DRAFT SUBJECT TO LEGAL REVIEW FOR ACCURACY, CLARITY AND CONSISTENCY MARCH 1, 2004

ANNEX 5-A SPECIFIC RULES OF ORIGIN

Part I – General Interpretative Note

- 1. For the 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 nonoriginating materials;
 - (c) where a specific rule of origin is defined using the criterion of a change in tariff classification, and the rule is written to exclude tariff provisions at the level of a chapter, heading or subheading of the Harmonized System, each Party shall construe the rule of origin to require 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, each Party shall interpret the rule such that the change in headings or subheadings may occur within a single heading or subheading or between headings or subheading of the group. When, however, a rules 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 Chapter 1 through 24 of the Harmonized System means dry weight unless otherwise specified in the Harmonized System.

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- 2. For the purposes of interpreting the rules of origin set forth in this Annex:
 - (a) **chapter** means a chapter of the Harmonized System;
 - (b) **heading** means the first four digits in the tariff classification number under the Harmonized System;
 - (c) **section** means a section of the Harmonized System;
 - (d) **subheading** means the first six digits in the tariff classification number under the Harmonized System.

Part II- Product-Specific Rules

(product-specific rules to be inserted here)