

Trade Agreement Requirements

1. **General Requirement.** Vendor shall provide all necessary documents requested by Purchaser to fulfill the requirements of any trade agreements governing Products sold by the Vendor to Purchaser.
2. **Generalized System of Preferences (GSP).** If Products are designated as eligible for US GSP duty-free status, per 19 CFR 10.177 (c), Vendor
 - i. must state on the sales confirmation and commercial invoice:
“(Vendor Name Here) hereby declares that the goods listed were produced in (Country of Final Production Here) and that the goods comply with the origin requirements specified for those goods in the Generalized System of Preferences (GSP) for goods exported to the United States,” or
 - ii. must provide, if Products are not 100% the growth, product, or manufacture of the GSP eligible country but may otherwise qualify if at least 35% of the product’s dutiable value (upon entering the United States) is from costs incurred in and directly attributable to the GSP beneficiary country, a breakdown by percentage of the value and material of content for each of the components and manufacturing processes and country of manufacture and in such circumstances shall state on the sales confirmations “This merchandise meets or exceeds the standard for products from a GSP eligible country to thereby qualify for duty-free GSP status upon importation into the United States,” and
 - iii. must maintain production and cost records that support their product’s GSP qualification, make those records available to Purchaser for audit upon request, maintain all such documents supporting its Products’ GSP qualification for five years plus 30 days from the date of the bill of lading for the export shipment containing the GSP eligible Products, and be accessible, legible, accurate, complete, and in English, when feasible.
3. **United States-Korea Free Trade Agreement (KORUS or UKFTA).** If Products are eligible for preferential treatment under KORUS, per 19 CFR § 10.1001, or USHTS General Note 33, Vendor:
 - i. must provide a Certificate of Origin attesting to the imported product’s originating status for a claim for duty-free status or other tariff preferences **with the sales confirmation and with the shipping documents.**
 - ii. must provide certification on the sales confirmation and the commercial invoice if Products are designated as eligible for tariff preferences under the USHTS that “This merchandise is wholly or 100% the growth, product, or manufacture of the Republic of Korea”; or
 - iii. shall state on the sales confirmation if the product otherwise meets the Rules of Origin specified in USHTS General Note 33 that “This merchandise meets or exceeds the standard of origination for products from the Republic of Korea to thereby qualify for duty-free (or reduced duty) status upon importation into the United States”; and
 - iv. must maintain documentation qualifying the product for this trade agreement, make these records available to Purchaser for audit upon request, maintain all such documents supporting its Products’ KORUS qualification for five years plus 30 days from the date of the bill of lading for the export shipment containing these Products, and be accessible, legible, accurate, complete, and provided in English, when feasible.