

# Chile FTA Summary

Provision	CHILE (CLFTA)
<b>GENERAL INFO &amp; DATES</b>	
<b>Agreement Name</b>	US-Chile Free Trade Agreement
<b>Implementation Date</b>	January 1, 2004
<b>Expiration</b>	None
<b>Duty Phase-Out</b>	January 1, 2015 (12 Years)
<b>Merchandise Processing Fee (MPF)</b>	Exempt for originating goods
<b>Imported Directly</b>	May leave customs' control; may not undergo further production in a 3rd country (requires non-ABI entry summary); 19 CFR 10.463, GN 28(c)(iii)
<b>Primary Responsibility for Compliance</b>	Importer
<b>CITATIONS</b>	
<b>HTSUS General Note (GN)</b>	GN 26
<b>US Code</b>	19 USC 3805 note
<b>CFR</b>	19 CFR 10.401 - 490 (Subpart H)
<b>Marking Rules</b>	19 CFR 134
<b>Special Program Indicator</b>	"CL"
<b>Verification Authority</b>	Article 416; 19 CFR 10.470



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ORIGINATION, ETC.	
<b>Rules of Origin Citations</b>	General Note 26(b); 19 CFR 10.451
<b>Rules of Origin</b>	Wholly Obtained or Produced; Wholly of Originating Materials; Tariff Shift & / or Regional Value Content
<b>Tariff Shift Rules</b>	GN 26(n)
<b>Tariff Shift Rules Updated to Comply with 2007 HTSUS</b>	Yes, Presidential Proclamation 8214
<b>Tariff Shift Rules Updated to Comply with 2012 HTSUS</b>	Yes, Presidential Proclamation 8771, 12/28/11, effective 2/3/12
<b>Chemical Reaction and Related Rules of Origin</b>	Yes, HTS Ch. 27-38; GN 26(m)(vi)
<b>Special Origination Rules</b>	No
<b>Drawback Restrictions</b>	Yes, Article 3.8; 19 USC 1313(j)(4)(B) (most importantly (n)(4)); No General Note or Regulation Citation
<b>Repair &amp; Alteration Provision</b>	Duty Free per 19 CFR 10.490; 9802.00.40/50
<b>Documentation required in the importer's possession at the time of claim</b>	No, freeform "Certification" with the elements in 19 CFR 10.411 upon request by CBP



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<b>VALUE</b>	
<b>Regional Value Content (RVC) Citations</b>	GN 26(g); 19 CFR 10.454
<b>Regional Value Content (RVC) Calculation Methods</b>	Build-Up & Build-Down where there is RVC
<b>Special Regimen for Automotive Goods</b>	No, although RVC percentages are 30% Build-Up, 50% Build-Down
<b>De Minimis (most common threshold)</b>	10% of adjusted value; 19 CFR 10.459; GN 26(e) (with exceptions)
<b>De Minimis and Sets, Non-Textile</b>	No non-textile provision
<b>INVENTORY MANAGEMENT METHODS</b>	
<b>Fungible Goods &amp; Materials</b>	LIFO, FIFO, Average; other GAAP-recognized method; GN 26(i)
<b>CLAIMS &amp; DETERMINATIONS</b>	
<b>Post-Importation Claims</b>	19 USC 1520(d), 19 CFR 10.440-442
<b>Reconciliation Claims</b>	Yes, 69 FR 53730, Sept. 2, 2004
<b>Determinations Communicated to Exporter</b>	Yes, if correspondence with exporter
<b>Pattern of Conduct Clause</b>	Yes, 19 CFR 10.474

