

# Peru TPA Summary

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Provision	PERU (PTPA)
<b>GENERAL INFO &amp; DATES</b>	
<b>Agreement Name</b>	US-Peru Trade Promotion Agreement
<b>Implementation Date</b>	February 1, 2009
<b>Expiration</b>	None
<b>Duty Phase-Out</b>	January 1, 2025 (17 years) Annex 2.3
<b>Merchandise Processing Fee (MPF)</b>	Exempt for Originating Goods 19 CFR 24.23 ( c ) (12)
<b>Imported Directly</b>	May NOT leave customs' control nor undergo further production in a 3 <sup>rd</sup> country; 19 CFR 10.925, GN 32(c)(iii)
<b>Primary Responsibility for Compliance</b>	Importer
<b>CITATIONS</b>	
<b>HTS General Note (GN)</b>	GN 32
<b>US Code</b>	19 USC 3805 note
<b>CFR</b>	19 CFR 10.901-934 (Subpart Q)
<b>Marking Rules</b>	19 CFR 134
<b>Special Program Indicator</b>	"PE"
<b>Verification Authority</b>	Annex 4.8; 19 CFR 10.926



# Peru TPA Summary (cont.)

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<b>Rules of Origin</b>	Wholly Obtained or Produced, Tariff Shift & / or Regional Value Content, or Exclusively from Originating Materials
<b>Tariff Shift Rule Citation</b>	GN 32(n)
<b>Tariff Shift Rules Updated to Comply with 2007 HTSUS</b>	No
<b>Tariff Shift Rules Updated to Comply with 2012 HTSUS</b>	No
<b>Chemical Reaction and Related Rules of Origin</b>	HTS Ch 27-40; GN 32 (m)(vii)
<b>Special Origination Rules</b>	No
<b>Drawback Restrictions</b>	No
<b>Repair &amp; Alteration Provision</b>	Duty Free per 19 CFR 10.934, 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 10.904 upon request by CBP



# Peru TPA Summary (cont.)

VALUE	
<b>Regional Value Content (RVC) Citations</b>	19 CFR 10.915; GN 32(f)
<b>Regional Value Content (RVC) Calculation Methods</b>	Build-Up, Build-Down, Net-Cost (limited)
<b>Special Regimen for Automotive Goods</b>	Yes, automotive goods MUST use Net Cost RVC; 19 CFR 10.915(d); GN 32(f)(iii)
<b>De Minimis for Non-Textiles (most common threshold)</b>	10% of adjusted value (with exclusions); 19 CFR 10.918; GN 32(e)
<b>De Minimis and Sets for Non-Textiles</b>	Value of the non-originating components may not exceed 15% of the AV of the set; GN 32(c)(v); 19 CFR 10.921
INVENTORY MANAGEMENT METHODS	
<b>Fungible Goods &amp; Materials</b>	LIFO, FIFO, Average, other GAAP-recognized method; GN 32(h)
CLAIMS & DETERMINATIONS	
<b>Post-Importation Claims</b>	19 USC 1520(d); 19 CFR 10.1010 - 10.1012
<b>Reconciliation Claims</b>	Yes, 78 FR 27984, May 13, 2013
<b>Determinations Communicated to Exporter</b>	Yes, if correspondence with exporter
<b>Pattern of Conduct Clause</b>	Yes, 19 CFR 10.929

