



Q&A FOR AUSTRALIA-UNITED STATES FREE TRADE AGREEMENT (AUSFTA)

EXPORTERS

What preferential treatments are available to my goods?

Australian Exporters seeking preferential treatments for their exports to United States (US) must check in the US Tariff Schedule to see how the product will benefit from the Agreement. In making this assessment, exporters need to be mindful of the requirements surrounding preferential treatment under AUSFTA, in particular Rules of Origin.

Copy of the US Tariff Schedule is available on the US International Trade Commission website, at http://hotdocs.usitc.gov/tariff_chapters_current/toc.html.

What are the requirements for claiming preferential treatments?

Australian Exporters should take reasonable care to ensure that their goods meet AUSFTA requirements before claiming preference treatment as there are penalties for improperly claiming preferential status. AUSFTA provides that goods can only attract a tariff preference if they are accompanied by a declaration that the goods meet the eligibility criteria for preference.

The information contain on the declaration should confirm that the goods:

- are wholly obtained as defined in AUSFTA; or
- produced in the US from wholly obtained materials; or
- meet the requirements of the product specific rule of origin as detailed in Annex 4A and 5A of AUSFTA; or
- otherwise qualify as originating under the rules of origin in AUSFTA.

Enquiries

Requests for information and advice on AUSFTA should be directed to:

Department of Foreign Affairs and Trade

Phone: 1300 558 413

Email: us_fta@dfat.gov.au

Disclaimer: This document contains a summary of some of the important changes which may impact your business. The document is not legal advice, and should not be relied upon as such. We strongly recommend that you seek independent advice as to how these changes may affect you personally and to verify your own obligations.



Q&A FOR AUSTRALIA-UNITED STATES FREE TRADE AGREEMENT (AUSFTA)

IMPORTERS

What preferential treatments are available to my goods?

Australian Importers seeking preferential treatments for their imports originating from the United States (US) must check in the Australian Tariff Schedule to see how the product will benefit from the Agreement. In making this assessment, importers need to be mindful of the requirements surrounding preferential treatment under AUSFTA, in particular Rules of Origin.

Further details on the AUSFTA requirements are contained in the Australian Customs Notice "2004/39 - Australia – United States Free Trade Agreement - Rules of Origin" and available on the Australian Customs Service website at <http://www.customs.gov.au/site/page.cfm?u=5342>.

What are the requirements for claiming preferential treatments?

Australian Importers should take reasonable care to ensure that their goods meet AUSFTA requirements before claiming preference treatment as there are penalties for improperly claiming preferential status. AUSFTA provides that goods can only attract a tariff preference if they are supported by declaration that the goods meet the eligibility criteria for preference.

The information contained on the declaration should confirm that the goods:

- are wholly obtained as defined in AUSFTA; or
- produced in the US from wholly obtained materials; or
- meet the requirements of the product specific rule of origin as detailed in Annex 4A and 5A of AUSFTA; or
- otherwise qualify as originating under the rules of origin in AUSFTA.

To avoid unnecessary delays with clearance of cargo, importers are encouraged to advise DHL of their intention to claim preference and also provide a "Declaration stating that the goods meet the eligibility criteria for preference".

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