Article 1

*Regional Convention on Pan-Euro-Mediterranean Preferential Rules of Origin*

1. For the purpose of implementing this Agreement with regard to the rules of origin and with respect to the rights and obligations of the Parties concerning rules of origin and administrative cooperation between the customs authorities of the Parties, Appendix I and, where appropriate, the relevant provisions of Appendix II to the Regional Convention on Pan-Euro-Mediterranean Preferential Rules of Origin (hereinafter referred to as the “Convention”) with all future amendments shall apply and are hereby incorporated into and made part of this Agreement.

2. All references to the “relevant agreement” in Appendix I and, where appropriate, the relevant provisions of Appendix II to the Convention shall be construed so as to mean “this Agreement”.

Article 2

*Consultations and Dispute Settlement*

1. Where disputes arise in relation to the verification procedures of Article 32 of Appendix I to the Convention which cannot be settled between the customs authorities requesting the verification and the customs authorities responsible for carrying out this verification, they shall be submitted first to the Sub-Committee on Customs and Origin Matters and then to the Joint Committee, as provided for in Article 25 of this Agreement.

2. In all cases the settlement of disputes between the importer and the customs authorities of the importing country shall take place under the legislation of that country.

Article 3

*Amendments to the Protocol*

The Joint Committee, as provided for in Article 29 of this Agreement, may decide to amend the provisions of the present Protocol.

Article 4

1 Amended by Joint Committee Decision No. 1 of 2017 (6 April 2017) which entered into force on 1 December 2019 for the EFTA States and Turkey.
Withdrawal from the Convention

1. Should either the EFTA States or Turkey give notice in writing to the depositary of the Convention of their intention to withdraw from the Convention according to its Article 9, the EFTA States and Turkey shall immediately enter into negotiations on rules of origin for the purpose of implementing the Agreement.

2. Until the entry into force of such newly negotiated rules of origin, the rules of origin contained in Appendix I and, where appropriate, the relevant provisions of Appendix II to the Convention, applicable at the moment of withdrawal, shall continue to apply to this Agreement. However, as of the moment of withdrawal, the rules of origin contained in Appendix I and, where appropriate, the relevant provisions of Appendix II to the Convention shall be construed so as to allow bilateral cumulation between the EFTA States and Turkey only.

Article 5

Transitional Provisions – Cumulation

1. Notwithstanding Article 3 of Appendix 1 to the Convention, the rules on cumulation provided for in Articles 3 and 4 of Protocol B Concerning the Definition of the Concept of “Originating Products” and methods of administrative cooperation as last amended by Decision No 2/2009 shall continue to apply between the EFTA States and Turkey until the Convention has entered into application with relation to all Contracting Parties listed in Articles 3 and 4 of the said Protocol.

2. Notwithstanding paragraph 5 of Article 16 and paragraph 3 of Article 21 of Appendix I to the Convention, where cumulation involves only EFTA States, Turkey, the Faroe Islands, the EU, the participants in the Stabilisation and Association Process and the Republic of Moldova, the proof of origin may be a movement certificate EUR.1 or an origin declaration.

Article 6

Mandate of the Sub-Committee on Customs and Origin Matters

1. The Parties shall maintain the Sub-Committee on Customs and Origin Matters (hereinafter referred to as the “Sub-Committee”), established by Joint Committee Decision 2/1992.

2. The functions of the Sub-Committee shall be to exchange information, review developments, prepare and co-ordinate positions, prepare technical amendments to the rules of origin and assist the Joint Committee regarding:

   (a) rules of origin and administrative co-operation as set out in this Protocol;

   (b) other matters that are referred to the Sub-Committee by the Joint Committee.
3. The Sub-Committee shall be chaired alternatively by a representative of an EFTA State or Turkey for an agreed period of time. The chairperson shall be determined by the Party in which the meeting of the Sub-Committee shall be held. The Sub-Committee shall act by consensus.

4. The Sub-Committee shall report to the Joint Committee. The Sub-Committee may make recommendations to the Joint Committee on matters related to its functions.

5. The Sub-Committee shall meet as often as required. It may be convened by the Joint Committee or upon request of any Party. The venue shall alternate between an EFTA State and Turkey.

6. A provisional agenda for each meeting shall be prepared by the chairperson in consultation with the Parties, and forwarded to the Parties, as a general rule, not later than two weeks before the meeting.