



EXPORTS TO CHINA

New Zealand has a Free Trade Agreement (FTA) with the People's Republic of China that allows goods of New Zealand origin to enter China at preferential (lower) duty rates. Under the terms of the agreement, duty rates will reduce to zero on most New Zealand goods exported to China by 2019.

For your customers in China to get access to the preferential rates of duty you must provide them with a certificate of origin that meets FTA requirements, and comply with certain other terms of the agreement.

This fact sheet provides a basic guide to exporting requirements under the FTA, full terms of the agreement and supporting information can be found on the official New Zealand website <https://www.mfat.govt.nz/en/trade/free-trade-agreements/free-trade-agreements-in-force/nz-china-free-trade-agreement/>

» CERTIFICATION OF NEW ZEALAND ORIGIN

A Certificate of Origin is designed to give assurance to the General Administration of Customs of the People's Republic of China (China Customs) that the goods it relates to are produced or manufactured in New Zealand and comply with the rules of origin set out in the FTA.

Certificates of origin must be in the required format and are only available from organisations that have been designated by the New Zealand Customs Service as certifying bodies for the FTA. These organisations are listed in Appendix 1.

» OTHER REQUIREMENTS

The FTA includes a direct consignment rule in addition to the certificate of origin requirement. For New Zealand origin goods to be entitled to preferential duty rates in China they must be consigned directly from New Zealand to China and not enter the commerce of another country. Transit through third countries for logistical reasons is permitted, but China Customs requires the following conditions to be met:

- » Goods that transit through third countries should not undergo any other operation in that country other than treatment necessary to keep them in good condition
- » If the goods are being stored in transit in a third country, they should stay under the administration and supervision of Customs and not be stored for longer than six months
- » If the goods transit a third country, China Customs may request relevant documents to confirm that the goods still meet the rules of origin. These documents include:
 - » commercial documents, such as the commercial invoice and a through bill of lading
 - » if the goods transit through either Hong Kong or Macau, the importer should supply to China Customs documents issued by the China Inspection Company Limited (Hong Kong) or CCIC Macau Company Limited.

If those relevant documents are not provided, China Customs may conduct an inspection of the container. Exporters who are unable to provide relevant documents should aim to ensure that the seal of the container is intact, and the seal numbers and container numbers match the information on associated documents, such as the bill of lading and certificate of origin.



Further information is available on:

<https://tariff-finder.fta.govt.nz/>

<https://www.mfat.govt.nz/en/trade/free-trade-agreements/free-trade-agreements-in-force/nz-china-free-trade-agreement/text-of-the-new-zealand-china-fta-agreement/>

FACILITATION MEASURES

Advance rulings on origin

Advance rulings on origin for New Zealand goods are available from China Customs. These rulings are valid for three years and mean the shipment only has to be accompanied by a declaration of origin (see below) completed by the exporter, rather than a certificate of origin. Advance rulings may be applied for by the importer into China or the New Zealand exporter; New Zealand exporters interested in advance rulings should familiarise themselves with article 52 of the agreement which sets out timeframes and conditions for advance rulings.

Declaration of Origin

For shipments that have a customs value under US\$1000 or its equivalent in Chinese currency, a declaration of origin may be used instead of a certificate of origin. Please see Appendix 3 for the wording and format required for the declaration.

This can also be used in situations where an advance ruling applies to the goods. In such cases, the reference number of the advance ruling must be inserted into the declaration of origin.

Release of Imported Goods

China Customs has agreed to release New Zealand origin goods within 48 hours of arrival unless:

- » the importer fails to provide any information required by China Customs at the time of first entry
- » the goods are selected for closer examination by China Customs through the application of risk management techniques
- » the goods are to be examined by any agency, other than China Customs, acting under powers conferred by the domestic legislation of China; or
- » fulfilment of all necessary customs formalities has not been able to be completed or release is otherwise delayed by virtue of events outside the control of China Customs.



FURTHER INFORMATION

Websites

www.mfat.govt.nz

This site is New Zealand's official site for the agreement and is maintained by the Ministry of Foreign Affairs. It has the text of the agreement, a tariff-duty rate and rule of origin finder, background information on the agreement and advice for exporters and importers.

www.nzte.govt.nz

Information and assistance for exporters.

www.customs.govt.nz

New Zealand Customs information for exporters and importers.

Contacts

For questions regarding certification of exports, please contact one of the certification bodies listed in Appendix 1.

For technical assistance with rules of origin contact

Valuation and Origin
New Zealand Customs Service
PO Box 29
Auckland 1140
New Zealand
Email: voc@customs.govt.nz

For general queries on the NZ-China Free Trade Agreement contact

Trade Policy
New Zealand Customs Service
PO Box 2218
Wellington 6140
New Zealand
Telephone: 64 4 901 4500
Email: feedback@customs.govt.nz

FOR FURTHER INFORMATION

Contact your nearest office of the New Zealand Customs Service:

@ WEBSITE:
www.customs.govt.nz

f FACEBOOK:
www.facebook.com/NZCustoms

t TWITTER:
[@NZ_Customs](https://twitter.com/NZ_Customs)

☎ TELEPHONE:
0800 4 CUSTOMS (0800 428 786)
from within New Zealand
1800 301 861 within Australia
+64 9 927 8036 from the rest of the world.

 **FAQ****How much lower are the preferential duty rates?**

The terms of the agreement provide for duty rates to lower progressively to free through until 2019, please use the link below to identify the rates applicable to your product.

<https://tariff-finder.fta.govt.nz/>

How do I find out the tariff classification (HS six-digit code) applicable to my product?

If you are already exporting your goods your customs broker or freight forwarder will be able to advise you regarding HS codes. The HS code required on the certificate of origin is the first six-digits of the tariff classification required on the New Zealand export entry. The link to the tariff finder above also has a keyword search to help you with HS Codes. Alternatively, you can request advice from the Valuation, Origin and Classification section. Please note that HS codes given are an opinion based on the information.

Can I use a standard (non-preferential) certificate of origin?

Not if you want to obtain preferential rates of duty. A certificate of origin in the required format issued by an authorised certification body must be presented to China Customs to access preferential rates of duty.

What happens if China Customs changes the tariff classification (HS Code) of my goods?

China Customs is within its rights to challenge the tariff classification of goods imported into China. However, it has agreed that where it does change the classification it will continue to accept the certificate of origin issued in New Zealand. Note that the FTA establishes rights for the importer to appeal against customs administrative rulings, determinations or decisions (Article 51).

What happens if China Customs declines preferential entry?

Preference may be declined for a variety of reasons, for example – the goods do not meet the rules of origin, the certificate of origin is invalid, direct consignment requirements may not have been met.

China Customs Decree 175 relates to China's measures on administering the FTA with New Zealand. Article 19 of that Decree states that China Customs shall give the importer a notice in writing when preference is declined. The text of decree 175 can be found at the following link: <http://english.customs.gov.cn/>

The Notice identifies Customs' reasons for declining preference and may be a base for appealing China Customs' decision under the provisions agreed in the FTA. Please note that the key relationship is between the importer and China Customs and while the New Zealand Customs Service can offer advice and gather information for reviews of the FTA, we cannot intervene directly in these situations.

APPENDIX 1

Auckland Chamber of Commerce

PO Box 47
Auckland 1140
Phone: 09 309 6100
Email: documents@chamber.co.nz
Website: www.aucklandchamber.co.nz

Canterbury Employers' Chamber of Commerce

PO Box 359
Christchurch 8140
Phone: 03 366 5096
Email: certs@cecc.org.nz
Website: www.cecc.org.nz

Independent Verification Services Ltd

PO Box 9272
Waikato Mail Centre
Hamilton 3240
Contact: Jennifer Ward
Phone: 0800 021 169
Email: phyto@ivs.co.nz
Website: www.ivslimited.co.nz

New Zealand Chambers of Commerce Inc

PO Box 47
Auckland 1140
Contact: Michael Barnett
Phone: 09 302 9916
Email: mbarnett@chamber.co.nz
Website: www.chamber.co.nz

New Zealand Manufacturers and Exporters Association

PO Box 13152
Armagh
Christchurch 8141
Contact: Anthea Falloon
Phone: 03 353 2540
Email: AntheaFalloon@nzmea.org.nz
Website: www.nzmea.org.nz

Otago Chamber of Commerce

PO Box 5713
Dunedin 9058
Phone: 03 479 0181
Email: office@otagochamber.co.nz
Website: www.otagochamber.co.nz

Tauranga Chamber of Commerce

PO Box 414
Tauranga 3140
Phone: 07 577 9823
Email: certs@tauranga.org.nz
Website: www.tauranga.org.nz

Wellington Chamber of Commerce

PO Box 1590
Wellington 6140
Phone: 04 473 7224
Email: certs@wecc.org.nz
Website: www.wecc.org.nz

APPENDIX 2 CERTIFICATE OF ORIGIN

CERTIFICATE OF ORIGIN

ORIGINAL

1. Exporter's name, address, country:			Certificate No.:			
			CERTIFICATE OF ORIGIN Form for the Free Trade Agreement between the Government of the People's Republic of China and the Government of New Zealand Issued in _____ (see Instruction overleaf)			
2. Producer's name and address, if known:			5. For official use only			
			<input type="checkbox"/> Preferential Tariff Treatment Given Under _____ <input type="checkbox"/> Preferential Treatment Not Given (Please state reasons) Signature of Authorized Signatory of the Importing Country			
3. Consignee's name, address, country:			6. Remarks			
4. Means of transport and route (as far as known)						
Departure date						
Vessel /Flight/Train/Vehicle No.						
Port of loading						
Port of discharge						
7. Item number (Max 20)	8. Marks and numbers on packages	9. Number and kind of packages; description of goods	10. HS code (Six digit code)	11. Origin criterion	12. Gross weight, quantity (quantity unit) or other measures (litres, m ³ , etc)	13. Number, date of invoice and invoiced value
14. Declaration by the exporter			15. Certification			
The undersigned hereby declares that the above details and statement are correct, that all the goods were produced in (Country) and that they comply with the origin requirements specified in the FTA for the goods exported to (Importing country) Place and date, signature of authorized signatory			On the basis of control carried out, it is hereby certified that the information herein is correct and that the goods described comply with the origin requirements specified in the Free Trade Agreement between the Government of the People's Republic of China and the Government of New Zealand. Place and date, signature and stamp of authorized body			

Overleaf Instruction

- Box 1: State the full legal name, address (including country) of the exporter.
- Box 2: State the full legal name, address (including country) of the producer. If more than one producer's good is included in the certificate, list the additional producers, including name, address (including country). If the exporter or the producer wishes the information to be confidential, it is acceptable to state "Available to the authorized body upon request". If the producer and the exporter are the same, please complete field with "SAME". If the producer is unknown, it is acceptable to state "UNKNOWN".
- Box 3: State the full legal name, address (including country) of the consignee.
- Box 4: Complete the means of transport and route and specify the departure date, transport vehicle No., port of loading and discharge.
- Box 5: The customs administration of the importing country must indicate (✓) in the relevant boxes whether or not preferential tariff treatment is accorded.
- Box 6: Any additional information such as Customer's Order Number, Letter of Credit Number, etc. may be included.
- Box 7: State the item number, and item number should not exceed 20.
- Box 8: State the shipping marks and numbers on the packages.
- Box 9: Number and kind of package shall be specified. Provide a full description of each good. The description should be sufficiently detailed to enable the products to be identified by the Customs Officers examining them and relate it to the invoice description and to the HS description of the good. If goods are not packed, state "in bulk". When the description of the goods is finished, add "****" (three stars) or "\ " (finishing slash).
- Box 10: For each good described in Box 9, identify the HS tariff classification to six digits.
- Box 11: If the goods qualify under the Rules of Origin, the exporter must indicate in Box 11 of this form the origin criteria on the basis of which he claims that his goods qualify for preferential tariff treatment, in the manner shown in the following table:

The origin criteria on the basis of which the exporter claims that his goods qualify for preferential tariff treatment	Insert in Box 11
The good is wholly obtained or produced in the territory of a Party as set out and defined in Article 20, including where required to be so under Annex 5	WO
The good is produced entirely in the territory of one or both Parties, exclusively from materials whose origin conforms to the provisions of Section 1 of Chapter 4.	WP
The good is produced in the territory of one or both Parties, using non-originating materials that conform to a change in tariff classification, a regional value content, a process requirement or other requirements specified in Annex 5, and the good meets the other applicable provisions of Section 1 of Chapter 4.	PSR ¹

- Box 12: Gross weight in kilograms should be shown here. Other units of measurement e.g. volume or number of items which would indicate exact quantities may be used when customary.
- Box 13: Invoice number, date of invoices and invoiced value should be shown here.
- Box 14: The field must be completed, signed and dated by the exporter for exports from China. It is not required for New Zealand exports to China. Insert the place, date of signature.
- Box 15: The field must be completed, signed, dated and stamped by the authorized person of the authorized body.

¹ When the good is subject to a regional value content (RVC) requirement stipulated in Annex 5, indicate the percentage

Attachment

Certificate No:

7. Item number (Max 20)	8. Marks and numbers on packages	9. Number and kind of packages; description of goods	10. HS code (Six digit code)	11. Origin criterion	12. Gross weight, quantity (quantity unit) or other measures (litres,m ³ ,etc)	13. Number, date of invoice and invoiced value
<p>14. Declaration by the exporter The undersigned hereby declares that the above details and statement are correct, that all the goods were produced in</p> <p>..... (Country)</p> <p>and that they comply with the origin requirements specified in the FTA for the goods exported to</p> <p>..... (Importing country)</p> <p>..... Place and date, signature of authorized signatory</p>				<p>15. Certification <i>On the basis of control carried out, it is hereby certified that the information herein is correct and that the goods described comply with the origin requirements specified in the Free Trade Agreement between the Government of the People's Republic of China and the Government of New Zealand.</i></p> <p>..... Place and date, signature and stamp of authorized body</p>		

APPENDIX 3 DECLARATION OF ORIGIN

I _____
(print name and position)

being the EXPORTER / PRODUCER / EXPORTER AND PRODUCER
(strike out that which does not apply)

hereby declare that the goods enumerated on this invoice _____ (insert invoice number) are originating from

NEW ZEALAND / CHINA
(strike out that which does not apply)

in that they comply with the rules of origin requirements of the New Zealand – China Free Trade Agreement.

If applicable:

These goods are covered by advance ruling _____ (insert reference number) that
deems the goods to qualify as originating in accordance with the rules of origin under the New Zealand–China Free Trade Agreement.

Signed: _____ Date: _____

Note: This declaration must be printed and presented as a separate document accompanying the commercial invoice. The maximum number of items covered by this declaration should not exceed 20.