



# Memorandum D11-4-6

Ottawa, February 15, 2018

## RULES OF ORIGIN FOR THE NEW ZEALAND AND AUSTRALIA TARIFF TREATMENTS

### In Brief

The editing revisions made in this memorandum do not affect or change any of the existing policies or procedures.

This memorandum contains a link to the official version of the [Australia Tariff and New Zealand Tariff Rules of Origin Regulations](#). The memorandum also contains guidelines regarding the proof of origin and shipping requirements for the New Zealand tariff treatment (NZE) and Australia tariff treatment (AUT).

### Regulations

[Australia Tariff and New Zealand Tariff Rules of Origin Regulations](#)

## Guidelines and General Information

### Rules of Origin – New Zealand

1. To qualify for the rates of duty accorded to New Zealand, at least 50% of the cost of production of the goods must be incurred in New Zealand or Canada or both.
2. Cost of production includes:
  - (a) materials (exclusive of duties and taxes);
  - (b) labour; and
  - (c) factory overhead.
3. The goods must be finished in New Zealand in the form in which they were imported into Canada.

### Proof of Origin – New Zealand

4. Proof of origin for NZE treatment must be presented in the form of:
  - (a) a commercial invoice or [Form C11, Canada Customs Invoice](#), prepared by the vendor, or
  - (b) any other documentation indicating the country of origin of the goods, as outlined in [Memorandum D11-4-2, Proof of Origin of Imported Goods](#).
5. Proof of origin must be presented at the times set out in section 13 of the [Proof of Origin of Imported Goods Regulations](#) as found in [D11-4-2](#).

### Shipping Requirements – New Zealand

6. The goods must be shipped directly from New Zealand to a consignee in Canada on a through bill of lading (TBL).
7. Transshipment is allowed provided:
  - (a) the goods remain under customs transit control in the intermediate country;

- (b) the goods do not undergo any operation in the intermediate country other than unloading, reloading, splitting up of loads, or operations required to keep the goods in good condition;
- (c) the goods do not enter into trade or consumption in the intermediate country; and
- (d) the goods do not remain in temporary storage in the intermediate country for a period exceeding six months.

### **Rules of Origin – Australia**

8. To qualify for the rates of duty accorded to Australia, at least 50% of the cost of production of the goods must be incurred in Australia or Canada or both.
9. Cost of production includes:
- (a) materials (exclusive of duties and taxes);
  - (b) labour; and
  - (c) factory overhead.

10. The goods must be finished in Australia in the form in which they were imported into Canada.

### **Proof of Origin – Australia**

11. Proof of origin for AUT treatment must be presented in the form of:
- (a) a commercial invoice or [Form CII](#), Canada Customs Invoice, prepared by the vendor, or
  - (b) any other documentation indicating the country of origin of the goods, as outlined in [Memorandum D11-4-2](#).
12. Proof of origin must be presented at the times set out in section 13 of the [Proof of Origin of Imported Goods Regulations](#) as found in D11-4-2.

### **Shipping Requirements – Australia**

13. The goods must be shipped directly from Australia to a consignee in Canada on a through bill of lading (TBL).
14. Transshipment is allowed provided:
- (a) the goods remain under customs transit control in the intermediate country;
  - (b) the goods do not undergo any operation in the intermediate country other than unloading, reloading, splitting up of loads, or operations required to keep the goods in good condition;
  - (c) the goods do not enter into trade or consumption in the intermediate country; and
  - (d) the goods do not remain in temporary storage in the intermediate country for a period exceeding six months.

### **Additional Information**

15. For more information, call contact the [CBSA Border Information Service](#) (BIS):
- Calls within Canada & the United States (toll free): **1-800-461-9999**
  - Calls outside Canada & the United States (long distance charges apply):  
1-204-983-3550 or 1-506-636-5064
  - TTY: **1-866-335-3237**
  - [Contact Us online](#) (webform)
  - [Contact Us](#) at the CBSA website.

<b>References</b>	
<b>Issuing Office</b>	Trade and Anti-dumping Programs Directorate
<b>Headquarters File</b>	
<b>Legislative References</b>	<a href="#"><u>Australia Tariff and New Zealand Tariff Rules of Origin Regulations</u></a> <a href="#"><u>Proof of Origin of Imported Goods Regulations</u></a>
<b>Other References</b>	<a href="#"><u>D11-4-2</u></a> <a href="#"><u>Form CI1</u></a>
<b>Superseded Memorandum D</b>	D11-4-6 April 11, 2013