

ANNEX IX

REFERRED TO IN PARAGRAPH 4 OF ARTICLE 2.9
(IMPORT AND EXPORT RESTRICTIONS) AND
ARTICLE 2.11 (NATIONAL TREATMENT)

REGARDING USED GOODS

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REGARDING USED GOODS

1. Articles 2.9 (Import and Export Restrictions) and 2.11 (National Treatment) of this Agreement shall not apply to the measures taken by Peru regarding:

- (a) used clothing and footwear, pursuant to Law No. 28514 of 12 May 2005 and its amendments;
- (b) used vehicles, automotive engines, parts and replacements, pursuant to Legislative Decree No. 843 of 29 August 1996, and Urgent Decree No. 079 of 19 September 2000 and its amendments;
- (c) used tires, pursuant to Supreme Decree No. 003-97-SA of 6 June 1997 and its amendments; and
- (d) used goods, machinery and equipment, which utilise radioactive sources, pursuant to Law No. 27757 of 29 May 2002 and its amendments.

2. The continuation, renewal or amendment of these measures regarding trade in goods between the Parties shall be permitted to the extent that they comply with the provisions of this Agreement.

3. Paragraphs 1 and 2 shall not apply to remanufactured goods. For the purposes of this Annex, the term “remanufactured goods” means goods classified under HS headings 84.06, 84.17, 84.26, 84.27, 84.29, 84.30, 84.31, 87.10, 88.02 and 88.03 that have been assembled in a Party and that:

- (a) are entirely or partially comprised of parts that have been obtained from the disassembly of used goods; and
- (b) meet the same technical standards and have similar life expectancy and warranty to that of new goods.

4. Five years after the entry into force of this Agreement, the Joint Committee shall review the possibility of increasing the coverage of goods set out in paragraph 3.
