

Australia FTA Summary

Provision	AUSTRALIA (AUFTA)
GENERAL INFO & DATES	
Agreement Name	US-Australia Free Trade Agreement
Implementation Date	January 1, 2005
Expiration	None
Duty Phase-Out	January 1, 2022 (18 Years)
Merchandise Processing Fee (MPF)	Exempt for originating goods
Imported Directly	May leave customs' control; may not undergo further production in a 3rd country (requires non-ABI entry summary); GN 28(c)(iii), Article 5.11
Primary Responsibility for Compliance	Importer
CITATIONS	
HTSUS General Note (GN)	GN 28
US Code	19 USC 3805 note
CFR	19 CFR 10.721-10.748 (Subpart L) (Interim), 80 FR 7303 (Feb. 10, 2015)
Marking Rules	19 CFR 134
Special Program Indicator	"AU"
Verification Authority	Article 5.15



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Rules of Origin	Wholly Obtained or Produced; Wholly of Originating Materials; Tariff Shift & / or Regional Value Content
Tariff Shift Rules	GN 28(n)
Tariff Shift Rules Updated to Comply with 2007 HTSUS	Yes
Tariff Shift Rules Updated to Comply with 2012 HTSUS	No
Chemical Reaction and Related Rules of Origin	Yes; HTS Ch. 27-40; GN 28(m)(vii)
Special Origination Rules	No
Drawback Restrictions	No
Repair & Alteration Provision	Duty Free per Agreement Article 2.6; 9802.00.40/50
Documentation required in the importer's possession at the time of claim	No, freeform "Supporting Statement" with 10 elements upon request by CBP; http://www.cbp.gov/document/guidance/attachment-data-elements-australia-tpa-certification-%E2%80%83



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Regional Value Content (RVC) Citations	GN 28(g); Agreement Article 5.4
Regional Value Content (RVC) Calculation Methods	Build-Up, Build-Down & Net Cost (automotive only) where there is RVC
Special Regimen for Automotive Goods	Yes, certain tariffs require net cost RVC (GN 28(g)(iii))
De Minimis (most common threshold)	10% of adjusted value; GN 28(e) (with exceptions)
De Minimis and Sets, Non-Textile	No non-textile provision
INVENTORY MANAGEMENT METHODS	
Fungible Goods & Materials	LIFO, FIFO, Average; other GAAP-recognized method; GN 28(i)
CLAIMS & DETERMINATIONS	
Post-Importation Claims	Post Entry Amendment (PEA) or Post Summary Correction (PSC)
Reconciliation Claims	No
Determinations Communicated to Exporter	Yes, if correspondence with exporter
Pattern of Conduct Clause	No

