



United Nations Conference on Trade and Development

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Trade and Development Board

Generalized System of Preferences

Scheme of Turkey

The UNCTAD secretariat has received the following communication from the Government of Turkey.¹

"... "General Customs Communiqué" (Generalized System of Preferences – GSP – Serial No. 2) prepared by the Turkish Ministry of Customs and Trade. The purpose of the said communiqué is to announce that cumulation possibilities come into effect at importation from beneficiary countries into Turkey...".

¹ The annex to the present document is circulated as received.

GE.16-21735(E)



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Annex

Communication dated 24 November 2016 from the Permanent Mission of Turkey to the World Trade Organization, to the secretariat of the United Nations Conference on Trade and Development

CUSTOMS COMMUNIQUE (GENERALIZED SYSTEM OF PREFERENCES) (Serial No: 2)

Purpose

ARTICLE 1 - (1) The purpose of this Communique is to announce that cumulation possibilities come into effect at importation from beneficiary countries into Turkey within the scope of 'Decision on Determination of Origin of Goods Benefiting from Preferential Regime for the Purposes of Generalised System of Preferences' which is prepared on the basis of European Union Commission Regulation No 1063/2010 in the context with the harmonization with EU legislation, and came into force by the Decision of the Council of Ministers of 15112/2014 and no 2014/7064.

Legal basis

ARTICLE 2 - (1) This Communique is prepared on the basis of Article 15 (4) of 'Decision on Determination of Origin of Goods Benefiting from Preferential Regime for the Purposes of the Generalised System of Preferences'.

Possibility of cumulation

ARTICLE 3 - (1) According to Article 15 of "Decision on Determination of Origin of Goods Benefiting from Preferential Regime for the Purposes of the Generalised System of Preferences";

(a) materials originating in Turkey which have undergone working or processing going beyond insufficient working or processing shall be considered as originating in a beneficiary country, provided that the EU grants same treatment to the products originating in that beneficiary country which incorporate materials originating in Turkey and, undertake to provide with the necessary support in matters of administrative cooperation.

(b) materials originating in the EU which have undergone working or processing going beyond insufficient working or processing shall be considered as originating in a beneficiary country, provided that Turkey grants same treatment to the products originating in that beneficiary country which incorporate materials originating in EU and, undertake to provide with the necessary support in matters of administrative cooperation.

Goods to be considered as originating in a beneficiary country

ARTICLE 4 - (1) European Commission Notice No 2016/C 13411 on the inclusion of Turkey into the bilateral cumulation provided between EU and a beneficiary country within the scope of EU legislation referred to in Article 1 was published in the EU Official Gazette dated 15/4/2016 and no C134.

(2) With the publication of Notice referred to in the first subparagraph, requirements referred to in Article 3 have been fulfilled and the cumulation with the EU has been come into force and, the materials shall be considered to be originating in a beneficiary country;

(a) when the final product obtained in that beneficiary country by the use of the materials originating in Turkey which have undergone working or processing going beyond insufficient working or processings that are referred to in Article 9 (1) of “Decision on Determination of Origin of Goods Benefiting from Preferential Regime for the Purposes of the Generalised System of Preferences”, are imported into EU within the scope of Generalised System of Preferences.

(b) when the final product obtained in that beneficiary country by the use of the materials originating in EU which have undergone working or processing going beyond insufficient working or processings that are referred to in Article 9 (1) of “Decision on Determination of Origin of Goods Benefiting from Preferential Regime for the Purposes of the Generalised System of Preferences”, are imported into Turkey within the scope of Generalised System of Preferences.

Materials out of scope

ARTICLE 5 - (1) Provisions of this Communique shall not be applied to the goods falling under HS Chapters 1 to 24.

Proofs of origin

ARTICLE 6 - (1) Not Article 28 but only Article 15 and Annex 5 of the “Decision on Determination of Origin of Goods Benefiting from Preferential Regime for the Purposes of the Generalised System of Preferences” shall be applied to the trade between Turkey and EU.

Entry into force

ARTICLE 7 - (1) This Communique shall enter into force on the date of its publication and apply as from 111/2015.

Execution

ARTICLE 8 - (1) The Minister of Customs and Trade shall execute the provisions of this Communique.
