The Gazette of Pakistan

EXTRAORDINARY
PUBLISHED BY AUTHORITY

ISLAMABAD, FRIDAY, APRIL 20, 2018

PART II

Statutory Notifications (S. R. O.)

GOVERNMENT OF PAKISTAN

MINISTRY OF COMMERCE AND TEXTILE
(Commerce Division)

NOTIFICATION

Islamabad, the 7th March, 2018

S.R.O. 513 (I)/2018.—In continuation of S.R.O 1205(1)2007 dated 11-12-2007, and with approval of the Cabinet, the Federal Government is pleased to make the following amendments in **Chapter 3 on Rules of Origin** of Malaysia Pakistan Closer Economic Partnership Agreement MPCEPA, and its corresponding **Annexures** *i.e.,* the "Certificate of Origin Form" and "Operational Certificate Procedure" in the following manner:

I.   Addition of a new Article 32-A on **"De Minimus"** in Chapter 3 on "Rules of Origin" which shall be read as under:

> *"In determining the origin of the goods under Article 23 (1) (c) or Annex II, the non-originating materials used in the production of a good shall be disregarded provided that the value of such non-originating materials does not exceed 10 percent of the total value of good."*

(995)

Price : Rs. 3.00

[5523(2018)/Ex. Gaz.]

II   The **Certificate of Origin** (COO) and **Over Leaf** (descriptive) notes are amended as under:

II.a   Addition of a new row 13, in the COO form a as under:

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13. ☐ *Third Party Invoicing*   ☐ *Exhibition*   ☐ *Cumulation*

☐ *De Minimis*   ☐ *Issued Retroactively*

II.b   Descriptive notes for the new row 13 shall be inserted as under:

8.   *THIRD PARTY INVOICING: In cases where a third country issues invoice in accordance with Rule 19 of the Operational Certification Procedure, the "Third Party Invoicing" in Box 13 should be ticked (√) and such information as name and country of the company issuing the invoice shall be indicated in Box 7.*

9.   *EXHIBITIONS: In cases where goods are sent from the territory of the exporting Party for exhibitions in another country and sold during or after the exhibition for importation into the territory of a Party in accordance with Rule 18 of the Operational Certification Procedure, "Exhibitions" in box 13 should be ticked (√) and the name and address of the exhibition shall be indicated in Box 2.*

10.   *ISSUED RETROACTIVELY: In cases of COO being issued retroactively, in accordance with Rule 9 of the Operational Certification Procedure, the "Issued Retroactively" in Box 13 should be ticked (√).*

11.   *CUMULATION: In cases where goods originating in a Party are used in the territory of the country of a Party as material for a finished good in accordance with Article 24 of MPCEPA, the "CUMULATION" in Box 13 should be ticked (√).*

12.   *DE MINIMIS: If a good that does not undergo the required change in tariff classification and does not exceed ten percent (10%) of the total value of the good, in accordance with Article 34 (A) of the MPCEPA, the "De Minimis" in Box 13 should be ticked (√)."*

II.c   A qualification criteria is added in Sr. No. 3 (iv) as **"e"** to reflect a change in Customs Tariff Heading (CTH) as:.

(e) *Products worked upon but not wholly obtained or produced in a Party provided that the goods satisfy Article 23 (1) (c) of the Agreement*	*CTH*

III.   A provision for **"Third Party Invoicing"** as given below is included in the Operational Certification Procedures (OCP) as "Rule 19" and the existing Rules 19 and 20 re-numbered as Rules 20 and 21 respectively.

> *"The Customs Authority in the importing Party shall accept Certificate of Origin where the sales invoice is issued either by a business entity located in the non-party or by an exporter for the account of the said business entity located in a non party or by an exporter for the account of the said business entity, provided that or goods meet the requirements of Chapter 3 (Rules of Origin) of the Agreement".*

2.   The amendments in COO and OCP shall come into force with immediate effect. However, both new and old formats may be used during the transition period till 30th June, 2018. Strict adherence to the amended COO and OCP may be observed with effect from 1st July, 2018.

[F. No. 7(5)/05 AP-IV.]

HINA GUL
Section Officer