

**REGULATION ON CRITERIA FOR DETERMINATION AND
MANNER OF PROVING THE ORIGIN OF GOODS
(Official Gazette of the Republic of Macedonia no.26/00)**

I. GENERAL PROVISIONS

**Article 1
(Content of the Regulation)**

This Regulation prescribes the criteria for determination and manner of proving the origin of goods, when the determination of origin of goods is needed for the purpose of:

1. Applying the customs tariff;
2. Applying other measures for regulation of specific areas related to trade in goods.

**Article 2
(Confidentiality of Data)**

- (1) All data, which are submitted for the purpose of proving the origin of goods, shall be confidential.
- (2) All entities, which will get in contact with data pertaining to the previous paragraph, shall respect their confidential nature.

II. NON-PREFED.00igoITe.03271 T(NON-PREF9)ae pr foonfu-PREF

- (1) If, pursuant to the provision pertaining to Article 27 of the Law on Customs, the origin of textile and textile articles falling within Section XI of the Nomenclature of Customs Tariff, is to be determined, then the textile, i.e. textile articles shall have origin from the country in which the complete process has been carried out.
- (2) The term “complete process” pertaining to paragraph 1 of this Article means working, i.e. processing, as a result of which the product obtained receives a classification under a heading of the Nomenclature of the Customs Tariff (four digit number), other than those of the same Nomenclature Customs Tariff covering all non-originating materials used in the process.
- (3) During the determination of the origin of goods listed in Annex 10, which is part of this Regulation, only the processes referred to in column 3 of that

Article 7
(Conditions for Important Spare Parts)

- (1) The presumption pertaining to Article 6 of this Regulation shall be accepted only:
 1. If this is necessary for importation into the country of destination, or
 2. If the incorporation of the essential spare part in the piece of equipment, machine, apparatus or vehicle concerned at the production stage would not prevent the piece of equipment, machine, apparatus or the vehicle from having Macedonian origin or that of the country of manufacture.
- (2) Products listed in Section XVI, XVII and XVIII of the Nomenclature of Customs Tariff shall be considered as equipment, machines, apparatuses or vehicles stated in Article 6 of this Regulation.
- (3) Essential spare parts pertaining to paragraph 1 of this Article shall be the following:
 1. Component without which the proper operation of the goods referred to in the previous paragraph which have been put into free circulation or previously exported cannot be ensured, and
 2. Characteristic of those goods, and
 3. Intended for their normal maintenance and to replace parts of the same kind which are damaged have become unserviceable, and
 4. Which are in quantity equivalent to the total quantity of equipment and tools that are delivered.

Article 8
(Origin of spare parts)

- (1) A person requesting a certificate for origin of goods for spare parts, according to the provisions pertaining to Article 6 of this Regulation, shall submit to the authorized body an application containing the following:
 1. A statement confirming that the spare parts mentioned in the certificate are intended for normal maintenance of the equipment, machine, apparatus or vehicle;
 2. Detailed data for the equipment, machine, apparatus or vehicle for which the spare part is intended; and
 3. Data from the certificate of origin that was issued for the equipment, machine, apparatus or vehicle for the maintenance of which the spare part was intended, and for which a new certificate of origin of goods is requested.
- (2) Data pertaining to paragraph 1 of this Article must be placed in the certificate of origin of goods, as well.
- (3) Regarding the check up of conditions pursuant to Articles 6 and 7 of this Regulation, the authorized bodies may request the applicant to submit additional evidence for his/her findings, such as: invoices or copies of invoices referring to the equipment, machine, apparatus or vehicle, contracts

Article 12
(Authorizations and Procedure for Issuance of a Certificate of Macedonian Origin of Goods – Non-preferential Origin)

- (1) Certificates pertaining to Article 11 of this Regulation, which prove that the goods are of Macedonian origin, shall be issued by the Macedonian Chamber of Commerce, in a form corresponding to the specimen of Annex 2 of this Regulation, which is a constituent part of it.
- The certificate of origin shall measure 210x297 mm with allowed tolerance of up to minus 5mm or plus 8mm in the length. The paper used shall be white, free of mechanical pulp and weigh at least 40g/m². It shall have a printed yellow guilloche pattern, such as to reve

The application form and the certificate of origin pertaining to Article 13 of this Regulation shall be completed by typescript (computer) or by hand, in block capitals in an identical manner.

Article 15
(Retaining of Application Forms)

The authorized body, which has issued the certificates of origin of goods, shall

- (1) The form A, which serves as a proof of the Macedonian origin of goods for the purposes of approval of tariff preferences on the basis of preferential schemes issued by the Macedonian Chamber of Commerce, shall be issued if the conditions prescribed by the international agreements are fulfilled, in which the preferential schemes are set out.
- (2) Other proofs of Macedonian origin of goods, used for acceptance of the tariff preferential treatment (for example, a certificate for movement EUR 1), which are issued by customs bodies, if no other body is being authorized under the international agreements that set out the preferential tariff treatment.
- (3) The proof of preferential origin of goods does not need to be accepted if the customs bodies calculate the customs debt pursuant to Articles 165 through 168 of the Law on Customs.

Article 19
(Relevant Application of Other Provisions of This Regulation)

Articles 10, 14 and 15 of this Regulation shall be applied for issuance, filling in and retaining of proofs of preferential origin of goods.

IV. TRANSITIONAL AND FINAL PROVISIONS

Article 20
(Importance of To Date Proofs for Origin of Goods)

- (1) Certificates for Macedonian origin of goods (non-preferential treatment) that were issued by authorized bodies before this Regulation has entered into force, while the importation, i.e. exportation of goods which the certificates refer to was not carried out by the time when this Regulation has entered into force, may be used after the enforcement of this Regulation, but not later than October 1, 2000.
- (2) Authorized bodies, on the basis of applications submitted before this Regulation has entered into force, for which the procedures for issuance of certificates were not finished by April 1, 2000, may issue certificates of Macedonian origin of goods (non-preferential treatment) if the conditions for obtaining certificates were valid before the enactment of this Regulation. The certificate issued in such a manner may be used no later than October 1, 2000.

Article 21
(Termination of the Validity of Regulations)

As of the day of the enforcement of this Regulation, the Decision on the Manner and Determination of Rules of Origin shall cease to be valid (Official Gazette of the Republic of Macedonia no.27/92 and 73/92).

Article 22
(Final Provision)

This Regulation shall enter into force on the date of its publication in the Official Gazette of the Republic of Macedonia, and shall start to be applied at the same time when the Law on Customs will be applied.

ANNEX 1

INTRODUCTORY NOTE ON THE LIST OF PROCESS OR FINALIZATION THAT NEEDS TO BE CARRIED OUT ON MATERIALS WITHOUT ORIGIN FOR THE PURPOSE OF OBTAINING A STATUS OF A PRODUCT WITH ORIGIN

Note 1:

- 1.1 The first two columns of the list describe the obtained product. The first column provides the tariff numbers or numbers of chapters of the Harmonized System, while the second one provides description of goods from the HS System for the relevant tariff number or chapter. For each entry in the first two columns, the rule is determined in the column 3. In some cases, when the entry in the first column is preceded by the sign “ex” it means that the rule in column 3 refers only to a part of that tariff number as described in column 2.
- 1.2 When several tariff numbers are grouped in column 1 or when the chapter number is given and the description of the product in column 2 is presented with general terms, the neighboring rule in column 3 shall refer to all products which, according to the HS System are classified in tariff numbers from the chapter or in whatever tariff number grouped in column 1.
- 1.3 When there are different rules in the list, which refer to different products under one tariff number, in each line there is a description for that part of the tariff number, which is covered by the neighboring rule in column 3.

Note 2:

- 2.1 The term “production” covers any type of manufacturing or processing, including “assembling” or other specific operations
- 2.2 The term “material” means “substance”, “raw material”, “component” or “part” which is used in the production process of a certain product.
- 2.3 The term “product” refers to a product, which is being produced, even if it is aimed for later usage in another production operation.

Note 3:

- 3.1 The process or finalization, which is needed according to the rule from column 3 shall be carried out only with regard to the used materials without origin. The limitations contained in the rule from column 3 shall also be applied only on used material without origin.
- 3.2 If the product produced from material without origin, which obtained origin during the production process, is used as a material for production of another product, then

the rule of the list, which is applied for the product in which it is built in, shall not be applied on it.

Example:

Fabric, which is not embroidered, may obtain origin by weaving with yarn. If the not embroidered fabric, later on, is used for production of embroidered bed linen, the limitation of the effective percentage, which is applied on the usage of not embroidered fabric, shall not be applied in that case.

Note 4:

4.1 The rules in the list represent the minimum needed degree of manufacturing or

5.3 The term “natural fibers” include horse fibers under the tariff number 0503, silk under the tariff numbers 5101 through 5105, cotton fibers under the tariff numbers 5201 and

**LIST OF WORKING OR PROCESSING WHICH NEEDS TO BE CARRIED OUT
ON MATERIALS WITHOUT ORIGIN SO THAT THE PRODUCT CAN OBTAIN
THE STATUS OF A PRODUCT WITH ORIGIN**

Tariff number in HS	Description of the product	Manufacturing or processing of materials without origin so that the product can obtain the status of a product with origin
(1)	(2)	(3)
Ex 5101	Wool, not carded or combed - Degreased, not carbonized	

- Carbonized

Ex 5103

Ex 5201

5501-5507

Ex
Chapter
50 – 55

5601

	- Other	Production of fibers
5603	Non-woven textile, including impregnated, coated or laminated	
	- Printed or colored	Production of fibers Or Printing or coloring of non-bleached or previously bleached non-woven textile, followed by preparatory or final operations (1) (2)
	- Impregnated, coated or laminated	Impregnating, coating or laminating of non-woven textile, non-bleached (3)
	- Other	Production of fibers
5604	Rubber thread and cord, textile covered; textile yarn and strip and alike of heading number 5404 or 5405, impregnated, coated, covered or sheathed with rubber or plastic:	
	- Rubber thread and cord, textile covered	Production from rubber thread and cord, not covered with textile
	- Other	Impregnation, coating of textile yarn, strips and alike, not bleached
5607	Twine, cordage, ropes and cables, including knitted, plaited, braided, impregnated, covered, or sheathed with rubber or plastic	Production of fibers, yarns of coconut
5609	Production of yarn, strips or alike under the tariff number 5404 or 5405, twine, cordage, ropes or cables, not mentioned or classified elsewhere	

5704 Carpets and other textile
floor coverings of felt, not
tufted or flocked, whether or
not finished

Chapter
58

5901

5902

5903

- 5904 Linoleum, whether or not cut to shape; floor coverings consisting of a coating or covering applied on a textile backing, whether or not cut to shape.
- 5905 Textile wall coverings
- 5906 Rubberized textile fabrics, other than those of the tariff number 5902
- 5907 Textile fabrics otherwise impregnated, painted, coated or covered, painted canvas being theatrical scenery, studio back clothes or alike
- 5908 Textile wicks, fabrics, plaited or knitted, for lamps, stoves, candles or the like; incandescent gas mantles and tubular knitted gas mantle fabric thereof, whether or not impregnated.
- 5909 Textile hose-piping and similar textile tubing, with or without lining armor or accessories of other materials
- 5910 Transmission or conveyor belts or belting, of textile material whether or not
- 5911

	- Disks or rings for polishing other than felt - Other	Production of yarn, waste materials or towels under the tariff number 6310 Production of yarn or fibers.
Chapter 60	Knitted or plaited materials - Printed or colored - Other	Production of yarn Or Printing or coloring of non-bleached or previously bleached materials, followed by preparatory or final operations Production of yarn
Chapter 61	Clothes and clothes accessories, knitted or plaited: - Obtained from sewing or crocheting in other way of two or more pieces of knitted or plaited material, cut in shapes or directly obtained as a shape - Other	Complete production (4) Production of yarn
Ex Chapter 62	Clothes and clothes accessories, not knitted or plaited, other than those classified under the tariff number 6213 and 6214 for which the following rules are anticipated: - Finished or completed - Not finished or completed	Complete production (4) Production of yarn
6213 and 6214	Handkerchiefs, shawls, scarves, mufflers, mantillas, veils and the like - Embroidered	Production of yarn
	-Other	
6301 through ex	Blankets and the like; traveling rugs; bed linen,	

6306	<p>table lines, toilette lines and linen for kitchen, curtains (including drapes) and interior blinds, curtain or bed valances, other furnishing articles (other than those classified under the tariff number 9404), sacks and bags of a kind used for packing goods; tarpaulin, awnings and sun-blinds and products for camping</p> <ul style="list-style-type: none"> - Made of felt or not woven textile - Not impregnated, not coated or laminated - Impregnated, coated or laminated - Other - Knitted or plaited - Not embroidered - Embroidered <ul style="list-style-type: none"> - Not knitted or plaited - Not embroidered - Embroidered 	<p>Production of fibers</p> <p>Impregnation, coating or laminating of felt or not woven textile not bleached (1)</p> <p>Complete production (4) Complete production (4) Or Production of not embroidered knitted or plaited fabric, under condition the value of used not embroidered knitted or plaited fabric not to exceed 40% of the value of the product ex factory</p> <p>Production of yarn Production of yarn Or Production of not embroidered fabric under condition the value of used fabric not to exceed 40% of the value of the product ex factory</p>
6307	<p>Other final products (including fashion designs for clothes)</p> <ul style="list-style-type: none"> - Floor-clothes, dish-clothes, dusters and similar cleaning clothes - Other 	<p>Production of yarn</p> <p>Production in which the value of all used materials does not exceed 40% of the price of the product ex factory</p>

6308 Sets consisting of pieces of fabric and yarn, whether or not with accessories, for manufacturing of rugs, tapestries, embroidered tablecloths or serviettes, or similar textile articles, put up in packaging for retail sale.

ANNEX 2

1. Consignor	No. 000000 (Place for the number of issuance)	COPY
2. Consignee	REPUBLIC OF MACEDONIA <hr/> CERTIFICATE OF ORIGIN	
4. Transport details (Optional)	3. Country of Origin 5. Remarks	
6. Item number: marks, numbers, number and kind of packages, description of goods	7. Quantity	
<p>8. THE UNDERSIGNED AUTHORITY CERTIFIES THAT THE GOODS DESCRIBED ABOVE ORIGINATE IN THE COUNTRY SHOWN IN BIX 3</p> <p>Place and date of issue, name, signature and stamp of competent authority</p>		

1. Exporter (Name or title of the company and full address, as written in the court registration)	No. 000000	APPLICATION
	Place for the number of issuance	
2. Receiver (Name or title of the company and full address if known or the sign "upon order")	REPUBLIC OF MACEDONIA	
	CERTIFICATE OF ORIGIN	
4. Transport Details (Optional)	3. Country of Origin (Republic of Macedonia)	
6. Item number: marks, numbers, number and kind of packages, description of goods	5. Remarks	7. Quantity
8. I, the undersigned below - APPLY issuance of a certificate of origin which shows that the goods described above originate from the country stated in Annex 3. - STATE that the details stated in this application, attached documents and information submitted to authorized bodies regarding the issuance of this certificate are true, that goods which these documents and data refer to are the ones for which this application has been submitted, that the goods fulfill the conditions prescribed by the rules which refer to the unique definition on the concept for origin of goods. - UNDERTAKE an obligation to submit, upon request of the authorized bodies, additional information and additional documents, which will be requested for issuance of this certificate.		
8. Applicant (if different from the importer)	Place and date:	Signature of the applicant (1)

(1) The signature of the applicant together with his/her name must be written in print letters

(Space for additional information)

RULES FOR FILLING IN THE CERTIFICATE OF ORIGIN AND THE APPLICATION OF CERTIFICATE OF ORIGIN

1. The forms should be filled in handwriting or typed in a same manner in English language.