

NAFTA Summary

Provision	NAFTA
GENERAL INFO & DATES	
Agreement Name	North American Free Trade Agreement
Implementation Date	January 1, 1994
Expiration	None
Duty Phase-Out	January 1, 2008 (15 Years)
Merchandise Processing Fee (MPF)	Exempt for originating goods
Imported Directly	May NOT leave customs' control nor undergo production in a 3rd country; 19 CFR 181 Appendix, Sec. 16; 19 CFR 181.23(b)
Primary Responsibility for Compliance	Exporter
CITATIONS	
HTSUS General Note (GN)	GN 12
US Code	19 USC 3301-3473
CFR	19 CFR 181 and Appendix, 19 CFR 102
Marking Rules	19 CFR 102
Special Program Indicator	"CA" or "MX"
Verification Authority	Article 506; 19 CFR 181 Subpart G



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ORIGINATION, ETC.	
Rules of Origin Citations	General Note 12(b), 19 CFR 181 App., Part II, Sec. 4
Rules of Origin	Wholly Obtained or Produced; Exclusively of Originating Materials; Tariff Shift & / or Regional Value Content
Tariff Shift Rules	GN 12(t)
Tariff Shift Rules Updated to Comply with 2007 HTSUS	Yes, Presidential Proclamation 8405, Aug. 31, 2009
Tariff Shift Rules Updated to Comply with 2012 HTSUS	No
Chemical Reaction and Related Rules of Origin	Yes, for certain petroleum goods
Special Origination Rules	Annex 308.1 (E Criterion) for certain high-tech goods; Disassembly treated as production, 19 CFR 181.132
Drawback Restrictions	Yes, Article 303; 19 CFR 181, Subpart E; 19 USC 1313
Repair & Alteration Provision	Duty Free per 19 CFR 181.64; HTSUS 9802.00.40/50
Documentation required in the importer's possession at the time of claim	Yes, NAFTA Certificate of Origin must be in importer's possession at time of claim; 19 CFR 181.21



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VALUE	
Regional Value Content (RVC) Citations	GN12(c), 19 CFR 181, Appendix, Section 6 - 10
Regional Value Content (RVC) Calculation Methods	Transaction Value & Net Cost where there is RVC
Special Regimen for Automotive Goods	Yes, tracing the value of certain non-originating materials and net cost required
De Minimis (most common threshold)	7% of transaction value; 19 CFR 181 Appendix, Sec. 5; GN 12(f) (with exceptions)
De Minimis and Sets, Non-Textile	None
INVENTORY MANAGEMENT METHODS	
Fungible Goods & Materials	Specific Identification, LIFO, FIFO, Average; GN 12(g), 19 CFR 181 Appendix Schedule X, Part I & II
CLAIMS & DETERMINATIONS	
Post-Importation Claims	19 USC 1520(d); 19 CFR 181.31-33
Reconciliation Claims	Yes, 67 FR 6120, Sept. 27, 2002
Determinations Communicated to Exporter	Yes
Pattern of Conduct Clause	Yes, 19 CFR 181.76(c)

