

## United States - Mexico - Canada Agreement (USMCA)

### USMCA Provision Comparison

The United States – Mexico – Canada Agreement (USMCA) is a trade agreement between the named partner countries. USMCA enters into force on July 1, 2020 and replaces the North American Free Trade Agreement (NAFTA). The following table details the provisions of USMCA that differ from NAFTA, and citations for the relevant USMCA or NAFTA agreement text.

Provision	Change?	USMCA	NAFTA
Treatment of Customs Duties	<b>Change</b>	Article 2.4	Article 303
Duty-Free Entry of Commercial Samples of Negligible Value and Printed Advertising Materials	<b>No Change</b>	Article 2.9	Article 306
Most-Favored-Nation Rates of Duty on Certain Goods	<b>No Change</b>	Article 2.10	Article 309
Merchandise Processing Fee	-	Article 2.5	-
Drawback and Duty Deferral Program	<b>No Change</b>	Article 2.5	Article 303
Waiver of Customs Duties	<b>Change</b>	Article 2.6	Article 304
Export Duties, Taxes or Other Charges	<b>No Change</b>	Article 2.15	Annex 314 (Mexico)
Administrative Fees and Formalities	<b>No Change</b>	Article 2.16	Not Specified
Claim for Preferential Tariff Treatment	<b>Change</b>	Article 5.2	Article 502
Post Importation Claim; Refunds and Claims for Preferential Tariff Treatment after Importation	<b>Change</b>	Article 5.11	Article 502
Temporary Admission of Goods	<b>Change</b>	Article 2.7	Article 305
Release of Goods	<b>Change</b>	Article 7.7	Not Specified
Express Shipments	<b>Change</b>	Article 7.8	Not Specified
Goods Re-Entered after Repair or Alteration	<b>No Change</b>	Article 2.8	Article 307
Indirect Materials	<b>No Change</b>	Article 4.9	Article 408
Intermediate Materials	<b>Change</b>	Article 4.8	Article 402 (10)
Fungible Goods and Materials	<b>No Change</b>	Article 4.13	Article 406
Remanufactured Goods	<b>Change</b>	Article 2.12	Not Specified



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Provision	Change?	USMCA	NAFTA
Automotive Goods	<b>Change</b>	Article 4.10	Article 403
Sets of Goods, Kits or Composite Goods	<b>Change</b>	Article 4.17	Not Specified
Accessories, Spare Parts, Tools, or Instructional or Other Information Materials	<b>Change</b>	Article 4.14	Article 407
Treatment of Recovered Materials Used in the Production of Remanufactured Good	<b>Change</b>	Article 4.4	Not Specified
Non-Qualifying Operations	<b>No Change</b>	Article 4.19	Article 412
Packaging Materials and Containers for Retail Sale	<b>No Change</b>	Article 4.15	Article 409
Packing Materials and Containers for Shipment	<b>No Change</b>	Article 4.16	Article 410
Originating Goods	<b>Change</b>	Article 4.2	Article 401
Wholly Obtained or Produced Goods	<b>Change</b>	Article 4.3	Article 415
Further Adjustments to the Value of Materials	<b>Change</b>	Article 4.7	Not Specified
Regional Value Content	<b>Change</b>	Article 4.5	Article 402
Accumulation	<b>Change</b>	Article 4.11	Article 404
De Minimis	<b>Change</b>	Article 4.12	Article 405
Exceptions to Article 4.12 de Minimis	<b>Change</b>	Annex 4-A	Annex 401 Section A f
Transit	<b>No Change</b>	Article 7.17	Not Specified
Transit and Transshipment	<b>No Change</b>	Article 4.18	Article 411
Value of Materials Used in Production	<b>No Change</b>	Article 4.6	Not Specified
Product Specific Rules of Origin ; Section A - General Interpretative Note (pg. 17-183)	<b>Change</b>	Annex 4-B	Annex 401
Provisions Related to the Product-Specific Rules of Origin for Automotive Goods	<b>Change</b>	Appendix to Annex 4-B	Chapter 2, Article 403
Alternative Staging Regime	<b>Change</b>	Article 4-B	Not Specified
Product-Specific Rules of Origin for Vehicles	<b>Change</b>	Article 4- B.2	Annex 401 Section XVII
Regional Value Content for Passenger Vehicles, Light Trucks, and Parts Thereof	<b>Change</b>	Article 4- B.3	Not Specified



Provision	Change?	USMCA	NAFTA
Regional Value Content for Heavy Trucks and Parts Thereof	<b>Change</b>	Article 4-B.4	Not Specified
Averaging	<b>Change</b>	Article 4-B.5	Not Specified
Steel and Aluminum	<b>Change</b>	Article 4-B.6	Not Specified
Labor Value Content	<b>Change</b>	Article 4-B.7	Not Specified
Transitions	<b>Change</b>	Article 4-B.8	Not Specified
Review and Transitional Arrangements	<b>Change</b>	Article 4-B.9	Not Specified
Regional Value Content for Other Vehicle	<b>Change</b>	Article 4-B.10	Not Specified
Core Parts for Passenger Vehicles and Light Trucks	<b>Change</b>	Table A.1	Not Specified
Parts and Components for Passenger Vehicles and Light Trucks	<b>Change</b>	Table A.2	Not Specified
Principal Parts for Passenger Vehicles and Light Trucks	<b>Change</b>	Table B	Not Specified
Complementary Parts for Passenger Vehicles and Light Trucks	<b>Change</b>	Table C	Not Specified
Principal Parts for Heavy Trucks	<b>Change</b>	Table D	Not Specified
Complementary Parts for Heavy Trucks	<b>Change</b>	Table E	Not Specified
List of Tariff Provisions for Other Vehicles	<b>Change</b>	Table F	Not Specified
List of Components and Materials for other Vehicles	<b>Change</b>	Table G	Not Specified
Textile Rules of Origin and Related Matters	<b>Change</b>	Article 6.1	Not Specified
Review and Revision of Rules of Origin	<b>Change</b>	Article 6.4	Not Specified
Cooperation	<b>Change</b>	Article 6.5	Not Specified
Special Provisions	<b>Change</b>	Article 6.3, Annex 6-A	Not Specified
Handmade, Traditional Folkloric, or Indigenous Handicraft Goods	<b>Change</b>	Article 6.2	Not Specified



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Preferential Tariff Treatment for Non-Originating Apparel	<b>Change</b>	Appendix 6-A.1	Not Specified
Preferential Tariff Treatment for Non-Originating Cotton or Manmade Fiber Spun Yarn	<b>Change</b>	Appendix 6.A.3	Not Specified
Basis of a Certification of Origin	<b>Change</b>	Article 5.3	Article 501
Obligations Regarding Importations	<b>Change</b>	Article 5.4	Article 502
Exceptions to Certification of Origin	<b>No Change</b>	Article 5.5	Article 503
Errors or Discrepancies	<b>Change</b>	Article 5.7	Not Specified
Minimum Data Elements	<b>Change</b>	Annex 5-A	Not Specified
Origin Verification	<b>Change</b>	Article 5.9	Article 506
Determination of Origin	<b>Change</b>	Article 5.10	Not Specified
Risk Management	<b>Change</b>	Article 7.12	Article 715
Post-Clearance Audit	<b>Change</b>	Article 7.13	Not Specified
Notification of Treatment	<b>No Change</b>	Article 5.17	Not Specified
Customs Compliance Verification Reports	<b>Change</b>	Article 7.28	Not Specified
Penalties	<b>No Change</b>	Article 5.13, Article 7.18	Article 508
Review and Appeal	<b>No Change</b>	Article 5.15	Article 510
Review and Appeal of Customs Determinations	<b>No Change</b>	Article 7.15	Not Specified
Regional and Bilateral Cooperation on Enforcement	<b>Change</b>	Article 7.26	Not Specified
Record Keeping Requirements	<b>Change</b>	Article 5.8	Article 505
Privacy & Confidentiality	<b>Change</b>	Article 5.12	Article 507
Exchange of Specific Confidential Information	<b>Change</b>	Article 7.27	Not Specified
Standards of Conducts	<b>No Change</b>	Article 7.19	Not Specified
Protection of Trader Information	<b>No Change</b>	Article 7.22	Not Specified
Confidentiality between Parties	<b>No Change</b>	Article 7.29	Not Specified



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Provision	Change?	USMCA	NAFTA
Uniform Regulations	<b>Change</b>	Article 5.16	Article 511
Trade Facilitation	<b>Change</b>	Article 7.1	Not Specified
Online Publication	<b>Change</b>	Article 7.2	Not Specified
Communication with Traders	<b>Change</b>	Article 7.3	Not Specified
Enquiry Points	<b>Change</b>	Article 7.4	Article 719
Advance Rulings	<b>Change</b>	Article 7.5	Article 509
Advanced Rulings relating to Origin	<b>Change</b>	Article 5.14	Article 509
Administrative Guidance	<b>Change</b>	Article 7.16	Not Specified
Advice on Information Regarding Duty Drawback or Duty Deferral Programs	<b>Change</b>	Article 7.6	Article 303
Customs Initiatives for Trade Facilitation	<b>Change</b>	Article 7.23	Not Specified
Transparency, Predictability, and Consistency in Customs Procedures	<b>Change</b>	Article 7.11	Not Specified
Customs Brokers	<b>Change</b>	Article 7.20	Not Specified
Border Inspection	<b>Change</b>	Article 7.21 Article 7.25	Not Specified
Use of Information Technology	<b>Change</b>	Article 7.9	Not Specified
Single Window	<b>Change</b>	Article 7.10	Not Specified
Authorized Economic Operator - AEO	<b>Change</b>	Article 7.14	Not Specified
Obligations Regarding Exportations	<b>Change</b>	Article 5.6	Article 504
Import and Export Restrictions	<b>Change</b>	Article 2.11	Not Specified
Transparency in Import Licensing Procedures	<b>Change</b>	Article 2.13	Not Specified
Transparency in Export Licensing Procedures	<b>Change</b>	Article 2.14	Not Specified

