



THE PLASTICS EXPORT
PROMOTION COUNCIL

दि प्लास्टिक एक्सपोर्ट प्रमोशन कौन्सिल

(भारत सरकार, वाणिज्य एवं उद्योग मंत्रालय, वाणिज्य विभाग द्वारा प्रायोजित)

THE PLASTICS EXPORT PROMOTION COUNCIL

(Sponsored By The Ministry Of Commerce & Industry, Deptt. Of Commerce, Government Of India)

Ref.: Plexh/Cir/213
12.07.2022

To

All Members of the Council

Dear Sir / Madam,

Sub: Inviting inputs / suggestions from members on Chemical Rules under India UK trade agreement

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We are in receipt of communication from Department of Chemical and Petrochemical inviting suggestions on Chemical Rules under India - UK trade agreement.

As part of the India UK trade agreement negotiations, UK has proposed below chemical rules for many Chapters. These rules if accepted would allow goods meeting these processes from either party (India or UK) to be eligible for tariff preferences.

It is very important to note a Plastics already included under the preferential Chemical rules, as these rules are technical in nature request members to give their inputs so that their product will get tariff preference. Hence this will have great impact on India's exports to UK. Besides the process mentioned below, you may also recommend for any additional processes for availing preferences in UK.

-----Quote-----

1. Chemical Reaction Rule

The product meets the rules of origin if the chemical reaction occurs in the territory of one or both of the Parties. For the purposes of this rule: "chemical reaction" means a process (including a biochemical process) which results in a molecule with a new structure by breaking intermolecular bonds and by forming new intermolecular bonds, or by altering the spatial arrangement of atoms in a molecule. The following are not chemical reactions:

- (a) dissolving in water or other solvents;
- (b) the elimination of solvents including solvent water, or

(c) the addition or elimination of water of crystallization.

2. Purification Rule

The product of purification satisfies the requirements of this Annex, if the purification occurred in the territory of one or both of the Parties. For the purposes of this rule: "purification" means purification which results in one of the following criteria being satisfied:

(a) purification of a good resulting in the elimination of 80 per cent of the content of existing impurities; or

(b) the reduction or elimination of impurities resulting in a good suitable for one or more of the following applications:

(i) pharmaceutical, medicinal, cosmetic, veterinary, or food grade substances

(ii) chemical products and reagents for analytical, diagnostic or laboratory uses

(iii) elements and components for use in micro-electronics

(iv) specialized optical uses

(v) biotechnical use (e.g. in cell culturing, in genetic technology, or as a catalyst)

(vi) carriers used in a separation process; or

(vii) Nuclear grade uses.

3: Mixing and Blending Rule

Mixing and blending occurred in the territory of one or both of the Parties. For the purposes of this rule: "mixing and blending" means the deliberate and proportionally controlled mixing or blending (including dispersing) of materials other than the addition of diluents, to conform to predetermined specifications which results in the production of a good having physical or Chemical Characteristics Which are relevant to the purposes or uses of the good and are different from the input materials.

4. Change in Particle Size Rule

The product Undergoes a Change in particle size in the territory of the or both of the parties .for the purposes of this rule:" change in particle size means the deliberate and controlled modification in particle size of a good, including micronizing by dissolving a polymer and subsequent precipitation other then by merely crushing or pressing ,resulting in a good with different physical or chemical characteristics from the input materials and that has;

(a) a defined particle size

(b) defined particle size distribution; or

(c) defined surface area, that is relevant to the purposes of the resulting good.

5. Standard Materials Rule

The production of such good occurs in the territory of one or both of the Parties. For the purposes of this rule “ standard material means a preparation (including a solution) suitable for analytical, calibrating or referencing uses having precise degrees of purity or proportions which are certified by the manufacturer.

6. Isomer Separation Rule

If the isolation or separation of isomers from a mixture of isomers occurs in the territory of one or both of the Parties.

7. Biotechnological processing rule ;

The products undergoes the following biotechnological processes:

(a) biological or biotechnological culturing, hybridization or genetic modification of

- (i) micro-organisms (including bacteria and viruses (including phages)); or
- (ii) human, animal or plant cells;

(b) the production, isolation or purification of cellular or intercellular structures (such isolated genes, gene fragments and plasmids); or

(c) fermentation.

Additional process rules for HS 3824.99 and HS 38.26 Biodiesel are obtained through trans esterification, esterification or hydro treatment.

-----Unquote-----

Members are requested to give their inputs as per the format given below on or before 14.07.2022 to the undersigned at bharti@plexconcil.org :-

Sr. No.	Product description	HS code	Name the Chemical Rule applicable for your product	Justification why the Chemical rule applicable to your product	Suggestions if any

Kindly treat this as most urgent.

Best regards

Bharti Parave

Asst. Director

Plexconcil