set out below, each Party shall treat as originating any good of subheading 2402.20 that contains non-originating tobacco of heading 24.01, provided that:

- (a) leaf tobacco of heading 24.01 that has been grown and harvested in the United States constitutes not less than 30 percent by weight of the tobacco contained in such good; or
- (b) originating leaf tobacco of heading 24.01 constitutes not less than 60 percent by weight of the tobacco contained in such good.

The quantitative limitations provided for in year 7 shall apply to all subsequent years.

<u>Year</u>	<u>Quantity</u> (million pieces)
1	1,100
2	1,350
3	1,600
4	1,850
5	2,100
6	2,300
7	2,500

24.03

A change to homogenized or reconstituted tobacco for use as cigar wrapper of subheading 2403.91 from any other heading; or

A change to any other good of heading 24.03 from any other chapter.

## **Section V**

### **Mineral Products (Chapter 25-27)**

#### **Chapter 25**

##### **Salt; Sulphur; Earths and Stone; Plastering Materials, Lime and Cement**

25.01 – 25.16

A change to heading 25.01 through 25.16 from any other heading.

2517.10 – 2517.20

A change to subheading 2517.10 through 2517.20 from any other heading.

2517.30

A change to subheading 2517.30 from any other subheading.

2517.41 – 2517.49

A change to subheading 2517.41 through 2517.49 from any other heading.

25.18 – 25.22

A change to heading 25.18 through 25.22 from any other heading.

25.23

A change to heading 25.23 from any other chapter.

25.24 – 25.30

A change to heading 25.24 through 25.30 from any other heading.

#### **Chapter 26**

##### **Ores, Slag and Ash**

26.01 – 26.21

A change to heading 26.01 through 26.21 from any other heading.

#### **Chapter 27**

##### **Mineral Fuels, Mineral Oils and Products of their Distillation; Bituminous Substances; Mineral Waxes**

#### **Note:**

For purposes of this chapter, a “chemical reaction” is a process (including a biochemical process) that results in a molecule with a new structure by breaking intramolecular bonds and by forming new intramolecular bonds, or by altering the spatial arrangement of atoms in a molecule.

The following are not considered to be chemical reactions for the purposes of this definition:

- (a) dissolving in water or other solvents;
- (b) the elimination of solvents, including solvent water; or
- (c) the addition or elimination of water of crystallization.

For purposes of heading 27.10, the following processes confer origin:

- (a) Atmospheric distillation: A separation process in which petroleum oils are converted, in a distillation tower, into fractions according to boiling point and the vapor then condensed into different liquefied fractions.
- (b) Vacuum distillation: Distillation at a pressure below atmospheric but not so low that it would be classed as molecular distillation.

27.01-27.06

A change to heading 27.01 through 27.06 from any other heading.

2707.10 – 2707.99

A change to subheading 2707.10 through 2707.99 from any other heading; or

A change to subheading 2707.10 through 2707.99 from any other subheading, provided that the good resulting from such change is the product of a chemical reaction.

27.08-27.09

A change to heading 27.08 through 27.09 from any other heading.

27.10

A change to any good of heading 27.10 from any other good of heading 27.10, provided that the good resulting from such change is the product of a chemical reaction, atmospheric distillation or vacuum distillation; or

A change to heading 27.10 from any other heading except from heading 22.07.

2711.11

A change to subheading 2711.11 from any other subheading, except from subheading 2711.21.

2711.12 – 2711.19

A change to subheading 2711.12 through 2711.19 from any other subheading, except from subheading 2711.29.

2711.21

A change to subheading 2711.21 from any other subheading, except from subheading 2711.11.

2711.29

A change to subheading 2711.29 from any other subheading, except from subheading 2711.12 through 2711.21.

27.12 – 27.16

A change to heading 27.12 through 27.16 from any other heading.

## **Section VI**

### **Products of the Chemical or Allied Industries (Chapter 28-38)**

#### **Note 1:**

A good of any chapter or heading in Section VI that satisfies one or more of Rules 1 through 7 of this Section shall be treated as an originating good, except as otherwise specified in those rules.

#### **Note 2:**

Notwithstanding Note 1, a good is an originating good if it meets the applicable change in tariff classification or satisfies the applicable value content requirement specified in the rules of origin in this Section.

#### **Rule 1: Chemical Reaction Origin**

A good of Chapters 28 through 38, except goods of heading 38.23, that results from a chemical reaction in the territory of one or both of the Parties shall be treated as an originating good.

#### **Note:**

For purposes of this section, a “chemical reaction” is a process (including a biochemical process) that results in a molecule with a new structure by breaking intramolecular bonds and by forming new intramolecular bonds, or by altering the spatial arrangement of atoms in a molecule.

The following are not considered to be chemical reactions for the purposes of determining whether a good is an originating good:

- (a) dissolution in water or in another solvent;
- (b) the elimination of solvents including solvent water; or
- (c) the addition or elimination of water of crystallization.

#### **Rule 2: Purification**

A good of Chapters 28 through 38 that is subject to purification shall be treated as an originating good provided that the purification occurs in the territory of one or both of the Parties and results in the following:

- (a) the elimination of not less than 80 percent of the impurities; or
- (b) the reduction or elimination of impurities resulting in a good suitable:

- (i) as a pharmaceutical, medicinal, cosmetic, veterinary, or food grade substance;
- (ii) as a chemical product or reagent for analytical, diagnostic, or laboratory uses;
- (iii) as an element or component for use in micro-elements;
- (iv) for specialized optical uses;
- (v) for non-toxic uses for health and safety;
- (vi) for biotechnical use;
- (vii) as a carrier used in a separation process; or
- (viii) for nuclear grade uses.

**Rule 3: Mixtures and Blends**

A good of Chapters 30, 31, or 33 through 38, except for heading 38.08, shall be treated as an originating good if the deliberate and proportionally controlled mixing or blending (including dispersing) of materials to conform to predetermined specifications, resulting in the production of a good having different essential physical or chemical characteristics that are relevant to the purposes or uses of the good and are different from the input materials, occurs in the territory of one or both of the Parties.

**Rule 4: Change in Particle Size**

A good of Chapters 30, 31, or 33, shall be treated as an originating good if the deliberate and controlled modification in particle size of the good, including micronizing by dissolving a polymer and subsequent precipitation, other than by merely crushing or pressing, resulting in a good having a defined particle size, defined particle size distribution, or defined surface area, which is relevant to the purposes of the resulting good and having different essential physical or chemical characteristics from the input materials, occurs in the territory of one or both of the Parties.

**Rule 5: Standards Materials**

A good of Chapters 28 through 38 shall be treated as an originating good if the production of standards materials occurs in the territory of one or both of the Parties.

For the purposes of this rule “standards materials” (including standard solutions) are preparations suitable for analytical, calibrating, or referencing uses, having precise degrees of purity or proportions that are certified by the manufacturer.

**Rule 6: Isomer Separation**

A good of Chapters 28 through 38 shall be treated as an originating good if the isolation

or separation of isomers from mixtures of isomers occurs in the territory of one or both of the Parties.

### **Rule 7: Separation Prohibition**

A good of Chapters 28 through 38 that undergoes a change from one classification to another in the territory of one or more of the Parties as a result of the separation of one or more materials from a man-made mixture shall not be treated as an originating good unless the isolated material underwent a chemical reaction in the territory of one or both of the Parties.

### **Chapter 28 Inorganic Chemicals; Organic or Inorganic Compounds of Precious Metals, of Rare-Earth Metals, of Radioactive Elements or of Isotopes**

28.01 – 28.08

A change to heading 28.01 through 28.08 from any other heading.

2809.10 – 2809.20

A change to subheading 2809.10 through 2809.20 from any other subheading.

28.10 – 28.51

A change to heading 28.10 through 28.51 from any other heading.

### **Chapter 29 Organic Chemicals**

2901.10 – 2901.29

A change to subheading 2901.10 through 2901.29 from any other subheading.

29.02 – 29.35

A change to heading 29.02 through 29.35 from any other heading.

2936.10-2941.90

A change to subheading 2936.10 through 2941.90 from any other subheading.

29.42

A change to heading 29.42 from any other heading.

### **Chapter 30 Pharmaceutical Products**

3001.10 - 3002.90

A change to subheading 3001.10 through 3002.90 from any other subheading.

30.03

A change to heading 30.03 from any other heading.

30.04

A change to heading 30.04 from any other heading, except from heading 30.03.

3005.10 - 3006.80

A change to subheading 3005.10 through 3006.80 from any other subheading.

### **Chapter 31 Fertilizers**

31.01 – 31.05

A change to heading 31.01 through 31.05 from any other heading.

### **Chapter 32**

#### **Tanning or Dyeing Extracts; Tannins and Their Derivatives; Dyes, Pigments and Other Coloring Matter; Paints and Varnishes; Putty and Other Mastics; Inks.**

3201.10 – 3202.90

A change to subheading 3201.10 through 3202.90 from any other subheading.

32.03

A change to heading 32.03 from any other heading.

3204.11 – 3204.90

A change to subheading 3204.11 through 3204.90 from any other subheading.

32.05

A change to heading 32.05 from any other chapter.

3206.11 – 3206.50

A change to subheading 3206.11 through 3206.50 from any other subheading.

32.07 – 32.12

A change to heading 32.07 through 32.12 from any other chapter.

32.13-32.14

A change to heading 32.13 through 32.14 from any other heading.

32.15

A change to heading 32.15 from any other chapter.

### **Chapter 33**

#### **Essential Oils and Resinoids; Perfumery, Cosmetic or Toilet Preparations**

3301.11-3301.30

A change to subheading 3301.11 through 3301.30 from any other subheading.

3301.90

A change to subheading 3301.90 from any other heading, except from subheading 1211.20 and 1302.19.

33.02 – 33.07

A change to heading 33.02 through 33.07 from any other heading.

### **Chapter 34**

**Soap, Organic Surface-active Agents, Washing Preparations, Lubricating Preparations, Artificial Waxes, Prepared Waxes, Polishing or Scouring Preparations, Candles and Similar Articles, Modeling Pastes, Dental Waxes and Dental Preparations with a Basis of Plaster**

34.01 – 34.07

A change to heading 34.01 through 34.07 from any other heading.

**Chapter 35**

**Albuminoidal Substances; Modified Starches; Glues, Enzymes**

3501.10 – 3501.90

A change to subheading 3501.10 through 3501.90 from any other subheading.

3502.11 – 3502.19

A change to subheading 3502.11 through 3502.19 from any other heading, except from heading 04.07.

3502.20 – 3502.90

A change to subheading 3502.20 through 3502.90 from any other subheading.

35.03-35.04

A change to heading 35.03 through 35.04 from any other heading.

35.05

A change to heading 35.05 from any other heading, except from heading 11.08.

35.06

A change to heading 35.06 from any other heading, except from heading 35.01, 35.03, and 35.05.

35.07

A change to heading 35.07 from any other heading.

**Chapter 36**

**Explosives; Pyrotechnic Products; Matches; Pyrophoric Alloys; Certain Combustible Preparations**

36.01-36.06

A change to heading 36.01 through 36.06 from any other heading.

**Chapter 37**

**Photographic or Cinematographic Goods**

37.01 – 37.03

A change to heading 37.01 through 37.03 from any other heading outside that group.

37.04 – 37.07

A change to heading 37.04 through 37.07 from any other heading.

## **Chapter 38**

### **Miscellaneous Chemical Products**

38.01 – 38.07

A change to heading 38.01 through 38.07 from any other heading.

3808.10 – 3808.90

A change to subheading 3808.10 through 3808.90 from any other subheading provided that not less than 50 percent by weight of the total active ingredient or ingredients is originating.

38.09-38.24

A change to heading 38.09 through 38.24 from any other heading.

38.25

A change to heading 38.25 from any other chapter, except from Chapters 28 through 37, 40, or 90.

### **Section VII**

#### **Plastics and Articles Thereof; Rubber and Articles Thereof (Chapter 39-40)**

#### **Notes to Section VII:**

##### **Note 1:**

A good of any chapter or heading in Section VII that satisfies one or more of Rules 1 through 5 of this Section shall be treated as an originating good, except as otherwise specified in those rules.

##### **Note 2:**

Notwithstanding Note 1, a good is an originating good if it meets the applicable change in tariff classification or satisfies the applicable regional value content specified in the rules of origin in this Section.

#### **Rule 1: Chemical Reaction**

A good of Chapters 39 and 40 that results from a chemical reaction in the territory of one or both of the Parties shall be treated as an originating good.

For purposes of this section, a “chemical reaction” is a process (including a biochemical process) that results in a molecule with a new structure by breaking intramolecular bonds and by forming new intramolecular bonds, or by altering the spatial arrangement of atoms in a molecule.

The following are not considered to be chemical reactions for the purposes of determining whether a good is an originating good:

- (a) dissolution in water or another solvent;
- (b) the elimination of solvents including solvent water; or

- (c) the addition or elimination of water of crystallization.

### **Rule 2: Mixtures and Blends Origin**

A good of Chapters 39 and 40 shall be treated as an originating good if the deliberate and proportionally controlled mixing or blending (including dispersing) of materials to conform to predetermined specifications, resulting in the production of a good having different essential physical or chemical characteristics that are relevant to the purposes or uses of the good and are different from the input materials, occurs in the territory of one or both of the Parties.

### **Rule 3: Purification**

A good of Chapters 39 and 40 that is subject to purification shall be treated as an originating good provided that the purification occurs in the territory of one or both of the Parties and results in the following:

- (a) the elimination of not less than 80 percent of the content of existing impurities; or
- (b) the reduction or elimination of impurities resulting in a good suitable:
  - (i) as a pharmaceutical, medicinal, cosmetic, veterinary, or food grade substances;
  - (ii) as a chemical product or reagent for analytical, diagnostic, or laboratory uses;
  - (iii) as an element or component for use in micro-elements;
  - (iv) for specialized optical uses;
  - (v) for non toxic uses for health and safety;
  - (vi) for biotechnical use;
  - (vii) for carriers used in a separation process; or
  - (viii) for nuclear grade uses.

### **Rule 4: Change in Particle Size**

A good of Chapter 39 shall be treated as an originating good if the deliberate and controlled modification in particle size of a good, including micronizing by dissolving a polymer and subsequent precipitation, other than by merely crushing or pressing, resulting in a good having a defined particle size, defined particle size distribution or defined surface area, which is relevant to the purposes of the resulting good and having different essential physical or chemical characteristics from the input materials, occurs in the territory of one or both of the Parties.

## **Rule 5: Isomer Separation**

A good of Chapter 39 shall be treated as an originating good if the isolation or separation of isomers from mixtures of isomers occurs in the territory of one of both of the Parties.

### **Chapter 39 Plastics and Articles Thereof**

39.01 – 39.15

A change to heading 39.01 through 39.15 from any other heading, provided that the originating polymer content in heading 39.01 through 39.15 is not less than 50 percent by weight of the total polymer content.

39.16 – 39.26

A change to subheading 39.16 through 39.26 from any other heading.

### **Chapter 40 Rubber and Articles Thereof**

40.01

A change to heading 40.01 from any other heading; or

A change to subheading 4001.10 through 4001.30 from any other subheading, provided that there is a regional value content of not less than 30 percent under the build-down method.

40.02 – 40.05

A change to heading 40.02 through 40.05 from any other heading.

40.06

A change to heading 40.06 from any other heading, except from heading 40.01; or

A change to heading 40.06 from heading 40.01 or from any other heading, provided that there is a regional value content of not less than 30 percent under the build-down method.

40.07 – 40.17

A change to heading 40.07 through 40.17 from any other heading.

## **Section VIII**

### **Raw Hides and Skins, Leather, Furskins and Articles Thereof; Saddlery and Harness; Travel Goods, Handbags and Similar Containers; Articles of Animal Gut (Other Than Silk-worm Gut) (Chapter 41-43)**

#### **Chapter 41 Raw Hides and Skins (Other Than Furskins) and Leather**

4101.20 – 4103.10

A change to subheading 4101.20 through 4103.10 from any other subheading.

4103.20 – 4103.90

A change to subheading 4103.20 through 4103.90 from any other heading.

4104.11 – 4104.49

A change to subheading 4104.11 through 4104.49 from any other subheading.

41.05

A change to heading 41.05 from any other heading, except from hides or skins of heading 41.02 that have undergone a tanning (including a pre-tanning) process which is reversible, or from heading 41.12; or

A change to heading 41.05 from wet blues of 4105.10.

41.06

A change to heading 41.06 from any other heading, except from hides or skins of heading 41.03 that have undergone a tanning (including a pre-tanning) process which is reversible, or from heading 41.13; or

A change to heading 41.06 from wet blues of 4106.21, 4106.31, or 4106.91.

41.07

A change to heading 41.07 from any other heading.

41.12

A change to heading 41.12 from any other heading except from hides or skins of heading 41.02 which have undergone a tanning (including a pre-tanning) process which is reversible, or from heading 41.05; or

A change to heading 41.12 from wet blues of 4105.10.

41.13

A change to heading 41.13 from any other heading, except from hides or skins of heading 41.03 that have undergone a tanning (including a pre-tanning) process which is reversible, or from heading 41.06; or

A change to heading 41.13 from wet blues of subheading 4106.21, 4106.31 or 4106.91.

4114.10 -4115.20

A change to subheading 4114.10 through 4115.20 from any other subheading.

## **Chapter 42**

### **Articles of Leather; Saddlery and Harness; Travel Goods, Handbags and Similar Containers; Articles of Animal Gut (Other Than Silk-worm Gut)**

42.01

A change to heading 42.01 from any other heading.

4202.11

A change to subheading 4202.11 from any other chapter.

4202.12

See Annex 4-A (Specific Rules of Origin for Textile or Apparel Goods) for goods with an outer surface of textile materials.

A change to any other good of subheading 4202.12 from any other heading.

4202.19 – 4202.21

A change to subheading 4202.19 through 4202.21 from any other chapter.

4202.22

See Annex 4-A (Specific Rules of Origin for Textile or Apparel Goods) for goods with an outer surface of textile materials.

A change to any other good of subheading 4202.22 from any other heading.

4202.29 - 4202.31

A change to subheading 4202.29 through 4202.31 from any other chapter.

4202.32

See Annex 4-A (Specific Rules of Origin for Textile or Apparel Goods) for goods with an outer surface of textile materials.

A change to any other good of subheading 4202.32 from any other heading.

4202.39 – 4202.91

A change to subheading 4202.39 through 4202.91 from any other chapter.

4202.92

See Annex 4-A (Specific Rules of Origin for Textile or Apparel Goods) for goods with an outer surface of textile materials.

A change to any other good of subheading 4202.92 from any other heading.

4202.99

A change to subheading 4202.99 from any other chapter.

42.03 – 42.06

A change to heading 42.03 through 42.06 from any other heading.

### **Chapter 43**

#### **Furskins and Artificial Fur; Manufactures Thereof**

43.01

A change to heading 43.01 from any other chapter.

43.02 – 43.04

A change to heading 43.02 through 43.04 from any other heading.

## **Section IX**

### **Wood and Articles of Wood; Wood Charcoal; Cork and Articles of Cork; Manufactures of Straw, of Esparto or of Other Plaiting Materials; Basketware and Wickerwork (Chapter 44-46)**

#### **Chapter 44**

##### **Wood and Articles of Wood; Wood Charcoal**

44.01-44.21

A change to heading 44.01 through 44.21 from any other heading.

#### **Chapter 45**

##### **Cork and Articles of Cork**

45.01-45.04

A change to heading 45.01 through 45.04 from any other heading.

#### **Chapter 46**

##### **Manufactures of Straw, of Esparto or of Other Plaiting Materials; Basketware and Wickerwork**

46.01

A change to heading 46.01 from any other chapter.

46.02

A change to heading 46.02 from any other heading.

## **Section X**

### **Pulp of Wood or of Other Fibrous Cellulosic Material; Recovered (Waste and Scrap) Paper or Paperboard; Paper and Paperboard and Articles Thereof (Chapter 47-49)**

#### **Chapter 47**

##### **Pulp of Wood or of Other Fibrous Cellulosic Material; Recovered (Waste and Scrap) Paper or Paperboard**

47.01-47.07

A change to heading 47.01 through 47.07 from any other heading.

#### **Chapter 48**

##### **Paper and Paperboard; Articles of Paper Pulp, of Paper or of Paperboard**

48.01 – 48.07

A change to heading 48.01 through 48.07 from any other chapter.

48.08 – 48.23

A change to heading 48.08 through 48.23 from any other heading.

#### **Chapter 49**

**Printed Books, Newspapers, Pictures and Other Products of the Printing Industry;  
Manuscripts, Typescripts and Plans**

49.01 – 49.11

A change to heading 49.01 through 49.11 from any other chapter.

**Section XI**

**Textiles and Textile Articles (Chapter 50 through 63)**

See Annex 4-A (Specific Rules of Origin for Textile or Apparel Goods)

**Section XII**

**Footwear, Headgear, Umbrellas, Sun Umbrellas, Walking-Sticks, Seat-Sticks, Whips,  
Riding-Crops and Parts Thereof; Prepared Feathers and Articles Made Therewith;  
Artificial Flowers; Articles of Human Hair (Chapter 64-67)**

**Chapter 64**

**Footwear, Gaiters and the Like; Parts of Such Articles**

64.01 – 64.06

A change to subheadings 6401.10 or 6401.91 or tariff items 6401.92.aa, 6401.99.aa, 6401.99.bb, 6401.99.cc, 6402.30.aa, 6402.30.bb, 6402.30.cc, 6402.91.aa, 6402.91.bb, 6402.91.cc, 6402.99.aa, 6402.99.bb, 6402.99.cc, 6404.11.aa, or 6404.19.aa from any other heading outside heading 64.01 through 64.05, except from subheading 6406.10, provided that there is a regional value content of not less than 55 percent under the build-up method<sup>7</sup>; or

A change to any other good of Chapter 64 from any other subheading.

**Chapter 65**

**Headgear and Parts Thereof**

65.01 – 65.02

A change to heading 65.01 through 65.02 from any other chapter.

65.03 – 65.06

A change to heading 65.03 through 65.06 from any other heading, except from heading 65.03 through 65.07.

65.07

A change to heading 65.07 from any other heading.

**Chapter 66**

**Umbrellas, Sun Umbrellas, Walking Sticks, Seat-Sticks, Whips, Riding-Crops and  
Parts Thereof**

66.01 – 66.02

A change to heading 66.01 through 66.02 from any other heading.

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<sup>7</sup> See Correlation Table in Appendix 6-A-1.

66.03

A change to heading 66.03 from any other chapter.

**Chapter 67**

**Prepared Feathers and Down and Articles Made of Feathers or of Down; Artificial Flowers; Articles of Human Hair**

67.01

A change to heading 67.01 from any other heading; or

A change to articles of feather or down of heading 67.01 from any other good, including a good in that heading.

67.02 – 67.04

A change to heading 67.02 through 67.04 from any other heading.

**Section XIII**

**Articles of Stone, Plaster, Cement, Asbestos, Mica or Similar Materials; Ceramic Products; Glass and Glassware (Chapter 68-70)**

**Chapter 68**

**Articles of Stone, Plaster, Cement, Asbestos, Mica or Similar Materials**

68.01 – 68.11

A change to heading 68.01 through 68.11 from any other heading.

6812.50

A change to subheading 6812.50 from any other subheading.

6812.60 – 6812.90

A change to subheading 6812.60 through 6812.90 from any other heading.

68.13 – 68.15

A change to heading 68.13 through 68.15 from any other heading.

**Chapter 69**

**Ceramic Products**

69.01 – 69.14

A change to heading 69.01 through 69.14 from any other chapter.

**Chapter 70**

**Glass and Glassware**

70.01 – 70.02

A change to heading 70.01 through 70.02 from any other heading.

70.03 – 70.07

A change to heading 70.03 through 70.07 from any other heading outside that group.

70.08

A change to heading 70.08 from any other heading.

70.09 – 70.18

A change to heading 70.09 through 70.18 from any other heading outside that group, except from heading 70.07 through 70.08.

70.19

See Annex 4-A (Specific Rules of Origin for Textile or Apparel Goods).

70.20

A change to heading 70.20 from any other heading.

#### **Section XIV**

**Natural or Cultured Pearls, Precious or Semi-Precious Stones, Precious Metals, Metals Clad with Precious Metal and Articles Thereof; Imitation Jewelry; Coin (Chapter 71)**

#### **Chapter 71**

**Natural or Cultured Pearls, Precious or Semi-Precious Stones, Precious Metals, Metals Clad with Precious Metal and Articles Thereof, Imitation Jewelry; Coin**

71.01

A change to heading 71.01 from any other heading.

71.02 – 71.03

A change to heading 71.02 through 71.03 from any other chapter.

71.04 – 71.05

A change to heading 71.04 through 71.05 from any other heading.

71.06 – 71.08

A change to heading 71.06 through 71.08 from any other chapter.

71.09

A change to heading 71.09 from any other heading.

71.10 – 71.11

A change to heading 71.10 through 71.11 from any other chapter.

71.12

A change to heading 71.12 from any other heading.

71.13

A change to heading 71.13 from any other heading, except from heading 71.16.

71.14 – 71.15

A change to heading 71.14 through 71.15 from any other heading.

71.16

A change to heading 71.16 from any other heading, except from heading 71.13.

71.17 – 71.18

A change to heading 71.17 through 71.18 from any other heading.

## **Section XV**

### **Base Metals and Articles of Base Metal (Chapter 72-83)**

#### **Chapter 72**

##### **Iron and Steel**

72.01 – 72.03

A change to heading 72.01 through 72.03 from any other chapter.

72.04 – 72.05

A change to heading 72.04 through 72.05 from any other heading.

72.06 – 72.07

A change to heading 72.06 through 72.07 from any heading outside that group.

72.08 – 72.29

A change to heading 72.08 through 72.29 from any other heading.

#### **Chapter 73**

##### **Articles of Iron or Steel**

73.01 – 73.07

A change to heading 73.01 through 73.07 from any other chapter; or

A change to a good of subheading 7304.41 having an external diameter of less than 19 mm from subheading 7304.49.

73.08

A change to heading 73.08 from any other heading, except for changes resulting from the following processes performed on angles, shapes, or sections classified in heading 72.16:

- (a) drilling, punching, notching, cutting, cambering, or sweeping, whether performed individually or in combination;
- (b) adding attachments or weldments for composite construction;
- (c) adding attachments for handling purposes;
- (d) adding weldments, connectors or attachments to H-sections or I-sections; provided that the maximum dimension of the weldments, connectors or attachments is not greater than the dimension between the inner surfaces of the flanges of the H-sections or I-sections;
- (e) painting, galvanizing, or otherwise coating; or
- (f) adding a simple base plate without stiffening elements, individually or in combination with drilling, punching, notching, or cutting, to create an article suitable as a column.

73.09 – 73.11

A change to heading 73.09 through 73.11 from any other heading outside that group.

73.12 – 73.14

A change to heading 73.12 through 73.14 from any other heading.

7315.11 – 7315.12

A change to subheading 7315.11 through 7315.12 from any other heading; or

A change to subheading 7315.11 through 7315.12 from subheading 7315.19, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

7315.19

A change to subheading 7315.19 from any other heading.

7315.20 – 7315.89

A change to subheading 7315.20 through 7315.89 from any other heading; or

A change to subheading 7315.20 through 7315.89 from subheading 7315.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

7315.90

A change to subheading 7315.90 from any other heading.

73.16

A change to heading 73.16 from any other heading, except from heading 73.12 or 73.15.

73.17

A change to heading 73.17 from any other heading.

73.18

A change to heading 73.18 from any other heading, except from heading 73.17.

73.19 - 73.20

A change to heading 73.19 through 73.20 from any other heading.

7321.11

A change to subheading 7321.11 from any other subheading, except cooking chambers, whether or not assembled, the upper panels, whether or not with controls or burners, or door assemblies, which includes more than one of the following components: inside panel, external panel, window, or isolation of subheading 7321.90; or

A change to subheading 7321.11 from subheading 7321.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

7321.12 – 7321.83

A change to subheading 7321.12 through 7321.83 from any other heading; or

A change to subheading 7321.12 through 7321.83 from subheading 7321.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

7321.90

A change to subheading 7321.90 from any other heading, or

No change in tariff classification is required, provided that there is regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

73.22

A change to heading 73.22 from any other heading.

73.23

A change to heading 73.23 from any heading, except from heading 73.22.

7324.10 – 7324.29

A change to subheading 7324.10 through 7324.29 from any other heading; or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

7324.90

A change to subheading 7324.90 from any other heading.

7325.10 – 7326.20

A change to subheading 7325.10 through 7326.20 from any subheading outside that group.

7326.90

A change to subheading 7326.90 from any other heading, except from heading 73.25.

**Chapter 74**  
**Copper and Articles Thereof**

74.01-74.07

A change to heading 74.01 through 74.07 from any other heading.

74.08

A change to heading 74.08 from any other heading except from heading 74.07.

74.09

A change to heading 74.09 from any other heading.

74.10

A change to heading 74.10 from any other heading, except from plate, sheet, or strip of heading 74.09 of a thickness less than 5 mm.

74.11 – 74.19

A change to heading 74.11 through 74.19 from any other heading.

**Chapter 75**  
**Nickel and Articles Thereof**

75.01 – 75.05

A change to heading 75.01 through 75.05 from any other heading.

75.06

A change to heading 75.06 from any other heading; or

A change to foil, not exceeding 0.15 mm in thickness, from any other good of heading 75.06, provided that there has been a reduction in thickness of not less than 50 percent.

7507.11 – 7508.90

A change to subheading 7507.11 through 7508.90 from any other subheading.

**Chapter 76**  
**Aluminum and Articles Thereof**

76.01 – 76.03

A change to heading 76.01 through 76.03 from any other heading.

76.04

A change to heading 76.04 from any other heading, except from heading 76.05 through 76.06.

76.05

A change to heading 76.05 from any other heading, except from heading 76.04.

7606.11

A change to subheading 7606.11 from any other heading.

7606.12

A change to subheading 7606.12 from any other heading, except from heading 76.04 through 76.06.

7606.91

A change to subheading 7606.91 from any other heading.

7606.92

A change to subheading 7606.92 from any other heading, except from heading 76.04 through 76.06.

7607.11

A change to subheading 7607.11 from any other heading.

7607.19 – 7607.20

A change to subheading 7607.19 through 7607.20 from any other heading; or

No change in a tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

76.08 – 76.09

A change to heading 76.08 through 76.09 from any other heading outside that group.

76.10 – 76.15

A change to heading 76.10 through 76.15 from any other heading.

7616.10

A change to subheading 7616.10 from any other heading.

7616.91 – 7616.99

A change to subheading 7616.91 through 7616.99 from any other subheading.

## **Chapter 78**

### **Lead and Articles Thereof**

78.01 – 78.06

A change to heading 78.01 through 78.06 from any other heading.

## **Chapter 79**

### **Zinc and Articles Thereof**

79.01 – 79.02

A change to heading 79.01 through 79.02 from any other chapter.

7903.10

A change to subheading 7903.10 from any other chapter.

7903.90

A change to subheading 7903.90 from any other heading.

79.04 – 79.07

A change to heading 79.04 through 79.07 from any other heading.

## **Chapter 80**

### **Tin and Articles Thereof**

80.01 – 80.04

A change to heading 80.01 through 80.04 from any other heading.

80.05

A change to heading 80.05 from any other heading, except from heading 80.04.

80.06 – 80.07

A change to heading 80.06 through 80.07 from any other heading.

## **Chapter 81**

### **Other Base Metals; Cermets; Articles Thereof**

8101.10 – 8101.95

A change to subheading 8101.10 through 8101.95 from any other subheading.

8101.96

A change to subheading 8101.96 from any other subheading, except from subheading 8101.95.

8101.97 – 8101.99

A change to subheading 8101.97 through 8101.99 from any other subheading.

8102.10-8102.95

A change to subheading 8102.10 through 8102.95 from any other subheading.

8102.96

A change to subheading 8102.96 from any other subheading, except from subheading 8102.95.

8102.97 – 8102.99

A change to subheading 8102.97 through 8102.99 from any other subheading.

8103.20 – 8105.90

A change to subheading 8103.20 through 8105.90 from any other subheading.

81.06

A change to heading 81.06 from any other chapter, or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8107.20 – 8107.90

A change to subheading 8107.20 through 8107.90 from any other subheading.

8108.20 – 8108.30

A change to subheading 8108.20 through 8108.30 from any other chapter.

8108.90

A change to subheading 8108.90 from any other subheading.

8109.20 – 8109.90

A change to subheading 8109.20 through 8109.90 from any other subheading.

81.10

A change to heading 81.10 from any other subheading, or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

81.11

A change to heading 81.11 from any other chapter; or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8112.12 – 8112.19

A change to subheading 8112.12 through 8113.19 from any other subheading.

8112.21 – 8112.59

A change to subheading 8112.21 through 8112.59 from any other chapter, or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8112.92

A change to subheading 8112.92 from any other chapter.

8112.99

A change to subheading 8112.99 from any other subheading.

81.13

A change to heading 81.13 from any other chapter, or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

## **Chapter 82**

### **Tools, Implements, Cutlery, Spoons and Forks, of Base Metal; Parts Thereof of Base Metal**

82.01 – 82.06

A change to heading 82.01 through 82.06 from any other chapter.

8207.13

A change to subheading 8207.13 from any other chapter; or

A change to subheading 8207.13 from heading 82.09 or subheading 8207.19, whether or not there is also a change from any other chapter, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8207.19 – 8207.30

A change to subheading 8207.19 through 8207.30 from any other chapter.

8207.40 – 8207.50

A change to subheading 8207.40 through 8207.50 from any other heading.

8207.60

A change to subheading 8207.60 from any other chapter.

8207.70

A change to subheading 8207.70 from any other heading.

8207.80

A change to subheading 8207.80 from any other chapter.

8207.90

A change to subheading 8207.90 from any other heading.

82.08 – 82.15

A change to heading 82.08 through 82.15 from any other chapter; or

A change to subheading 8211.91 through 8211.93 from subheading 8211.95, whether or not there is also a change from another chapter, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

### **Chapter 83**

#### **Miscellaneous Articles of Base Metal**

8301.10 – 8301.40

A change to subheading 8301.10 through 8301.40 from any other chapter; or

A change to subheading 8301.10 through 8301.40 from subheading 8301.60, whether or not there is also a change from any other chapter, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8301.50

A change to subheading 8301.50 from any other chapter; or

A change to subheading 8301.50 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8301.60 – 8301.70

A change to subheading 8301.60 through 8301.70 from any other chapter.

83.02 – 83.04

A change to heading 83.02 through 83.04 from any other heading.

8305.10 - 8305.20

A change to subheading 8305.10 through 8305.20 from any other chapter; or

A change to subheading 8305.10 through 8305.20 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8305.90

A change to subheading 8305.90 from any other heading.

8306.10

A change to subheading 8306.10 from any other chapter.

8306.21 - 8306.30

A change to subheading 8306.21 through 8306.30 from any other heading.

83.07

A change to heading 83.07 from any other heading.

8308.10 – 8308.20

A change to subheading 8308.10 through 8308.20 from any other heading; or

A change to subheading 8308.10 through 8308.20 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8308.90

A change to subheading 8308.90 from any other heading.

83.09-83.10

A change to heading 83.09 through 83.10 from any other heading.

8311.10 – 8311.30

A change to subheading 8311.10 through 8311.30 from any other heading; or

A change to subheading 8311.10 through 8311.30 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8311.90

A change to subheading 8311.90 from any other heading.

## **Section XVI**

**Machinery and Mechanical Appliances; Electrical Equipment; Parts Thereof; Sound Recorders and Reproducers, Television Image and Sound Recorders and Reproducers, and Parts and Accessories of Such Articles (Chapter 84-85)**

**Chapter 84**  
**Nuclear Reactors, Boilers, Machinery and Mechanical Appliances; Parts Thereof**

8401.10-8401.30

A change to subheading 8401.10 through 8401.30 from any other subheading.

8401.40

A change to subheading 8401.40 from any other heading.

8402.11

A change to subheading 8402.11 from any other heading; or

A change to subheading 8402.11 from subheading 8402.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8402.12

A change to subheading 8402.12 from any other heading; or

A change to subheading 8402.12 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8402.19

A change to subheading 8402.19 from any other heading; or

A change to subheading 8402.19 from subheading 8402.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8402.20

A change to subheading 8402.20 from any other heading; or

A change to subheading 8402.20 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8402.90

A change to subheading 8402.90 from any other heading, or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8403.10

A change to subheading 8403.10 from any other subheading.

8403.90

A change to subheading 8403.90 from any other heading.

8404.10

A change to subheading 8404.10 from any other subheading.

8404.20

A change to subheading 8404.20 from any other heading; or

A change to subheading 8404.20 from subheading 8404.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8404.90

A change to subheading 8404.90 from any other heading.

8405.10

A change to subheading 8405.10 from any other subheading.

8405.90

A change to subheading 8405.90 from any other heading.

8406.10

A change to subheading 8406.10 from any other subheading.

8406.81 – 8406.82

A change to subheading 8406.81 through 8406.82 from any other subheading outside that group.

8406.90

A change to subheading 8406.90 from any other heading; or,

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method; or
- (b) 45 percent under the build-down method.

8407.10 – 8407.29

A change to subheading 8407.10 through 8407.29 from any other heading.

8407.31 - 8407.34

A change to subheading 8407.31 through 8407.34 from any other heading; or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method; or
- (b) 55 percent under the build-down method; or
- (c) 35 percent under the net cost method.

8407.90

A change to subheading 8407.90 from any other heading.

8408.10

A change to subheading 8408.10 from any other heading.

8408.20

A change to subheading 8408.20 from any other heading; or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method; or
- (b) 55 percent under the build-down method; or
- (c) 35 percent under the net cost method.

8408.90

A change to subheading 8408.90 from any other heading.

84.09

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method; or
- (b) 55 percent under the build-down method; or
- (c) 35 percent under the net cost method.

8410.11– 8410.13

A change to subheading 8410.11 through 8410.13 from any other subheading outside that group.

8410.90

A change to subheading 8410.90 from any other heading.

8411.11-8411.82

A change to subheading 8411.11 through 8411.82 from any other subheading outside that group.

8411.91

A change to subheading 8411.91 from any other heading.

8411.99

A change to subheading 8411.99 from any other heading; or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method; or
- (b) 45 percent under the build-down method.

8412.10-8412.80

A change to subheading 8412.10 through 8412.80 from any other subheading.

8412.90

A change to subheading 8412.90 from any other heading.

8413.11 - 8413.82

A change to subheading 8413.11 through 8413.82 from any other subheading.

8413.91-8413.92

A change to subheading 8413.91 through 8413.92 from any other heading; or

For subheading 8413.92, no change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8414.10 – 8414.80

A change to subheading 8414.10 through 8414.80 from any other heading; or

A change to subheading 8414.10 through 8414.80 from subheading 8414.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8414.90

A change to subheading 8414.90 from any other heading, or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8415.10-8415.83

A change to subheading 8415.10 through 8415.83 from any other subheading.

8415.90

A change to subheading 8415.90 from any other heading; or

A change to chassis, chassis blades, and outer cabinets of subheading 8415.90 from any other good, including a good in that subheading.

8416.10-8416.90

A change to subheading 8416.10 through 8416.90 from any other subheading.

8417.10-8417.80

A change to subheading 8417.10 through 8417.80 from any other subheading.

8417.90

A change to subheading 8417.90 from any other heading.

8418.10 – 8418.69

A change to subheading 8418.10 through 8418.69 from any other subheading outside that group, except from subheading 8418.91.

8418.91 –8418.99

A change to subheading 8418.91 through 8418.99 from any other heading.

8419.11 – 8419.89

A change to subheading 8419.11 through 8419.89 from any other subheading.

8419.90

A change to subheading 8419.90 any other heading; or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or

- (b) 45 percent under the build-down method.

8420.10

A change to subheading 8420.10 from any other subheading.

8420.91-8420.99

A change to subheading 8420.91 through 8420.99 from any other heading.

8421.11 – 8421.39

A change to subheading 8421.11 through 8421.39 from any other subheading.

8421.91

A change to subheading 8421.91 from any other heading, or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8421.99

A change to subheading 8421.99 from any other heading, or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8422.11 – 8422.40

A change to subheading 8422.11 through 8422.40 from any other subheading.

8422.90

A change to subheading 8422.90 from any other heading, or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8423.10 – 8423.89

A change to subheading 8423.10 through 8423.89 from any other subheading.

8423.90

A change to subheading 8423.90 from any other heading.

8424.10 – 8430.69

A change to subheading 8424.10 through 8430.69 from any other subheading.

84.31

A change to heading 84.31 from any other heading; or

For subheading 8431.10, 8431.31, 8431.39, 8431.43, or 8431.49, no change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8432.10 – 8437.90

A change to subheading 8432.10 through 8437.90 from any other subheading.

8438.10 – 8438.80

A change to subheading 8438.10 through 8438.80 from any other subheading.

8438.90

A change to subheading 8438.90 from any other heading.

8439.10 – 8440.90

A change to subheading 8439.10 through 8440.90 from any other subheading.

8441.10 – 8441.80

A change to subheading 8441.10 through 8441.80 from any other subheading.

8441.90

A change to subheading 8441.90 from any other heading, or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8442.10 – 8442.30

A change to subheading 8442.10 through 8442.30 from any other subheading outside that group.

8442.40 – 8442.50

A change to subheading 8442.40 through 8442.50 from any other heading.

8443.11-8443.59

A change to subheading 8443.11 through 8443.59 from any other subheading outside that group, except from subheading 8443.60; or

A change to subheading 8443.11 through 8443.59 from subheading 8443.60, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8443.60

A change to subheading 8443.60 from any other subheading, except from subheading 8443.11 through 8443.59.

8443.90

A change to subheading 8443.90 from any other heading.

84.44

A change to heading 84.44 from any other heading.

84.45 – 84.47

A change to heading 84.45 through 84.47 from any other heading outside that group.

8448.11 – 8448.19

A change to subheading 8448.11 through 8448.19 from any other subheading.

8448.20 – 8448.59

A change to subheading 8448.20 through 8448.59 from any other heading.

84.49

A change to heading 84.49 from any other heading.

8450.11 – 8450.20

A change to subheading 8450.11 through 8450.20 from any other subheading.

8450.90

A change to subheading 8450.90 from any other heading.

8451.10 – 8451.80

A change to subheading 8451.10 through 8451.80 from any other subheading.

8451.90

A change to subheading 8451.90 from any other heading.

8452.10 – 8452.29

A change to subheading 8452.10 through 8452.29 from any other subheading outside that group.

8452.30 – 8452.40

A change to subheading 8452.30 through 8452.40 from any other subheading.

8452.90

A change to subheading 8452.90 from any other heading.

8453.10 – 8453.80

A change to subheading 8453.10 through 8453.80 from any other subheading.

8453.90

A change to subheading 8453.90 from any other heading.

8454.10 – 8454.30

A change to subheading 8454.10 through 8454.30 from any other subheading.

8454.90

A change to subheading 8454.90 from any other heading.

8455.10 – 8455.90

A change to subheading 8455.10 through 8455.90 from any other subheading.

84.56

A change to heading 84.56 from any other heading, provided that there is a regional value content of not less than 60 percent under the build-down method.

84.57 – 84.61

A change to heading 84.57 through 84.61 from any other heading, provided that there is a regional value content of not less than 55 percent under the build-down method.

84.62

A change to heading 84.62 from any other heading, provided that there is a regional value content of not less than 60 percent under the build down-method.

84.63

A change to heading 84.63 from any other heading, provided that there is a regional value content of not less than 55 percent under the build down-method.

84.64 – 84.65

A change to heading 84.64 through 84.65 from any other heading.

84.66

A change to heading 84.66 from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8467.11 – 8467.89

A change to subheading 8467.11 through 8467.89 from any other subheading.

8467.91

A change to subheading 8467.91 from any other heading.

8467.92 – 8467.99

A change to subheading 8467.92 through 8467.99 from any other heading, except from heading 84.07.

8468.10-8468.80

A change to subheading 8468.10 through 8468.80 from any other subheading.

8468.90

A change to subheading 8468.90 from any other heading.

8469.11 – 8469.12

A change to subheading 8469.11 through 8469.12 from any other subheading outside that group.

8469.20 – 8469.30

A change to subheading 8469.20 through 8469.30 from any other subheading outside that group.

8470.10 – 8472.90

A change to subheading 8470.10 through 8472.90 from any other subheading.

8473.10 – 8473.50

A change to subheading 8473.10 through 8473.50 from any other subheading; or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 30 percent under the build-up method, or
- (b) 35 percent when the build-down method.

8474.10 – 8474.80

A change to subheading 8474.10 through 8474.80 from any other subheading.

8474.90

A change to subheading 8474.90 from any other heading, or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8475.10

A change to subheading 8475.10 from any other subheading.

8475.21 – 8475.29

A change to subheading 8475.21 through 8475.29 from any other subheading outside that group.

8475.90

A change to subheading 8475.90 from any other heading.

8476.21 – 8476.89

A change to subheading 8476.21 through 8476.89 from any other subheading outside that group.

8476.90

A change to subheading 8476.90 from any other heading.

84.77

A change to heading 84.77 from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method; or

A change to subheadings 8477.10 through 8477.80 from subheading 8477.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8478.10

A change to subheading 8478.10 from any other subheading.

8478.90

A change to subheading 8478.90 from any other heading.

8479.10 – 8479.90

A change to subheading 8479.10 through 8479.90 from any other subheading.

84.80

A change to heading 84.80 from any other heading.

8481.10 – 8481.80

A change to subheading 8481.10 through 8481.80 from any other heading; or

A change to subheading 8481.10 through 8481.80 from subheading 8481.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8481.90

A change to subheading 8481.90 from any other heading.

8482.10-8482.80

A change to subheading 8482.10 through 8482.80 from any other subheading outside of that group, except from subheading 8482.99; or

A change to subheading 8482.10 through 8482.80 from subheading 8482.99, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 40 percent under the build-up method, or
- (b) 50 percent under the build-down method.

8482.91-8482.99

A change to subheading 8482.91 through 8482.99 from any other heading.

8483.10

A change to subheading 8483.10 from any other subheading.

8483.20

A change to subheading 8483.20 from any other subheading, except from subheading 8482.10 through 8482.80.

8483.30

A change to subheading 8483.30 from any other heading; or

A change to subheading 8483.30 from any other subheading, provided that there is a regional value content of not less than:

- (a) 40 percent under the build-up method; or
- (b) 50 percent under the build-down method.

8483.40 – 8483.50

A change to subheading 8483.40 through 8483.50 from any subheading, except from subheading 8482.10 through 8482.80, 8482.99, 8483.10 through 8483.40, 8483.60, or 8483.90; or

A change to subheading 8483.40 through 8483.50 from subheading 8482.10 through 8482.80, 8482.99, 8483.10 through 8483.40, 8483.60, or 8483.90, provided that there is a regional value content of not less than:

- (a) 40 percent under the build-up method; or
- (b) 50 percent under the build-down method.

8483.60

A change to subheading 8483.60 from any other subheading.

8483.90

A change to subheading 8483.90 from any other heading.

8484.10 – 8484.90

A change to subheading 8484.10 through 8484.90 from any other subheading.

84.85

A change to heading 84.85 from any other heading.

## **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**

8501.10

A change to subheading 8501.10 from any other heading, except from heading 85.03; or

A change to subheading 8501.10 from heading 85.03, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8501.20 – 8501.64

A change to subheading 8501.20 through 8501.64 from any other heading.

85.02 – 85.03

A change to heading 85.02 through 85.03 from any other heading.

8504.10 – 8504.23

A change to subheading 8504.10 through 8504.23 from any subheading outside subheading 8504.10 through 8504.50.

8504.31

A change to subheading 8504.31 from any other heading; or

A change to subheading 8504.31 from subheading 8504.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8504.32 – 8504.50

A change to subheading 8504.32 through 8504.50 from any subheading outside subheading 8504.10 through 8504.50.

8504.90

A change to subheading 8504.90 from any other heading.

8505.11-8505.30

A change to subheading 8505.11 through 8505.30 from any other subheading.

8505.90

A change to subheading 8505.90 from any other heading.

8506.10 – 8506.40

A change to subheading 8506.10 through 8506.40 from any other subheading.

8506.50 – 8506.80

A change to subheading 8506.50 through 8506.80 from any other subheading outside that group.

8506.90

A change to subheading 8506.90 from any other heading.

8507.10

A change to subheading 8507.10 from any other heading; or

A change to subheading 8507.10 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8507.20 – 8507.80

A change to subheading 8507.20 through 8507.80 from any other subheading.

8507.90

A change to subheading 8507.90 from any other heading.

8509.10-8509.80

A change to subheading 8509.10 through 8509.80 from any other heading; or

A change to subheading 8509.10 through 8509.80 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8509.90

A change to subheading 8509.90 from any other heading.

8510.10 – 8510.30

A change to subheading 8510.10 through 8510.30 from any other subheading.

8510.90

A change to subheading 8510.90 from any other heading.

8511.10-8511.80

A change to subheading 8511.10 through 8511.80 from any other subheading.

8511.90

A change to subheading 8511.90 from any other heading.

8512.10 – 8512.20

A change to subheading 8512.10 through 8512.20 from any other subheading outside that group.

8512.30

A change to subheading 8512.30 from any other heading; or

A change to subheading 8512.30 from subheading 8512.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8512.40

A change to subheading 8512.40 from any other heading; or

A change to subheading 8512.40 from subheading 8512.90, whether or not there is also a change from any other heading, provided that there is also a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8512.90

A change to subheading 8512.90 from any other heading.

8513.10

A change to subheading 8513.10 from any other heading; or

A change to subheading 8513.10 from subheading 8513.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8513.90

A change to subheading 8513.90 from any other heading.

8514.10 – 8514.40

A change to subheading 8514.10 through 8514.40 from any other subheading.

8514.90

A change to subheading 8514.90 from any other heading.

8515.11 – 8515.80

A change to subheading 8515.11 through 8515.80 from any other subheading outside that group.

8515.90

A change to subheading 8515.90 from any other heading.

8516.10 – 8516.50

A change to subheading 8516.10 through 8516.50 from any other subheading.

8516.60

A change to subheading 8516.60 from any other heading; or

A change to subheading 8516.60 from subheading 8516.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8516.71

A change to subheading 8516.71 from any other subheading.

8516.72

A change to subheading 8516.72 from any other subheading, except from housings for toasters of subheading 8516.90 or from subheading 9032.10; or

A change to subheading 8516.72 from housings for toasters of subheading 8516.90 or from 9032.10, whether or not there is also a change from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8516.79

A change to subheading 8516.79 from any other subheading.

8516.80

A change to subheading 8516.80 from any other heading; or

A change to subheading 8516.80 from subheading 8516.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8516.90

A change to subheading 8516.90 from any other heading, or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8517.11 – 8517.90

A change to subheading 8517.11 through 8517.90 from any other subheading.

8518.10 – 8518.21

A change to subheading 8518.10 through 8518.21 from any other heading; or

A change to subheading 8518.10 through 8518.21 from subheading 8518.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8518.22

A change to subheading 8518.22 from any other heading; or

A change to subheading 8518.22 from subheading 8518.29 or 8518.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8518.29 – 8518.50

A change to subheading 8518.29 through 8518.50 from any other heading; or

A change to subheading 8518.29 through 8518.50 from subheading 8518.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8518.90

A change to subheading 8518.90 from any other heading.

8519.10 – 8519.40

A change to subheading 8519.10 through 8519.40 from any other subheading.

8519.92 – 8519.93

A change to subheading 8519.92 through 8519.93 from any other subheading outside that group.

8519.99

A change to subheading 8519.99 from any other subheading.

8520.10 – 8520.20

A change to subheading 8520.10 through 8520.20 from any other subheading.

8520.32 – 8520.33

A change to subheading 8520.32 through 8520.33 from any other subheading outside that group.

8520.39 – 8520.90

A change to subheading 8520.39 through 8520.90 from any other subheading.

8521.10 – 8524.99

A change to subheading 8521.10 through 8524.99 from any other subheading.

8525.10

A change to subheading 8525.10 from any other subheading, except from subheading 8525.20.

8525.20 – 8525.40

A change to subheading 8525.20 through 8525.40 from any other subheading.

8526.10 – 8527.90

A change to subheading 8526.10 through 8527.90 from any other subheading.

8528.12

A change to subheading 8528.12 from flat panel screen assemblies of subheading 8529.90 containing a digital micromirror device, or from any other heading, except from subheading 9013.80 or any other good of heading 85.29.

A change to subheading 8528.12 from subheading 8529.90 or 9013.80, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 40 percent under the build-up method; or
- (b) 50 percent under the build-down method.

8528.13

A change to subheading 8528.13 from any other subheading.

8528.21

A change to subheading 8528.21 from flat panel screen assemblies of subheading 8529.90 containing a digital micromirror device, or from any other heading, except from subheading 9013.80 or any other good of heading 85.29.

A change to subheading 8528.21 from subheading 8529.90 or 9013.80, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 40 percent under the build-up method; or
- (b) 50 percent under the build-down method.

8528.22

A change to subheading 8528.22 from any other subheading.

8528.30

A change to subheading 8528.30 from flat panel screen assemblies of subheading 8529.90 containing a digital micromirror device, or from any other heading, except from subheading 9013.80 or any other good of heading 85.29.

A change to subheading 8528.30 from subheading 8529.90 or 9013.80, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 40 percent under the build-up method; or
- (b) 50 percent under the build-down method.

85.29

A change to heading 85.29 from any other heading; or

For subheading 8529.90, no change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8530.10-8530.80

A change to subheading 8530.10 through 8530.80 from any other subheading.

8530.90

A change to subheading 8530.90 from any other heading.

8531.10 – 8531.80

A change to subheading 8531.10 through 8531.80 from any other subheading.

8531.90

A change to subheading 8531.90 from any other heading.

8532.10 – 8532.30

A change to subheading 8532.10 through 8532.30 from any other subheading.

8532.90

A change to subheading 8532.90 from any other heading.

8533.10 – 8533.40

A change to subheading 8533.10 through 8533.40 from any other subheading.

8533.90

A change to subheading 8533.90 from any other heading.

85.34

A change to heading 85.34 from any other heading; or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 30 percent under the build-up method, or
- (b) 35 percent under the build-down method.

8535.10 – 8536.90

A change to subheading 8535.10 through 8536.90 from any other subheading.

85.37 – 85.38

A change to heading 85.37 through 85.38 from any other heading.

8539.10 – 8539.49

A change to subheading 8539.10 through 8539.49 from any other subheading.

8539.90

A change to subheading 8539.90 from any other heading.

8540.11

A change to subheading 8540.11 from any other subheading, except from subheading 7011.20 or 8540.91

8540.12

A change to subheading 8540.12 from any other subheading.

8540.20

A change to subheading 8540.20 from any other heading; or

A change to subheading 8540.20 from subheading 8540.91 through 8540.99, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8540.40 – 8540.60

A change to subheading 8540.40 through 8540.60 from any other subheading outside that group.

8540.71 – 8540.89

A change to subheading 8540.71 through 8540.89 from any other subheading.

8540.91

A change to subheading 8540.91 from any other heading.

8540.99

A change to subheading 8540.99 from any other subheading, or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8541.10- 8542.90

A change to assembled semiconductor devices, integrated circuits or microassemblies of subheading 8541.10 through 8542.90 from unmounted chips, wafers or dice of subheading 8541.10 through 8542.90 or from any other subheading; or

A change to any other good of subheading 8541.10 through 8542.90 from any other subheading; or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 30 percent under the build-up method, or
- (b) 35 percent under the build-down method.

8543.11

A change to subheading 8543.11 from any other subheading.

8543.19

A change to subheading 8543.19 from any other subheading, except from 8543.11.

8543.20 – 8543.30

A change to subheading 8543.20 through 8543.30 from any other subheading.

8543.40 – 8543.89

A change to subheading 8543.40 through 8543.89 from any other subheading outside that group.

8543.90

A change to subheading 8543.90 from any other heading.

8544.11

A change to subheading 8544.11 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8544.19

A change to subheading 8544.19 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8544.20

A change to subheading 8544.20 from any other subheading, except from subheading 8544.11 through 8544.60 and heading 74.08, 74.13, 76.05 or 76.14; or

A change to subheading 8544.20 from subheading 8544.11 through 8544.60 or from heading 74.08, 74.13, 76.05 or 76.14, whether or not there is also a change from any other subheading, provided that there is also a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8544.30 – 8544.49

A change to subheading 8544.30 through 8544.49 from any other heading; or

A change to subheading 8544.30 through 8544.49 from any other subheading, provided that there is also a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8544.51 – 8544.59

A change to subheading 8544.51 through 8544.59 from any heading.

8544.60

A change to subheading 8544.60 from any other subheading, provided that there is also a regional value content of not less than:

- (a) 35 percent under the build-up method, or

- (b) 45 percent under the build-down method.

8544.70

A change to subheading 8544.70 from any other subheading.

8545.11 – 8545.90

A change to subheading 8545.11 through 8545.90 from any other heading.

85.46

A change to heading 85.46 from any other heading.

8547.10 – 8547.90

A change to subheading 8547.10 through 8547.90 from any other subheading.

85.48

A change to heading 85.48 from any other heading.

## **Section XVII**

### **Vehicles, Aircraft, Vessels and Associated Transport Equipment (Chapter 86-89)**

#### **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**

86.01 – 86.02

A change to heading 86.01 through 86.02 from any other heading.

86.03 – 86.06

A change to heading 86.03 through 86.06 from any other heading, except from heading 86.07; or

A change to heading 86.03 through 86.06 from heading 86.07, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8607.11 – 8607.12

A change to subheading 8607.11 through 8607.12 from any subheading outside that group.

8607.19

A change to axles of subheading 8607.19 from parts of axles of subheading 8607.19; or

A change to wheels, whether or not fitted with axles, of subheading 8607.19 from parts of axles or parts of wheels of subheading 8607.19; or

A change to subheading 8607.19 from any other subheading; or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 30 percent under the build-up method, or
- (b) 35 percent under the build-down method.

8607.21 – 8607.99

A change to subheading 8607.21 through 8607.99 from any other heading.

86.08 – 86.09

A change to heading 86.08 through 86.09 from any other heading.

## **Chapter 87**

### **Vehicles Other Than Railway or Tramway Rolling-Stock, and Parts and Accessories Thereof**

87.01 – 87.06

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method; or
- (b) 55 percent under the build-down method; or
- (c) 35 percent under the net cost method.

87.07

A change to heading 87.07 from any other heading; or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method; or
- (b) 55 percent under the build-down method; or
- (c) 35 percent under the net cost method.

8708.10 – 8708.99

A change to subheading 8708.10 through 8708.99 from any other subheading; or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method; or
- (b) 55 percent under the build-down method; or

- (c) 35 percent under the net cost method.

8709.11 – 8709.19

A change to subheading 8709.11 through 8709.19 from any other heading; or

A change to subheading 8709.11 through 8709.19 from subheading 8709.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 40 percent under the build-up method, or
- (b) 50 percent under the build-down method.

8709.90

A change to subheading 8709.90 from any other heading; or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 40 percent under the build-up method, or
- (b) 50 percent under the build-down method.

87.10

A change to heading 87.10 from any other heading.

87.11 - 87.13

A change to heading 87.11 through 87.13 from any other heading, except from heading 87.14; or

A change to heading 87.11 through 87.13 from heading 87.14, whether or not there is also a change from any other heading, provided there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8714.11 – 8714.96

A change to subheading 8714.11 through 8714.96 from any other heading; or

A change to subheading 8714.11 through 8714.96 from subheading 8714.99, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 40 percent under the build-up method, or
- (b) 50 percent under the build-down method.

8714.99

A change to subheading 8714.99 from any other heading.

87.15

A change to heading 87.15 from any other heading.

8716.10 – 8716.80

A change to subheading 8716.10 through 8716.80 from any other heading; or

A change to subheading 8716.10 through 8716.80 from subheading 8716.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

8716.90

A change to subheading 8716.90 from any other heading.

## **Chapter 88 Aircraft, Spacecraft, and Parts Thereof**

8801.10 – 8803.90

A change to subheading 8801.10 through 8803.90 from any other subheading.

88.04 – 88.05

A change to heading 88.04 through 88.05 from any other heading.

## **Chapter 89 Ships, Boats and Floating Structures**

89.01 – 89.02

A change to heading 89.01 through 89.02 from any other chapter; or

A change to heading 89.01 through 89.02 from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

89.03

A change to heading 89.03 from any other heading.

89.04 – 89.05

A change to heading 89.04 through 89.05 from any other chapter; or

A change to heading 89.04 through 89.05 from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or

- (b) 45 percent under the build-down method.

89.06 - 89.08

A change to heading 89.06 through 89.08 from any other heading.

### **Section XVIII**

**Optical, Photographic, Cinematographic, Measuring, Checking, Precision, Medical or Surgical Instruments and Apparatus; Clocks and Watches; Musical Instruments; Parts and Accessories Thereof (Chapter 90-92)**

### **Chapter 90**

**Optical, Photographic, Cinematographic, Measuring, Checking, Precision, Medical or Surgical Instruments and Apparatus; Parts and Accessories Thereof**

9001.10

A change to subheading 9001.10 from any other chapter, except from heading 70.02; or

A change to subheading 9001.10 from heading 70.02, whether or not there is also a change from any other chapter, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9001.20 – 9001.90

A change to subheading 9001.20 through 9001.90 from any other heading.

9002.11 – 9002.90

A change to subheading 9002.11 through 9002.90 from any other heading, except from heading 90.01; or

A change to subheading 9002.11 through 9002.90 from heading 90.01, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9003.11 – 9003.19

A change to subheading 9003.11 through 9003.19 from any other subheading, except from subheading 9003.90; or

A change to subheading 9003.11 through 9003.19 from subheading 9003.90, whether or not there is also a change from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9003.90

A change to subheading 9003.90 from any other heading.

9004.10

A change to subheading 9004.10 from any other chapter; or

A change to subheading 9004.10 from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9004.90

A change to heading 9004.90 from any other heading, except from subheading 9001.40 or 9001.50.

9005.10

A change to subheading 9005.10 from any other subheading.

9005.80

A change to subheading 9005.80 from any subheading, except from heading 90.01 through 90.02 or subheading 9005.90; or

A change to subheading 9005.80 from subheading 9005.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9005.90

A change to subheading 9005.90 from any other heading.

9006.10 – 9006.69

A change to subheading 9006.10 through 9006.69 from any other heading; or

A change to subheading 9006.10 through 9006.69 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9006.91 – 9006.99

A change to subheading 9006.91 through 9006.99 from any other heading.

9007.11 – 9007.20

A change to subheading 9007.11 through 9007.20 from any other heading; or

A change to subheading 9007.11 through 9007.20 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9007.91 – 9007.92

A change to subheading 9007.91 through 9007.92 from any other heading; or

For subheading 9007.92, no change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9008.10 – 9008.40

A change to subheading 9008.10 through 9008.40 from any other heading, or

A change to subheading 9008.10 through 9008.40 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9008.90

A change to subheading 9008.90 from any other heading.

9009.11

A change to subheading 9009.11 from any other subheading.

9009.12

A change to subheading 9009.12 from any other subheading, except from subheading 9009.91; or

A change to subheading 9009.12 from subheading 9009.91, whether or not there is also a change from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9009.21 – 9009.99

A change to subheading 9009.21 through 9009.99 from any other subheading.

9010.10 – 9010.60

A change to subheading 9010.10 through 9010.60 from any other heading; or

A change to subheading 9010.10 through 9010.60 from subheading 9010.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9010.90

A change to subheading 9010.90 from any other heading.

9011.10 – 9011.80

A change to subheading 9011.10 through 9011.80 from any other heading; or

A change to subheading 9011.10 through 9011.80 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9011.90

A change to subheading 9011.90 from any other heading.

9012.10

A change to subheading 9012.10 from any other heading; or

A change to subheading 9012.10 from subheading 9012.90, whether or not there is also change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9012.90

A change to subheading 9012.90 from any other heading.

9013.10

A change to subheading 9013.10 from any other heading; or

A change to subheading 9013.10 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9013.20

A change to subheading 9013.20 from any other subheading.

9013.80

A change to subheading 9013.80 from any other heading; or

A change to subheading 9013.80 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9013.90

A change to subheading 9013.90 from any other heading.

9014.10 – 9014.80

A change to subheading 9014.10 through 9014.80 from any other heading; or

A change to subheading 9014.10 through 9014.80 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9014.90

A change to subheading 9014.90 from any other heading.

9015.10 – 9015.80

A change to subheading 9015.10 through 9015.80 from any other heading; or

A change to subheading 9015.10 through 9015.80 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9015.90

A change to subheading 9015.90 from any other heading; or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

90.16

A change to heading 90.16 from any other heading.

9017.10 – 9021.90

A change to subheading 9017.10 through 9021.90 from any other subheading; or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9022.12

A change to subheading 9022.12 from any other subheading; or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9022.13

A change to subheading 9022.13 from any other heading; or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9022.14 – 9022.90

A change to subheading 9022.14 through 9022.90 from any other subheading; or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

90.23

A change to heading 90.23 from any other heading.

9024.10 – 9024.80

A change to subheading 9024.10 through 9024.80 from any other heading; or

A change to subheading 9024.10 through 9024.80 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9024.90

A change to subheading 9024.90 from any other heading.

9025.11 – 9025.80

A change to subheading 9025.11 through 9025.80 from any other heading; or

A change to subheading 9025.11 through 9025.80 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9025.90

A change to subheading 9025.90 from any other heading.

9026.10 – 9026.90

A change to subheading 9026.10 through 9026.90 from any other subheading.

9027.10 – 9027.80

A change to subheading 9027.10 through 9027.80 from any other heading; or

A change to subheading 9027.10 through 9027.80 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9027.90

A change to subheading 9027.90 from any other heading.

9028.10 – 9028.30

A change to subheading 9028.10 through 9028.30 from any other heading; or

A change to subheading 9028.10 through 9028.30 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9028.90

A change to subheading 9028.90 from any other heading.

9029.10 – 9029.20

A change to subheading 9029.10 through 9029.20 from any other heading; or

A change to subheading 9029.10 through 9029.20 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9029.90

A change to subheading 9029.90 from any other heading.

9030.10 – 9030.89

A change to subheading 9030.10 through 9030.89 from any other subheading.

9030.90

A change to subheading 9030.90 from any other heading.

9031.10 – 9031.80

A change to subheading 9031.10 through 9031.80 from any other heading; or

A change to coordinate measuring machines of subheading 9031.49 from any other good, except from bases and frames for the goods of the same subheading; or

A change to subheading 9031.10 through 9031.80 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9031.90

A change to subheading 9031.90 from any other heading.

9032.10 – 9032.89

A change to subheading 9032.10 through 9032.89 from any other heading; or

A change to subheading 9032.10 through 9032.89 from any other subheading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9032.90

A change to subheading 9032.90 from any other heading.

90.33

A change to heading 90.33 from any other heading.

## **Chapter 91**

### **Clocks and Watches and Parts Thereof**

9101.11

A change to subheading 9101.11 from any other chapter; or

A change to subheading 9101.11 from heading 91.08 through 91.14, whether or not there is a change from any other chapter, provided that there is a regional value content of not less than:

- (a) 30 percent under the build-up method, or
- (b) 40 percent under the build-down method.

#### 9101.12

A change to subheading 9101.12 from any other chapter; or

A change to subheading 9101.12 from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

#### 9101.19

A change to subheading 9101.19 from any other chapter; or

A change to subheading 9101.19 from heading 91.08 through 91.14, whether or not there is a change from any other chapter, provided that there is a regional value content of not less than:

- (a) 30 percent under the build-up method, or
- (b) 40 percent under the build-down method.

#### 9101.21

A change to subheading 9101.21 from any other chapter; or

A change to subheading 9101.21 from heading 91.08 through 91.14, whether or not there is a change from any other chapter, provided that there is a regional value content of not less than:

- (a) 30 percent under the build-up method, or
- (b) 40 percent under the build-down method.

#### 9101.29

A change to subheading 9101.29 from any other chapter; or

A change to subheading 9101.29 from heading 91.08 through 91.14, whether or not there is a change from any other chapter, provided that there is a regional value content of not less than:

- (a) 30 percent under the build-up method, or
- (b) 40 percent under the build-down method.

9101.91

A change to subheading 9101.91 from any other chapter; or

A change to subheading 9101.91 from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9101.99

A change to subheading 9101.99 from any other chapter; or

A change to subheading 9101.99 from heading 91.08 through 91.14, whether or not there is a change from any other chapter, provided that there is a regional value content of not less than:

- (a) 30 percent under the build-up method, or
- (b) 40 percent under the build-down method.

91.02 – 91.07

A change to heading 91.02 through 91.07 from any other chapter; or

A change to heading 91.02 through 91.07 from heading 91.08 through 91.14, whether or not there is a change from any other chapter, provided that there is a regional value content of not less than:

- (a) 30 percent under the build-up method, or
- (b) 40 percent under the build-down method.

91.08 – 91.10

A change to heading 91.08 through 91.10 from any other chapter; or

A change to heading 91.08 through 91.10 from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9111.10 – 9111.80

A change to subheading 9111.10 through 9111.80 from any other chapter; or

A change to subheading 9111.10 through 9111.80 from subheading 9111.90, whether or not there is a change from any other chapter, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or

- (b) 45 percent under the build-down method.

9111.90

A change to subheading 9111.90 from any other heading.

9112.20

A change to subheading 9112.20 from subheading 9112.90, whether or not there is a change from any other heading, provided that there is regional value content of not less than:

- (a) 30 percent under the build-up method, or
- (b) 40 percent under the build-down method.

9112.90

A change to subheading 9112.90 from any other heading.

91.13- 91.14

A change to heading 91.13 through 91.14 from any other heading.

## **Chapter 92**

### **Musical Instruments; Parts and Accessories of Such Articles**

92.01 – 92.08

A change to heading 92.01 through 92.08 from any other chapter; or

A change to heading 92.01 through 92.08 from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

92.09

A change to heading 92.09 from any other heading.

## **Section XIX**

### **Arms and Ammunition; Parts and Accessories Thereof (Chapter 93)**

#### **Chapter 93**

##### **Arms and Ammunition; Parts and Accessories Thereof**

93.01 – 93.04

A change to heading 93.01 through 93.04 from any other chapter; or

A change to heading 93.01 through 93.04 from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

93.05

A change to heading 93.05 from any other heading.

93.06 – 93.07

A change to heading 93.06 through 93.07 from any other chapter.

## **Section XX**

### **Miscellaneous Manufactured Articles (Chapter 94-96)**

#### **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**

9401.10

A change to subheading 9401.10 from any other heading.

9401.20

A change to subheading 9401.20 from any other heading; or

A change to subheading 9401.20 from subheading 9401.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9401.30 – 9401.90

A change to subheading 9401.30 through 9401.90 from any other heading.

9402.10 – 9402.90

A change to subheading 9402.10 through 9402.90 from any other subheading.

94.03

A change to heading 94.03 from any other heading.

9404.10 – 9404.30

A change to subheading 9404.10 through 9404.30 from any other chapter.

9404.90

See Annex 4-A (Specific Rules of Origin for Textile or Apparel Goods).

9405.10 – 9405.60

A change to subheading 9405.10 through 9405.60 from any other chapter; or

A change to subheading 9405.10 through 9405.60 from subheading 9405.91 through 9405.99, whether or not there is also a change from any other chapter, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or

- (b) 45 percent under the build-down method.

9405.91 – 9405.99

A change to subheading 9405.91 through 9405.99 from any other heading.

94.06

A change to heading 94.06 from any other chapter.

## **Chapter 95**

### **Toys, Games and Sport Requisites; Parts and Accessories Thereof**

9501.00 – 9505.90

A change to subheading 9501.00 through 9505.90 from any other subheading; or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method; or
- (b) 45 percent under the build-down method.

95.06 – 95.08

A change to heading 95.06 through 95.08 from any other heading; or

A change to subheading 9506.31 from subheading 9506.39, whether or not there is a change from another heading, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

## **Chapter 96**

### **Miscellaneous Manufactured Articles**

96.01 – 96.05

A change to heading 96.01 through 96.05 from any other chapter.

9606.10

A change to subheading 9606.10 from any other heading; or

No change in tariff classification is required, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9606.21 – 9606.29

A change to subheading 9606.21 through 9606.29 from any other chapter; or

A change to subheading 9606.21 through 9606.29 from subheading 9606.30, whether or not there is also a change to from any other chapter, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9606.30

A change to subheading 9606.30 from any other heading.

9607.11 – 9607.19

A change to subheading 9607.11 through 9607.19 from any other chapter; or

A change to subheading 9607.11 through 9607.19 from subheading 9607.20, whether or not there is also a change from any other chapter, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9607.20

A change to subheading 9607.20 from any other heading.

9608.10 – 9608.20

A change to subheading 9608.10 through 9608.20 from any other chapter; or

A change to subheading 9608.10 through 9608.20 from subheading 9608.60 through 9608.99, whether or not there is also a change from any other chapter, provided that there is a regional value content of not less than 30 percent under the build-down method.

9608.31 – 9608.50

A change to subheading 9608.31 through 9608.50 from any other chapter; or

A change to subheading 9608.31 through 9608.50 from subheading 9608.60 through 9608.99, whether or not there is also a change from any other chapter, provided that there is a regional value content of not less than:

- (a) 35 percent under the build-up method, or
- (b) 45 percent under the build-down method.

9608.60 – 9608.99

A change to subheading 9608.60 through 9608.99 from any other heading.

9609.10 – 9609.90

A change to subheading 9609.10 through 9609.90 from any other heading; or

A change to subheading 9609.10 through 9609.90 from subheading 9609.20, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

(a) 35 percent under the build-up method, or

(b) 45 percent under the build-down method.

96.10 – 96.11

A change to heading 96.10 through 96.11 from any other heading.

9612.10

A change to subheading 9612.10 from any other chapter.

9612.20

A change to subheading 9612.20 from any other heading.

9613.10 – 9613.80

A change to subheading 9613.10 through 9613.80 from any other chapter; or

A change to subheading 9613.10 through 9613.80 from subheading 9613.90, whether or not there is also a change from any other chapter, provided that there is a regional value content of not less than:

(a) 35 percent under the build-up method, or

(b) 45 percent under the build-down method.

9613.90

A change to subheading 9613.90 from any other heading.

9614.20

A change to subheading 9614.20 from any other subheading, except from subheading 9614.90.

9614.90

A change to subheading 9614.90 from any other heading.

9615.11 – 9615.19

A change to subheading 9615.11 through 9615.19 from any other heading; or

A change to subheading 9615.11 through 9615.19 from subheading 9615.90, whether or not there is also a change from any other heading, provided that there is a regional value content of not less than:

(a) 35 percent under the build-up method, or

(b) 45 percent under the build-down method.

9615.90

A change to subheading 9615.90 from any other heading.

96.16

A change to heading 96.16 from any other heading.

96.17

A change to heading 96.17 from any other chapter.

96.18

A change to heading 96.18 from any other heading.

## **Section XXI**

### **Works of Art, Collectors Pieces and Antiques (Chapter 97)**

#### **Chapter 97**

#### **Works of Art, Collectors Pieces and Antiques**

9701.10 – 9701.90

A change to subheading 9701.10 through 9701.90 from any other subheading.

97.02 – 97.06

A change to heading 97.02 through 97.06 from any other heading.

**APPENDIX 6-A-1**  
**CORRELATION TABLE FOR FOOTWEAR**

<b>TARIFF ITEM</b>	<b>UNITED STATES</b>	<b>KOREA</b>	<b>DESCRIPTION</b>
6401.92.aa	6401.92.90	ex6401.92	Waterproof footwear, not mechanically assembled, with outer soles and uppers of rubber or plastics, nesoi, covering ankle but not knee.
6401.99.aa	6401.99.30	ex6401.99	Waterproof protective footwear, not mechanically assembled with outer soles and uppers of rubber or plastics, not covering ankle, without closures.
6401.99.bb	6401.99.60	ex6401.99	Waterproof protective footwear, not mechanically assembled with outer soles and uppers of rubber or plastics, not covering ankle, with closures.
6401.99.cc	6401.99.90	ex6401.99	Waterproof footwear, not mechanically assembled, with outer soles and uppers of rubber or plastics, nesoi, not covering ankle.
6402.30.aa	6402.30.50	ex6402.30	Footwear with outer soles & uppers of rubber or plastics, nesoi, with metal toe-cap, designed as a protection against liquids, chemicals, weather.
6402.30.bb	6402.30.70	ex6402.30	Footwear with outer soles & uppers of rubber or plastics, nesoi, with metal toe-cap, not protective, valued over US\$3 but not over US\$6.50/pair.
6402.30.cc	6402.30.80	ex6402.30	Footwear with outer soles & uppers of rubber or plastics, nesoi, with metal toe-cap, not protective, valued over US\$6.50 but not over US\$12/pair.
6402.91.aa	6402.91.50	ex6402.91	Footwear with outer soles & uppers of rubber or plastics, nesoi, covering ankle, designed as protection against liquids, chemicals, weather.
6402.91.bb	6402.91.80	ex6402.91	Footwear with outer soles & uppers of rubber or plastics, nesoi, covering ankle, nesoi, valued over US\$6.50 but not over US\$12/pair.
6402.91.cc	6402.91.90	ex6402.91	Footwear with outer soles & uppers of rubber or plastics, nesoi, covering ankle, nesoi, valued over US\$12/pair.
6402.99.aa	6402.99.20	ex6402.99	Footwear with outer soles & uppers of rubber or plastics, nesoi, not covering ankle, nesoi, designed as protection against liquids, chemicals, weather.

<b>TARIFF ITEM</b>	<b>UNITED STATES</b>	<b>KOREA</b>	<b>DESCRIPTION</b>
6402.99.bb	6402.99.80	ex6402.99	Footwear with outer soles & uppers of rubber or plastics, nesoi, not covering ankle, nesoi, valued over US\$6.50 but not over US\$12/pair.
6402.99.cc	6402.99.90	ex6402.99	Footwear with outer soles & uppers of rubber or plastics, nesoi, not covering ankle, nesoi, valued over US\$12/pair
6404.11.aa	6404.11.90	ex6404.11	Sports & athletic footwear w/outer soles of rubber/plastics & uppers of textile, valued over US\$12/pair.
6404.19.aa	6404.19.20	ex6404.19	Footwear with outer soles of rubber or plastics & uppers of textile for protection against water, oil, grease or chemicals, or cold or inclement weather.

**ANNEX 6-B**  
**EXCEPTIONS TO ARTICLE 6.6**

Article 6.6 shall not apply to:

- (a) a non-originating material classified in HS Chapter 3 that is used in the production of a good classified in that Chapter;
- (b) a non-originating material classified in HS Chapter 4, or a non-originating dairy preparation containing over ten percent by weight of milk solids classified under subheading 1901.90 or 2106.90, that is used in the production of a good classified in that Chapter;
- (c) a non-originating material classified in HS Chapter 4, or a non-originating dairy preparation containing over ten percent by weight of milk solids classified under subheading 1901.90, that is used in the production of the following goods: infant preparations containing over ten percent by weight of milk solids classified under subheading 1901.10; mixes and doughs, containing over 25 percent by weight of butterfat, not put up for retail sale, classified under subheading 1901.20; dairy preparations containing over ten percent by weight of milk solids, classified under subheading 1901.90 or 2106.90; goods classified under heading 21.05; beverages containing milk classified under subheading 2202.90; or animal feeds containing over ten percent by weight of milk solids classified under subheading 2309.90;
- (d) a non-originating material classified in HS Chapter 7 that is used in the production of a good classified under subheading 0703.10, 0703.20, 0709.59, 0709.60, 0710.21 through 0710.80, 0711.90, 0712.20, 0712.39 through 0713.10, or 0714.20;
- (e) a non-originating material classified under heading 10.06, or a non-originating rice product classified in HS Chapter 11 that is used in the production of a good classified under heading 10.06, 11.02, 11.03, or 11.04, or subheading 1901.20 or 1901.90;
- (f) a non-originating material classified under heading 08.05 or subheading 2009.11 through 2009.39 that is used in the production of a good classified under subheading 2009.11 through 2009.39, or in fruit or vegetable juice of any single fruit or vegetable, fortified with minerals or vitamins, concentrated or unconcentrated, classified under subheading 2106.90 or 2202.90;
- (g) non-originating peaches, pears, or apricots classified in HS Chapters 8 or 20, that are used in the production of a good classified under heading 20.08;
- (h) a non-originating material classified in HS Chapter 15 that is used in the production of a good classified under heading 15.01 through 15.08, 15.12, 15.14, or 15.15;

- (i) a non-originating material classified under heading 17.01 that is used in the production of a good classified under heading 17.01 through 17.03;
- (j) a non-originating material classified in HS Chapter 17 that is used in the production of a good classified under subheading 1806.10; or
- (k) except as provided under paragraphs (a) through (j) and in the specific rules of origin under Annex 6-A, a non-originating material used in the production of a good classified in HS Chapters 1 through 24 unless the non-originating material is classified under a different subheading than the good for which origin is being determined.