

Decision No. 12

General Procedures for the Issuance and Receipt of Electronic Certificates of Origin under the Framework of the Free Trade Agreement between the Republic of China (Taiwan) and the Republic of Guatemala

The Administrative Commission of the Free Trade Agreement between the Republic of China (Taiwan) and the Republic of Guatemala in accordance with its powers derived from the provisions of Article 17.01 (1), (2)(a)(f), (3)(e) and (5) of the Agreement,

WHEREAS

That both Parties have committed to accelerate trade facilitation through promoting the Export Interface Window, are obliged to ensure equal recognition, and that electronic exchanges of trade transaction data are in line with internationally accepted standards, and


That to initiate and ensure the Export Interface Window carries out exchanges in electronic certificates of origin via a mutual platform, there is a need to establish general procedures for the issuance and receipt of electronic certificates of origin,

DECIDES:

For R.O.C.(Taiwan) and Guatemala, under the framework of the Agreement, to recognize electronic certificates of origin as effective in validating products exported from the territories of Guatemala to R.O.C.(Taiwan).

Attached to this Decision is the Annex "General Procedures for the Issuance and Receipt of Electronic Certificates of Origin".

- 1.The Annexes 1 and 2 of this Decision detail the "General procedures for the issuance and recognition of electronic certificates of origin under the framework of a two-way channel through the Export Interface Window" ("General Procedures") and "Contingency Plan".
- 2.Both Parties shall activate the "General Procedures" after the establishment of the system and the three (3) month trial period following the entry into force of the present Decision.
- 3.Both Parties shall, to the best of their ability, facilitate the issuance of electronic certificates of origin to replace signed paper certificates of origin.



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4. Both Parties shall adopt the agreed XML version of electronic certificates of origin, and notify their Customs through their respective competent authorities of any changes to the agreed XML version.

Done in duplicate in the Chinese, Spanish and English languages, all of which are equally authentic versions. In the case of any discrepancy in the interpretation of this Decision, the English language version shall prevail.

The present Decision will enter into force forty five (45) days after the date of the last signature.

**For the Government of the
Republic of China (Taiwan)**

Jong-Chin Shen
Minister

Ministry of Economic Affairs

Date: 28 (Day) / 10 (Month) / 2019 (Year)

Place: Taipei City

**For the Government of the
Republic of Guatemala**

Acisclo Valladares Urruela
Minister

Ministry of Economy

Date: 10 (Day) / 01 (Month) / 2020 (Year)

Place: Guatemala City

J.C.S



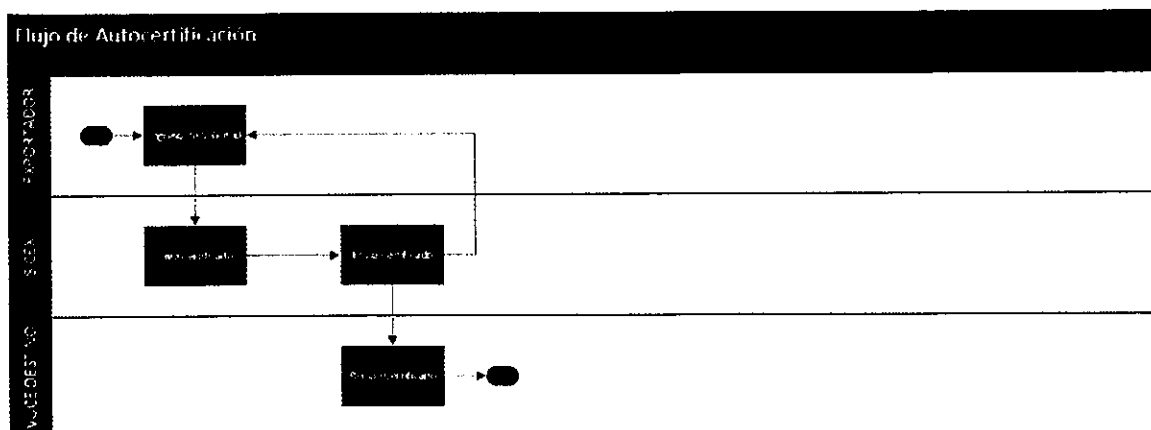
Annex I

General Procedures for the Issuance and Receipt of Electronic Certificates of Origin

The Parties adopt the following procedures for the issuance and receipt of electronic certificates of origin

1. The exporter applies for an electronic certificate of origin from the Export Interface Window.
2. The Export Interface Window verifies the electronic certificate of origin ("COD") for format and completeness of information. If the COD is determined to be valid, the Export Interface Window will provide a COD to the exporter, and pass the information to the importer's interface window through the exchange platform. The exporting Party will generate a verification code including the COD number, which can be searched online for certificate information.
3. The interface window of the importing Party receives the COD, verifies the format and completeness of the COD, and provides verification results to the exporter through the exchange platform. If the verification determines the COD to be valid, the COD will be used by the customs authority of the importer side.
4. Both Parties recognize authority of the electronic seal to confirm the validity of the COD.
5. Both Parties use the existing format of the electronic certificate of origin recognized between R.O.C. (Taiwan) and South Korea to generate electronic information on electronic certificates of origin.

Flow chart of COD issuance and receipt



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Annex II

Contingency Plan

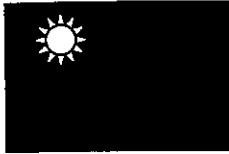
1. The contingency plan will be adopted for the following circumstances:

- (a) Circumstances will be considered as emergency if the exporting country's exchange platform cannot operate normally, with documents unable to be sent through the Export Interface Window, that is, the Export Interface Window cannot connect to the exchange platform.
- (b) The platform must have an automatic reconnection function for if the exchange platform of the importer side cannot operate normally.

2. In the circumstances described by section 1, the following should be adopted:

- (a) In the circumstance described by 1(a), the Export Interface Window manager must announce emergency status, and contact the importer's interface window manager.

In the circumstance described by 1(b), the importer's interface window manager must announce emergency status, and contact the Export Interface Window manager.
- (b) In the Export Interface Window manager will be activated temporarily to resort to existing paper hard copy procedures; and
- (c) The manager of the importer's interface window or the Export Interface Window must contact each other to solve this emergency situation.



Decision No. 13

Modification of the Raw and Refined Sugar Limit Quota of Annex 3.04 of the Free Trade Agreement between the Republic of China (Taiwan) and the Republic of Guatemala

The Administrative Commission of the Free Trade Agreement between the Republic of China (Taiwan) and the Republic of Guatemala, pursuant to its power and in accordance with Article 17.01 (1), (2)(c), (3)(b)(i)(ii) and (5) of the Agreement,

DECIDES:

To modify Annex 3.04 (2) (b) (c) (d) "Tariff Reduction Schedule" in respect to the Tariff Treatment of the Republic of China (Taiwan) to increase the total tariff-free annual quota to 125,000 metric tons of raw and refined sugar originating from the Republic of Guatemala, where refined sugar will make up to no more than 35% of the total quota :

The relevant tariff lines for raw and refined sugar are as follows:

Description of Goods	Tariff Lines of the Republic of China (Taiwan) (HS2017)	Note
Raw Sugar	1701.13.00 1701.14.00 1701.91.10	
Refined Sugar	1701.91.20 1701.99.10 1701.99.20 1701.99.90	no more than 35% of the total quota

Done in duplicate in the Chinese, Spanish and English languages, all of which are equally authentic versions. In the case of any discrepancy in the interpretation of this Decision, the English language version shall prevail.

This Decision shall enter into force thirty (30) days after the Republic of China (Taiwan) and the Republic of Guatemala exchange notifications indicating that they have completed the necessary internal legal procedures.

J.C.S



For the Government of the
Republic of China (Taiwan)

For the Government of the
Republic of Guatemala

Jong-Chin Shen
Minister

Adsclo Valladares Urruela
Minister

Ministry of Economic Affairs

Ministry of Economy

Date: 28 (Day) / 10 (Month) / 2019 (Year)

Date: 10 (Day) / 01 (Month) / 2020 (Year)

Place: Taipei City

Place: Guatemala City

J.C.S



Decision No.14

Modification pursuant to the Tariff Treatment for 5 Product Items of Annex 3.04 of the Free Trade Agreement between the Republic of China (Taiwan) and the Republic of Guatemala

The Administrative Commission of the Free Trade Agreement between the Republic of China (Taiwan) and the Republic of Guatemala pursuant to its power and in accordance with Article 17.01 (1), (2)(a), (3)(b)(i)(ii) and (5) of the Agreement,

DECIDES:

To modify Annex 3.04 "Tariff Reduction Schedule" list of tariff concessions and immediately eliminate customs tariff of the following items for the Republic of Guatemala:

NO.	Description of Goods	Tariff Lines of the Republic of China (Taiwan)(HS2017)
1	Trees, shrubs and bushes, grafted or not, of kinds which bear edible fruit or nuts	06022000
2	Mascareen grass, fresh	06042041
3	Other ornamental grass, fresh	06042049
4	Christmas trees (coniferous), fresh	06042020
5	Roasted chicory and other roasted coffee substitutes, and extracts, essences and concentrates thereof	21013000

Done in duplicate in the Chinese, Spanish and English languages, all of which are equally authentic versions. In the case of any discrepancy in the interpretation of this Decision, the English language version shall prevail.

This Decision shall enter into force thirty (30) days after the Republic of China (Taiwan) and the Republic of Guatemala exchange notifications indicating that they have completed the necessary internal legal procedures.

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For the Government of the
Republic of China (Taiwan)

For the Government of the
Republic of Guatemala

Jong-Chin Shen

Acisclo Valladares Urruela

Minister

Minister

Ministry of Economic Affairs

Ministry of Economy

Date: 28 (Day) / 10 (Month) / 2019 (Year)

Date: 10 (Day) / 01 (Month) / 2020 (Year)

Place: Taipei City

Place: Guatemala City

J.C.S



Decision No.15

Modification pursuant to the Tariff Treatment for 2 Product Items of Annex 3.04 of the Free Trade Agreement between the Republic of China (Taiwan) and the Republic of Guatemala

The Administrative Commission of the Free Trade Agreement between the Republic of China (Taiwan) and the Republic of Guatemala pursuant to its power and in accordance with Article 17.01 (1), (2)(c), (3)(b)(i)(ii) and (5) of the Agreement,


DECIDES:

To modify Annex 3.04 "Tariff Reduction Schedule" list of tariff concessions and immediately eliminate customs tariff of the following items for the Republic of China (Taiwan):

NO.	Description of Goods	Tariff Lines of the Republic of Guatemala
1	Motorcycles, cycles, with reciprocating internal combustion piston engine of a cylinder capacity exceeding 250 cc but not exceeding 500 cc	87113000
2	Only Bicycles	87120000AA

Done in duplicate in the Chinese, Spanish and English languages, all of which are equally authentic versions. In the case of any discrepancy in the interpretation of this Decision, the English language version shall prevail.

This Decision shall enter into force thirty (30) days after the Republic of China (Taiwan) and the Republic of Guatemala exchange notifications indicating that they have completed the necessary internal legal procedures.


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For the Government of the
Republic of China (Taiwan)

For the Government of the
Republic of Guatemala

Jong-Chin Shen

Adiselo Valladares Urruela

Minister

Minister

Ministry of Economic Affairs

Ministry of Economy

Date: 3 (Day) / 1 (Month) / 2020 (Year)

Date: 10 (Day) / 01 (Month) / 2020 (Year)

Place: Taipei City

Place: Guatemala City

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