

NAFTA-USMCA-TPP Comparison

USMCA Chapter No 10: Trade Remedies							
Description of Provision	USMCA					NAFTA Provision (if any)	TPP Provision (if any)
	Provision Number	New	No Changes	Minor Changes	Significant Changes		
Safeguards - Rights and Obligations	Article 10.1				Significant reductions to NAFTA Chapter 8 Significant reductions to TPP Chapter 8	Article 302	Article 6.1-6.7
AD/CVD - Definitions	Article 10.2				New definitions	Article 1911 is a separate provision	N/A
AD/CVD – Rights and Obligations	Article 10.3				Mostly new	Article 1902.1	6.8 and Annex 6-A
Cooperation on Preventing Duty Evasion of Trade Remedy Laws - General	Article 10.4	New				N/A	N/A
Cooperation on Preventing Duty Evasion of Trade Remedy Laws – Duty Evasion Cooperation	Article 10.5	New				N/A	N/A
Review and Dispute Settlement - AD/CVD - General	Section D: Article 1				Similar to NAFTA provision	Article 1901	N/A

Review and Dispute Settlement - AD/CVD – Retention of Domestic AD/CVD Law	Section D: Article 2			Similar to NAFTA provision		Article 1902	N/A
Review and Dispute Settlement - AD/CVD – Review of Statutory Amendments	Section D: Article 3			Similar to NAFTA provision		Article 1903	N/A
Review and Dispute Settlement - AD/CVD – Review of Final AD/CVD Determinations	Section D: Article 4			Similar to NAFTA provision		Article 1904	N/A
Review and Dispute Settlement - AD/CVD – Safeguarding the Panel Review System	Section D: Article 5			Similar to NAFTA provision		Article 1905	N/A
Review and Dispute Settlement - AD/CVD – Prospective Application	Section D: Article 6			Similar to NAFTA provision		Article 1906	N/A
Review and Dispute Settlement - AD/CVD – Consultations	Section D: Article 7			Similar to NAFTA provision		Article 1907	N/A
Review and Dispute Settlement - AD/CVD – Special Secretariat Provisions	Section D: Article 8			Similar to NAFTA provision		Article 1908	N/A
Review and Dispute Settlement - AD/CVD – Code of Conduct	Section D: Article 9			Similar to NAFTA provision		Article 1909	N/A
Review and Dispute Settlement - AD/CVD – Miscellaneous	Section D: Article 10			Similar to NAFTA provision		Article 1910	N/A

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Review and Dispute Settlement - AD/CVD – Country-Specific Definitions	Section D: Article 11			Similar to NAFTA provision		Article 1911 and Annex 1911	N/A
Annex	Annex 10-A	New				N/A	N/A
Annex –Establishment of Binational Panels	Annex 10-B.1			Similar to NAFTA provision		Annex 1901.2	N/A
Annex –Panel Procedures Under Article 3	Annex 10-B.2			Similar to NAFTA provision		Annex 1903.2	N/A
Annex –Extraordinary Challenge Procedure	Annex 10-B.3			Similar to NAFTA provision		Annex 1904.13	N/A
Annex –Amendments to Domestic Law	Annex 10-B.4			Similar to NAFTA provision		Annex 194.15	N/A
Annex –Special Committee Procedures	Annex 10-B.5			Similar to NAFTA provision		Annex 1905.6	N/A
PLEASE NOTE that the comparison chart is subjective to a degree. References to TPP are not to the CPTPP.							

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