

NAFTA-USMCA-TPP Comparison

USMCA Chapter No 5: Origin Procedures							
Description of Provision	USMCA					NAFTA Provision (if any)	TPP Provision (if any)
	Provision Number	New	No Changes	Minor Changes	Significant Changes		
Definitions	Article 5.1				Many definitions are removed	Article 514	
Claims for Preferential Treatment	Article 5.2 (overlap with Article 5.4)				Yes	Article 502	Article 3.20
Basis for Certificate of Origin	Article 5.3				Yes	Article 501	Article 3.21
Obligations Regarding Importations	Article 5.4 (overlap with Article 5.2)				Yes	Article 502	Article 3.24
Exceptions to Certification of Origin	Article 5.5				Similar to NAFTA and TPP provisions	Article 503	Article 3.23
Obligations Regarding Exportations	Article 5.6				Similar to NAFTA and TPP provisions	Article 504	Article 3.25
Errors or Discrepancies	Article 5.8	Yes			Expands TPP provision	N/A	Article 3.22

Record Keeping Requirements	Article 5.9					Article 505	Article 3.26
Origin Verification	Article 5.10				Significant amendment	Article 506	Article 3.27
Determinations of Origin	Article 5.11	Yes					Article 3.28
Refunds and Claims for Preferential Tariff Treatment after Importation	Article 5.12	Yes		Similar to TPP provision		N/A	Article 3.29
Confidentiality	Article 5.13				Yes	Article 507	Article 3.31
Penalties	Article 5.14			Similar to TPP provision		Article 508	Article 3.30
Advance Rulings Relating to Origin	Article 5.15				Significant clauses removed	Article 509	N/A
Review and Appeal	Article 5.16				Significant clause removed	Article 501	N/A
Uniform Regulations	Article 5.17			Substantially similar to NAFTA provision		Article 511	N/A
Notification of Treatment	Article 5.18					Article 512.1	N/A
Committee on Rules of Origin and Origin Procedures	Article 5.19					Article 513	Article 3.32
Sub-Committee on Origin Verification	Article 5.20	Yes				N/A	N/A

Minimum Data Elements	Annex 5-A	Yes		Similar to TPP provision			Annex 3-B
PLEASE NOTE that the comparison chart is subjective to a degree. References to TPP are not to the CPTPP.							

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