

Non preferential origin - Present provisions

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A) Scope of application

Council Regulation (EC) 2913/1992 (CC), art. 22

- Customs Tariff of the EC (except for preferential tariff measures adopted unilaterally or contained in agreements)
- Other measures than tariffs:
 - Tariff quota
 - Surveillance, retaliation and safeguard measures
 - Quantitative limits (textiles)
 - AD duties
 - Origin marking and labelling
 - Agricultural refunds
 - Public tenders

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B) Determination of the origin of a product

- 1) Only one country is involved : wholly obtained products (Article 23 CC).
- 2) More than one country is involved (Article 24 CC) :
 - last substantial processing or working,
 - economically justified,
 - in an undertaking equipped for that purpose,
 - new product or important stage of manufacture.

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B) Determination of the origin of a product : (More than one country is involved)

Textiles products

Commission Regulation 2454/1993 (CCIR):

- “Complete” process (Art. 36 & 37 CCIR) :
 - CTH
 - Annex 10 CCIR (+Annex 9 and art. 40CCIR)
 - Insufficient working or processing (art. 38 CCIR)

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B) Determination of the origin of a product : (More than one country is involved)

Other products :

- Products mentioned in Annex 11 CCIR :
working or processing described in column 3
(+Annex 9 and art. 40 CCIR)
- Other products not mentioned in Annex 11:
Interpretation of Article 24
 - Negotiation position in ARO
 - ECCJ case law

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Annex 11 CCIR

CN code	Description of products	Working or processing carried out on non-originating materials that confers the status of originating products
(1)	(2)	(3)
0201	Meat of bovine animals, fresh or chilled	Slaughter, preceded by a fattening period of at least three months ⁽¹⁾
0202	Meat of bovine animals, frozen	Slaughter, preceded by a fattening period of at least three months ⁽¹⁾
0203	Meat of swine, fresh, chilled or frozen	Slaughter, preceded by a fattening period of at least two months ⁽¹⁾
0204	Meat of sheep or goats, fresh, chilled or frozen	Slaughter, preceded by a fattening period of at least two months ⁽¹⁾
0205	Meat of horses, asses, mules or hinnies, fresh, chilled or frozen	Slaughter, preceded by a fattening period of at least three months ⁽¹⁾
0206	Edible offal of bovine animals, swine, sheep, goats, horses, asses, mules or hinnies, fresh, chilled or frozen	Slaughter, preceded by a fattening period of at least three months, or two months in the case of swine, sheep or goats ⁽¹⁾
ex 0408	Birds' eggs, not in shell, dried, and egg yolks, dried	Drying (after breaking and separation, where appropriate) of: — birds' eggs, in shell, fresh or preserved, falling within CN code ex 0407 — birds' eggs, not in shell, other than dried, falling within CN code ex 0408 — egg whites, other than dried, falling within CN code ex 0408
ex 1404	Cotton linters, bleaches	Manufacture from raw cotton, the value of which does not exceed 50 % of the ex-works price of the product

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B) Determination of the origin of a product : More than one country is involved

..... but anti-circumvention clause (art. 25 CC)

any processing or working in respect of which it is established that its sole object was to circumvent these provisions shall not be deemed to confer the origin

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C) Accessories, spare parts, tools (Arts. 41-46 CCIR)

- The same origin as the piece of equipment
 - if this is necessary for importation
 - if it does not change the origin of the equipment
- Specificities in the certificate of origin

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D) Proofs of origin (art. 26 CC):

Proofs for imports :

- Universal origin certificates :

Conditions of Art. 47 of CCIR

- Certificates for certain **agricultural** products subject to special import arrangements :

- Corresponding with the model of Annex 13 CCCIR , filled in accordance with Art. 56 to 62
- Provisions on administrative cooperation :
Articles 63 to 65

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1 Consignor	CERTIFICATE OF ORIGIN for imports of agricultural products into the European Economic Community No ORIGINAL	
2 Consignee (optional)	3 ISSUING AUTHORITY	
	4 Country of origin	
NOTES A. The certificate must be completed in typescript or by means of a mechanical data-processing system, or similar procedure. B. The original of the certificate must be lodged together with the declaration of release for free circulation with the relevant customs office in the Community.	5 Remarks	
6 Item number — Markings and numbers — Number and kind of packages — DESCRIPTION OF GOODS	7 Gross and net mass (kg)	
8 THIS IS TO CERTIFY THAT THE ABOVE PRODUCTS ORIGINATE IN THE COUNTRY INDICATED IN BOX 4 AND THAT THE INDICATIONS IN BOX 5 ARE CORRECT. <div style="display: flex; justify-content: space-between;"> Place and date of issue Signature Issuing authority's stamp </div>		
9 RESERVED FOR THE CUSTOMS AUTHORITIES IN THE COMMUNITY		

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D) Proofs of origin

Proofs for imports :

- Other non-preferential certificates of origin and proofs of origin: textiles
 - Council Regulation (EEC) 3030/93 and Council Regulation (EC) 1541/98
 - Agreements on textiles

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1 Exporter (name, full address, country) Exportateur (nom, adresse complète, pays)	ORIGINAL		2 No
	3 Quota year Année contingentaire	4 Category number Numéro de catégorie	
5 Consignee (name, full address, country) Destinataire (nom, adresse complète, pays)	CERTIFICATE OF ORIGIN (Textile products)		
	CERTIFICAT D'ORIGINE (Produits textiles)		
8 Place and date of shipment — Means of transport Lieu et date d'embarquement — Moyen de transport	6 Country of origin Pays d'origine	7 Country of destination Pays de destination	
	9 Supplementary details Données supplémentaires		
10 Marks and numbers — Number and kind of packages — DESCRIPTION OF GOODS Marques et numéros — Nombre et nature des colis — DESIGNATION DES MARCHANDISES	11 Quantity (1) Quantité (1)	12 FOB value (2) Valeur FOB (2)	
	13 CERTIFICATION BY THE COMPETENT AUTHORITY — VISA DE L'AUTORITÉ COMPÉTENTE I, the undersigned, certify that the goods described above originated in the country shown in box No 5, in accordance with the provisions in force in the European Community. Je soussigné certifie que les marchandises désignées ci-dessus sont originaires du pays figurant dans la case 6, conformément aux dispositions en vigueur dans la Communauté européenne.		
14 Competent authority (name, full address, country) Autorité compétente (nom, adresse complète, pays)	At — À on — le		
	(Signature)	(Stamp — Cachet)	

(1) Show net weight (kg) and also quantity in the unit prescribed for category where other than net weight. — Indiquer le poids net en kilogrammes ainsi que la quantité dans l'unité prévue pour la catégorie si celle-ci n'est pas le poids net.
 (2) In the currency of the sales contract. — Dans la monnaie du contrat de vente.

ANNEX I

DECLARATION BY THE SUPPORTER OR SUPPLIER ON THE INVOICE OR, IF THERE IS NO INVOICE, ON ANOTHER COMMERCIAL DOCUMENT

Declaration of origin

The exporter/supplier (1) of the products covered by this invoice/document (1) hereby declares that, except where otherwise clearly indicated, these products are of origin (2) within the meaning of the rules in force in the European Community.

Done at, on

.....

.....

(Name and address of the exporter/supplier (1) handwritten signature of the person authorised)

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D) Proofs of origin :

Proofs for exports

- **Certificates issued in Member States :**

Corresponding with the model of Annex 12 CCIR, filled in accordance with Art. 48 to 54

Additional proofs

Additional proofs may be requested by the customs (Article 26 of CC)

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1 Consignor (Space reserved for translation)	No. 000000 <i>(Space reserved for issuing number)</i>	ORIGINAL <i>(Space reserved for translation)</i>
2 Consignee (Space reserved for translation)	EUROPEAN COMMUNITY <i>(Space reserved for translation)</i>	
	CERTIFICATE OF ORIGIN <i>(Space reserved for translation)</i>	
	3 Country of Origin (Space reserved for translation)	
4 Transport details (Optional) <i>(Space reserved for translation)</i>	5 Remarks (Space reserved for translation)	
6 Item number, marks, numbers, number and kind of packages; description of goods <i>(Space reserved for translation)</i>	7 Quantity <i>(Space reserved for translation)</i>	
8 THE UNDERSIGNED AUTHORITY CERTIFIES THAT THE GOODS DESCRIBED ABOVE ORIGINATE IN THE COUNTRY SHOWN IN BOX 3 <i>(Space reserved for translation)</i>		
Place and date of issue, name, signature and stamp of competent authority <i>(Space reserved for translation)</i>		

1 Consignor (Name, or name of firm, and full address, where applicable as shown in the commercial register)	No. 000000 <i>(Space reserved for issuing number)</i>	APPLICATION
2 Consignee (Name or name of firm, and full address if known or mention 'to order')	EUROPEAN COMMUNITY <hr/> CERTIFICATE OF ORIGIN	
	3 Country of origin ('European Community' or country of origin concerned)	
4 Transport details (Optional)	5 Remarks	
6 Item number, marks, numbers, number and kind of packages; description of goods <i>(For goods not packed indicate number or 'in bulk')</i>	7 Quantity (Expressed in gross or net mass or other units of measure)	
8 I, the undersigned, — APPLY for the issue of a certificate of origin indicating that the goods described above originate in the country shown in box 3, — DECLARE that the particulars given in this application and the supporting documents and information furnished to the competent authorities with a view to the issue of this certificate are correct, that the goods to which such documents and information relate are those in respect of which this application is made, that the goods fulfil the conditions laid down by the rules concerning the common definition of the concept of the origin of goods, — UNDERTAKE to furnish, at the request of the competent authorities, such additional information and supporting documents as may be required for the issue of the certificate.		
9 Applicant (if not the consignor)	Place and date	Signature of the applicant (1)

(1) The signature of an agent must be followed by his name in block capitals.