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Committee on Rules of Origin

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**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:

KAZAKHSTAN

With reference to the Agreement on Rules of Origin Article 5 and paragraph 4 of Annex II to the same agreement, we hereby inform about adopted amendments regarding non-preferential rules of origin and preferential rules of origin in the Eurasian Economic Union's Common System of Tariff Preferences.

A. NON-PREFERENTIAL RULES OF ORIGIN

Kazakhstan's rules are provided in the following instrument:

- "Rules of origin of goods imported into the customs territory of the Eurasian Economic Union (non-preferential rules of origin)", adopted by the Decision No. 49 of the Council of the Eurasian Economic Commission of 13 July 2018 (enters into force on 12 January 2019); and
- Article 55 of Chapter 5 "Origin of Goods" of the Code of the Republic of Kazakhstan No. 123-VI "On Customs Regulation in the Republic of Kazakhstan" of 26 December 2017.

B. PREFERENTIAL RULES OF ORIGIN

- "Rules of origin for developing and least developed countries", adopted by the Decision No. 60 of the Council of the Eurasian Economic Commission of 14 June 2018 (enters into force on 16 January 2019); and
- Free Trade Agreement between the Eurasian Economic Union and Its Member States and the Socialist Republic of Vietnam.

The text of the Agreement can be found in the following internet links:

- Eurasian Economic Union: https://docs.eaeunion.org/docs/en-us/0147849/iatc_02062015.

The legislative texts of non-preferential rules of origin and preferential rules of origin in the Eurasian Economic Union's Common System of Tariff Preferences can be found by the following link:

- http://www.eurasiancommission.org/en/act/trade/dotp/prav_proish/Pages/default.aspx.
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