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Subject to Legal Review for Accuracy, Clarity and Consistency
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ANNEX 5-A
CERTAIN PRODUCT-SPECIFIC RULES OF ORIGIN

Section A: Interpretative Notes

1. For goods covered in this Annex, a good is an originating good if:
 - (a) each of the non-originating materials used in the production of the good undergoes an applicable change in tariff classification specified in this Annex as a result of production occurring entirely in the territory of one or both of the Parties, or the good otherwise satisfies the applicable requirements of this Annex where a change in tariff classification for each non-originating material is not specified,
 - (b) and the good satisfies any other applicable requirements of this Chapter.

2. For purposes of interpreting the rules of origin set out in this Annex:
 - (a) the specific rule, or specific set of rules, that applies to a particular heading or subheading is set out immediately adjacent to the heading or subheading;
 - (b) a rule applicable to a subheading shall take precedence over a rule applicable to the heading which is parent to that tariff item;
 - (c) a requirement of a change in tariff classification applies only to non-originating materials;
 - (d) the following definitions apply:

chapter means a chapter of the Harmonized System;

heading means the first four digits in the tariff classification number under the Harmonized System;

section means a section of the Harmonized System; and

subheading means the first six digits in the tariff classification number under the Harmonized System.

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Section B: Specific Rules

ANNEX NOTE: Products containing over 10% by weight of cow's milk solids classified under chapter 4 and headings 1901, 2105, 2106 and 2202 must be made from cow's milk originating in one of the Parties. Such products containing sheep or goat's milk solids, or other products classified under Chapter 4 or the specified headings, may be made from non-originating sheep or goat's milk.

Section I
Vegetable Products (Chapter 6-14)

NOTE: Agricultural and horticultural goods grown in the territory of a Party shall be treated as originating in the territory of that Party even if grown from seed, bulbs, rootstock, cuttings, slips, grafts, shoots, buds or other lives parts of plants imported from a non-Party.

Chapter 6
Live Trees and Other Plants; Bulbs, Roots and the Like; Cut Flowers and Ornamental Foliage.

0602-0603 A change to heading 0602 through 0603 from any other chapter.

Chapter 7
Edible Vegetables and Certain Roots and Tubers

0710-0713 A change to heading 0710 through 0713 from any other chapter.

Chapter 8
Edible Fruit and Nuts; Peel or Citrus Fruit or Melons

0811-0814 A change to heading 0811 through 0814 from any other chapter.

Chapter 9
Coffee, Tea, Mate and Spices

0901.21-0901.22 A change to subheading 0901.21 through 0901.22 from any other chapter.

0902.10 A change to subheading 0902.10 from any other subheading.

0904.20 A change to subheading 0904.20 from any other chapter except from chapter 7.

0910.20 A change to subheading 0910.20 from any other chapter.

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Chapter 12

Oilseeds and Oleaginous Fruits; Miscellaneous Grains, Seeds, and Fruits; Industrial or Medicinal Plants; Straw and Fodder.

1212.10 A change to goods of subheading 1212.10 from any other subheading or from carobs or seeds of carobs of subheading 1212.10.

Chapter 13

Lac; Gums; Resins and Other Vegetable Saps and Extracts.

1302.32 A change to goods of subheading 1302.32 from any other subheading or from mucilage, not modified, of subheading 1302.32.

Section II

Prepared Foodstuffs; Beverages, Spirits and Vinegar; Tobacco and Manufactured Tobacco Substitutes (Chapter 16-24)

Chapter 20 - Preparations of Vegetables, Fruits, Nuts or other Parts of Plants.

2001 A change to heading 2001 from any other chapter except from chapters 7 and 8.

2002 A change to heading 2002 from any other heading, except from chapter 7.

2003 A change to heading 2003 from any other chapter, except from chapter 7.

2004 A change to heading 2004 from any other chapter, except from chapter 7.

2005 A change to heading 2005 from any other chapter, except from chapter 7.

2006 A change to heading 2006 from any other chapter, except from chapters 7 and 8.

2007 A change to heading 2007 from any other chapter, except from chapters 7 and 8.

2008 A change to heading 2008 from any other chapter, except from chapter 8.

2009.11-2009.39 A change to subheading 2009.11 through 2009.39 from any other chapter except from heading 0805.

2009.41-2009.80 A change to subheading 2009.41 through 2009.80 from any other chapter or from concentrated juices of grapes, apples, pears, bananas, guavas, mangoes and carrots of heading 2009.

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2009.90 A change to subheading 2009.90 from any other chapter; or A change to subheading 2009.90 from any other subheading within Chapter 20, whether or not there is also a change from any other chapter, provided that a single juice ingredient, or juice ingredients from a single non-Party, constitute in single strength form no more than 60 percent by volume of the good.

Chapter 21 - Miscellaneous Edible Preparations

2106.90 A change to concentrated juice of any single fruit or vegetable fortified with vitamins or minerals of subheading 2106.90 from any other chapter or from juices of grapes, apples, pears, bananas, guavas, mangoes and carrots of heading 2009, except from heading 0805, from subheadings 2009.11 through 2009.39 and from subheading 2002.90

Chapter 22 - Beverages, Spirits and Vinegar

2204.10-2204.30 A change to subheading 2204.10 through 2204.30 from any other chapter.

Section III

Plastics and Articles Thereof; Rubber and Articles Thereof (Chapter 39-40)

Chapter 39 - Plastics and Articles Thereof

3919.10-3919.90 A change to subheading 3919.10 through 3919.90 from any other subheading outside that group.

Section IV

Base Metals and Articles of Base Metal (Chapter 72-83)

Chapter 72 - Iron and Steel

7209 A change to heading 7209 from any other heading

7210 A change to heading 7210 from any other heading.

7211 A change to heading 7211 from any other heading.

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7212 A change to heading 7212 from any other heading.

Section V
Machinery and Mechanical Appliances; Electrical Equipment; Parts Thereof; Sound Recorders and Reproducers, Television Image and Sound Recorders and Reproducers, and Parts and Accessories of Such Articles (Chapter 84-85)

Chapter 85 - Electrical Machinery and Equipment and Parts thereof; sound recorders and reproducers, television image and sound recorders and reproducers, and parts and accessories of such articles.

8544.30 A change to ignition wiring sets and other wiring sets of 8544.30, of a kind used in vehicles, from any other subheading, or from goods within that subheading, provided that assembly of the good involves at least each of the following operations:

- *assembly of at least 10 separate parts*
 - *cutting of wire into different lengths to create wire sub-assemblies*
 - *stripping of the sheathing of wire*
 - *inserting connectors to the ends of wire sub-assemblies*
 - *attaching wire sub-assemblies to cable*
 - *100 percent testing of wiring sets and other quality control operations*
- packaging and labeling of finished product.

8544.11-8544.20 and
8544.41-8544.70 A change to subheadings 8544.11-8544.20, and subheadings 8544.41-8544.70 from any other subheading, including a subheading within that group, provided that the **value of materials produced** and direct costs of processing operations performed in one or both of the Parties is not less than 35 percent of the appraised value of the good at the time it is entered into a Party.

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Section VI

Vehicles, Aircraft, Vessels and Associated Transport Equipment (Chapter 86-89)

Chapter 87 - Vehicles Other than Railway or Tramway Rolling-Stock and Parts and Accessories thereof

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| 8707 | A change to heading 8707 from any other heading. |
| 8708.91 | A change to subheading 8708.91 from any other subheading. |
| 8708.93 | A change to subheading 8708.93 from any other subheading. |
| 8708.94 | A change to subheading 8708.94 from any other subheading. |
| 8708.99 | A change to subheading 8708.99 from any other subheading. |
| 8716.31/39/40 | A change to subheading 871631/39/40 from any other subheading. |
| 8716.90 | A change to subheading 8716.90 from any other subheading. |