

**Committee on Rules of Origin**

TENTH REPORT OF THE TECHNICAL COMMITTEE ON RULES OF ORIGIN  
TO THE COMMITTEE ON RULES OF ORIGIN

Note by the Secretariat

1. In conformity with paragraph 2(c) of Article 9 of the Agreement on Rules of Origin, the Technical Committee on Rules of Origin has submitted to the Committee on Rules of Origin its Tenth Report. The Report covers the results of the Technical Committee's work under the Harmonization Work Programme at its Tenth Session held in Brussels from 24 November to 5 December 1997.
2. The attached Report (WCO document 42.148) is circulated to Members, together with the letter of transmission of the Chairman of the Technical Committee on Rules of Origin.

Brussels, 20 January 1998.

Dear Ms. Berrig,

I have pleasure in transmitting the Tenth Report of the Technical Committee on Rules of Origin to the Committee on Rules of Origin.

This Report is submitted in accordance with the provisions of Article 9.2(c) of the Agreement and covers the results of the Technical Committee's work under the harmonization work programme through its Tenth Session held in Brussels from 24 November to 5 December 1997. The draft Report of the Tenth Session of the Technical Committee is to be approved during the Eleventh Session to be held from 9 to 27 February 1998.

As set out in the Report to the Committee, the Technical Committee undertook Basket 2 discussions of Chapters 1 to 24 and 84 of the Harmonized System. Concerning these Basket 2 discussions the Technical Committee has completed its consideration and, except as noted, is submitting the results to the Committee. It is submitting for endorsement by the Committee the rules of origin for these chapters upon which consensus has been reached. These have been designated as Basket 1 decisions. There were also unresolved issues upon which the Technical Committee was unable to reach consensus after exhausting its discussions. The Technical Committee's interpretations and opinions concerning these unresolved issues, in the form of options and differing views, are being referred to the Committee for decision. Both the Basket 1 decisions and unresolved issues are to be submitted shortly to the Committee in an administrative document.<sup>1</sup>

Please accept, Ms Berrig, the assurance of my highest consideration.

Yours sincerely,

R. JANECKO,  
Chairman

---

<sup>1</sup>To be circulated in document G/RO/22/Add.1.

WCO doc. 42.148

TENTH REPORT OF THE TECHNICAL COMMITTEE ON RULES OF ORIGIN  
TO THE COMMITTEE ON RULES OF ORIGIN

1. The Technical Committee on Rules of Origin held its Tenth Session in Brussels from Monday 24 November to Friday 5 December 1997.

Nature of the work

2. At this session, the Technical Committee devoted almost all its time, with extra working hours, to the harmonization work on rules of origin for particular products or product sectors. The work involved:

(a) A second examination of the rules of origin for goods classified in Chapters 1 through 24 and 84 of the Harmonized System. The results of that work are set out in Annexes to the draft Report on the Technical Committee's Tenth Session, Doc. 41.754 (to be forwarded later) and relatedly, in Referral Documents 42.146 and 42.147<sup>2</sup>; and

(b) Approval of the Report of the Ninth Session of the Technical Committee, Doc. 41.950, including the Basket 1 product-specific rules agreed during the Ninth Session; and

(c) Establishing the Agenda for the Eleventh Session, to be held from 9 to 27 February, 1998 in Brussels. In view of the heavy agenda, the length of the session has been extended from two to three weeks.

Results of the work

3. The results of the Technical Committee's consideration of the origin criteria proposed for the goods of Chapters 1 through 24 and 84 are designated as follows:

Basket 1: origin criteria (rules) agreed by the Technical Committee which are being transmitted to the Committee on Rules of Origin for endorsement;

Basket 2: origin criteria proposed for particular goods, as well as proposed Chapter Notes, which raised technical aspects to be considered further by the Technical Committee during later work;

Unresolved issues submitted to the CRO for decision: origin criteria for certain goods for which the differing views could not be resolved by the Technical Committee notwithstanding exhaustive technical examination. These issues are being submitted to the Committee on Rules of Origin for decision by means of administrative documents (Docs. 42.146 and 42.147). These documents identify the issues at stake and the differing views presented during the relevant Technical Committee discussions.

4. It is to be noted that with respect to certain goods the Technical Committee has referred unresolved issues to the Committee while retaining for further consideration issues affecting the same goods.

---

<sup>2</sup>To be circulated in document G/RO/22/Add.1.

A. Goods classified in Basket 1

5. With regard to the Chapters 1 to 24 examined at the Tenth Session, the list of all the headings classified in Basket 1 is now as follows:

02.08, ex-02.10 (i),

ex-03.05 (d), ex-03.06 (c), ex-03.07 (c)

04.01, 04.05, 0406.10, 0406.20, 0406.40, 0406.90, 04.07, 04.09, 04.10

05.01, 05.02, 05.03, 05.04, 05.05, 05.06, 05.07, 05.08, 05.09, 05.10, 05.11

0601.10, 0602.10, 0602.20, 0602.30, 0602.40, 0602.90, ex-06.03 (c), ex-06.04 (b)

07.01, 07.02, 07.03, 07.04, 07.05, 07.06, 07.07, 07.08, 07.09, 07.11, 07.14

08.01, 08.02, 08.03, 08.04, 08.05, 08.06, 08.07, 08.08, 08.09, 08.10, 08.12, ex-08.14 (b)

0901.11, ex-0901.90 (b), ex-09.02 (d), 09.03, 0904.11, ex-0904.20 (b), ex-09.05 (b), 09.06.10, ex-09.07 (b), ex-09.08 (b), ex-09.09 (b), ex-09.10 (d)

10.01, 10.02, 10.03, 10.04, 10.05, 10.06, 10.07, 10.08

11.01, 11.02, 11.03, 11.04, 11.05, 11.06, 11.07, 11.08, 11.09

12.01, 12.02, 12.03, 12.04, 12.05, 12.06, 12.07, 12.09, 12.10, ex-12.11 (a), 12.12, 12.13, 12.14

17.04

18.01, 18.02

1901.90, 1902.11, 1902.19, 1902.30, 1902.40, 19.03, 19.04, 1905.10, 1905.20, 1905.30, 1905.40, ex-1905.90 (b)

20.04, 20.05, 20.06, ex-2008.11 (d)

2101.30 (terminology to be determined), 2102.10, 2102.30, ex-2103.30 (a) (terminology to be determined), 21.05

22.01, 22.03, 22.05, 22.06

23.01, 23.02, 23.03, 23.04, 23.05, 23.06, ex-23.08 (b), 2309.10, ex-2309.90 (b)

24.01.10, 24.01.20, 24.02, 24.03

B. Goods maintained in Basket 2

6. The following issues and headings in Chapters 1-24 have been retained in Basket 2 for further examination by the Technical Committee:

Chapter Notes and Definitions;

13.02, 15.16, 15.17, 15.21, 15.22, 2009.90.

7. The headings of Chapter 84 are retained also in Basket 2 for further examination by the Technical Committee. However, the Technical Committee decided, after an exhaustive discussion in which consensus could not be reached, to refer to the Committee for decision the issue of the assembly of finished machines from parts.

#### Future work

8. The Eleventh Session of the Technical Committee will be held in Brussels from 9 to 27 February 1998, and will concentrate on continuing the examination of Basket 2 goods.

#### Report on the Ninth Session

9. The Report on the Ninth Session of the Technical Committee (Doc. 41.950) was officially adopted at the Tenth Session.

#### Provisional nature of the Report on the Tenth Session

10. In accordance with the procedure introduced at the Sixth Session, the Technical Committee spent the whole of its time continuing its work and was therefore unable to adopt the session Report during the session. The Report is therefore provisional and will be replaced by the final Report.

---