#### Invoice declaration

The invoice declaration, the text of which is given below, must be made out in accordance with the footnotes. However, the footnotes do not have to be reproduced.

### Spanish Version

El exportador de los productos incluidos en el presente documento (autorización aduanera  $n^o \dots \binom{1}{2}$ ) declara que, salvo indicación en sentido contrario, estos productos gozan de un origen preferencial  $\dots \binom{2}{2}$ .

#### Danish Version

Eksportøren af varer, der er omfattet af nærværende dokument (toldmyndighedernes tilladelse nr.... $\binom{1}{1}$ ), erklærer, at varerne, medmindre andet tydeligt er angivet, har præferenceoprindelse i . . .  $\binom{2}{1}$ .

#### German Version

Der Ausführer (Ermächtigter Ausführer; Bewilligungs-Nr. . . .  $^{1}$ )) der Waren, auf die sich dieses Handelspapier bezieht, erklärt, daß diese Waren, soweit nicht anderes angegeben, präferenzbegünstigte . . .  $^{2}$ ) Ursprungswaren sind.

#### Greek Version

Ο εξαγωγέας των προϊόντων που καλύπτονται από το παρόν έγγραφο (άδεια τελωνείου υπ' αριθ. . . .  $\binom{1}{2}$ ) δηλώνει ότι, εκτός εάν δηλώνεται σαφώς άλλως, τα προϊόντα αυτά είναι προτιμησιακής καταγωγής . . .  $\binom{2}{2}$ .

#### English Version

The exporter of the products covered by this document (customs authorization No... (1)) declares that, except where otherwise clearly indicated, these products are of ... (2) preferential origin.

### French Version

L'exportateur des produits couverts par le présent document (autorisation douanière  $n^0 \dots \binom{1}{2}$ ) déclare que, sauf indication claire du contraire, ces produits ont l'origine préférentielle  $\dots \binom{2}{2}$ .

### Italian Version

L'esportatore delle merci contemplate nel presente documento (autorizzazione doganale n....( $^1$ )) dichiara che, salvo indicazione contraria, le merci sono di origine preferenziale ...( $^2$ ).

### Dutch Version

De exporteur van de goederen waarop dit document van toepassing is (douanevergunning nr. . . . (1)), verklaart dat, behoudens uitdrukkelijke andersluidende vermelding, deze goederen van preferentiële . . . oorsprong zijn (2).

### Portugese Version

O abaixo assinado, exportador dos produtos cobertos pelo presente documento (autorização aduaneira  $n^0 \dots \binom{1}{2}$ ), declara que, salvo expressamente indicado em contrário, estes produtos são de origem preferencial  $\dots \binom{2}{2}$ .

### Finnish Version

Tässä asiakirjassa mainittujen tuotteiden viejä (tullin lupan: o... ( $^1$ )) ilmoittaa, että nämä tuotteet ovat, ellei toisin ole selvästi merkitty, etuuskohteluun oikeutettuja ... alkuperätuotteita ( $^2$ ).

### Swedish Version

Exportören av de varor som omfattas av detta dokument (tullmyndighetens tillstånd nr. . . . (¹)) försäkrar att dessa varor, om inte annat tydligt markerats, har förmånsberättigande . . . ursprung (²).

### **▼**M10

### ▶(1) Czech version

Vývozce výrobků uvedených v tomto dokumentu (číslo povolení ... (1)) prohlašuje, že kromě zřetelně označených, mají tyto výrobky preferenční původ v ... (2).

#### Estonian version

Käesoleva dokumendiga hõlmatud toodete eksportija (tolliameti kinnitus nr ... (¹)) deklareerib, et need tooted on ... (²) sooduspäritoluga, välja arvatud juhul kui on selgelt näidatud teisiti.

#### Latvian version

Eksportētājs produktiem, kuri ietverti šajā dokumentā (muitas pilnvara Nr. ... (1)), deklarē, ka, izņemot tur, kur ir citādi skaidri noteikts, šiem produktiem ir priekšrocību izcelsme no ... (2).

#### Lithuanian version

Šiame dokumente išvardintų prekių eksportuotojas (muitinės liudijimo Nr ... (1)) deklaruoja, kad, jeigu kitaip nenurodyta, tai yra ...(2) preferencinės kilmės prekės.

#### Hungarian version

A jelen okmányban szereplő áruk exportöre (vámfelhatalmazási szám: ...(1)) kijelentem, hogy eltérő jelzés hiányában az áruk kedvezményes ... (2) származásúak.

#### Maltese version

L-esportatur tal-prodotti koperti b'dan id-dokument (awtorizzazzjoni tad-dwana nru. ... (1)) jiddikjara li, hlief fejn indikat b'mod car li mhux hekk, dawn il-prodotti huma ta' origini preferenzjali ... (2).

#### Polish version

Eksporter produktów objętych tym dokumentem (upoważnienie władz celnych nr ... ( $^1$ )) deklaruje, że z wyjątkiem gdzie jest to wyrażnie określone, produkty te mają ... ( $^2$ ) preferencyjne pochodzenie.

### Slovenian version

Izvoznik blaga, zajetega s tem dokumentom (pooblastilo carinskih organov št ... (1)) izjavlja, da, razen če ni drugače jasno navedeno, ima to blago preferencialno .... (2) poreklo.

### Slovak version

Vývozca výrobkov uvedených v tomto doklade (číslo povolenia ... (¹)) vyhlasuje, že okrem zreteľne označených, majú tieto výrobky preferenčný pôvod v ... (²). ◀

### ▶<sup>(2)</sup> Bulgarian version

Износителят на продуктите, обхванати от този документ (митническо разрешение № ....  $(^1)$ ), декларира, че освен където ясно е отбелязано друго, тези продукти са с ... преференциален произход  $(^2)$ .

### Romanian version

Exportatorul produselor ce fac obiectul acestui document (autorizația vamală nr... (¹)) declară că, exceptând cazul în care în mod expres este indicat altfel, aceste produse sunt de origine preferențială...(²).◀

(Place and date) (<sup>3</sup>)

(Signature of the exporter, in addition the name of the person signing the declaration has to be indicated in clear script) (4)

<sup>(1)</sup> When the invoice declaration is made out by an approved exporter, the authorization number of the approved exporter must be entered in this space. When the invoice declaration is not made out by an approved exporter, the words in brackets shall be omitted or the space left blank.

<sup>(2)</sup> Origin of products to be indicated. When the invoice declaration relates, in whole or in part, to products originating in Ceuta and Mellila, the exporter must clearly indicate them in the document on which the declaration is made out by means of the symbol "CM".

<sup>(3)</sup> These indications may be omitted if the information is contained on the document itself.

<sup>(4)</sup> See Article 117 (5). In cases where the exporter is not required to sign, the exemption of signature also implies the exemption of the name of the signatory.

### INTERPRETATIVE NOTES ON CUSTOMS VALUE

First column	Second column
Reference to provisions of the Customs Code	Notes
Article 29 (1)	The price actually paid or payable refers to the price for the imported goods. Thus the flow of dividends or other payments from the buyer to the seller that do not relate to the imported goods are not part of the customs value.
Article 29 (1) (a), third indent	An example of such restriction would be the case where a seller requires a buyer of automobiles not to sell or exhibit them prior to a fixed date which represents the beginning of a model year.
Article 29 (1) (b)	Some examples of this include:
	(a) the seller establishes the price of the imported goods on condition that the buyer will also buy other goods in specified quanties (SIC! quantities);
	(b) the price of the import goods is dependent upon the price or prices at which the buyer of the imported goods sells other goods to the seller of the imported goods;
	(c) the price is established on the basis of a form of payment extraneous to the imported goods, such as where the imported goods are semi-finished goods which have been provided by the seller on condition that he will receive a specified quantity of the finished goods.
	However, conditions or considerations relating to the production or marketing of the imported goods shall not result in rejection of the transaction value. For example, the fact that the buyer furnishes the seller with engineering and plans undertaken in the country of importation shall not result in rejection of the transaction value for the purposes of Article 29 (1).
Article 29 (2)	Paragraphs 2 (a) and (b) provide different means of establishing the acceptability of a transaction value.
	2. Paragraph 2 (a) provides that where the buyer and the seller are related, the circumstances surrounding the sale shall be examined and the transaction value shall be accepted as the customs value provided that the relationship did not influence the price. It is not intended that there should be an examination of the circumstances in all cases where the buyer and the seller are related. Such examination will only be required where there are doubts about the acceptability of the price. Where the customs authorities have no doubts about the acceptability of the price, it should be accepted without requesting further information from the declarant. For example, the customs authorities may have previously examined the relationship, or it may already have detailed information concerning the buyer and the seller, and may already be satisfied from such examination or information that the relationship did not influence the price.
	3. Where the customs authorities are unable to accept the transaction value without further inquiry, they should give the declarant an opportunity to supply such further detailed information as may be necessary to enable it to examine the circumstances surrounding the sale, in this context, the customs authorities should be prepared to examine relevant aspects of the transaction, including the way in which the buyer and seller organize their commercial relations and the way in which the price in question was arrived at, in order to determine whether the relationship influenced the price. Where it can be shown that the buyer and seller, although related under the provisions of Article 143 of this Regulation, buy from and sell to each other as if they were not related, this would demonstrate that the price had not been influenced by the relationship. As an

First column	Second column
Reference to provisions of the Customs Code	Notes
	example of this, if the price had been settled in a manner consistent with the normal pricing practices of the industry in question or with the way the seller settles prices for sales to buyers who are not related to him, this would demonstrate that the price had not been influenced by the relationship. As a further example, where it is shown that the price is adequate to ensure recovery of all costs plus a profit which is representative of the firm's overall profit realized over a representative period of time (e.g. on an annual basis) in sales of goods of the same class or kind, this would demonstrate that the price had not been influenced.
	4. Paragraph 2 (b) provides an opportunity for the declarant to demonstrate that the transaction value closely approximates to a 'test' value previously accepted by the customs authorities and is therefore acceptable under the provisions of Article 29. Where a test under paragraph 2 (b) is met, it is not necessary to examine the question of influence under paragraph 2 (a). If the customs authorities already have sufficient information to be satisfied, without further detailed inquiries, that one of the tests provided in paragraph 2 (b) has been met, there is no reason for them to require the declarant to demonstrate that the test can be met.
Article 29 (2) (b)	A number of factors must be taken into consideration in determining whether one value 'closely approximates' to another value. These factors include the nature of the imported goods, the nature of the industry itself, the season in which the goods are imported, and, whether the difference in values is commercially significant. Since these factors may vary from case to case, it would be impossible to apply a uniform standard such as a fixed percentage, in each case. For example, a small difference in value in a case involving one type of goods could be unacceptable while a large difference in a case involving another type of goods might be acceptable in determining whether the transaction value closely approximates to the 'test' values set forth in Article 29 (2) (b).
Article 29 (3) (a)	An example of an indirect payment would be the settlement by the buyer, whether in whole or in part, of a debt owed by the seller.
Article 30 (2) (a) Article 30 (2) (b)	1. In applying these provisions, the customs authorities shall, where possible, use a sale of identical or similar goods, as appropriate, at the same commercial level and in substantially the same quantity as the goods being valued. Where no such sale is found, a sale of identical or similar goods, as appropriate, that takes place under any one of the following three conditions may by used:
	(a) a sale at the same commercial level but in a different quantity;
	<ul><li>(b) a sale at a different commercial level but in substantially the same quantity; or</li></ul>
	(c) a sale at a different commercial level and in a different quantity.
	2. Having found a sale under any one of these three conditions adjustments will then be made, as the case may be, for:
	(a) quantity factors only;
	(b) commercial (SIC! commercial) level factors only; or
	(c) both commercial level and quantity factors.
	<u>►C1</u> —
	4. A condition for adjustment because of different commercial levels or different quantities is that such adjustment, whether it leads to an increase or a decrease in the value, be made only on the basis of demonstrated evidence that clearly establishes the reasonableness and accuracy of the adjustment, e.g. valid price lists containing prices referring to different levels or different quantities. As an example of this, if the imported goods being valued consist of a

First column	Second column
Reference to provisions of the Customs Code	Notes
	shipment of 10 units and the only identical or similar imported goods, as appropriate, for which a transaction value exists involved a sale of 500 units, and it is recognized that the seller grants quantity discounts, the required adjustment may be accomplished by resorting to the seller's price list and using that price applicable to a sale of 10 units. This does not require that a sale had to have been made in quantities of 10 as long as the price list has been established as being bona fide through sales at other quantities. In the absence of such an objective measure, however, the determination of a customs value under the provisions of Article 30 (2) (a) and (b) is not appropriate.
Article 30 (2) (d)	1. As a general rule, customs value is determined under these provisions on the basis of information readily available in the Community. In order to determine a computed value, however, it may be necessary to examine the cost of producing the goods being valued and other information which has to be obtained from outside the Community. Furthermore, in most cases the producer of the goods will be outside the jurisdiction of the authorities of the Member States. The use of the computed value method will generally be limited to those cases where the buyer and seller are related, and the producer is prepared to supply to the authorities of the country of importation the necessary costings and to provide facilities for any subsequent verification which may be necessary.
	2. The 'cost or value' referred to in Article 30 (2) (d), first indent, is to be determined on the basis of information relating to the production of the goods being valued supplied by or on behalf of the producer. It is to be based upon the commercial accounts of the producer, provided that such accounts are consistent with the generally accepted accounting principles applied in the country where the goods are produced.
	3. The 'amount for profit and general expenses' referred to in Article 30 (2) d), second indent, is to be determined on the basis of information supplied by or on behalf of the producer unless his figures are inconsistent with those usually reflected in sales of goods of the same class or kind as the goods being valued which are made by producers in the country of exportation for export to the country of importation.
	4. No cost or value of the elements referred to in this Article shall be counted twice in determining the computed value.
	5. It should be noted in this context that the 'amount for profit and general expenses' has to be taken as a whole. It follows that if, in any particular case, the producer's profit figure is low and his general expenses are high, his profit and general expenses taken together may nevertheless be consistent with that usually reflected in sales of goods of the same class or kind. Such a situation might occur, for example, if a product were being launched in the Community and the producer accepted a nil or low profit to offset high general expenses associated with the launch. Where the producer can demonstrate that he is taking a low profit on his sales of the imported goods because of particular commercial circumstances, his actual profit figures should be taken into account provided that he has valid commercial reasons to justify them and his pricing policy reflects usual pricing policies in the branch of industry concerned. Such a situation might occur, for example, where producers have been forced to lower prices temporarily because of an unforeseeable drop in demand, or where they sell goods to complement a range of goods being produced in the country of importation and accept a low profit to maintain competitivity (SIC! competitiveness). Where the producer's own figures for profit and general expenses are not consistent with those usually reflected in sales of goods of the same class or kind as the goods being valued which are made by producers in the country of exportation for export to the country of importation, the amount for profit and general expenses may be based upon relevant information other

First column	Second column	
Reference to provisions of the Customs Code	Notes	
	than that supplied by or on behalf of the producer of the goods.  6. Whether certain goods are 'of the same class or kind' as other goods must be determined on a case-by-case basis with reference to the circumstances involved. In determining the usual profits and general expenses under the provisions of Article 30 (2) (d), sales for export to the country of importation of the narrowest group or range of goods, which includes the goods being valued, for which the necessary information can be provided, should be examined. For the purposes of Article 30 (2) (d), 'goods of the same class or kind' must be from the same country as the goods being valued.	
Article 31 (1)	Customs values determined under the provisions of Article 31 (1) should, to the greatest extent possible, be based on previously determined customs values.	
	2. The methods of valuation to be employed under Article 31 (1) should be those laid down in Articles 29 and 30 (2), but a reasonable flexibility in the application of such methods would be in conformity with the aims and provisions of Article 31 (1).	
	3. Some examples of reasonable flexibility are as follows:	
	(a) identical goods — the requirement that the identical goods should be exported at or about the same time as the goods being valued could be flexibly interpreted; identical imported goods produced in a country other than the country of expor- tation of the goods being valued could be the basis for customs valuation; customs values of identical imported goods already determined under the provisions of Articles 30 (2) (c) and (d) could be used;	
	(b) similar goods — the requirement that the similar goods should be exported at or about the same time as the goods being valued could be flexibly interpreted; similar imported goods produced in a country other than the country of exportation of the goods being valued could be the basis for customs valuation; customs values of similar imported goods already determined under the provisions of Articles 30 (2) (c) and (d) could be used;	
	(c) deductive method — the requirement that the goods shall have been sold in the 'condition as imported' in Article 152 (1) (a) of this Regulation could be flexibly interpreted; the '90 days' requirement could be administered flexibly.	
Article 32 (1) (b) (ii)	1. There are two factors involved in the apportionment of the elements specified in Article 32 (1) (b) (ii) to the imported goods — the value of the element itself and the way in which that value is to be apportioned to the imported goods. The apportionment of these elements should be made in reasonable manner appropriate to the circumstances and in accordance with generally accepted accounting principles.	
	2. Concerning the value of the element, if the buyer acquires the element from a seller not related to him at a given cost, the value of the element is that cost. If the element was produced by the buyer or by a person related to him, its value would be the cost of producing it. If the element had been previously used by the buyer, regardless of whether it had been acquired or produced by him, the original cost of acquisition or production would have to be adjusted downwards to reflect its use in order to arrive at the value of the element.	
	3. Once a value has been determined for the element, it is necessary to apportion that value to the imported goods. Various possibilities exist. For example, the value might be apportioned to the first shipment, if the buyer wishes to pay duty on the entire value at one time. As another example, he may request that the value be apportioned over the number of units produced up to the time of the first shipment. As a further example, he may request that the value	

First column	Second column
Reference to provisions of the Customs Code	Notes
	be apportioned over the entire anticipated production where contracts or firm commitments exist for that production. The method of apportionment used will depend upon the documentation provided by the buyer.
	4. As an illustration of the above, a buyer provides the producer with a mould to be used in the production of the imported goods and contracts with him to buy 10 000 units. By the time of arrival of the first shipment of 1 000 units, the producer has already produced 4 000 units. The buyer may request the customs authorities to apportion the value of the mould over 1 000, 4 000 or 10 000 units.
Article 32 (1) (b) (iv)	1. Additions for the elements specified in Article 32 (1) (b) (iv) should be based on objective and quantifiable data. In order to minimize the burden for both the declarant and customs authorities in determining the values to be added, data readily available in the buyer's commercial record system should be used insofar as possible.
	2. For those elements supplied by the buyer which were purchased or leased by the buyer, the addition would be the cost of the purchase or the lease. No addition shall be made for those elements available in the public domain, other than the cost of obtaining copies of them.
	3. The ease with which it may be possible to calculate the values to be added will depend on a particular firm's structure and management practice, as well as its accounting methods.
	4. For example, it is possible that a firm which imports a variety of products from several countries maintains the records of its design centre outside the country of importation in such a way as to show accurately the costs attributable to a given product. In such cases, a direct adjustment may appropriately be made under the provisions of Article 32.
	5. In another case, a firm may carry the cost of the design centre outside the country of importation as a general overhead expense without allocation to specific products. In this instance, an appropriate adjustment could be made under the provisions of Article 32 with respect to the imported goods by apportioning total design centre costs over total production benefiting from the design centre and adding such apportioned cost on a unit basis to imports.
	6. Variations in the above circumstances will, of course, require different factors to be considered in determining the proper method of allocation.
	7. In cases where the production of the element in question involves a number of countries and over a period of time, the adjustment should be limited to the value actually added to that element outside the Community.
Article 32 (1) (c)	The royalties and licence fees referred to in Article 32 (1) (c) may include, among other things, payments in respect to patents, trademarks and copyrights.
Article 32 (2)	Where objective and quantifiable data do not exist with regard to the additions required to be made under the provisions of Article 32, the transaction value cannot be determined under the provisions of Article 29. As an illustration of this, a royalty is paid on the basis of the price in a sale in the importing country of a litre of a particular product that was imported by the kilogram and made up into a solution after importation. If the royalty is based partially on the imported goods and partially on other factors which have nothing to do with the imported goods (such as when the imported goods are mixed with domestic ingredients and are no longer separately identifiable, or when the royalty cannot be distinguished from special financial arrangements between the buyer and the seller), it would be inappropriate to attempt to make an addition for the royalty. However, if the amount

First column	Second column
Reference to provisions of the Customs Code	Notes
	of this royalty is based only on the imported goods and can be readily quantified, an addition to the price actually paid or payable can be made.

First column	Second column
► <u>C1</u> Reference to provisions of the Customs Code Implementing Provisions ◀	► <u>C1</u> Notes ◀
Article 143 (1) (e)	One person shall be deemed to control another when the former is legally or operationally in a position to exercise restraint or direction over the latter.
Article 150 (1) Article 151 (1)	The expression 'and/or' allows the flexibility to use the sales and make the necessary adjustments in any one of the three conditions described in paragraph 1 of the interpretative note to Articles 30 (2) (a) and (b)
Article 152 (1) (a) (i)	<ol> <li>The words 'profit and general expenses' should be taken as a whole. The figure for the purposes of this deduction should be determined on the basis of information supplied by the declarant unless his figures are inconsistent with those obtaining in sales in the country of importation of imported goods of the same class or kind. Where the declarant's figures are inconsistent with such figures, the amount for profit and general expenses may be based upon relevant information other than that supplied by the declarant.</li> <li>In determining either the commissions or the usual profits and general expenses under this provision, the question whether certain goods are of the same class or kind as other goods must be determined on a case-by-case basis by reference to the circumstances involved. Sales in the country of importation of the narrowest group or range of imported goods of the same class or kind, which includes the goods being valued, for which the</li> </ol>
	necessary information can be provided, should be examined. For the purposes of this provision, 'goods of the same class or kind' includes goods imported from the same country as the goods being valued as well as goods imported from other countries.
Article 152 (2)	<ol> <li>Where this method of valuation is used, deductions made for the value added by further processing shall be based on objective and quantifiable data relating to the cost of such work. Accepted industry formulas, recipes, methods of construction, and other industry practices would form the basis of the calculations.</li> </ol>
	2. This method of valuation would normally not be applicable when, as a result of the further processing, the imported goods lose their identity. However, there can be instances where, although the identity of the imported goods is lost, the value added by the processing can be determined accurately without unreasonable difficulty.
	On the other hand, there can also be instances where the imported goods maintain their identity but form such a minor element in the goods sold in the country of importation that the use of this valuation method would be unjustified. In view of the above, each situation of this type must be considered on a case-by-case basis.

1.		► <u>C1</u> Not	es ◀		
1.			<u>►C1</u> Notes <b>◄</b>		
	As an example of this, goods are sold from a price list which grants favourable unit prices for purchases made in larger quantities.				
	Sale quantity	Unit price	Number of sales	Total quantity sold at each price	
	1 to 10 units	100	10 sales of 5 units	65	
			Five sales of 3 units		
	11 to 25 units	95	Five sales of 11 units	55	
	Over 25 units	90	One sale of 30 units	80	
			One sale of 50 units		
2.	As another example are sold at a price or units are sold at a pri greatest number of un	aggregate qua of this, two sa f 95 currency ce of 90 curre nits sold at a p	ntity is 90.  les occur. In the first so units each. In the seconcy units each. In this articular price is 500; t	ale 500 unit and sale 40 example, th	
	2	1 to 10 units  11 to 25 units  Over 25 units  The greatest number price in the greatest  2. As another example are sold at a price or units are sold at a prigreatest number of unit price in the greatest.  3. A third example we	1 to 10 units 100  11 to 25 units 95  Over 25 units 90  The greatest number of units sold price in the greatest aggregate qua  2. As another example of this, two sa are sold at a price of 95 currency units are sold at a price of 90 curre greatest number of units sold at a p unit price in the greatest aggregate  3. A third example would be the	1 to 10 units  100  10 sales of 5 units  Five sales of 3 units  11 to 25 units  95  Five sales of 11 units  Over 25 units  90  One sale of 30 units  One sale of 50	

# (a) Sales

Sale quantity	Unit price
40 units	100
30 units	90
15 units	100
50 units	95
25 units	105
35 units	90
5 units	100

### (b) Total

65 90 50 95 60 100 25 105	Total quantity sold	Unit price
60 100	65	90
	50	95
25 105	60	100
	25	105

In this example, the greatest number of units sold at a particular price is 65; therefore, the unit price in the greatest aggregate quantity is 90.

# APPLICATION OF GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR THE DETERMINATION OF CUSTOMS VALUE

- 1. 'Generally accepted accounting principles' refers to the recognized consensus or substantial authoritative support within a country at a particular time as to which economic resources and obligations should be recorded as assets and liabilities, which changes in assets and liabilities should be recorded, how the assets and liabilities and changes in them should be measured, what information should be disclosed and how it should be disclosed, and which financial statements should be prepared. These standards may be broad guidelines of general application as well as detailed practices and procedures.
- 2. For the purposes of the application of the customs valuation provisions, the customs administration concerned shall utilize information prepared in a manner consistent with generally accepted accounting principles in the country which is appropriate for the Article in question. For example, the determination of usual profit and general expenses under the provisions of Article 152 (1) (a) (i) of this Regulation would be carried out utilizing information prepared in a manner consistent with generally accepted accounting principles of the country of importation. On the other hand, the determination of usual profit and general expenses under the provisions of Article 30 (2) (d) of the Code would be carried out utilizing information prepared in a manner consistent with generally accepted accounting principles of the country of production. As a further example, the determination of an element provided for in Article 32 (1) (b) (ii) of the Code undertaken in the country of importation would be carried out utilizing information in a manner consistent with the generally accepted accounting principles of that country.

# AIR TRANSPORT COSTS TO BE INCLUDED IN THE CUSTOMS VALUE

- 1. The following table shows:
  - (a) third countries listed by continents and zones (1) (column 1).
  - (b) the percentages which represent the part of the air transport costs from a given third country to the EC to be included in the customs value (column 2).
- 2. When goods are shipped from countries or from airports not included in the following table, other than the airports referred to in paragraph 3, the percentage given for the airport nearest to that of departure shall be taken.
- 3. As regards the French overseas departments of Guadeloupe, Guyana, Martinique and Reunion, of which territories the airports are not included in the table, the following rules shall apply:
  - (a) for goods shipped direct to those departments from third countries, the whole of the air transport cost is to be included in the customs value;
  - (b) for goods shipped to the European part of the Community from third countries and transhipped or unloaded in one of those departments, only the air transport costs which would have been incurred for carrying the goods only as far as the place of transhipment or unloading are to be included in the customs value;
  - (c) for goods shipped to those departments from third countries and transhipped or unloaded in an airport in the European part of the Community, the air transport costs to be included in the customs value are those which result from the application of the percentages given in the following table to the costs which would have been incurred for carrying the goods from the airport of departure to the airport of transhipment or unloading.

The transhipment or unloading shall be certified by an appropriate endorsement by the customs authorities on the air waybill or other air transport document, with the official stamp of the office concerned; failing this certification the provisions of the last subparagraph of Article 163(6) of this Regulation shall apply.

1	2
Zone (country) of departure (third country)	Percentages of the air transport costs to be included in the customs value for zone of arrival EC
America	
Zone A	70
Canada:	
Gander, Halifax, Moncton, Montreal, Ottawa, Quebec, Toronto, (other airports see zone B )	
Greenland	
United States of America:	
Akron, Albany, Atlanta, Baltimore, Boston, Buffalo, Charleston, Chicago, Cincinati, Columbus, Detroit, Indianapolis, Jacksonville, Kansas City, Lexington, Louisville, Memphis, Milwaukee, Minneapolis, Nashville, New Orleans, NewYork, Philadelphia, Pittsburg, St Louis, Washington DC, (other airports see zones B and C)	

<sup>(</sup>¹) The percentages are valid for all airports in a given country unless specific airports of departure are indicated.

# **▼**<u>M22</u>

1	2
Zone (country) of departure (third country)	Percentages of the air transport costs to be included in the customs value for zone of arrival EC
Zone B	78
Canada:	
Edmonton, Vancouver, Winnipeg, (other airports see zone A)	
United States of America:	
Albuquerque, Austin, Billings, Dallas, Denver, Houston, Las Vegas, Los Angeles, Miami, Oklahoma, Phoenix, Portland, Puerto Rico, Salt Lake City, San Francisco, Seattle, (other airports see zones A and C)	
Central America (all countries)	
South America (all countries)	
Zone C	89
United States of America:	
Anchorage, Fairbanks, Honolulu, Juneau, (other airports see zones A and B)	
Africa	
Zone D	33
Algeria, Egypt, Libya, Morocco, Tunisia	
Zone E	50
Benin, Burkina Faso, Cameroon, Cape Verde, Central African Republic, Chad, Côte d'Ivoire, Djibouti, Ethiopia, Gambia, Ghana, Guinea, Guinea-Bissau, Liberia, Mali, Mauritania, Niger, Nigeria, Senegal, Sierra Leone, Sudan, Togo	
Zone F	61
Burundi, Democratic Republic of Congo, Congo (Brazzaville), Equatorial Guinea, Gabon, Kenya, Rwanda, São Tomé and Principe, Seychelles, Somalia, St. Helena, Tanzania, Uganda	
Zone G	74
Angola, Botswana, Comoros, Lesotho, Madagascar, Malawi, Mauritius, Mozambique, Namibia, Republic of South Africa, Swaziland, Zambia, Zimbabwe	
Asia	
Zone H	27
Armenia, Azerbaijan, Georgia, Iran, Iraq, Israel, Jordan, Kuwait, Lebanon, Syria	
Zone I	43
Bahrain, Muscat and Oman, Qatar, Saudi Arabia, United Arab Emirates, Yemen (Arab Republic)	
Zone J	46
Afghanistan, Bangladesh, Bhutan, India, Nepal, Pakistan.	

# **▼**<u>M22</u>

1	2
Zone (country) of departure (third country)	Percentages of the air transport costs to be included in the customs value for zone of arrival EC
Zone K	57
Kazakhstan, Kyrgyzstan, Tajikistan, Turkmenistan, Uzbekistan,	
Russia: Novosibirsk, Omsk, Perm, Sverdlovsk, (other airports see zones L, M, and O)	
Zone L	70
Brunei, China, Indonesia, Kampuchea, Laos, Macao, Malaysia, Maldives, Mongolia, Myanmar, Philippines, Singapore, Sri Lanka, Taiwan, Thailand, Vietnam	
Russia: Irkutsk, Kirensk, Krasnoyarsk, (other airports see zones K, M and O) $$	
Zone M	83
Japan, Korea (North), Korea (South)	
Russia: Khabarovsk, Vladivostok, (other airports see zones K, L and O) $$	
Australia and Oceania	
Zone N	79
Australia and Oceania	
Europe	
Zone O	30
Iceland,	
Russia: Gorky, Kuibishev, Moscow, Orel, Rostov, Volgograd, Voronej, (other airports see zones K, L and M),	
Ukraine	
Zone P	15
Albania, Belarus, Bosnia-Herzegovina, ► <u>M30</u> — ◀ Faroe Islands, Former Yugoslav Republic of Macedonia, Moldova, Norway, ► <u>M30</u> — ◀ Serbia and Montenegro, Turkey	
Zone Q	5
Croatia, Switzerland	

ANNEX 26

### LIST OF GOODS REFERRED TO IN ARTICLE 152(1)(a)a

# Simplified procedure for the valuation of certain perishable goods imported on consignment in accordance with Article 30(2)(c) of the Code (1)

CN (TARIC) Code	Description of goods	Period of validity
0701 90 50	New potatoes	1.1. to 30.6.
0703 10 19	Onions	1.1. to 31.12.
0703 20 00	Garlic	1.1. to 31.12.
0708 20 00	Beans	1.1. to 31.12.
0709 20 00 10	Asparagus: — green	1.1. to 31.12.
0709 20 00 90	Asparagus: — other	1.1. to 31.12.
0709 60 10	Sweet peppers	1.1. to 31.12.
ex 0714 20	Sweet potatoes, fresh or chilled, whole	1.1. to 31.12.
0804 30 00 90	Pineapples	1.1. to 31.12.
0804 40 00 10	Avocados	1.1. to 31.12.
0805 10 20	Sweet oranges	1.6. to 30.11.
0805 20 10 05	Clementines	1.3. to 31.10.
0805 20 30 05	Monreales and satsumas	1.3. to 31.10.
0805 20 50 07 0805 20 50 37	Mandarins and wilkings	1.3. to 31.10.
0805 20 70 05 0805 20 90 05 0805 20 90 09	Tangerines and other	1.3. to 31.10.
0805 40 00 11	Grapefruit:  — white	1.1. to 31.12.
0805 40 00 19	Grapefruit: — pink	1.1. to 31.12.
0805 50 90 11 0805 50 90 19	Limes (Citrus aurantifolia, Citrus latifolia)	1.1. to 31.12.
0806 10 10	Table grapes	21.11. to 20.7.
0807 11 00	Watermelons	1.1. to 31.12.

<sup>(</sup>¹) Notwithstanding the rules for the interpretation of the combined nomenclature, the wording for the description of the goods is to be considered as having no more than an indicative value, the list of goods being established, within the context of this Annex, by the coverage of the CN and TARIC codes as they exist at the time of adoption of this Regulation. Where ex codes are indicated, the codes and corresponding description shall be read together.

# **▼**<u>M27</u>

CN (TARIC) Code	Description of goods	Period of validity
0807 19 00 10 0807 19 00 30	Amarillo, cuper, honey dew (including Cantalene), Onteniente, Piel de Sapo, (including Verde Liso), Rochet, Tendral, Futuro	1.1. to 31.12.
0807 19 00 91	Other melons	1.1. to 31.12.
0807 19 00 99		
0808 20 50 10	Pears:  — Nashi (Pyrus pyrifolia)  — Ya (Pyrus bretscheideri)	1.5. to 30.6.
0808 20 50 90	Pears: — other	1.5. to 30.6.
0809 10 00	Apricots	1.1. to 30.5. and 1.8. to 31.12.
0809 30 10	Nectarines	1.1. to 10.6. and 1.10. to 31.12.
0809 30 90	Peaches	1.1. to 10.6. and 1.10. to 31.12.
0809 40 05	Plums	1.10. to 10.6.
0810 10 00	Strawberries	1.1. to 31.12.
0810 20 10	Raspberries	1.1. to 31.12.
0810 50 00	Kiwifruit	1.1. to 31.12.

EUROPEAN COMMUNITY DECLARATION OF PARTICUL	ARS RELATING TO CUSTOMS VAL	JE <b>D. V. 1</b>
1 NAME AND ADDRESS OF SELLER (Block Letters)	FOR OFFICIAL USE	
2(a) NAME AND ADDRESS OF BUYER (Block Letters)		
	·	
2(b) NAME AND ADDRESS OF DECLARANT (Block Letters)	•	
ZO, NAME AND NEDRESCO OF SECOND TO THE ISLOSE ESTABLIST		
	j	
·	A.T. was didelik	
	3 Terms of delivery	
IMPORTANT NOTE	4 Number and date of invoice	
By signing and lodging the declaration the declarant accepts responsibility for the accuracy and completeness of the particulars given on this form and on any continuation		
sheet lodged with it and the authenticity of any document produced in support. The declarant also accepts responsibility to supply any additional information or document	5 Number and date of contract	
necessary to establish the customs value of the goods.		,
6 Number and date of any previous Customs decision concerning boxes 7 to	9	Enter X where applicable
7(a) Are the buyer and caller PELATED in the cappe of Article 1/3/11 of P.	ogulation (EEC) No. 2454/022	YES NO
7(a) Are the buyer and seller RELATED in the sense of Article 143 (*) of Re If 'NO', go to box 8.	aguiation (EEC) 140 2454/93?	
(b) Did the relationship INFLUENCE the price of the imported goods?		YES NO
(c) (reply optional) Does the transaction value of the imported goods C Article 29 (2) (b) of Regulation (EEC) No 2913/92?	CLOSELY APPROXIMATE to a value mentioned in	
If 'Yes', give details:		L TES NO
8(a) Are there any RESTRICTIONS as to the disposition or use of the goods be which:	by the buyer, other than restrictions	
are imposed or required by law or by the public authorities in the Comr	munity,	
- limit the geographical area in which the goods may be resold, or		
<ul> <li>do not substantially affect the value of the goods?</li> <li>(b) Is the sale or price subject to some CONDITION or CONSIDERATION</li> </ul>	Zan inkinka anaka anaka anaka anaka anaka anaka anaka	YES NO
to the goods being valued?	for which a value cannot be determined with respect	TYES NO
Specify the nature of the restrictions, conditions or considerations as approp	riate:	
•	•	
If the value of conditions or considerations can be determined, indicate the a	mount in box 11(b).	
9(a) Are any ROYALTIES and LICENCE FEES related to the imported good	is payable either directly or indirectly by the buyer as	<u> </u>
a condition of the sale?		YES NO
(b) is the sale subject to an arrangement under which part of the proceed	ids of any subsequent RESALE, DISPOSAL or USE	
accrues directly or indirectly to the seller?	.,	YES NO
If 'YES' to either of these questions, specify conditions and, if possible,	indicate the amounts in boxes 15 and 16	
1) NOTES TO BOX 7  1. PERSONS SHALL BE DEEMED TO BE RELATED ONLY IF:	10(a) Number of continuation at D. V. 1 BIS attached	neets
(a) they are officers or directors of one another's businesses;	10(b) Place:	
(b) they are legally recognized partners in business; (c) they are employer and employee;	Date:	
<ul> <li>(d) any person directly or indirectly owns, controls or holds 5% or more of the outs or shares of both of them;</li> </ul>	standing voting stock Signature:	
<ul><li>(e) one of them directly or indirectly controls the other;</li><li>(f) both of them are directly or indirectly controlled by a third person;</li></ul>		
<ul><li>(g) together they directly or indirectly control a third person; or</li><li>(h) they are members of the same family.</li></ul>		
2. The fact that the buyer and the seller are related need not preclude the use of a t Article 29 (2) of Regulation (EEC) No 2913/92 and the interpretative Notes on that pr	ransaction value (see	
Article 29 (2) of Hegulation (EEC) No 2913/92 and the interpretative Notes on that pr	OVISION RI ANNOA 23).	

FOR OFFICE	AL USE			
		Item	Item	The
A. Basis		ABII	110111	Item
of	11 (a) Net price in CURRENCY OF INVOICE (Price actually paid or price payable	İ		1
calculation	for settlement at the material time for valuation for customs purposes)			1
	(b) Indirect payments – see box 8 (b)			
	(rate of exchange:			
D 4001	12 Total A in NATIONAL CURRENCY		<del> </del>	-
B. ADDI- TIONS:	13 Costs incurred by the buyer:			1
Costs in	(a) commissions, except buying commissions		<u> </u>	<del> </del>
NATIONAL CUR-	(b) brokerage			1
RENCY	•			
NOT IN- CLUDED	(c) containers and packing		1	
in A	14 Goods and services supplied by the buyer free of charge or at reduced cost			
above (*)	for use in connection with the production and sale for export of the imported		1	1
QUOTE	goods:			
BELOW previous				1
relevant	The values shown represent an apportionment where appropriate.			1
Customs decisions,	(a) materials, components, parts and similar items incorporated in the impor-			
if any:	ted goods	1		
	(b) tools, dies, moulds and similar items used in the production of the impor-		<del> </del>	<del> </del>
	ted goods		1	
	(c) materials consumed in the production of the imported goods		<u> </u>	
	(d) engineering, development, artwork, design work and plans and sketches			1
	undertaken elsewhere than in the Community and necessary for the pro-		1	
	duction of the imported goods		ļ	<b>+</b>
	15 Royalties and licence fees - see box 9(a)			ļ
	16 Proceeds of any subsequent resale, disposal or use accruing to the seller -			
	see box 9 (b)		*.	
	17 Costs of delivery to (place of introduction)			
	(a) transport	<u></u>		
	(b) loading and handling charges		<del> </del>	
	(c) insurance		•	
•	(6) (100)20100			
	18 Total B ;			
C. DEDUC-			,	
TIONS: Costs in	19 Costs of transport after arrival at place of introduction			
NATIONAL				}
CUR- RENCY	20 Charges for construction, erection, assembly, maintenance or technical assi-			
INCLUDED	stance undertaken after importation			
in A above (*)	ar dust diagod (chosily)			
	22 Customs duties and taxes payable in the Community by reason of the impor-			
	tation or sale of the goods			
	,			
	23 Total C		<del>                                     </del>	
DA VALUE DE	CLARED (A + B - C)			1
	CLARED (A + B - C).  Counts are payable in FOREIGN CURRENCY, indicate in this section the amount in	foreign currency	and the rate of exch	ange by reference
	evant element and item.			
Reference	Amount	Rate of excha	nge	
	•			

		ONTINUATIO		D. V. 1
OR OFFICIA	N. USE			
		Item	Item	Item
asis				1
alculation	.11 (a) Net price in CURRENCY OF INVOICE (Price actually paid or price payab			
	for settlement at the material time for valuation for customs purposes)			
	(b) Indirect payments ~ see box 8 (b)		1	ì
	(rate of exchange:	) [		<del></del>
	12 Total A in NATIONAL CURRENCY			
DDI-	13 Costs incurred by the buyer:			
IONS:	(a) commissions, except buying commissions			1
osts in			.	
CUR-	(b) brokerage			
RENCY NOT IN-				
CLUDED	(c) containers and packing			
n A	14 Goods and services supplied by the buyer free of charge or at reduced co			
bove (*)	for use in connection with the production and sale for export of the import	ed		· [
DUOTE	goods:		1	
SELOW revious	The values shows remarks	1		1
elevant	The values shown represent an apportionment where appropriate.	1		l
Customs lecisions,	(a) materiale components parts and similar items in a set of items	or.		[
lecisions, any:	(a) materials, components, parts and similar items incorporated in the imp ted goods	1		I
	(b) tools, dies, moulds and similar items used in the production of the imp			
	ted goods	3		
				.
	(c) materials consumed in the production of the imported goods			1
	(d) engineering, development, artwork, design work and plans and aketch			
Ì	undertaken elsewhere than in the Community and necessary for the p	l l		1
	duction of the imported goods	ı		
	15 Royalties and licence fees - see box 9 (a)			
	16 Proceeds of any subsequent resale, disposal or use accruing to the seller see box 9(b)			
	17 Costs of delivery to (place of introduction		<u> </u>	
	(a) transport			
1	(b) loading and handling charges		<del>-   </del>	
	(c) insurance	••		<del></del>
	18 Total B	<u></u>		
EDUC-				
TONS:	19 Costs of transport after arrival at place of introduction	•		
VATIONAL	•	. 1		
CUR- RENCY	20 Charges for construction, erection, assembly, maintenance or technical as	1		[
NCLUDED	stance undertaken after importation.	··· <del> </del>	<del></del>	
n A	21 Other charges (specify)	-		
bove (*)	22 Customs duties and taxes payable in the Community by reason of the imp	or-		
	tation or sale of the goods	- 1		
	B-04-14-14-14-14-14-14-14-14-14-14-14-14-14			
	23 Total C			
VALUE DI	ECLARED (A + B - C)	ot in foreign com-	ncy and the rete -	f exchange by refere
	nounts are payable in FOREIGN CURRENCY, indicate in this section the amou evant element and item.	III IOI <del>e</del> ign curre	, കപ നല 1819 0	. occinency by refere
to each res eference	evant element and item. Amount	Rate of e	xchange	
	·			

	÷			
		Item	Item	Item
Basis				
of alculation	11 (a) Net price in CURRENCY OF INVOICE (Price actually paid or price payable			
4.04.4.0.7	for settlement at the material time for valuation for customs purposes)			
	(b) Indirect payments – see box 8 (b)			
	(rate of exchange:			
DDI-	12 Total A in NATIONAL CURRENCY.			
IONS:	13 Costs incurred by the buyer:			
osts in	(a) commissions, except buying commissions			
IATIONAL	AN hardware			
ENCY	(b) brokerage			- <b>-</b>
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LUDED	(c) containers and packing			
1 A	14 Goods and services supplied by the buyer free of charge or at reduced cost			1
bove (*)	for use in connection with the production and sale for export of the imported			1
UOTE	goods:			
ELOW				
revious elevant	The values shown represent an apportionment where appropriate.			
ustoms				1
ecisions,	(a) materials, components, parts and similar items incorporated in the impor-			
any:	ted goods			1
	(b) tools, dies, moulds and similar items used in the production of the impor-			
	ted goods			1.
	(c) materials consumed in the production of the imported goods		1	1
I	(d) engineering, development, artwork, design work and plans and sketches			
	undertaken elsewhere than in the Community and necessary for the pro-		1	
	duction of the imported goods		ł	1
				T
- 1	15 Royalties and licence fees – see box 9(a)			
	16 Proceeds of any subsequent resale, disposal or use accruing to the seller -			
ŀ	see box 9(b)			
ſ	17 Costs of delivery to (place of introduction)			
. 1	(a) transport			
ł				
1	(b) loading and handling charges			
- 1				
Į.	(c) insurance			
EDUC-	18 Total B		<del> </del>	
ONS:	19 Costs of transport after arrival at place of introduction			
osts in	To Code of Parisport and arriva at place of minoscotion.			+
ATIONAL UR-	20 Charges for construction, erection, assembly, maintenance or technical assi-		1	1
ENCY	stance undertaken after importation			
CLUDED	21 Other charges (specify)			<del> </del>
A pove (*)	21 Other Charges (speciny)		1	1
	22 Customs duties and taxes payable in the Community by reason of the impor-		<del></del>	+
	tation or sale of the goods			
ľ	tailor of early of the geodetic		+	<del> </del>
	23 Total C			
VALUE DE	CLARED (A + B - C)	<u> </u>		
Where am	ounts are payable in FOREIGN CURRENCY, indicate in this section the amount in	foreign currency	and the rate of excl	nange by refer
o each rele	vant element and item.			
		Rate of exch	ange	
erence	Amount	Male Of excit	mili Bio	
erence	Amount	Rate Of excit	ango	

# TAG TO BE AFFIXED ON HOLD BAGGAGE CHECKED IN A COMMUNITY AIRPORT

### (Article 196)

### 1. CHARACTERISTICS

The tag referred to in Article 196 shall be designed in such a way as to prevent its re-use.

- (a) This tag shall bear a green stripe of a least 5 mm width along the full length of the two edges of its routing and identification sections.
  - Moreover, these green stripes may extend also to other parts of the baggage tag, with the exception of all areas showing the barcoded tag number which must be printed on an unobscured white background. (See specimens at 2(a))
- (b) For 'expedite baggage', the tag shall be similar to the specified in IATA resolution No 743a with green instead of red stripes along its edges. (See specimen at 2(b))

2. MODELS

a)



b)



**▼**<u>M24</u>

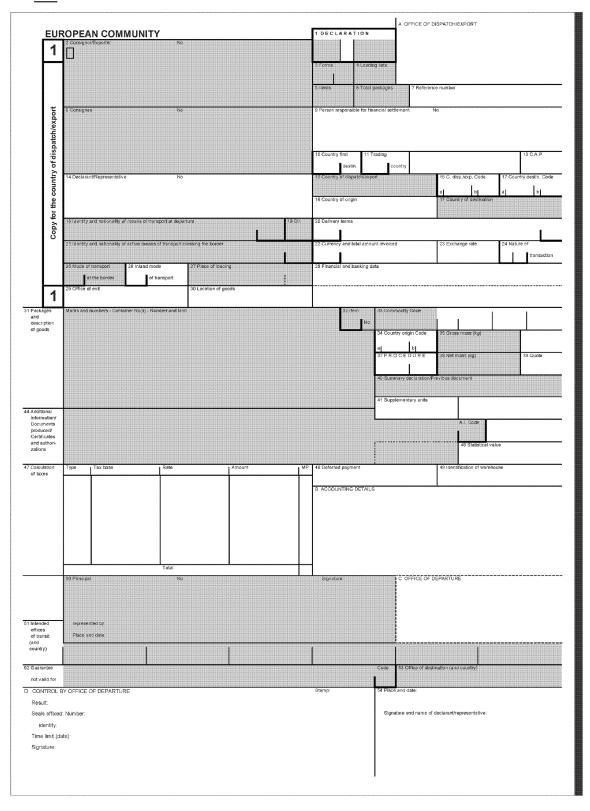
## ANNEX 31 (1)

### MODEL OF SINGLE ADMINISTRATIVE DOCUMENT

(eight-copy set)

<sup>(1)</sup> The technical provisions in respect of the forms and notably their size and colours are detailed in Article 215.

## **▼**<u>M24</u>



# **▼**<u>M24</u>

E CONTROL BY OFFICE OF DISPATCH/EXPORT		
E CONTROL OF THE CONT		