

**NOTIFICATION UNDER ARTICLE 5 OF AND PARAGRAPH 4 OF  
ANNEX II TO THE AGREEMENT ON RULES OF ORIGIN**

**A. NON-PREFERENTIAL RULES OF ORIGIN**

1. Article 5.1 of the Agreement on Rules of Origin envisages that each Member shall provide to the Secretariat, within 90 days after the date of entry into force of the WTO Agreement for it, its rules of origin, judicial decisions, and administrative rulings of general application relating to rules of origin in effect on that date. If by inadvertence a rule of origin has not been provided, the Member concerned shall provide it immediately after this fact becomes known. Lists of information received and available within the Secretariat shall be circulated to the Members by the Secretariat.

2. Article 5.2 of the Agreement on Rules of Origin provides that during the period referred to in Article 2, Members introducing modifications, other than *de minimis* modifications, to their rules of origin or introducing new rules of origin, which, for the purpose of the Article, shall include any rule of origin referred to in paragraph 1 and not provided to the Secretariat, shall publish a notice to that effect at least 60 days before the entry into force of the modified or new rule in such a manner as to enable interested parties to become acquainted with the intention to modify a rule of origin or to introduce a new rule of origin, unless exceptional circumstances arise or threaten to arise for a Member. In these exceptional cases, the Member shall publish the modified or new rule as soon as possible.

3. Previous notifications received are listed in the G/RO/N/- series. Further notifications have been received as follows:<sup>1</sup>

**PERU**

(Notification in Spanish)

Non-preferential rules of origin are contained in the following:

- Ministry of Foreign Trade and Tourism Supreme Decree No. 005-2011-MINCETUR, "Supreme Decree establishing the regulatory framework for the declaration and control of the origin of goods subject to trade defence measures".

It should be noted that Article 3 of the above Supreme Decree repeals Supreme Decree No. 021-98-ITINCI on non-preferential rules of origin (see document G/RO/N/5), as well as Ministerial Resolution No. 093-2007-MINCETUR/DM and Ministerial Resolution No. 058-2008-MINCETUR/DM.

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<sup>1</sup> The notifications are available for consultation in the Secretariat (Market Access Division).

## B. PREFERENTIAL RULES OF ORIGIN

1. Paragraph 4 of Annex II to the Agreement on Rules of Origin envisages that Members shall provide to the Secretariat promptly their preferential rules of origin, including a listing of the preferential arrangements to which they apply, judicial decisions, and administrative rulings of general application relating to their preferential rules of origin in effect on the date of entry into force of the WTO Agreement for the Member concerned. Members shall provide any modifications to their preferential rules of origin or new preferential rules of origin as soon as possible to the Secretariat. Lists of information received and available within the Secretariat shall be circulated to Members by the Secretariat.

2. Previous notifications received are listed in the G/RO/N/- series. Further notifications have been received as follows:<sup>2</sup>

### PERU

(Notification in Spanish)

#### (a) New preferential rules of origin:

- Chapters III and IV (and Annexes) of the Trade Promotion Agreement between the United States of America and the Republic of Peru (in force as of 1 February 2009);  
<http://www.tlcperu-eeuu.gob.pe/index.php?ncategoria1=209&ncategoria2=215>
- Chapter IV (and Annexes) of the Free Trade Agreement between Singapore and the Republic of Peru (in force as of 1 August 2009);  
<http://www.mincetur.gob.pe/newweb/Default.aspx?tabid=3059>
- Chapter III (and Annex) of the Free Trade Agreement between Canada and the Republic of Peru (in force as of 1 August 2009);  
[https://www.mincetur.gov.pe/newweb/Portals/0/comercio/tlc\\_canada/cierre\\_negociacion.html](https://www.mincetur.gov.pe/newweb/Portals/0/comercio/tlc_canada/cierre_negociacion.html)
- Chapter III (and Annexes) of the Free Trade Agreement between the People's Republic of China and the Republic of Peru (in force as of 1 March 2010);  
[http://www.mincetur.gov.pe/newweb/Portals/0/comercio/tlc\\_china/texto\\_acuerdo.html](http://www.mincetur.gov.pe/newweb/Portals/0/comercio/tlc_china/texto_acuerdo.html)
- Article 2.3 of and Annex V to the Free Trade Agreement between the European Free Trade Association and the Republic of Peru, and Article 4 of the Peru-Switzerland Bilateral Agreement on Agriculture (in force for Peru, Switzerland and Liechtenstein as of 1 July 2011);  
[http://www.mincetur.gob.pe/newweb/Portals/0/comercio/tlc\\_efta/index.html](http://www.mincetur.gob.pe/newweb/Portals/0/comercio/tlc_efta/index.html)

#### (b) Administrative rulings on preferential rules of origin:

- Ministry of Foreign Trade and Tourism Supreme Decree No. 001-2009-MINCETUR approving the "Regulation on the procedure for the verification of textile and apparel goods, established pursuant to the United States-Peru Trade Promotion Agreement";

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<sup>2</sup> The notifications are available for consultation in the Secretariat (Market Access Division).

- Ministry of Foreign Trade and Tourism Supreme Decree No. 003-2009-MINCETUR, as amended by Supreme Decree No. 016-2010-MINCETUR, approving the "Regulation implementing the rules of origin regime established in the United States-Peru Trade Promotion Agreement";
- Ministry of Foreign Trade and Tourism Supreme Decree No. 004-2009-MINCETUR approving the "Regulation on the procedure for the verification of the origin of goods";
- Ministry of Foreign Trade and Tourism Supreme Decree No. 036-2005-MINCETUR, as amended by Supreme Decree No. 005-2009-MINCETUR, approving the "Regulations implementing Law No. 28412 authorizing MINCETUR to sanction importers, exporters and producers that infringe origin certification rules under trade agreements and preferential regimes";
- Ministry of Foreign Trade and Tourism Supreme Decree No. 001-2011-MINCETUR, "Single Harmonized Text of the Regulation on advance rulings concerning the origin and marking of goods".

3. The Permanent Mission of Peru would be grateful if the above information could be circulated to all WTO Members, pursuant to Article 5 of and paragraph 4 of Annex II to the Agreement on Rules of Origin.

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