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Committee on Rules of Origin

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**NOTIFICATION UNDER PARAGRAPH 4 OF ANNEX II  
OF THE AGREEMENT ON RULES OF ORIGIN**

**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 as soon as possible 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. Lists of information received and available within the Secretariat shall be circulated to Members by the Secretariat under the G/RO/N/ series.

2. The Committee on Rules of Origin further agreed that, with respect to preferential rules of origin, notifications made to the Committee on Regional Trade Agreements (CRTA) or to the Committee on Trade and Development (CTD) could also suffice to discharge their notification obligations under the Agreement on Rules of Origin (G/RO/M/59). As a result, the Committee agreed that notifications which had initially been received by the CRTA or the CTD should also be circulated by the Secretariat to the CRO. The information regarding such notifications, including related to preferential rules of origin, can, in addition, be retrieved through the WTO database of regional trade agreements (<http://rtais.wto.org>) or in the WTO database of preferential trade agreements (<http://ptadb.wto.org>).

3. Accordingly, the following notification has been received:

**MONTENEGRO**

**A. PREFERENTIAL RULES OF ORIGIN**

Montenegro has enforced preferential rules as below:

1. Montenegro has ratified the Regional Convention on pan-Euro-Mediterranean preferential rules of origin by Law published in Official Journal of Montenegro- International Agreements No. 7/2012.

<http://www.sluzbenilist.me/pregled-dokumenta-2/?id={95D30F04-2EFC-4467-85BD-738CB30A8E49}>

2. The Stabilization and Association Agreement between the European Communities and its Member states, of the one part and the Republic of Montenegro, of the other part has been ratified by Law published in Official Journal of the Republic of Montenegro No. 7/2007. Decision No. 1/2014 of the EU-Montenegro Stabilization and Association Council has replaced the Protocol 3 to the Stabilization and Association Agreement between the European Communities and their Member States, of the one part and the Republic of Montenegro, of the other part, concerning the definition of concept of "originating products" and methods of administrative cooperation with the Regional Convention on pan-Euro-Mediterranean preferential rules of origin.

<http://www.sluzbenilist.me/pregled-dokumenta-2/?id={6AD5FF73-23BE-4183-A052-6F6DCEB8FE30}>

3. The Agreement on the amendment and extension of the Central European Free Trade Agreement (CEFTA) has been ratified by Law published in Official Journal of the Republic of Montenegro No. 18/2007. Decision No. 3/2013 of the Joint Committee of the Central European Free Trade Agreement has replaced Annex IV concerning the definition of the concept of "originating products" and methods of administrative cooperation with the Regional Convention on pan-Euro-Mediterranean preferential rules of origin. Decision No. 3/2015 of the Joint Committee, adopted on 26 November 2015, amended Decision No. 3/2013 of the FTA CEFTA. It provides the possibility of duty drawback and full cumulation in the bilateral trade between CEFTA parties. Decision No. 2/2017 of the Joint Committee of the Regional Convention on pan-Euro-Mediterranean preferential rules of origin of 16 May 2017 amending the provisions of Appendix II of the Regional Convention on pan-Euro-Mediterranean preferential rules of origin by introducing a possibility of duty drawback and full cumulation in the trade covered by the Central European Free Trade Agreement (CEFTA) involving the Republic of Moldova and the participants in the European Union's Stabilization and Association process.

<http://www.sluzbenilist.me/pregled-dokumenta-2/?id={33B9679F-9BD8-4874-B5E8-430818CA055F}>

4. Free Trade Agreement between Montenegro and the Republic of Turkey has been ratified by Law published in Official Journal of Montenegro-International Agreements No. 3/2009. Rules of origin are prescribed by Protocol II concerning the definition of the concept of "originating products" and methods of administrative cooperation.

<https://mek.gov.me/ResourceManager/FileDownload.aspx?rid=69800&rType=2&file=Zakon%20o%20potvr%C4%91ivanju%20sporazuma%20o%20slobodnoj%20trgovini%20izme%C4%91u%20Crne%20Gore%20i%20Republike%20Turske.pdf>

5. Free Trade Agreement between Montenegro and EFTA States and the Agreements on Agriculture between Montenegro and Swiss Confederation and the Principality of Liechtenstein, Montenegro and the Kingdom of Norway and Montenegro and the Republic of Iceland has been ratified by Law published in Official Journal of Montenegro-International Agreements No. 8/2012. Accordingly, to Article 8 of the Agreement rights and obligations of the parties with regard to rules of origin and administrative cooperation of customs authorities are governed by the Regional Convention on pan-Euro-Mediterranean preferential rules of origin.

<http://www.sluzbenilist.me/pregled-dokumenta-2/?id={52D2348D-AAFB-4CF2-84C3-B26457F3C543}>

6. Free Trade Agreement between Government of Montenegro and Government of Ukraine has been ratified by Law published in Official Journal of Montenegro-International Agreements No. 3/2012. Rules of origin are prescribed by Annex II concerning the definition of the concept of "originating products" and methods of administrative cooperation.

<http://www.sluzbenilist.me/pregled-dokumenta-2/?id={12736004-608A-43D2-BB75-C054190F1451}>

7. Agreement between Federal Government of Federal Republic of Yugoslavia and Government of Russian Federation on free trade between Federal Republic of Yugoslavia and Russian Federation. Montenegro applies Free Trade Agreement between Federal Republic of Yugoslavia and Russian Federation ratified by Law published in Official Journal of FR of Yugoslavia-International Agreements No. 1/2001. The origin of goods will be determined on the basis of the rules provided by the legislation of the state of imports.

<https://mek.gov.me/ResourceManager/FileDownload.aspx?rid=239094&rType=2&file=Sporazum sa Ruskom Federacijom.pdf>

Guidelines:

- Guidance on full cumulation and duty drawback between CEFTA parties  
<https://www.upravacarina.gov.me/rubrike/carinske-informacije/213389/Smjernice-o-jedinstvenoj-implementaciji-pune-kumulacije-i-povracaja-carine-medu-clanicama-CEFTA-e.html>
  - Guidance on approved exporter  
<https://upravacarina.gov.me/biblioteka/obraci?pagerIndex=2>
  - Guidance on Binding Origin Information (BOI)  
<https://upravacarina.gov.me/rubrike/aktuelnosti/183241/Obavezujuca-informacija-o-porijeklu-robe.html>
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