

NAFTA-USMCA-TPP Comparison

USMCA Chapter 2: National Treatment and Market Access for Goods							
Description of Provision	USMCA					NAFTA Provision (if any)	TPP Provision (if any)
	Provision Number	New	No Changes	Minor Changes	Significant Changes		
Definitions	Article 2.1			Similar to TPP definitions Some new definitions		Article 318	Article 2.1
Scope	Article 2.2		Same as TPP Provision			Article 300	Article 2.2
National Treatment	Article 2.3			Similar to TPP provision		Article 301	Article 2.3
Treatment of Customs Duties	Article 2.4				Yes	Article 302	Article 2.4
Drawback & Duty Deferral Programs	Article 2.5 2.5.2 2.7			Similar to NAFTA provisions		Article 303 Annex 303.6	N/A
Waiver of Customs Duties	Article 2.6			Changes from NAFTA and TPP provisions		Article 304	Article 2.5
Temporary Admission of Goods	Article 2.7			Changes from NAFTA		Article 305	Article 2.8

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				and TPP provisions			
Goods re-Entered After Repair or Alteration	Article 2.8				Changes from NAFTA and TPP provisions	Article 307	Article 2.6
Duty-Free Entry of Commercial Samples of Negligible Value & Printed Advertising Materials	Article 2.9				Changes from NAFTA and TPP provisions	Article 306	Article 2.7
Import & Export Restrictions	Article 2.10					Article 309	Article 2.10
Remanufactured Goods	Article 2.11				Changes from NAFTA and TPP provisions	N/A	Article 2.4
Administrative Fees and Formalities	Article 2.12				Changes from NAFTA and TPP provisions	Article 310	Article 2.14
Export Duties, Taxes or Other Charges	Article 2.13				Changes from NAFTA and TPP provisions	Article 314	Article 2.15
Most-Favored Nation Rates of Duty on Certain Goods	Article 2.1		Similar to NAFTA provision			Article 308	N/A

PLEASE NOTE that the comparison chart is subjective to a degree. References to TPP are not to the CPTPP.
Tariff Elimination (NAFTA Article 302) is dealt with in USMCA Annex 2-B.
Country of Origin Marking (NAFTA Article 311) is not in USMCA.
Distinctive Products (NAFTA Article 313) and Wine and Distilled Spirits (NAFTA Article 312) are in USMCA Annex 3B.
Third Party Dumping (NAFTA Article 317) is not in USMCA.
Import Licensing (TPP Article 2.12) is not in USMCA.
Export Licensing (TPP Article 2.13) is not in USMCA.

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