



# Memorandum D11-5-16

Ottawa, April 27, 2020

## Comprehensive and Progressive Agreement for Trans-Pacific Partnership (CPTPP) Rules of Origin

### In Brief

This new memorandum describes the Comprehensive and Progressive Agreement for Trans-Pacific Partnership (CPTPP) Rules of Origin.

This memorandum contains a link to the [CPTPP Rules of Origin Regulations](#) and provides a link to the [Global Affairs Canada](#) website where the Rules of Origin for the CPTPP may be found.

### Legislation

#### [CPTPP Rules of Origin Regulations](#)

P.C. 2018-1323 2018-10-29

His Excellency the Governor General in Council, on the recommendation of the Minister of Finance, pursuant to subsection 16(2) of the [Customs Tariff](#), makes the annexed [CPTPP Rules of Origin Regulations](#).

#### Rules of Origin

**1.(1)** The following provisions of the Comprehensive and Progressive Agreement for Trans-Pacific Partnership have the force of law in Canada:

- (a) Articles 3.1 to 3.18;
- (b) Annex 3-C;
- (c) Annex 3-D, including Appendix 1;
- (d) paragraphs 1 to 9 of Article 4.2; and
- (e) Annex 4-A, including Appendix 1.

**(2).** Despite paragraph (1)(c), between Canada and Australia and between Canada and Malaysia, for the purposes of determining whether a good of heading 87.03 qualifies as originating, the applicable product-specific rule of origin is:

- (a) a change to a good of subheading 87.03 from any other heading; or
- (b) no change in the tariff classification required for a good of heading 87.03, provided there is a regional value content of not less than
  - (i) 40%, under the net cost method, or
  - (ii) 50%, under the build-down method.

## Coming into Force

<sup>12</sup> These Regulations come into force on the day on which section 43 of the [Comprehensive and Progressive Agreement for Trans-Pacific Partnership Implementation Act](#), chapter 23 of the Statutes of Canada 2018 comes into force, but if they are registered after that day, they come into force on the day on which they are registered.

## Guidelines and General Information

1. The CPTPP may be found on the [Global Affairs Canada](#) website.
2. [Chapter 3 Rules of Origin and Origin Procedures](#): The Rules of Origin and Origin Procedures Chapter contains the general rules of origin that set out the criteria to determine the originating status of a good, as well as other general conditions and requirements.
3. [Annex 3-D of the Rules of Origin and Origin Procedures Chapter](#): The Product Specific Rules of Origin establish the point at which materials or components have undergone sufficient production within the free trade area for the good produced to be considered originating.
4. [Chapter 4: Textiles and Apparel Goods](#): The Textiles and Apparel Goods Chapter contains the general rules of origin that set out the criteria to determine the originating status of a good, as well as other general conditions and requirements that are specific to textile and apparel goods.
5. [Annex 4-A of the Textiles and Apparel Goods Chapter](#): The Textiles and Apparel Product Specific Rules of Origin establish the point at which materials or components have undergone sufficient production within the free trade area for the good produced to be considered originating.

### Additional Information

6. For more information, call contact the [CBSA Border Information Service](#) (BIS):  
 Calls within Canada & the United States (toll free): **1-800-461-9999**  
 Calls outside Canada & the United States (long distance charges apply):  
 1-204-983-3550 or 1-506-636-5064  
 TTY: **1-866-335-3237**  
[Contact Us online](#) (webform)  
[Contact Us](#) at the CBSA website.

<sup>1</sup> [Note: Regulations in force December 30, 2018, see SI/2018-101 and SI/2018-108.]

<b>References</b>	
<b>Issuing Office</b>	Trade and Anti-dumping Programs Directorate
<b>Headquarters File</b>	
<b>Legislative References</b>	<a href="#"><u>CPTPP Rules of Origin Regulations</u></a> <a href="#"><u>Comprehensive and Progressive Agreement for Trans-Pacific Partnership Implementation Act</u></a>
<b>Other References</b>	
<b>Superseded Memorandum D</b>	N/A