Country of origin as an essential element of law evasion

Tatsiana Prakapovich  Uladzislau Shpileuski
**Introduction**

**Goal:** to analyze the main schemes which contribute to get law evasion benefits using **country of origin**.

**Tasks:**
- consider transshipments as an element of illegal schemes;
- research kinds of falsification of the certificates of origin;
- understand ways of avoiding antidumping duties;
- study an ad valorem criterion in different countries.
Functions of country of origin

- Compliance with obligations of FTZ Agreements
- Applying antidumping measures
- Determining preferential treatment
- Adherence to prohibitions and restrictions
Zigzagging routes
Zigzagging routes
Falsified phytosanitary certificate

Sudan
Avoiding antidumping duties

16. Country of origin

Germany/Italy

16. Country of origin

EU/unknown
Four options:

- assembly of goods in the customs territory of the state that introduced the antidumping duty;
- assembly of goods in the customs territory of a third country;
- insignificant processing of the goods;
- the subsequent transformation of the goods.
Forged certificate
EXAMPLE BICYCLES
HS-CODE 8712 0030

- **EBA**: Manufacture in which the value of all materials used does not exceed 70% of the ex-works price of the product.

- **GSP+**: Manufacture in which the value of all materials used does not exceed 50% of the ex-works price of the product.

- **GSP**: Manufacture in which the value of all materials used does not exceed 50% of the ex-works price of the product.

- **Korea**: Manufacture in which the value of all materials used does not exceed 45% of the ex-works price of the product.

- **Morocco**: Manufacture in which the value of all materials used does not exceed 30% of the ex-works price of the product.
Conclusion

- common database of certificates of origin
- QR code or
- electronic digital signature
- unified legal frame for ad valorem rates, for example 50% (+/- 5%)
List of references


Thank you for your attention
Country of origin as an essential element of law evasion

Tatsiana Prakapovich  Uladzislau Shpileuski