

R.T.

MINISTRY OF TRADE

Directorate General for Customs

Number: E-20117910-163.99-00064847400

Subject: Proof of origin pursuant to Article 205/4-Ç
of the Customs Regulation

TO THE DISTRIBUTION PLACES

REF: Our correspondence of 21.04.2021 with no: 63368489

As it is known, Article 205/4-ç of the Customs Regulation has been amended by the "Regulation Amending the Customs Regulation" published in the Official Gazette dated 10.12.2020 with no: 31330, and it has been regulated that a certificate of origin shall not be required from 01.01.2021 onwards, in the entry into free circulation of a good coming from EU member states together with an A.TR Certificate, without prejudice to provisions of Article 47 on trade policy measures of Association Council Decision No: 1/95 establishing the Customs Union between Turkey and the EU.

With this legislative amendment, since 1 January 2021, a certificate of origin is no longer required to verify the origin of the following goods that arrive from the EU together with an A.TR Certificate:

- goods subject to additional customs duties and
- goods subject to additional financial liabilities that are applied in the scope of Decisions numbered 2018/11799 and 2018/11973 and not considered as a trade policy measure.

Necessary modifications have also been made in the BİLGE system to this effect.

On the other hand, article 47 of the Association Council Decision no 1/95 referred to in article 205/4-ç of the Customs Regulation in force enshrines the following provision:

"When completing the formalities involved in importing products of a type covered by trade policy measures, provided for in the preceding Articles, the authorities of the importing State shall ask the importer to indicate the origin of the products concerned on the customs declaration.

Additional supporting evidence may be requested where absolutely necessary because of serious and well-founded doubts in order to verify the true origin of the product in question."

Thus, due to doubts based on serious and well-founded reasons regarding the origin of the product in question as indicated in the aforementioned provision, submission of the certificate of origin may be requested by the customs administration, limited with only absolutely necessary cases, for the goods coming from the EU member states with an A.TR Certificate, which are subject to trade policy measures.

For your information and action.

Mustafa Gümüş

Director General

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