



Committee on Rules of Origin

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

NON-PREFERENTIAL AND PREFERENTIAL RULES OF ORIGIN

1. According to Article 5.1 of the Agreement on Rules of Origin, 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. Article 5.2 of the Agreement provides, moreover, 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, 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.

2. Furthermore, paragraph 4 of Annex II to the Agreement on Rules of Origin envisages that Members shall promptly provide to the Secretariat their existing or new 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 this respect, the Committee on Rules of Origin further agreed that notifications made to the Committee on Regional Trade Agreements (CRTA) or the Committee on Trade and Development (CTD) could also suffice to discharge Members' notification obligations under the Agreement on Rules of Origin (G/RO/M/59). As a result, the Committee agreed that notifications which had been initially received by the CRTA or the CTD should also be circulated by the Secretariat to the CRO. Information regarding such notifications, including related to preferential rules of origin, can also be obtained through the WTO database on regional trade agreements (<http://rtais.wto.org>) or the WTO database on preferential trade agreements (<http://ptadb.wto.org>).

3. With reference to these rules, the following notification has been received:

MONGOLIA

(Notification in English)

A. NON-PREFERENTIAL RULES OF ORIGIN

Mongolia applies non-preferential rules of origin for imported goods as provided under Chapter 7 of the 2014 "Law of Mongolian on Customs Tariffs and Duties". The law is available in the following Internet link:

- http://www.customs.gov.mn/en/images/publishers/Customs_law_and_Customs_Tariff_and_Tax_law.pdf.

According to the requirements of the Law of Mongolia on Customs Tariffs and Duties as amended on 9 December 2016, all products being imported into the Mongolian territory must be accompanied by a statement of origin, namely one of the following:

31.7. The documentary evidence of origin of goods shall have the following types:

- 31.7.1. a declaration of origin of goods which is an invoice or bill of lading, having an information on goods origin stated by manufacturer, seller or exporter;
- 31.7.2. a certified declaration of origin of goods which is a declaration of origin certified by a competent authority of the relevant country; and
- 31.7.3. a certificate of origin of goods which is a certificate officially issued in a special form by a competent authority of the relevant country to certify the origin of goods.

31.8. A list of goods requiring a certificate of origin shall be adopted by the Government.

The amendments are available in the following Internet link (in Mongolian only):
<http://customs.gov.mn/2012-03-14-03-12-51/2017-12-12-03-51-09>
www.legalinfo.mn/law/details/208

B. PREFERENTIAL RULES OF ORIGIN

Mongolia has started implementing, since 7 June 2016, preferential rules of origin in the context of the "Economic Partnership Agreement between Mongolia and Japan".

The text of the Agreement, including the relevant provisions related to rules of origin and origin certification can be found in the following Internet page:

http://www.mfa.gov.mn/?page_id=16949&lang=en.
