

# WORLD TRADE ORGANIZATION

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**Council for Trade in Goods**

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## **REQUEST FOR A WTO WAIVER**

### New ACP-EC Partnership Agreement

#### Addendum

The following communication, dated 8 March 2000, has been received from the Permanent Delegation of the European Communities.

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Attached are the pertinent parts of the post Lomé Agreement, for circulation to Members as Addendum 1 to the waiver request. The full text of the Agreement can be consulted in the Market Access Division of the WTO Secretariat.

**DECISION**  
**OF THE ACP-EC COUNCIL OF MINISTERS**

<b>WTO WAIVER</b>
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**The ACP-EC Council of Ministers;**

1. **RECALLING** that on 14 October 1996, the WTO General Council decided to extend until 29 February 2000 the waiver for the fourth ACP-EC Convention of Lomé;
2. **STRESSING** that trade preferences represent pivotal and indispensable instrument of development;
3. **AWARE** of the central importance of the Lomé Convention for the socio-economic development of ACP countries;
4. **RECOGNISING** the importance of trade and investment for the development of ACP countries and considering that trade and investment can best operate and be enhanced in a stable and predictable global environment;
5. **RECOGNISING** that the ultimate objective of ACP-EU economic and trade co-operation is to enable the ACP States to integrate successfully in the global economy within the multilateral trading system and the need to conclude with the EU new WTO compatible trading arrangements after a preparatory period.
6. **DECIDES** to invite the competent authorities of both sides to request an appropriate waiver to permit the European Community to provide preferential treatment for products originating in ACP States as provided for in the trade regime applicable during the preparatory period as jointly agreed by the ACP-EC Ministers and annexed to this decision;
7. **CONFIRMS** that this trade regime applicable throughout the preparatory period will provide for preferential treatment substantially equivalent to the trade regime of the fourth Lomé Convention;
8. **CONFIRMS** that it will be applied as from 1<sup>st</sup> March 2000 on the basis of a decision of the ACP-EC Council of Ministers;
9. **CONFIRMS** that in this context, WTO compatible new trading arrangements will be concluded during the preparatory period.

ACP-EU NEGOTIATIONS

PARTNERSHIP AGREEMENT BETWEEN THE AFRICAN CARIBBEAN AND PACIFIC STATES AND THE EUROPEAN COMMUNITY AND ITS MEMBER STATES

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## **Title II - Economic and trade Co-operation**

### **Chapter 1 : Objectives and principles**

#### Article 34 Objectives

1. Economic and trade co-operation shall aim at fostering the smooth and gradual integration of the ACP States into the world economy, with due regard for their political choices and development priorities, thereby promoting their sustainable development and contributing to poverty eradication in the ACP countries.
2. The ultimate objective of economic and trade co-operation is to enable the ACP States to play a full part in international trade. In this context, particular regard shall be had to the need for the ACP States to participate actively in multilateral trade negotiations. Given the current level of development of the ACP countries, economic and trade co-operation shall be directed at enabling the ACP States to manage the challenges of globalisation and to adapt progressively to new conditions of international trade thereby facilitating their transition to the liberalised global economy.
3. To this end economic and trade co-operation shall aim at enhancing the production, supply and trading capacity of the ACP countries as well as their capacity to attract investment. It shall further aim at creating a new trading dynamic between the parties, at strengthening the ACP countries trade and investment policies and at improving the ACP countries' capacity to handle all issues related to trade.
4. Economic and trade co-operation shall be implemented in full conformity with the provisions of the WTO, including special and differential treatment, taking account of the Parties' mutual interests and their respective levels of development.

#### Article 35 Principles

1. Economic and trade co-operation shall be based on a true, strengthened and strategic partnership. It shall further be based on a comprehensive approach which builds on the strengths and achievements of the previous ACP-EC Conventions, using all means available to achieve the objectives set out above by addressing supply and demand side constraints. In this context, particular regard shall be had to trade development measures as a means of enhancing ACP States' competitiveness. Appropriate weight shall therefore be given to trade development within the ACP States' development strategies, which the Community shall support.
2. Economic and trade co-operation shall build on regional integration initiatives of ACP States, bearing in mind that regional integration is a key instrument for the integration of ACP countries into the world economy.
3. Economic and trade co-operation shall take account of the different needs and levels of development of the ACP countries and regions. In this context, the Parties reaffirm their attachment to ensuring special and differential treatment for all ACP countries and to maintaining special treatment for ACP LDCs and to taking due account of the vulnerability of small, landlocked and island countries.

## Chapter 2 : New trading arrangements

### Article 36 Modalities

1. In view of the objectives and principles set out above, the Parties agree to conclude new WTO compatible trading arrangements, removing progressively barriers to trade between them and enhancing co-operation in all areas relevant to trade.
2. The Parties agree that the new trading arrangements shall be introduced gradually and recognise the need, therefore, for a preparatory period.
3. In order to facilitate the transition to the new trading arrangements, the non-reciprocal trade preferences applied under the 4th ACP-EC Convention shall be maintained during the preparatory period for all ACP countries, under the conditions defined in Annex V to the present Agreement.
4. In this context, the Parties reaffirm the importance of the commodity protocols, attached to Annex V of this Agreement. They agree on the need to review them in the context of the new trading arrangements, in particular as regards their compatibility with WTO rules, with a view to safeguarding the benefits derived therefrom, bearing in mind the special legal status of the Sugar Protocol.

### Article 37 Procedures

1. Economic partnership agreements shall be negotiated during the preparatory period which shall end by 31 December 2007 at the latest. Formal negotiations of the new trading arrangements shall start in September 2002 and the new trading arrangements shall enter into force by 1 January 2008, unless earlier dates are agreed between the Parties.
2. All the necessary measures shall be taken so as to ensure that the negotiations are successfully concluded within the preparatory period. To this end, the period up to the start of the formal negotiations of the new trading arrangements shall be actively used to make initial preparations for these negotiations.
3. The preparatory period shall also be used for capacity-building in the public and private sectors of ACP countries, including measures to enhance competitiveness, for strengthening of regional organisations and for support to regional trade integration initiatives, where appropriate with assistance to budgetary adjustment and fiscal reform, as well as for infrastructure upgrading and development, and for investment promotion. In this context, the Community will provide specific support from regional programmes in accordance with the provisions of Annex IV (implementation and management procedures) to groups of ACP States who are committed to negotiate economic partnership agreements with the EU.
4. The Parties will regularly review the progress of the preparations and negotiations and, will in 2006 carry out a formal and comprehensive review of the arrangements planned for all countries to ensure that no further time is needed for preparations or negotiations.
5. Negotiations of the economic partnership agreements will be undertaken with ACP countries which consider themselves in a position to do so, at the level they consider appropriate and in accordance with the procedures agreed by the ACP Group, taking into account regional integration process within the ACP.
6. In 2004, the Community will assess the situation of the non-LDC which, after consultations with the Community decide that they are not in a position to enter into economic partnership agreements and will examine all alternative possibilities, in order to provide these countries with a new framework for trade which is equivalent to their existing situation and in conformity with WTO rules.
7. Negotiations of the economic partnership agreements shall aim notably at establishing the timetable for the progressive removal of barriers to trade between the parties, in accordance

with the relevant WTO rules. On the Community side trade liberalisation shall build on the acquis and shall aim at improving current market access for the ACP countries through inter alia, a review of the rules of origin. Negotiations shall take account of the level of development and the socio-economic impact of trade measures on ACP countries, and their capacity to adapt and adjust their economies to the liberalisation process. Negotiations will therefore be as flexible as possible in establishing the duration of a sufficient transitional period, the final product coverage, taking into account sensitive sectors, and the degree of asymmetry in terms of timetable for tariff dismantlement, while remaining in conformity with WTO rules then prevailing.

8. The Parties shall closely co-operate and collaborate in the WTO with a view to defending the arrangements reached, in particular with regard to the degree of flexibility available.
9. The Community will start by the year 2000, a process which by the end of multilateral trade negotiations and at the latest 2005 will allow duty free access for essentially all products from all LDC building on the level of the existing trade provisions of the fourth ACP-EC Convention and which will simplify and review the rules of origin, including cumulation provisions, that apply to their exports.

#### Article 38

##### Joint Ministerial Trade Committee

1. A Joint ACP-EC Ministerial Trade Committee shall be established.
2. The Ministerial Trade Committee shall pay special attention to current multilateral trade negotiations and shall examine the impact of the wider liberalisation initiatives on ACP-EC trade and the development of ACP economies. It shall make any necessary recommendations with a view to preserving the benefits of the ACP-EC trading arrangements.
3. The Ministerial Trade Committee shall meet at least once a year. Its rules of procedure shall be laid down by the Council of Ministers. It shall be composed of representatives of the ACP States and of the Community appointed by the Council of Ministers.

### **Chapter 3 : Co-operation in the international fora**

#### Article 39

##### General Provisions

1. The Parties underline the importance of their active participation in the World Trade Organisation as well as in other relevant international organisations by becoming members of these organisations and closely following their agenda and activities.
2. They agree to co-operate closely in identifying and furthering their common interests in international economic and trade Co-operation in particular in the WTO, including participation in setting and conducting the agenda in future multilateral trade negotiations. In this context, particular attention shall be paid to improve access to the Community and other markets for products and services originating in the ACP countries.
3. They also agree on the importance of flexibility in WTO rules to take account of the ACP's level of development as well of the difficulties faced in meeting their obligations. They further agree on the need for technical assistance to enable the ACP countries to implement their commitments.
4. The Community agrees to assist the ACP States in their efforts, in accordance with the provisions set out in this Agreement, to become active members of these organisations, by developing the necessary capacity to negotiate, participate effectively, monitor and implement these agreements.

Article 40  
Commodities

1. The Parties recognise the need to ensure a better operation of international commodity markets and to increase market transparency.
2. They confirm their willingness to step up consultations between them in the international fora and organisations dealing with commodities.
3. To this end, exchange of views shall take place at the request of either party:
  - regarding the operation of existing international agreements or specialised intergovernmental working parties with the aim of improving them and making them more effective, consistent with market trends;
  - when it is proposed to conclude or renew an international agreement or set up a specialised intergovernmental working party.The aim of such exchanges of views shall be to take account of the respective interest of each party. They may take place, where necessary, in the framework of the Ministerial Trade Committee.

### **Chapter 4 : Trade in Services**

Article 41  
General Provisions

1. The Parties underline the growing importance of services in international trade and their major contribution to economic and social development.
2. They reaffirm their respective commitments under the General Agreement on Trade in Services (GATS), and underline the need for special and differential treatment to ACP suppliers of services;
3. In the framework of the negotiations for progressive liberalisation in trade and services, as provided for in article XIX of GATS, the EU undertakes to give sympathetic consideration to the ACP States priorities for improvement in the EC schedule, with a view to meeting their specific interests.
4. The Parties further agree on the objective of extending under the economic partnership agreements, and after they have acquired some experience in applying the MFN treatment under GATS, their partnership to encompass the liberalisation of services in accordance with the provisions of GATS and particularly those relating to the participation of developing countries in liberalisation agreements.
5. The Community shall support the ACP States' efforts to strengthen their capacity in the supply of services. Particular attention shall be paid to services related to labour, business, distribution, finance, tourism, culture and construction and related engineering services with a view to enhancing their competitiveness and thereby increasing the value and the volume of their trade in goods and services.

Article 42  
Maritime Transport

1. The Parties acknowledge the importance of cost-effective and efficient maritime transport services in a safe and clean marine environment as the main mode of transportation facilitating international trade and thereby constituting one of the forces behind economic development and the development of trade.
2. They undertake to promote the liberalisation of maritime transport and to this end apply effectively the principle of unrestricted access to the international maritime transport market on a non-discriminatory and commercial basis.

3. Each Party shall grant, inter alia, a treatment no less favourable than that accorded to its own ships, for ships operated by nationals or companies of the other Party, and for ships registered in the territory of either party, with respect to access to ports, the use of infrastructure and auxiliary maritime services of those ports, as well as related fees and charges, customs facilities and the assignment of berths and facilities for loading and unloading.
4. The Community shall support the ACP States' efforts to develop and promote cost-effective and efficient maritime transport services in the ACP States with a view to increasing the participation of ACP operators in international shipping services.

#### Article 43

##### Information and Communication Technologies, and Information Society

1. The Parties recognise the important role of information and communication technologies, as well as the active participation in the Information Society, as a pre-requisite for the successful integration of the ACP countries into the world economy.
2. They therefore reconfirm their respective commitments under existing multilateral agreements, in particular the protocol on Basic Telecommunications attached to the GATS, and invite those ACP countries, which are not yet members to these agreements, to accede to them.
3. They furthermore agree to participate fully and actively in any future international negotiation, which might be conducted in this area.
4. The Parties will therefore take measures that will enable inhabitants of ACP countries easy access to information and communication technologies, through, amongst other, the following measures:
  - The development and encouragement of the use of affordable renewable energy resources;
  - The development and deployment of more extensive low-cost wireless networks.
5. The Parties also agree to step up co-operation between them in the area of information and communication technologies, and the Information Society. This co-operation shall, in particular, be directed towards greater complementary and harmonization of communication systems, at national, regional and international level and their adaptation to new technologies.

### **Chapter 5 : Trade-related areas**

#### Article 44

##### General Provisions

1. The Parties acknowledge the growing importance of new areas related to trade in facilitating progressive integration of the ACP States into the world economy. They therefore agree to strengthen their co-operation in these areas by establishing full and co-ordinated participation in the relevant international fora and agreements.
2. The Community shall support the ACP States' efforts, in accordance with the provisions set out in this Agreement and the development strategies agreed between the Parties to strengthen their capacity to handle all areas related to trade, including, where necessary, improving and supporting the institutional framework.

#### Article 45

##### Competition Policy

1. The Parties agree that the introduction and implementation of effective and sound competition policies and rules are of crucial importance in order to improve and secure an



investment friendly climate, a sustainable industrialisation process and transparency in the access to markets.

2. To ensure the elimination of distortions to sound competition and with due consideration to the different levels of development and economic needs of each ACP country, they undertake to implement national or regional rules and policies including the control and under certain conditions the prohibition of agreements between undertakings, decisions by associations of undertakings and concerted practices between undertakings which have as their object or effect the prevention, restriction or distortion of competition. The Parties further agree to prohibit the abuse by one or more undertakings of a dominant position in the common market of the Community or in the territory of ACP States.
3. The Parties also agree to reinforce co-operation in this area with a view to formulating and supporting effective competition policies with the appropriate national competition agencies that progressively ensure the efficient enforcement of the competition rules by both private and state enterprises. Co-operation in this area shall, in particular, include assistance in the drafting of an appropriate legal framework and its administrative enforcement with particular reference to the special situation of the least developed countries.

#### Article 46 Protection of Intellectual Property Rights

1. Without prejudice to the positions of the Parties in multilateral negotiations, the Parties recognise the need to ensure an adequate and effective level of protection of intellectual, industrial and commercial property rights, and other rights covered by TRIPS including protection of geographical indications, in line with the international standards with a view to reducing distortions and impediments to bilateral trade.
2. They underline the importance, in this context, of adherence to the Agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPS) to the WTO Agreement and the Convention on Biological Diversity (CBD).
3. They also agree on the need to accede to all relevant international conventions on intellectual, industrial and commercial property as referred to in Part I of the TRIPS Agreement, in line with their level of development.
4. The Community, its Member States and the ACP States may consider the conclusion of agreements aimed at protecting trademarks and geographical indications for products of particular interest of either Party.
5. For the purpose of this Agreement, intellectual property includes in particular copyright, including the copyright on computer programmes and neighbouring rights, including artistic designs, and industrial property which includes utility models, patents including patents for bio-technological inventions and plant varieties or other effective sui generis systems, industrial designs, geographical indications including appellations of origin, trademarks for goods or services, topographies of integrated circuits as well as the legal protection of data bases and the protection against unfair competition as referred to in Article 10 bis of the Paris Convention for the Protection of Industrial Property and protection of undisclosed confidential information on know how.
6. The Parties further agree to strengthen their co-operation in this field. Upon request and on mutually agreed terms and conditions co-operation shall inter alia extend to the following areas: the preparation of laws and regulations for the protection and enforcement of intellectual property rights, the prevention of the abuse of such rights by rightholders and the infringement of such rights by competitors, the establishment and reinforcement of domestic and regional offices and other agencies including support for regional intellectual property organisations involved in enforcement and protection, including the training of personnel.

Article 47  
Standardisation and Certification

1. The Parties agree to co-operate more closely in the field of standardisation, certification and quality assurance to remove unnecessary technical barriers and to reduce differences between them in those areas, so as to facilitate trade.  
In this context, they reaffirm their commitment under the Agreement on Technical Barriers to trade, annexed to the WTO Agreement (TBT Agreement).
2. Co-operation in standardisation and certification shall aim at promoting compatible systems between the Parties and in particular include:
  - measures, in accordance with the TBT Agreement, to promote greater use of international technical regulations, standards and conformity assessment procedures, including sector specific measures, in accordance with the level of economic development of ACP countries.
  - co-operation in the area of quality management and assurance in selected sectors of importance to the ACP States,
  - support for capacity building initiatives in the ACP countries in the fields of conformity assessment, metrology and standardisation,
  - developing functioning links between ACP and European standardisation, conformity assessment and certification institutions.
3. The Parties undertake to consider, in due course, negotiating mutual recognition agreements in sectors of mutual economic interest.

Article 48  
Sanitary and Phytosanitary Measures

1. The Parties recognise the right of each Party to adopt or to enforce sanitary and phytosanitary measures necessary to protect human, animal or plant life or health, subject to the requirement that these measures do not constitute a means of arbitrary discrimination or a disguised restriction to trade, generally. To this end, they reaffirm their commitments under the Agreement on the Application of Sanitary and Phytosanitary Measures, annexed to the WTO Agreement (SPS-Agreement), taking account of their respective level of development.
2. They further undertake to reinforce co-ordination, consultation and information as regards notification and application of proposed sanitary and phytosanitary measures, in accordance with the SPS-Agreement whenever these measures might affect the interests of either Party. They also agree on prior consultation and co-ordination within the CODEX ALIMENTARIUS, the International Office of Epizodics and the International Plant Protection Convention, with a view to furthering their common interests.
3. The Parties agree to strengthen their co-operation with a view to reinforcing the capacity of the public and the private sector of the ACP countries in this field.

Article 49  
Trade and Environment

1. The Parties reaffirm their commitment to promoting the development of international trade in such a way as to ensure sustainable and sound management of the environment, in accordance with the international conventions and undertakings in this area and with due regard to their respective level of development. They agree that the special needs and requirements of ACP States should be taken into account in the design and implementation of environment measures.
2. Bearing in mind the Rio Principles and with a view to reinforcing the mutual supportiveness of trade and environment, the Parties agree to enhance their co-operation in this field. Co-

operation shall in particular aim at the establishment of coherent national, regional and international policies, reinforcement of quality controls of goods and services related to the environment, the improvement of environment-friendly production methods in relevant sectors.

#### Article 50

##### Trade and Labour Standards

1. The Parties reaffirm their commitment to the internationally recognised core labour standards, as defined by the relevant ILO Conventions, and in particular the freedom of association and the right to collective bargaining, the abolition of forced labour, the elimination of worst forms of child labour and non-discrimination in respect to employment.
2. They agree to enhance co-operation in this area, in particular in the following fields:
  - exchange of information on the respective legislation and work regulation;
  - the formulation of national labour legislation and strengthening of existing legislation;
  - educational and awareness-raising programmes.
  - Enforcement of adherence to national legislation and work regulation.
3. The Parties agree that labour standards should not be used for protectionist trade purposes.

#### Article 51

##### Consumer Policy and Protection of Consumer Health

1. The Parties agree to step up their co-operation in the area of consumer policy and consumer health protection, having due regard to domestic legislation to avoid barriers to trade.
2. Co-operation shall, in particular, aim at improving the institutional and technical capacity in this area, establishing rapid-alert systems of mutual information on dangerous products, exchanging information and experiences on the establishment and operation of post market surveillance of products and product safety, improving information provided to consumers on prices, characteristics of products and services offered, encouraging the development of independent consumer associations and contacts between consumer interest representatives, improving compatibility of consumer policies and systems, notifying enforcement and promoting co-operation in investigating harmful or unfair business practices and implementing exports prohibitions in the trade between the Parties of goods and services the marketing of which has been prohibited in their country of production.

#### Article 52

##### Tax Carve-out Clause

1. Without prejudice to the provisions of Article 32.1 of annex IV, the Most Favoured Nation treatment granted in accordance with the provisions of this Agreement, or any arrangement adopted under this Agreement, does not apply to tax advantages which the Parties are providing or may provide in the future on the basis of agreements to avoid double taxation or other tax arrangements, or domestic fiscal legislation.
2. Nothing in this Agreement, or in any arrangements adopted under this Agreement, may be construed to prevent the adoption or enforcement of any measure aimed at preventing the avoidance or evasion of taxes pursuant to the tax provisions of agreements to avoid double taxation or other tax arrangements, or domestic fiscal legislation.
3. Nothing in this Agreement, or in any arrangements adopted under this Agreement, shall be construed to prevent the Parties from distinguishing, in the application of the relevant provisions of their fiscal legislation, between taxpayers who are not in the same situation, in particular with regard to their place of residence, or with regard to the place where their capital is invested.

## **Chapter 6 : Co-operation in other areas**

### Article 53 Fishery Agreements

1. The Parties declare their willingness to negotiate fishery agreements aimed at guaranteeing sustainable and mutually satisfactory conditions for fishing activities in ACP States.
2. In the conclusion or implementation of such agreements, the ACP States shall not discriminate against the Community or among the Member States, without prejudice to special arrangements between developing States within the same geographical area, including reciprocal fishing arrangements, nor shall the Community discriminate against ACP States.

### Article 54 Food security

1. With regard to available agricultural products, the Community undertakes to ensure that export refunds can be fixed further in advance for all ACP States in respect of a range of products drawn up in the light of the food requirements expressed by those States.
2. Advance fixing shall be for one year and shall be applied each year throughout the life of this Convention, it being understood that the level of the refund will be determined in accordance with the methods normally followed by the Commission.
3. Specific agreements may be concluded with those ACP States which so request in the context of their food security policies.
4. The specific agreements referred to in paragraph 2 shall not put in jeopardy production and trade flows in ACP regions.

## ANNEX V

### Trade regime applicable during the preparatory period referred to in Article 37(1)

#### Chapter 1: General trade arrangements

##### *Article 1*

1. Products originating in the ACP States shall be imported into the Community free of customs duties and charges having equivalent effect.
2. (a) For products originating in the ACP States:
  - listed in Annex I to the Treaty where they come under a common organisation of the market within the meaning of Article 34 of the Treaty, or
  - subject, on import into the Community, to specific rules introduced as a result of the implementation of the common agricultural policy.

the Community shall take the necessary measures to ensure more favourable treatment than that granted to third countries benefiting from the most-favoured-nation clause for the same products.

- (b) If, during the application of this annex, the ACP States request that new lines of agricultural production or agricultural products which are not the subject of specific arrangements when this annex enters into force should benefit from such arrangements, the Community shall examine these requests in consultation with the ACP States.
- (c) Notwithstanding the above, the Community shall, in the context of the special relations and special nature of ACP-EC cooperation, examine on a case-by-case basis the requests from the ACP States for preferential access for their agricultural products to the Community market and shall notify its decision on these reasoned requests if possible within four months, and in any case not more than six months after the date of their submission.

Within the context of subparagraph (a), the Community shall take its decisions in particular with reference to concessions granted to developing third countries. It shall take account of the possibilities offered by the off-season market.

- (d) The arrangements referred to in subparagraph (a) shall enter into force at the same time as this Agreement and shall remain applicable for the duration of the preparatory period defined in Article 37(1) of the Agreement.

However, if during this period, the Community:

- subjects one or more products to common organisation of the market or to specific rules introduced as a result of the implementation of the common agricultural policy, it shall reserve the right to adapt the import treatment for those products originating in the ACP States, following consultations within the Council of Ministers. In such cases, the provisions of subparagraph (a) shall be applicable;
- modifies the common organisation of the market in a particular product or the specific rules introduced as a result of the implementation of the common agricultural policy, it shall reserve the right to modify the arrangements laid down for products originating in the ACP States, following consultations within the Council of Ministers. In such cases the Community shall undertake to ensure that

products originating in the ACP States continue to enjoy an advantage comparable to that previously enjoyed in relation to products originating in third countries benefiting from the most-favoured-nation clause.

- (e) Where the Community intends to conclude a preferential agreement with third States it shall inform the ACP States thereof. Consultations shall take place where the ACP States so request in order to safeguard their interests.

#### *Article 2*

1. The Community shall not apply to imports of products originating in the ACP States any quantitative restrictions or measures having equivalent effect.
2. Paragraph 1 shall not preclude prohibitions or restrictions on imports, exports or goods in transit justified on grounds of public morality, public policy or public security, the protection of health and life of humans, animals and plants, the protection of national treasures possessing artistic, historic or archaeological value, conservation of exhaustible natural resources if such measures are made effective in conjunction with restrictions on domestic production or consumption, or the protection of industrial and commercial property.
3. Such prohibitions or restrictions shall in no case constitute a means of arbitrary or unjustifiable discrimination or a disguised restriction of trade generally.

In cases where implementation of the measures referred to in paragraph 2 affects the interests of one or more ACP States, consultations shall be held at the request of the latter, in accordance with the provisions of Article 12 of this Agreement, with a view to reaching a satisfactory solution.

#### *Article 3*

1. Where new measures or measures stipulated in programs adopted by the Community for the approximation of laws and regulations in order to facilitate the movement of goods are likely to affect the interests of one or more ACP States, the Community shall, prior to adopting such measures, inform the ACP States thereof through the Council of Ministers.
2. In order to enable the Community to take into consideration the interests of the ACP State concerned, consultations shall be held at the request of the latter in accordance with the provisions of Article 12 of this Agreement, with a view to reaching a satisfactory solution.

#### *Article 4*

1. Where existing Community rules or regulations adopted in order to facilitate the movement of goods affect the interests of one or more ACP States or where these interests are affected by the interpretation, application or administration of such rules or regulations, consultations shall be held at the request of the ACP States concerned with a view to reaching a satisfactory solution.
2. With a view to finding a satisfactory solution, the ACP States may also bring up within the Council of Ministers any other problems relating to the movement of goods which might result from measures taken or envisaged by the Member States.
3. The relevant institutions of the Community shall, to the greatest possible extent, inform the Council of Ministers of such measures in order to ensure effective consultations.

#### *Article 5*

1. The ACP States shall not be required to assume, in respect of imports of products originating in the Community, obligations corresponding to the commitment entered into by the Community under this Annex in respect of imports of the products originating in the ACP States.
2. (a) In their trade with the Community, the ACP States shall not discriminate among the Member States and shall grant to the Community treatment no less favourable than most-favoured-nation treatment.  
  
(b) The most-favoured-nation treatment referred to in subparagraph (a) shall not apply in respect of trade or economic relations between ACP States or between one or more ACP States and other developing countries.

#### *Article 6*

Each Contracting Party shall communicate its customs tariff to the Council of Ministers within three months of the entry into force of this Annex. Each Contracting Party shall also communicate any subsequent amendments to its tariff as and when they come into force.

#### *Article 7*

1. The concept of 'originating products' for the purposes of implementing this Annex, and the methods of administrative cooperation relating thereto, are defined in Protocol 1 annexed hereto.
2. The Council of Ministers may adopt any amendment to Protocol 1.
3. Where the concept of 'originating products' has not yet been defined for a given product pursuant to paragraphs 1 or 2, each Contracting Party shall continue to apply its own rules.

#### *Article 8*

1. Where any product is being imported into the Community in such increased quantities and under such conditions as to cause or threaten to cause serious injury to its domestic producers of like or directly competitive products or serious disturbances in any sector of the economy or difficulties which could bring about serious deterioration in the economic situation of a region, the Community may take appropriate measures under the conditions and in accordance with the procedures laid down in Article 9.
2. The Community undertakes not to use other means for protectionism purposes or to hamper structural development. The Community will refrain from using safeguard measures having the same effect.
3. Safeguard measures shall be restricted to those which would least disturb trade between the Contracting Parties in implementing the objectives of this Agreement and must not exceed the scope of what is strictly necessary to remedy the difficulties that have arisen.
4. When applied, safeguard measures shall take into account the existing level of the ACP exports concerned to the Community and their potential for development. Particular attention shall be paid to the interests of the least-developed, landlocked and island ACP States.

#### *Article 9*

1. Prior consultation shall take place concerning the application of the safeguard clause, both when such measures are first adopted and when they are extended. The Community shall

provide the ACP States with all the information required for such consultations and shall provide the data from which to determine to what extent imports from an ACP State of a specific product have caused the effects referred to in Article 8(1).

2. Where consultations have taken place, safeguard measures, or arrangements jointly agreed upon by the ACP States concerned and the Community, shall enter into force thereafter.
3. However, the prior consultations provided for in paragraphs 1 and 2 shall not prevent any immediate decisions which the Community, in accordance with Article 8(1), might take where special factors have necessitated such decisions.
4. In order to facilitate the examination of factors that may cause market disturbances, a mechanism shall be instituted for the statistical surveillance of certain ACP exports to the Community.
5. The Contracting Parties undertake to hold regular consultations with a view to finding satisfactory solutions to problems which might result from the application of the safeguard clause.
6. The prior consultations as well as the regular consultations and the surveillance mechanism referred to in paragraphs 1 to 5 shall be implemented in accordance with Protocol 2 annexed hereto.

#### *Article 10*

The Council of Ministers shall, at the request of any Contracting Party concerned, consider the economic and social effects of the application of the safeguard clause.

#### *Article 11*

When safeguard measures are being taken, modified or removed, particular attention shall be paid to the interests of the least-developed, landlocked and island ACP States.

#### *Article 12*

In order to ensure the effective implementation of this Annex, the Contracting Parties agree to inform and consult each other.

In addition to the cases for which consultations are specifically provided for in Article 2 to 9, consultations shall also take place, at the request of the Community or the ACP States, and in accordance with the conditions provided for in the procedural rules in Article 12 of this Agreement, particularly in the following cases:

- (1) where Contracting Parties intend to take any trade measures affecting the interests of one or more Contracting Parties under this Annex, they shall inform the Council of Ministers thereof. Consultations shall take place, where the Contracting Parties concerned so request, in order to take account of their respective interests;
- (2) if, during the application of this Annex, the ACP States consider that agricultural products covered by paragraph 1 (2)(a) other than those subject to special treatment should benefit from such treatment, consultations may take place within the Council of Ministers;
- (3) where a Contracting Party considers that obstacles to the movement of goods arise as a result of the existing rules of another Contracting Party or the interpretation, application or administration thereof;
- (4) where the Community takes safeguard measures in accordance with the provisions of Article 8 of this Annex, consultations on these measures may take place within the Council of Ministers,



where the Contracting Parties concerned so request, notably with a view to ensuring compliance with paragraph 8(3).

Such consultations must be completed within three months.

- (a) Chapter 2 : Special undertaking on sugar and beef and veal

### *Article 13*

1. In accordance with Article 25 of the ACP-EEC Convention of Lomé signed on 28 February 1975 and with Protocol 3 annexed thereto, the Community has undertaken for an indefinite period, notwithstanding the other provisions of this Annex, to purchase and import, at guaranteed prices, specific quantities of cane sugar, raw or white, which originates in the ACP States producing and exporting cane sugar and which those States have undertaken to deliver to it.
2. The conditions for the implementation of the aforementioned Article 25 have been laid down by Protocol 3 referred to in paragraph 1. The text of the Protocol is attached to this Annex as Protocol 3.
3. Article 8 of this Annex shall not apply within the framework of the said Protocol.
4. For the purpose of Article 8 of the said Protocol the institutions established under this Agreement may be used during the period of application of this Agreement.
5. Article 8(2) of the said Protocol shall apply should this Agreement cease to be operative.
6. The declarations contained in Annexes XIII, XXI and XXII of the Final Act to the ACP-EEC Convention of Lomé signed on 28 February 1975 are reaffirmed and their provisions shall continue to apply. These declarations are annexed as such to protocol 3.
7. This Article and Protocol 3 shall not apply to relations between the ACP States and the French overseas departments.
8. For the purpose of Article 8 of the said Protocol the institutions established under this Agreement may be used during the period of application of this Agreement.
9. Article 8(2) of the said Protocol shall apply should this Agreement cease to be operative.
10. The declarations contained in Annexes XIII, XXI and XXII of the Final Act to the ACP-EEC Convention of Lomé signed on 28 February 1975 are reaffirmed and their provisions shall continue to apply. These declarations are annexed as such to protocol 3.
11. This Article and Protocol 3 shall not apply to relations between the ACP States and the French overseas departments.
- 12.

### *Article 14*

The special undertaking on beef and veal, defined in Protocol 4 annexed hereto shall apply.

### **Chapter 3 : Final provisions**

#### *Article 15*

The Protocols attached to this Annex shall form an integral part thereof.

**PROTOCOL 2**  
**on the implementation of Article 9**

1. The Contracting Parties agree that every endeavour should be made to avoid recourse being had to the safeguard measures provided for under Article 8.
2. Both parties are guided by the conviction that the implementation of Article 9 (4) and (5) would enable them to recognise, at an early stage, problems which could arise and, taking account of all relevant factors, avoid as far as possible recourse to measures which the Community would prefer not to adopt vis-à-vis its preferential trading partners.
3. Both parties acknowledge the need for implementation of the mechanism of advance information provided for under Article 9 (4), the objective of which is to limit, in the case of sensitive products, the risks of sudden or unforeseen recourse to safeguard measures. These arrangements will permit the maintenance of a regular flow of trade information and the simultaneous implementation of regular consultation procedures. Thus the two parties will be in a position to follow closely the trends in the sensitive sectors and detect problems which could arise.
4. The following two procedures result from this :

The statistical surveillance mechanism

Without prejudice to internal arrangements that the Community may apply to control its imports, Article 9 (4) provides for the institution of a mechanism intended to ensure statistical surveillance of certain ACP exports to the Community and thus facilitate the examination of occurrences such as to cause market disturbances.

This mechanism, the sole objective of which is to facilitate the exchange of information between the parties, should apply only to products, which the Community considers, insofar as it is concerned, as sensitive.

The implementation of this mechanism will be the subject of a joint agreement on the basis of data to be furnished by the Community and with the help of statistical information to be communicated by the ACP States to the Commission at the latter's request.

For the effective implementation of this mechanism it is necessary that the ACP States concerned provide the Commission, as far as possible on a monthly basis, with statistics relating to their exports to the Community and to each of its Member States of products considered by the Community to be sensitive.

A procedure for regular consultation

The statistical surveillance mechanism mentioned above will enable the two parties better to follow the trends in trade likely to cause concern. On the basis of this information and in accordance with Article 9 (5), the Community and the ACP States will have the possibility of holding periodic consultations in order to ensure that the objectives of that Article are fulfilled. These consultations will take place at the request of either party.

5. If the conditions of application of safeguard measures as provided for in Article 8 are fulfilled, it would be the responsibility of the Community, in accordance with Article 9(1) relating to prior consultations concerning the application of safeguard measures, to enter immediately into consultations with the ACP States concerned by providing them with all the information necessary for those consultations, especially the necessary data from which to determine to what extent imports of a specific product from an ACP state or States have caused or threatened to cause serious injury to the Community's domestic producers of like or directly competitive products or serious disturbances in a sector of the economy of the Community or difficulties which could bring about serious deterioration in the economic situation of a region of the Community.

6. If no other arrangement has been concluded in the meanwhile with the ACP state or States concerned, the competent authorities of the Community may, at the end of the twenty-one day period provided for in respect of those consultations, take the appropriate measures for the implementation of Article 8 . These measures shall be communicated immediately to the ACP States and become immediately applicable.
7. This procedure would apply without prejudice to measures, which could be taken in the event of special factors within the meaning of Article 9(3). In this case all relevant information will be supplied promptly to the ACP States.
8. In this case, the interests of the least developed, landlocked and island ACP States will receive particular attention, in accordance with Article 2 of the Agreement.

**Protocol 3 containing the text of Protocol 3 on ACP sugar  
appearing in the ACP-EC Convention of Lomé  
signed on 28 February 1975 and the corresponding declarations  
annexed to that Convention**

**PROTOCOL 3  
on ACP sugar**

*Article 1*

1. The Community undertakes for an indefinite period to purchase and import, at guaranteed prices, specific quantities of cane sugar, raw or white, which originate in the ACP States and which these States undertake to deliver to it.
2. The safeguard clause in Article 10 of the Convention shall not apply. The implementation of this Protocol is carried out within the framework of the management of the common organisation of the sugar market which, however, shall in no way prejudice the commitment of the Community under paragraph 1.

*Article 2*

1. Without prejudice to Article 7, no change in this Protocol may enter into force until a period of five years has elapsed from the date on which the Convention enters into force. Thereafter, such changes as may be agreed upon will come into force at a time to be agreed.
2. The conditions for implementing the guarantee referred to in Article 1 shall be re-examined before the end of the seventh year of their application.

*Article 3*

1. Quantities of cane sugar referred to in Article 1, expressed in metric tons of white sugar, hereinafter referred to as 'agreed quantities', for delivery in each 12-month period referred to in Article 4 (1), shall be as follows:

Barbados	49 300
Fiji	163 600
Guyana	157 700
Jamaica	118 300
Kenya	5 000
Madagascar	10 000
Malawi	20 000
Mauritius	487 200
Swaziland	116 400
Tanzania	10 000
Trinidad and Tobago	69 000

Uganda	5 000
People's Republic of Congo	10 000
2. Subject to Article 7, these quantities may not be reduced without the consent of the individual States concerned.	
3. Nevertheless, in respect of the period up to 30 June 1975, the agreed quantities, expressed in metric tons of white sugar, shall be as follows:	
Barbados	29 600
Fiji	25 600
Guyana	29 600
Jamaica	83 800
Madagascar	2 000
Mauritius	65 300
Swaziland	19 700
Trinidad and Tobago	54 200

#### *Article 4*

1. In each 12-month period from 1 July to 30 June inclusive, hereinafter referred to as the 'delivery period', the sugar-exporting ACP States undertake to deliver the quantities referred to in Article 3 (1), subject to any adjustments resulting from the application of Article 7. A similar undertaking shall apply equally to the quantities referred to in Article 3 (3) in respect of the period up to 30 June 1975, which shall also be regarded as a delivery period.
2. The quantities to be delivered up to 30 June 1975, referred to in Article 3 (3), shall include supply en route from port of shipment or, in the case of landlocked States, across frontiers.
3. Deliveries of ACP cane sugar in the period up to 30 June 1975 shall benefit from the guaranteed prices applicable in the delivery period beginning 1 July 1975. Identical arrangements may be made for subsequent delivery periods.

#### *Article 5*

1. White or raw sugar shall be marketed on the Community market at prices freely negotiated between buyers and sellers.
2. The Community shall not intervene if and when a Member State allows selling prices within its borders to exceed the Community's threshold price.
3. The Community undertakes to purchase, at the guaranteed price, quantities of white or raw sugar, within agreed quantities, which cannot be marketed in the Community at a price equivalent to or in excess of the guaranteed price.
4. The guaranteed price, expressed in units of account, shall refer to unpacked sugar, cif European ports of the Community, and shall be fixed in respect of standard quality sugar. It shall be negotiated annually, within the price range obtaining in the Community, taking into account all relevant economic factors, and shall be decided at the latest by 1 May immediately preceding the delivery period to which it will apply.

#### *Article 6*

Purchase at the guaranteed price, referred to in Article 5 (3), shall be assured through the medium of the intervention agencies or of other agents appointed by the Community.

#### *Article 7*

1. If, during any delivery period, a sugar-exporting ACP State fails to deliver its agreed quantity in full for reasons of force majeure the Commission shall, at the request of the State concerned, allow the necessary additional period for delivery.
2. If a sugar-exporting ACP State informs the Commission during the course of a delivery period that it will be unable to deliver its agreed quantity in full and that it does not wish to have the additional period referred to in paragraph 1, the shortfall shall be reallocated by the Commission for delivery during the delivery period in question. Such reallocation shall be made by the Commission after consultation with the States concerned.
3. If, during any delivery period, a sugar-exporting ACP State fails to deliver its agreed quantity in full for reasons other than force majeure, that quantity shall be reduced in respect of each subsequent delivery period by the undelivered quantity.
4. It may be decided by the Commission that, in respect of subsequent delivery periods, the undelivered quantity shall be reallocated between the other States, which are referred to in Article 3. Such reallocation shall be made in consultation with the States concerned.

#### *Article 8*

1. At the request of one or more of the States supplying sugar under the terms of this Protocol, or of the Community, consultations relating to all measures necessary for the application of this Protocol shall take place within an appropriate institutional framework to be adopted by the Contracting Parties. For this purpose the institutions established by the Convention may be used during the period of application of the Convention.
2. In the event of the Convention ceasing to be operative, the sugar-supplying States referred to in paragraph 1 and the Community shall adopt the appropriate institutional provisions to ensure the continued application of the provisions of this Protocol.
3. The periodical reviews provided for under this Protocol shall take place within the agreed institutional framework.

#### *Article 9*

Special types of sugar traditionally delivered to Member States by certain sugar-exporting ACP States shall be included in, and treated on the same basis as, the quantities referred to in Article 3.

#### *Article 10*

The provisions of this Protocol shall remain in force after the date specified in Article 91 of the Convention. After that date the Protocol may be denounced by the Community with respect to each ACP State and by each ACP State with respect to the Community, subject to two years' notice.

**ANNEX to Protocol 3**  
**Declarations on Protocol 3**

1. Joint declaration concerning possible requests for participation in the provisions of Protocol 3. Any request from an ACP State Contracting Party to the Convention not specifically referred to in Protocol 3 to participate in the provisions of that Protocol shall be examined<sup>1</sup>.
2. Declaration by the Community concerning sugar originating in Belize, St-Kitts-Nevis-Anguilla and Suriname
  - (a) The Community undertakes to adopt the necessary measures to ensure the same treatment as provided for in Protocol 3, for the following quantities of cane sugar, raw or white, originating in:

Belize	39 400 tons
St-Kitts-Nevis-Anguilla	14 800 tons
Suriname	4 000 tons
  - (b) Nevertheless, in respect of the period up to 30 June 1975, the quantities shall be as follows:

Belize	14 800 tons	
St-Kitts-Nevis-Anguilla	7 900 tons	2
3. Declaration by the Community on Article 10 of Protocol 3.

The Community declares that Article 10 of Protocol 3 providing for the possibility of denunciation in that Protocol, under the conditions set out in that Article, is for the purposes of juridical security and does not represent for the Community any qualification or limitation of the principles enunciated in Article 1 of that Protocol<sup>3</sup>.

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<sup>1</sup> Annex XIII to the Final Act of the ACP – EEC Convention.

<sup>2</sup> Annex XXI to the Final Act of the ACP – EEC Convention

<sup>3</sup> Annex XXII to the Final Act of the ACP – EEC Convention



**ANNEX to Protocol 3**

**EXCHANGE OF LETTERS BETWEEN THE DOMINICAN REPUBLIC AND THE  
COMMUNITY CONCERNING THE PROTOCOL ON ACP SUGAR**

Letter No 1, from the Government of the Dominican Republic

Sir,

I have the honour to confirm that the Dominican Republic wishes neither now nor in the future, to accede to the Protocol on ACP sugar annexed to the ACP-EEC Convention. The Dominican Republic accordingly undertakes not to apply to accede to the said Protocol. It will write a letter to this effect to the ACP Group of States. I should be obliged if you would acknowledge receipt of this letter. Please accept, Sir, the assurance of my highest consideration.

Letter No 2, from the President of the Council of the European Communities

Sir,

I have the honour to acknowledge receipt of your letter of today's date which reads as follows:  
'I have the honour to confirm that the Dominican Republic wishes neither now nor in the future, to accede to the Protocol on ACP sugar annexed to the ACP-EEC Convention. The Dominican Republic accordingly undertakes not to apply to accede to the said Protocol. It will write a letter to this effect to the ACP Group of States.'

The Community confirms its agreement on the content of that letter.

Please accept, Sir, the assurance of my highest consideration.

### **ANNEX to Protocol 3**

#### **AGREEMENT**

In the form of an exchange of letters between the European Economic Community and Barbados, Belize, the People's Republic of the Congo, Fiji, the Cooperative Republic of Guyana, Jamaica, the Republic of Kenya, the Democratic Republic of Madagascar, the Republic of Malawi, Mauritius, the Republic of Surinam, the Kingdom of Swaziland, the United Republic of Tanzania, Trinidad and Tobago, the Republic of Uganda, the Republic of Zimbabwe and Saint Christopher and Nevis on the accession of the last-mentioned country to Protocol 7 on ACP sugar annexed to the Second ACP-EEC Convention

#### *Letter No 1*

Brussels,

Sir,

The representatives of the ACP States referred to in Protocol 7 on ACP sugar annexed to the Second ACP-EEC Convention and of the Commission on behalf of the European Economic Community, have agreed on the following:

- Saint Christopher and Nevis is hereby included in Article 3 (1) of the said Protocol with an agreed quantity of 14 800 tonnes with effect from the day on which it accedes to the Second ACP-EEC Convention

Up to this date, the provisions of Annex IV to Council Decision 80/1186/EEC of 16 December 1980 on the association of the overseas countries and territories with the European Economic Community shall remain applicable.

I should be obliged if you would acknowledge receipt of this letter and confirm that this letter and your reply constitute an Agreement between the Governments of the above-mentioned ACP States and the Community

Please accept, Sir, the assurance of my highest consideration.

*For the Council  
of the European Communities*

*Letter No 2*

Sir,

I have the honour to acknowledge receipt of your letter of today's date which reads as follows:

“The representatives of the ACP States referred to in Protocol 7 on ACP sugar annexed to the Second ACP-EEC Convention and of the Commission on behalf of the European Economic community, have agreed on the following:

- Saint Christopher and Nevis is hereby included in Article 3 (1) of the said Protocol with an agreed quantity of 14 800 tonnes with effect from the day on which it accedes to the Second ACP-EEC Convention.

Up to this date, the provisions of Annex IV to Council Decision 80/1186/EEC of 16 December 1980 on the association of the overseas countries and territories with the European Economic Community shall remain applicable.

I should be obliged if you would acknowledge receipt of this letter and confirm that this letter and your reply constitute an Agreement between the Governments of the above-mentioned ACP States and the Community.”

I have the honour to confirm that the Governments of the ACP States referred to in your letter are in agreement with the contents thereof.

Please accept, Sir, the assurance of my highest consideration.

*For the Governments*

### **ANNEX to Protocol 3**

#### **AGREEMENT**

In the form of an exchange of letters between the European Economic Community and Barbados, the People's Republic of the Congo, Fiji, the Cooperative Republic of Guyana, Jamaica, the Republic of Kenya, the Democratic Republic of Madagascar, the Republic of Malawi, Mauritius, the Republic of Surinam, the Kingdom of Swaziland, the United Republic of Tanzania, Trinidad and Tobago, the Republic of Uganda and the Republic of Zimbabwe on the Accession of the latter country to Protocol 7 on ACP sugar annexed to the Second ACP-EEC Convention.

#### *Letter No 1*

Sir...,

The representatives of the ACP States referred to in Protocol 7 on ACP sugar annexed to the Second ACP-EEC Convention, of the Republic of Zimbabwe and of the Commission, on behalf of the European Economic Community, have agreed on the following.

The Republic of Zimbabwe is hereby included in Article 3(1) of the said Protocol with an agreed quantity of 25 000 tonnes with effect from 1 July 1982, and in respect of the period up to 30 June 1982 with an agreed quantity of 6 000 tonnes.

I should be obliged if you would acknowledge receipt of this letter and confirm that this letter and your reply constitute an Agreement between the Government of the above-mentioned ACP States and the Community.

Please accept, Sir, the assurance of my highest consideration.

*On behalf of the Council  
of the European Communities*

*Letter No 2*

Sir...,

I have the honour to acknowledge receipt of your letter of today's date which reads as follows:

“The representatives of the ACP States referred to in Protocol 7 on ACP sugar annexed to the Second ACP-EEC Convention of the Republic of Zimbabwe and of the Commission, on behalf of the European Economic Community, have agreed on the following.

The Republic of Zimbabwe is hereby included in Article 3 (1) of the said Protocol with an agreed quantity of 25 000 tonnes with effect from 1 July 1982, and in respect of the period up to 30 June 1982 with an agreed quantity of 6 000 tonnes.

I should be obliged if you would acknowledge receipt of this letter and confirm that this letter and your reply constitute an Agreement between the Governments of the above-mentioned ACP States and the Community.”

I have the honour to confirm the agreement of the Governments of the ACP States referred to in this letter with the foregoing.

Please accept, Sir, the assurance of my highest consideration.

*For the Governments*

### **ANNEX to Protocol 3**

#### **AGREEMENT**

In the form of an exchange of letters between the European Economic Community and Barbados, Belize, the People's Republic of the Congo, Fiji, the Cooperative Republic of Guyana, Jamaica, the Republic of Kenya, the Democratic Republic of Madagascar, the Republic of Malawi, Mauritius, the Republic of Surinam, the Kingdom of Swaziland, the United Republic of Tanzania, Trinidad and Tobago, the Republic of Uganda, the Republic of Zimbabwe and the Republic of the Ivory Coast on the Accession of the last-mentioned country to Protocol 7 on ACP sugar annexed to the Second ACP-EEC Convention.

#### *Letter No 1*

Sir,

The African, Caribbean and Pacific Group of States referred to in Protocol 7 on ACP sugar annexed to the Second ACP-EEC Convention, the Republic of the Ivory Coast and the European Economic Community have agreed on the following.

The Republic of the Ivory Coast is hereby included in Article 3 (1) of the said Protocol with effect from 1 July 1983 with an immediate agreed quantity of 2 000 tonnes (white value).

I should be obliged if you would acknowledge receipt of this letter and confirm that this letter and your reply constitute an Agreement between the Governments of the above-mentioned ACP States and the Community.

Please accept, Sir, the assurance of my highest consideration.

*On behalf of the Council  
of the European Communities*

*Letter No 2*

Sir,

I have the honour to acknowledge receipt of your letter of today's date which reads as follows:

“The African, Caribbean and Pacific Group of States referred to in Protocol 7 on ACP sugar annexed to the Second ACP-EEC Convention, the Republic of the Ivory Coast and the European Economic Community have agreed on the following.

The Republic of the Ivory Coast is hereby included in Article 3 (1) of the said Protocol with effect from 1 July 1983 with an immediate agreed quantity of 2 000 tonnes (white value).

I should be obliged if you would acknowledge receipt of this letter and confirm that this letter and your reply constitute an Agreement between the Governments of the above-mentioned ACP States and the Community.”

I have the honour to confirm the agreement of the Governments of the ACP States referred to in your letter with the contents thereof.

Please accept, Sir, the assurance of my highest consideration.

*For the Governments*

**ANNEX to protocol 3**

**AGREEMENT**

In the form of an Exchange of Letters between the European Community and Barbados, Belize, the Republic of the Congo, Fiji, the Cooperative Republic of Guyana, the Republic of Côte d'Ivoire, Jamaica, the Republic of Kenya, the Republic of Madagascar, the Republic of Malawi, the Republic of Mauritius, the Republic of Suriname, Saint Christopher and Nevis, the Kingdom of Swaziland, the United Republic of Tanzania, the Republic of Trinidad and Tobago, the Republic of Uganda, the Republic of Zambia and the Republic of Zimbabwe on the accession of the Republic of Zambia to Protocol No 8 on ACP Sugar annexed to the Fourth ACP-EEC Convention.

*Letter No 1*

Brussels,.....

Sir

The African, Caribbean and Pacific (ACP) States referred to in Protocol No 8 on ACP Sugar annexed to the Fourth ACP-EEC Convention, the Republic of Zambia and the European Community have agreed on the following.

The Republic of Zambia is hereby included in Article 3 (1) of the said Protocol with effect from 1 January 1995 with an agreed quantity of 0 tonnes.

I should be obliged if you would acknowledge receipt of this letter confirm that this letter and your reply constitute an Agreement between the Governments of the above-mentioned ACP States and the European Community.

Please accept, Sir, the assurance of my highest consideration.

*On behalf of the Council  
of the European Union*



*Letter No 2*

Brussels,.....

Sir,

I have the honour to acknowledge receipt of your letter of today which reads as follows:

“The African, Caribbean and Pacific (ACP) States referred to in Protocol No 8 on ACP Sugar annexed to the Fourth ACP-EEC Convention, the Republic of Zambia and the European Community have agreed on the following.

The Republic of Zambia is hereby included in Article 3 (1) of the said Protocol with effect from 1 January 1995 with an agreed quantity of 0 tonnes.

I should be obliged if you would acknowledge receipt of this letter and confirm that this letter and your reply constitute an Agreement between the Governments of the above-mentioned ACP States and the European Community.”

I have the honour to confirm the agreement of the Governments of the ACP States referred to in your letter with the contents thereof.

Please accept, Sir, the assurance of my highest consideration.

*For the Governments of the ACP States  
referred to in Protocol No8  
and of the Republic of Zambia*

## **PROTOCOL 4 on beef and veal**

The Community and the ACP States agree to take the special measures set out below to enable ACP States which are traditional exporters of beef and veal to maintain their position on the Community market, thus guaranteeing a certain level of income for their producers.

### ***Article 1***

Within the limits referred to in Article 2, customs duties other than *ad valorem* duties applicable to beef and veal originating in the ACP States shall be reduced by 92 %.

### ***Article 2***

Without prejudice to Article 4, the reduction in customs duties provided for in Article 1 shall apply to the following quantities expressed in boneless meat per calendar year and per country:

Botswana:	18916 tons
Kenya:	142 tons
Madagascar:	7 579 tons
Swaziland:	3 363 tons
Zimbabwe:	9 100 tons
Namibia:	13000 tons

### ***Article 3***

In the event of an actual or foreseeable recession in these exports due to disasters such as drought, cyclones or animal diseases, the Community is willing to consider appropriate measures to ensure that quantities affected for these reasons in any year can be delivered in the following year.

### ***Article 4***

If, in the course of a given year, one of the ACP States referred to in Article 2 is not in a position to supply the total quantity fixed and does not wish to benefit from the measures referred to in Article 3, the Commission may share out the amount to be made up among the other ACP States concerned. In such a case, the ACP States concerned shall put forward a proposal to the Commission, not later than 1 September of that year, naming the ACP State or States which will be in a position to supply the new additional quantity, at the same time indicating to it the ACP State which is not in a position to supply the full amount allocated to it, on the understanding that this new temporary allocation will not affect the initial quantities.

The Commission shall ensure that a decision is taken by 15 November at the latest.

### ***Article 5***

This Protocol shall be implemented in accordance with the common market organisation in the beef and veal sector, which, however, shall not affect the obligations entered into by the Community under this Protocol.

### ***Article 6***

Should the safeguard clause in Article 8(1) of the Annex be applied in the beef and veal sector, the Community will take the necessary measures to maintain the volume of exports from the ACP States to the Community at a level compatible with its obligations under this Protocol.

<b>Joint declaration on beef and veal</b>
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1. The EU undertakes to ensure that the ACP States, beneficiaries of the protocol on beef and veal, derive full benefits therefrom. To this end, it commits itself to give effect to the provisions of this protocol by enacting in a timely fashion appropriate rules and procedures.
2. The EU further undertakes to implement the protocol so that ACP States can market their beef and veal throughout the year without undue restrictions. In addition, the EU will assist the ACP beef and veal exporters to improve their competitiveness through, inter alia, addressing supply-side constraints, in accordance with the development strategies set out in this Framework Agreement and within the context of National and Regional Indicative Programmes.
3. The EU will examine the requests of ACP Least-Developed-Countries to export their beef and veal under preferential conditions in the context of the actions it intends to take under the WTO's Integrated Framework for Least-Developed-Countries.

**Protocol 5**  
**The Second Banana Protocol**

*Article 1*

The Parties recognise the overwhelming economic importance to the ACP banana suppliers of their exports to the Community market. The Community agrees to examine and where necessary take measures aimed at ensuring the continued viability of their banana export industries and the continuing outlet for their bananas on the Community market.

*Article 2*

Each of the ACP States concerned and the Community shall confer in order to determine the measures to be implemented so as to improve the conditions for the production and marketing of bananas. This aim shall be pursued through all the means available under the arrangements of the Convention for financial, technical, agricultural, industrial and regional co-operation. The measures in question shall be designed to enable the ACP States, particularly Somalia, account being taken of their individual circumstance, to become more competitive. Measures will be implemented at all stages from production to consumption and will cover the following fields in particular.

- Improvement of conditions of production and enhancement of quality through action in the areas of research, harvesting, packaging and handling
- Transport and storage
- Marketing and trade promotion

*Article 3*

For the purposes of attaining these objectives, the two parties hereby agree to confer in a permanent joint group, assisted by a group of experts, whose task shall be to keep under continuous review any specific problems brought to its attention.

*Article 4*

Should the banana-producing ACP States decide to set up a joint organisation for the purpose of attaining the objectives, the Community shall support such an organisation and shall give consideration to any requests it may receive for support for the organisation's activities which fall within the scope of regional schemes under the heading of development finance co-operation.

**DECLARATIONS**

23/02/2000

**FINAL ACT**

**II.**

**III. JOINT DECLARATION CONCERNING AGRICULTURAL PRODUCTS  
REFERRED TO IN ARTICLE 1 (2) (A) OF ANNEX V**

The Contracting Parties have taken note that the Community intends to take the measures mentioned in the Annex, and which are laid down at the date of signing of the Agreement, with a view to granting ACP States the preferential treatment provided for in Article 1 (2) (a), for certain agricultural and processed products.

They have taken note that the Community declares that it will take all the measures required to ensure that the corresponding agricultural regulations are adopted in good time and that, wherever possible, they come into force at the same time as the interim arrangements which will be introduced after the signing of the successor Agreement to the fourth ACP-EC Convention signed in Lomé on 15 December 1989.

**01 LIVE ANIMALS**

**0101 LIVE HORSES, ASSES, MULES AND HINNIES**

**0101** exemption

**0102 LIVE BOVINE ANIMALS**

**01029005** reduction 100% ad valorem customs duties  
**01029021** reduction 100% ad valorem customs duties  
**01029029** reduction 100% ad valorem customs duties  
**01029041** reduction 100% ad valorem customs duties  
**01029049** reduction 100% ad valorem customs duties  
**01029051** reduction 100% ad valorem customs duties  
**01029059** reduction 100% ad valorem customs duties  
**01029061** reduction 100% ad valorem customs duties  
**01029069** reduction 100% ad valorem customs duties  
**01029071** reduction 100% ad valorem customs duties  
**01029079** reduction 100% ad valorem customs duties

**0103 LIVE SWINE**

**01039110** reduction 16%  
**01039211** reduction 16%  
**01039219** reduction 16%

**0104 LIVE SHEEP AND GOATS**

**01041030** reduction 100% customs duties within the limit of the quota (ctg1)  
**01041080** reduction 100% customs duties within the limit of the quota (ctg1)  
**01042010** exemption  
**01042090** reduction 100% customs duties within the limit of the quota (ctg1)

**0105 LIVE POULTRY, FOWLS OF THE SPECIES GALLUS DOMESTICUS, DUCKS, GEESE, TURKEYS AND GUINEA FOWLS**

**0105** reduction 16%

**0106 LIVE ANIMALS (EXCL, HORSES, ASSES, MULES, HINNIES, BOVINE ANIMALS, SWINE, SHEEP, GOATS, POULTRY, FISH, CRUSTACEANS, MOLLUSCS AND OTHER AQUATIC INVERTEBRATES, AND MICROORGANIC CULTURES ETC,)**

**0106** exemption

**02 MEAT AND EDIBLE MEAT OFFAL**

**0201 MEAT OF BOVINE ANIMALS, FRESH OR CHILLED**

**0201** reduction 100% ad valorem customs duties (1)

**0202 MEAT OF BOVINE ANIMALS, FROZEN**

**0202** reduction 100% ad valorem customs duties (1)

**0203 MEAT OF SWINE, FRESH, CHILLED OR FROZEN**

- 02031110** within the limit of the quota (ctg7) reduction 50%  
**02031190** exemption  
**02031211** within the limit of the quota (ctg7) reduction 50%  
**02031219** within the limit of the quota (ctg7) reduction 50%  
**02031290** exemption  
**02031911** within the limit of the quota (ctg7) reduction 50%  
**02031913** within the limit of the quota (ctg7) reduction 50%  
**02031915** within the limit of the quota (ctg7) reduction 50%  
ex **02031955** within the limit of the quota (ctg7) reduction 50% (à l'exception des filets mignons  
présentés seuls)  
**02031959** within the limit of the quota (ctg7) reduction 50%  
**02031990** exemption  
**02032110** within the limit of the quota (ctg7) reduction 50%  
**02032190** exemption  
**02032211** within the limit of the quota (ctg7) reduction 50%  
**02032219** within the limit of the quota (ctg7) reduction 50%  
**02032290** exemption  
**02032911** within the limit of the quota (ctg7) reduction 50%  
**02032913** within the limit of the quota (ctg7) reduction 50%  
**02032915** within the limit of the quota (ctg7) reduction 50%  
ex **02032955** within the limit of the quota (ctg7) reduction 50% (à l'exception des filets mignons  
présentés seuls)  
**02032959** within the limit of the quota (ctg7) reduction 50%  
**02032990** exemption

**0204 MEAT OF SHEEP OR GOATS, FRESH, CHILLED OR FROZEN**

- 0204** reduction 100% ad valorem customs duties;  
domestic sheep: within the limit of the quota (quota2) reduction 65% specific  
duties;  
other species: within the limit of the quota (quota1) reduction 100% specific  
duties

**0205 MEAT OF HORSES, ASSES, MULES OR HINNIES, FRESH, CHILLED OR FROZEN**

- 0205** exemption

**0206 EDIBLE OFFAL OF BOVINE ANIMALS, SWINE, SHEEP, GOATS, HORSES, ASSES, MULES OR HINNIES, FRESH, CHILLED OR FROZEN**

- 02061091** exemption  
**02061095** reduction 100% ad valorem customs duties (1)  
**02061099** exemption  
**020621** exemption  
**020622** exemption  
**02062991** reduction 100% ad valorem customs duties (1)  
**02062999** exemption  
**02063021** within the limit of the quota (ctg7) reduction 50%  
**02063031** within the limit of the quota (ctg7) reduction 50%  
**02063090** exemption  
**02064191** within the limit of the quota (ctg7) reduction 50%

- 02064199 exemption
- 02064991 within the limit of the quota (ctg7) reduction 50%
- 02064999 exemption
- 020680 exemption
- 020690 exemption

**0207 MEAT AND EDIBLE OFFAL OF FOWLS OF THE SPECIES GALLUS DOMESTICUS, DUCKS, GEESE, TURKEYS AND GUINEA FOWLS, FRESH, CHILLED OR FROZEN**

- 0207 within the limit of the quota (ctg3) reduction 65%

**0208 MEAT AND EDIBLE OFFAL OF RABBITS, HARES, PIGEONS AND OTHER ANIMALS N,E,S,, FRESH, CHILLED OR FROZEN**

- 0208 exemption
- 0209 **PIG FAT, FREE OF LEAN MEAT AND POULTRY FAT NOT RENDERED, FRESH, CHILLED, FROZEN, SALTED, IN BRINE, DRIED OR SMOKED**
- 02090011 within the limit of the quota (ctg7) reduction 50%
- 02090019 within the limit of the quota (ctg7) reduction 50%
- 02090030 within the limit of the quota (ctg7) reduction 50%
- 02090090 reduction 16%

**0210 MEAT AND EDIBLE OFFAL, SALTED, IN BRINE, DRIED OR SMOKED; EDIBLE FLOURS AND MEALS OF MEAT OR MEAT OFFAL**

- 02101111 within the limit of the quota (ctg7) reduction 50%
- 02101119 within the limit of the quota (ctg7) reduction 50%
- 02101131 within the limit of the quota (ctg7) reduction 50%
- 02101139 within the limit of the quota (ctg7) reduction 50%
- 02101190 exemption
- 02101211 within the limit of the quota (ctg7) reduction 50%
- 02101219 within the limit of the quota (ctg7) reduction 50%
- 02101290 exemption
- 02101910 within the limit of the quota (ctg7) reduction 50%
- 02101920 within the limit of the quota (ctg7) reduction 50%
- 02101930 within the limit of the quota (ctg7) reduction 50%
- 02101940 within the limit of the quota (ctg7) reduction 50%
- 02101951 within the limit of the quota (ctg7) reduction 50%
- 02101959 within the limit of the quota (ctg7) reduction 50%
- 02101960 within the limit of the quota (ctg7) reduction 50%
- 02101970 within the limit of the quota (ctg7) reduction 50%
- 02101981 within the limit of the quota (ctg7) reduction 50%
- 02101989 within the limit of the quota (ctg7) reduction 50%
- 02101990 exemption
- 021020 reduction 100% ad valorem customs duties
- 02109010 exemption
- 02109011 reduction 100% ad valorem customs duties;
  - domestic sheep: within the limit of the quota (quota2) reduction 65% specific duties;
  - other species: within the limit of the quota (quota1) reduction 100% specific duties
- 02109019 reduction 100% ad valorem customs duties;
  - domestic sheep: within the limit of the quota (quota2) reduction 65% specific duties;
  - other species: within the limit of the quota (quota1) reduction 100% specific duties
- 02109021 exemption



- 02109029 exemption
- 02109031 within the limit of the quota (ctg7) reduction 50%
- 02109039 within the limit of the quota (ctg7) reduction 50%
- 02109041 reduction 100% ad valorem customs duties
- 02109049 exemption
- 02109060 exemption
- 02109071 reduction 16%
- 02109079 reduction 16%
- 02109080 exemption
- 02109090 reduction 100% ad valorem customs duties

**03 FISH AND CRUSTACEANS, MOLLUSCS AND OTHER AQUATIC INVERTEBRATES**

- 03 exemption

**04 DAIRY PRODUCE; BIRDS' EGGS; NATURAL HONEY; EDIBLE PRODUCTS OF ANIMAL ORIGIN, NOT ELSEWHERE SPECIFIED OR INCLUDED**

**0401 MILK AND CREAM, NOT CONCENTRATED NOR CONTAINING ADDED SUGAR OR OTHER SWEETENING MATTER**

- 0401 reduction 16%

**0402 MILK AND CREAM, CONCENTRATED OR CONTAINING ADDED SUGAR OR OTHER SWEETENING MATTER**

- 0402 within the limit of the quota (ctg5) reduction 65%

**0403 BUTTERMILK, CURDLED MILK AND CREAM, YOGURT, KEPHIR AND OTHER FERMENTED OR ACIDIFIED MILK AND CREAM, WHETHER OR NOT CONCENTRATED OR FLAVOURED OR CONTAINING ADDED SUGAR OR OTHER SWEETENING MATTER, FRUITS, NUTS OR COCOA**

- 04031011 reduction 16%
- 04031013 reduction 16%
- 04031019 reduction 16%
- 04031031 reduction 16%
- 04031033 reduction 16%
- 04031039 reduction 16%
- 04031051 reduction 100% ad valorem customs duties
- 04031053 reduction 100% ad valorem customs duties
- 04031059 reduction 100% ad valorem customs duties
- 04031091 reduction 100% ad valorem customs duties
- 04031093 reduction 100% ad valorem customs duties
- 04031099 reduction 100% ad valorem customs duties
- 04039011 reduction 16%
- 04039013 reduction 16%
- 04039019 reduction 16%
- 04039031 reduction 16%
- 04039033 reduction 16%
- 04039039 reduction 16%
- 04039051 reduction 16%

- 04039053 reduction 16%
- 04039059 reduction 16%
- 04039061 reduction 16%
- 04039063 reduction 16%
- 04039069 reduction 16%
- 04039071 reduction 100% ad valorem customs duties
- 04039073 reduction 100% ad valorem customs duties
- 04039079 reduction 100% ad valorem customs duties
- 04039091 reduction 100% ad valorem customs duties
- 04039093 reduction 100% ad valorem customs duties
- 04039099 reduction 100% ad valorem customs duties

**0404 WHEY, WHETHER OR NOT CONCENTRATED OR CONTAINING ADDED SUGAR OR OTHER SWEETENING MATTER; PRODUCTS CONSISTING OF NATURAL MILK CONSTITUENTS, WHETHER OR NOT CONTAINING ADDED SUGAR OR OTHER SWEETENING MATTER, N,E,S,**

- 0404 reduction 16%

**0405 BUTTER AND OTHER FATS AND OILS DERIVED FROM MILK**

- 0405 reduction 16%

**Preferential treatment applicable to agricultural products and foodstuffs originating in the ACP States**

**0406 CHEESE AND CURD**

- 0406 within the limit of the quota (ctg6) reduction 65%

**0407 BIRDS' EGGS, IN SHELL, FRESH, PRESERVED OR COOKED**

- 04070011 reduction 16%
- 04070019 reduction 16%
- 04070030 reduction 16%
- 04070090 exemption

**0408 BIRDS' EGGS, NOT IN SHELL, AND EGG YOLKS, FRESH, DRIED, COOKED BY STEAMING OR BY BOILING IN WATER, MOULDED, FROZEN OR OTHERWISE PRESERVED, WHETHER OR NOT CONTAINING ADDED SUGAR OR OTHER SWEETENING MATTER**

- 04081180 reduction 16%
- 04081981 reduction 16%
- 04081989 reduction 16%
- 04089180 reduction 16%
- 04089980 reduction 16%

**0409 NATURAL HONEY**

- 0409 exemption

**0410 TURTLES' EGGS, BIRDS' NESTS AND OTHER EDIBLE PRODUCTS OF ANIMAL ORIGIN N,E,S,**

- 0410 exemption

**05 PRODUCTS OF ANIMAL ORIGIN NOT ELSEWHERE SPECIFIED OR INCLUDED**

05 exemption

**06 LIVE TREES AND OTHER PLANTS; BULBS, ROOTS AND THE LIKE; CUT FLOWERS AND ORNAMENTAL FOLIAGE**

06 exemption

**07 EDIBLE VEGETABLES AND CERTAIN ROOTS AND TUBERS**

**0701 POTATOES, FRESH OR CHILLED**

0701 exemption

**0702 TOMATOES, FRESH OR CHILLED**

0702 tomatoes other than cherry tomatoes 15/11-30/4: reduction 60% ad valorem customs duties within the limit of the quota (quota13a) ;  
cherry tomatoes 15/11-30/4: reduction 100% ad valorem customs duties within the limit of the quota (quota13b)

**0703 ONIONS, SHALLOTS, GARLIC, LEEKS AND OTHER ALLIACEOUS VEGETABLES, FRESH OR CHILLED**

07031019 reduction 15% du 16/5-31/1 , exemption 1/2-15/5  
07031090 reduction 16%  
070320 reduction 15% du 1/6-31/1 , exemption 1/2-31/5  
070390 reduction 16%

**0704 CABBAGES, CAULIFLOWERS, KOHLRABI, KALE AND SIMILAR EDIBLE BRASSICAS, FRESH OR CHILLED**

070410 reduction 16%  
070420 reduction 16%  
07049010 reduction 16%  
07049090 Chinese cabbage: reduction 15% 1/1-30/10 , exemption 1/11-31/12 ; other cabbages: reduction 16%

**0705 LETTUCE 'LACTUCA SATIVA' AND CHICORY 'CICHORIUM SPP.', FRESH OR CHILLED**

070511 Iceberg salad: reduction 15% 1/11-30/6 , exemption 1/7-31/10; other salads: reduction 16%  
070519 reduction 16%  
070521 reduction 16%  
070529 reduction 16%

**0706 CARROTS, TURNIPS, SALAD BEETROOT, SALSIFY, CELERIAC, RADISHES AND SIMILAR EDIBLE ROOTS, FRESH OR CHILLED**

070610 carrots: reduction 15% 1/4-31/12, exemption 1/1-31/3; turnips: reduction 16%  
07069005 reduction 16%

- 07069011** reduction 16%
- 07069017** reduction 16%
- 07069030** exemption
- ex **07069090** salad beetroot and radishes (*raphanus sativus*): exemption

**0707 CUCUMBERS AND GHERKINS, FRESH OR CHILLED**

- ex **07070005** small winter cucumbers 1/11-15/5: reduction 100% ad valorem customs duties;  
winter cucumbers other than small cucumbers: reduction 16% ad valorem customs duties
- 07070090** reduction 16%

**0708 LEGUMINOUS VEGETABLES, SHELLLED OR UNSHELLED, FRESH OR CHILLED**

- 0708** exemption

**0709 OTHER VEGETABLES, FRESH OR CHILLED (EXCL, POTATOES, TOMATOES, ALLIACEOUS VEGETABLES, EDIBLE BRASSICAS, LETTUCE 'LACTUCA SATIVA' AND CHICORY 'CICHORIUM SPP.', CARROTS, TURNIPS, SALAD BEETROOT, SALSIFY, CELERIAC, RADISHES AN**

- 070910** reduction 15% du 1/1-30/9 , reduction 100% ad valorem customs duties 1/10-31/12
- 070920** reduction 15% du 1/2-14/8 , reduction 40% du 16/1-31/1 , exemption du 15/8-15/1
- 070930** exemption
- 070940** exemption
- 07095110** reduction 16%
- 07095130** reduction 16%
- 07095150** reduction 16%
- 07095190** exemption
- 070952** reduction 16%
- 070960** exemption
- 070970** reduction 16%
- 07099010** reduction 16%
- 07099020** reduction 16%
- 07099040** reduction 16%
- 07099050** reduction 16%
- 07099060** reduction 1,81 écu/t
- 07099070** reduction 100% ad valorem customs duties
- 07099090** exemption

**0710 VEGETABLES, UNCOOKED OR COOKED BY STEAMING OR BOILING IN WATER, FROZEN**

- 071010** exemption
- 071021** exemption
- 071022** exemption
- 071029** exemption
- 071030** exemption
- 071040** reduction 100% ad valorem customs duties
- 07108051** exemption
- 07108059** exemption
- 07108061** exemption
- 07108069** exemption
- 07108070** exemption
- 07108080** exemption

07108085 exemption  
 07108095 exemption  
 071090 exemption

**0711 VEGETABLES PROVISIONALLY PRESERVED, E,G, BY SULPHUR DIOXIDE GAS, IN BRINE, IN SULPHUR WATER OR IN OTHER PRESERVATIVE SOLUTIONS, BUT UNSUITABLE IN THAT STATE FOR IMMEDIATE CONSUMPTION**

071110 exemption  
 071130 exemption  
 071140 exemption  
 07119010 exemption  
 07119030 reduction 100% ad valorem customs duties  
 07119040 exemption  
 07119060 exemption  
 07119070 exemption  
 07119090 exemption

**0712 DRIED VEGETABLES, WHOLE, CUT, SLICED, BROKEN OR IN POWDER, BUT NOT FURTHER PREPARED**

071220 exemption  
 071230 exemption  
 07129005 exemption  
 07129019 reduction 1,81 EUR/t  
 07129030 exemption  
 07129050 exemption  
 ex 07129090 exemption except olives

**0713 DRIED LEGUMINOUS VEGETABLES, SHELLED, WHETHER OR NOT SKINNED OR SPLIT**

0713 exemption

**0714 MANIOC, ARROWROOT, SALEP, JERUSALEM ARTICHOKE, SWEET POTATOES AND SIMILAR ROOTS AND TUBERS WITH HIGH STARCH OR INULIN CONTENT, FRESH OR DRIED, WHETHER OR NOT SLICED OR IN THE FORM OF PELLETS; SAGO PITH**

07141010 reduction 8,38 EUR/t  
 07141091 exemption  
 07141099 reduction 6,19 EUR/t  
 071420 exemption  
 07149011 exemption  
 07149019 reduction 6,19 EUR/t ; arrow-root : exemption  
 07149090 exemption

**08 EDIBLE FRUIT AND NUTS; PEEL OF CITRUS FRUITS OR MELONS**

**0801 COCONUTS, BRAZIL NUTS AND CASHEW NUTS, FRESH OR DRIED, WHETHER OR NOT SHELLED OR PEELED**

0801 exemption

**0802 OTHER NUTS, FRESH OR DRIED, WHETHER OR NOT SHELLED OR PEELED  
(EXCL, COCONUTS, BRAZIL NUTS AND CASHEW NUTS)**

- 08021190** reduction 16%
- 08021290** reduction 16%
- 080221** reduction 16%
- 080222** reduction 16%
- 080231** exemption
- 080232** exemption
- 080240** reduction 16%
- 080250** exemption
- 080290** exemption

**0803 BANANAS, INCL, PLANTAINS, FRESH OR DRIED**

- 08030011** exemption
- 08030019** The Community import regime for bananas is presently under review. The Parties agree to provide appropriate preferential access for ACP bananas in the context of the Community's future banana regime.
- 08030090** exemption

**0804 DATES, FIGS, PINEAPPLES, AVOCADOS, GUAVAS, MANGOES AND  
MANGOSTEENS, FRESH OR DRIED**

- 080410** exemption
- 08042010** exemption du 1/11-30/4 within the limit of the ceiling (ceiling 3)
- 08042090** exemption
- 080430** exemption
- 080440** exemption
- 080450** exemption

**0805 CITRUS FRUIT, FRESH OR DRIED**

- 080510** reduction 80% ad valorem customs duties; within the framework of the reference quantity (rq 1) 15/5-30/9 reduction 100% ad valorem customs duties (4)
- 080520** reduction 80% ad valorem customs duties; within the framework of the reference quantity (rq 2) 15/5-30/9 reduction 100% ad valorem customs duties (4)
- 08053090** exemption
- 080540** exemption
- 080590** exemption

**0806 GRAPES, FRESH OR DRIED**

- ex **08061010** seedless table grapes: within the limit of the quota (quota14) 1/12-31/1 exemption; within the framework of the reference quantity (rq3) 1/2-31/3 exemption (4) du 1/2-31/3 exemption (4)
- 080620** exemption

**0807 MELONS, INCL, WATERMELONS, AND PAPAWS 'PAPAYAS', FRESH**

- 0807** exemption

**0808 APPLES, PEARS AND QUINCES, FRESH**

- 080810 within the limit of the quota (ctg15) reduction 50% ad valorem customs duties
- 08082010 within the limit of the quota (ctg16) reduction 65% ad valorem customs duties
- 08082050 within the limit of the quota (ctg16) reduction 65% ad valorem customs duties
- 08082090 reduction 16%

**0809 APRICOTS, CHERRIES, PEACHES INCL, NECTARINES, PLUMS AND SLOES, FRESH**

- 080910 du 1/5-31/8 reduction 15% ad valorem customs duties, 1/9-30/4 exemption
- 08092005 du 1/11-31/3 : exemption
- 080930 du 1/4-30/11 reduction 15% ad valorem customs duties, 1/12-31/3 exemption
- 08094005 du 1/4-14/12 reduction 15% ad valorem customs duties, 15/12-31/3 exemption
- 08094090 exemption

**0810 STRAWBERRIES, RASPBERRIES, BLACKBERRIES, BLACK, WHITE OR RED CURRANTS, GOOSEBERRIES AND OTHER EDIBLE FRUIT N,E,S,, FRESH**

- 08101005 within the limit of the quota (ctg17) du 1/11-29/2 exemption
- 08101080 within the limit of the quota (ctg17) du 1/11-29/2 exemption
- 081020 reduction 16%
- 081030 reduction 16%
- 08104030 exemption
- 08104050 duty = 3%
- 08104090 duty= 5%
- 081090 exemption

**0811 FRUIT AND NUTS, UNCOOKED OR COOKED BY STEAMING OR BOILING IN WATER, FROZEN, WHETHER OR NOT CONTAINING ADDED SUGAR OR OTHER SWEETENING MATTER**

- 08111011 reduction 100% ad valorem customs duties
- 08111019 exemption
- 08111090 exemption
- 08112011 reduction 100% ad valorem customs duties
- 08112019 exemption
- 08112031 exemption
- 08112039 exemption
- 08112051 exemption
- 08112059 exemption
- 08112090 exemption
- 08119011 reduction 100% ad valorem customs duties
- 08119019 reduction 100% ad valorem customs duties
- 08119031 exemption
- 08119039 exemption
- 08119050 exemption
- 08119070 exemption
- 08119075 exemption
- 08119080 exemption
- 08119085 exemption
- 08119095 exemption

**0812 FRUIT AND NUTS, PROVISIONALLY PRESERVED, E,G, BY SULPHUR DIOXIDE GAS, IN BRINE, IN SULPHUR WATER OR IN OTHER PRESERVATIVE**

**SOLUTIONS, BUT UNSUITABLE IN THAT STATE FOR IMMEDIATE  
CONSUMPTION**

**081210** exemption  
**081220** exemption  
**08129010** exemption  
**08129020** exemption  
**08129030** exemption  
**08129040** exemption  
**08129050** exemption  
**08129060** exemption  
**08129070** exemption  
**08129095** exemption

**0813 APRICOTS, PRUNES, APPLES, PEACHES, PEARS, PAWPAWS, TAMARINDS AND  
OTHER DRIED FRUIT N,E,S,; MIXTURES OF EDIBLE  
NUTS OR DRIED FRUITS**

**0813** exemption

**0814 PEEL OF CITRUS FRUIT OR MELONS, INCL, WATERMELONS, FRESH, FROZEN,  
DRIED OR PROVISIONALLY PRESERVED IN BRINE,  
OR IN WATER WITH OTHER ADDITIVES**

**0814** exemption

**09 COFFEE, TEA, MATE AND SPICES**

**09** exemption

**10 CEREALS**

**1001 WHEAT AND MESLIN**

**100110** within the limit of the quota (ctg10) reduction 50%  
**10019010** exemption  
**10019091** within the limit of the quota (ctg10) reduction 50%  
**10019099** within the limit of the quota (ctg10) reduction 50%

**1002 RYE**

**1002** within the limit of the quota (ctg10) reduction 50%

**1003 BARLEY**

**1003** within the limit of the quota (ctg10) reduction 50%

**1004 OATS**

**1004** within the limit of the quota (ctg10) reduction 50%

**1005 MAIZE OR CORN**

**10051090** reduction 1,81 EUR/t



**100590** reduction 1,81 EUR/t

## **1006 RICE**

**10061010** exemption

**10061021** within the limit of the quota (ctg11) reduction 65% et 4,34 EUR/t (2)

**10061023** within the limit of the quota (ctg11) reduction 65% et 4,34 EUR /t (2)

**10061025** within the limit of the quota (ctg11) reduction 65% et 4,34 EUR /t (2)

**10061027** within the limit of the quota (ctg11) reduction 65% et 4,34 EUR/t (2)

**10061092** within the limit of the quota (ctg11) reduction 65% et 4,34 EUR/t (2)

**10061094** within the limit of the quota (ctg11) reduction 65% et 4,34 EUR/t (2)

**10061096** within the limit of the quota (ctg11) reduction 65% et 4,34 EUR/t (2)

**10061098** within the limit of the quota (ctg11) reduction 65% et 4,34 EUR/t (2)

**100620** within the limit of the quota (ctg11) reduction 65% et 4,34 EUR/t (2)

**100630** within the limit of the quota (ctg11) reduction de 16,78 EUR/t, then reduced by 65% and 6,52 EUR/t (2)

**100640** within the limit of the quota (ctg12) reduction 65% et 3,62 EUR/t (2)

## **1007 GRAIN SORGHUM**

**1007** reduction 60% within the limit of the ceiling (ceiling3) (3)

## **1008 BUCKWHEAT, MILLET, CANARY SEED AND OTHER CEREALS (EXCL, WHEAT AND MESLIN, RYE, BARLEY, OATS, MAIZE, RICE AND GRAIN SORGHUM)**

**100810** within the limit of the quota (ctg10) reduction 50%

**100820** reduction 100% within the limit o the ceiling (ceiling2) (3)

**100890** within the limit of the quota (ctg10) reduction 50%

## **11 PRODUCTS OF THE MILLING INDUSTRY; MALT; STARCHES; INULIN; WHEAT GLUTEN**

### **1101 WHEAT OR MESLIN FLOUR**

**1101** reduction 16%

### **1102 CEREAL FLOURS (EXCL, WHEAT OR MESLIN)**

**110210** reduction 16%

**11022010** reduction 7,3 EUR/t

**11022090** reduction 3,6 EUR/t

**110230** reduction 3,6 EUR/t

**11029010** reduction 7,3 EUR/t

**11029030** reduction 7,3 EUR/t

**11029090** reduction 3,6 EUR/t

### **1103 CEREAL GROATS, MEAL AND PELLETS**

**110311** reduction 16%

**110312** reduction 7,3 EUR/t

**11031310** reduction 7,3 EUR/t

**11031390** reduction 3,6 EUR/t

**110314** reduction 3,6 EUR/t

**11031910** reduction 7,3 EUR/t

**11031930** reduction 7,3 EUR/t

- 11031990 reduction 3,6 EUR/t
- 110321 reduction 7,3 EUR/t
- 11032910 reduction 7,3 EUR/t
- 11032920 reduction 7,3 EUR/t
- 11032930 reduction 7,3 EUR/t
- 11032940 reduction 7,3 EUR/t
- 11032950 reduction 3,6 EUR/t
- 11032990 reduction 3,6 EUR/t

**1104 CEREAL GRAINS OTHERWISE WORKED, E,G, HULLED, ROLLED, FLAKED, PEARLED, SLICED OR KEBBLED; GERM OF CEREALS, WHOLE, ROLLED, FLAKED OR GROUND (EXCL, CEREAL FLOURS, AND HUSKED AND SEMI- OR WHOLLY MILLED RICE AND BROKEN RICE)**

- 11041110 reduction 3,6 EUR/t
- 11041190 reduction 7,3 EUR/t
- 11041210 reduction 3,6 EUR/t
- 11041290 reduction 7,3 EUR/t
- 110419 reduction 7,3 EUR/t
- 11042110 reduction 3,6 EUR/t
- 11042130 reduction 3,6 EUR/t
- 11042150 reduction 7,3 EUR/t
- 11042190 reduction 3,6 EUR/t
- 11042199 reduction 3,6 EUR/t
- 110422 reduction 3,6 EUR/t
- 110423 reduction 3,6 EUR/t
- 110429 reduction 3,6 EUR/t
- 110430 reduction 7,3 EUR/t

**1105 FLOUR, MEAL, FLAKES, GRANULES AND PELLETS OF POTATOES**

- 1105 exemption

**1106 FLOUR AND MEAL OF PEAS, BEANS, LENTILS AND OTHER DRIED LEGUMINOUS VEGETABLES OF HEADING 0713, OF SAGO OR OF MANIOC, ARROWROOT, SALEP, JERUSALEM ARTICHOKEs, SWEET POTATOES AND SIMILAR ROOTS AND TUBERS WITH HIGH STARCH OR IN**

- 110610 exemption
- 11062010 reduction 7,98 EUR/t ; arrow-root : exemption
- 11062090 reduction 29,18 EUR/t ; arrow-root : exemption
- 110630 exemption

**1108 STARCHES; INULIN**

- 110811 reduction 24,8 EUR/t
- 110812 reduction 24,8 EUR/t
- 110813 reduction 24,8 EUR/t
- 110814 reduction 50% + reduction 24,8 EUR/t
- 11081910 reduction 37,2 EUR/t
- 11081990 reduction 50% + reduction 24,8 EUR/t ; arrow-root : exemption
- 110820 exemption

**1109 WHEAT GLUTEN, WHETHER OR NOT DRIED**

- 1109 reduction 219 EUR/t
- 12 OIL SEEDS AND OLEAGINOUS FRUITS; MISCELLANEOUS GRAINS, SEEDS AND FRUIT; INDUSTRIAL OR MEDICAL PLANTS; STRAW AND FODD**
- 1208 FLOURS AND MEALS OF OIL SEEDS OR OLEAGINOUS FRUITS (EXCL, MUSTARD)**
- 120810 exemption
- 1209 SEEDS, FRUITS AND SPORES, FOR SOWING (EXCL, LEGUMINOUS VEGETABLES AND SWEETCORN, COFFEE, TEA, MATE AND SPICES, CEREALS, OIL SEEDS AND OLEAGINOUS FRUITS, AND SEEDS AND FRUIT USED PRIMARILY IN PERFUMERY, ...**
- 1209 exemption
- 1210 HOP CONES, FRESH OR DRIED, WHETHER OR NOT GROUND, POWDERED OR IN THE FORM OF PELLETS; LUPULIN**
- 1210 exemption
- 1211 PLANTS AND PARTS OF PLANTS, INCL, SEEDS AND FRUITS, OF A KIND USED PRIMARILY IN PERFUMERY, MEDICAMENTS OR FOR INSECTICIDAL, FUNGICIDAL OR SIMILAR PURPOSES, FRESH OR DRIED, WHETHER OR NOT CUT, CRUSHED OR POWDERED**
- 1211 exemption
- 1212 LOCUST BEANS, SEAWEEDS AND OTHER ALGAE, SUGAR BEET AND SUGAR CANE, FRESH OR DRIED, WHETHER OR NOT GROUND; FRUIT STONES AND KERNELS AND OTHER VEGETABLE PRODUCTS, INCL, UNROASTED CHICORY ROOTS OF THE VARIETY CICHORIUM INTYBU**
- 121210 exemption
- 121230 exemption
- 121291 reduction 16% (5)
- 121292 reduction 16% (5)
- 12129910 exemption
- 1214 SWEDES, MANGOLDS, FODDER ROOTS, HAY, ALFALFA, CLOVER, SAINFOIN, FORAGE KALE, LUPINES, VETCHES AND SIMILAR FORAGE PRODUCTS, WHETHER OR NOT IN THE FORM OF PELLETS**
- 12149010 exemption
- 13 LACS; GUMS, RESINS AND OTHER VEGETABLE SAPS AND EXTRACTS**
- 13 exemption
- 15 ANIMAL OR VEGETABLE FATS AND OILS AND THEIR CLEAVAGE PRODUCTS; PREPARED EDIBLE FATS; ANIMAL OR VEGETABLE WAXES**

**1501 LARD; OTHER PIG FAT AND POULTRY FAT, RENDERED, WHETHER OR NOT PRESSED OR SOLVENT-EXTRACTED**

1501 reduction 16%

**1502 FATS OF BOVINE ANIMALS, SHEEP OR GOATS, RAW OR RENDERED, WHETHER OR NOT PRESSED OR SOLVENT-EXTRACTED**

1502 exemption

**1503 LARD STEARIN, LARD OIL, OLEOSTEARIN, OLEO-OIL AND TALLOW OIL (EXCL, EMULSIFIED, MIXED OR OTHERWISE PREPARED)**

1503 exemption

**1504 FATS AND OILS AND THEIR FRACTIONS OF FISH OR MARINE MAMMALS, WHETHER OR NOT REFINED (EXCL, CHEMICALLY MODIFIED)**

1504 exemption

**1505 WOOL GREASE AND FATTY SUBSTANCES DERIVED THEREFROM, INCL, LANOLIN**

1505 exemption

**1506 OTHER ANIMAL FATS AND OILS AND THEIR FRACTIONS, WHETHER OR NOT REFINED, BUT NOT CHEMICALLY MODIFIED (EXCL, PIG FAT, POULTRY FAT, FATS OF BOVINE ANIMALS, SHEEP AND GOATS, FATS OF FISH AND OTHER MARINE ANIMALS, LARD STEARIN**

1506 exemption

**1507 SOYA-BEAN OIL AND ITS FRACTIONS, WHETHER OR NOT REFINED (EXCL, CHEMICALLY MODIFIED)**

1507 exemption

**1508 GROUND-NUT OIL AND ITS FRACTIONS, WHETHER OR NOT REFINED, BUT NOT CHEMICALLY MODIFIED**

1508 exemption

**1511 PALM OIL AND ITS FRACTIONS, WHETHER OR NOT REFINED (EXCL, CHEMICALLY MODIFIED)**

1511 exemption

**1512 SUNFLOWER-SEED, SAFFLOWER OR COTTON-SEED OIL AND FRACTIONS THEREOF, WHETHER OR NOT REFINED, BUT NOT CHEMICALLY MODIFIED**

1512 exemption

**1513 COCONUT 'COPRA', PALM KERNEL OR BABASSU OIL AND FRACTIONS THEREOF, WHETHER OR NOT REFINED, BUT NOT CHEMICALLY MODIFIED**

1513 exemption

**1514 RAPE, COLZA OR MUSTARD OIL AND FRACTIONS THEREOF, WHETHER OR NOT REFINED, BUT NOT CHEMICALLY MODIFIED**

1514 exemption

**1515 FIXED VEGETABLE FATS AND OILS, INCL, JOJOBA OIL, AND THEIR FRACTIONS, WHETHER OR NOT REFINED, BUT NOT CHEMICALLY MODIFIED (EXCL, SOYA-BEAN, GROUND-NUT, OLIVE, PALM, SUNFLOWER-SEED, SAFFLOWER, COTTON-SEED, COCONUT, PALM KER**

1515 exemption

**1516 ANIMAL OR VEGETABLE FATS AND OILS AND THEIR FRACTIONS, PARTLY OR WHOLLY HYDROGENATED, INTER-ESTERIFIED, RE-ESTERIFIED OR ELAIDINISED, WHETHER OR NOT REFINED, BUT NOT FURTHER PREPARED**

1516 exemption

**1517 MARGARINE, OTHER EDIBLE MIXTURES OR PREPARATIONS OF ANIMAL OR VEGETABLE FATS OR OILS AND EDIBLE FRACTIONS OF DIFFERENT FATS OR OILS (EXCL, FATS, OILS AND THEIR FRACTIONS, PARTLY OR WHOLLY HYDROGENATED, INTER-ESTERIFIED, ...**

15171010 reduction 100% ad valorem customs duties

15171090 exemption

15179010 reduction 100% ad valorem customs duties

15179091 exemption

15179093 exemption

15179099 exemption

**1518 ANIMAL OR VEGETABLE FATS AND OILS AND THEIR FRACTIONS, BOILED, OXIDISED, DEHYDRATED, SULPHURISED, BLOWN, POLYMERISED BY HEAT IN VACUUM OR IN INERT GAS OR OTHERWISE CHEMICALLY MODIFIED, INEDIBLE MIXTURES ...**

1518 exemption

**1520 GLYCEROL 'GLYCERINE', WHETHER OR NOT PURE; GLYCEROL WATERS AND GLYCEROL LYES**

1520 exemption

**1521 VEGETABLE WAXES, BEESWAX, OTHER INSECT WAXES AND SPERMACETI, WHETHER OR NOT REFINED OR COLOURED (EXCL, TRIGLYCERIDES)**

1521 exemption

**1522 DEGRAS; RESIDUES RESULTING FROM THE TREATMENT OF FATTY SUBSTANCES OR ANIMAL OR VEGETABLE WAXES**

15220010 exemption

15220091 exemption

15220099 exemption

**16 PREPARATIONS OF MEAT, FISH OR CRUSTACEANS, MOLLUSCS OR OTHER AQUATIC INVERTEBRATES**

**1601 SAUSAGES AND SIMILAR PRODUCTS, OF MEAT, OFFAL OR BLOOD; FOOD PREPARATIONS BASED ON THESE PRODUCTS**

1601 within the limit of the quota (ctg8) reduction 65%

**1602 PREPARED OR PRESERVED MEAT, OFFAL OR BLOOD (EXCL, SAUSAGES AND SIMILAR PRODUCTS, AND MEAT EXTRACTS AND JUICES)**

160210 reduction 16%

16022011 exemption

16022019 exemption

16022090 reduction 16%

160231 within the limit of the quota (ctg4) reduction 65%

160232 within the limit of the quota (ctg4) reduction 65%

160239 within the limit of the quota (ctg4) reduction 65%

16024110 reduction 16%

16024190 exemption

16024210 reduction 16%

16024290 exemption

160249 reduction 16%

16025031 exemption

16025039 exemption

16025080 exemption

16029010 reduction 16%

16029031 exemption

16029041 exemption

16029051 reduction 16%

16029069 exemption

16029072 exemption

16029074 exemption

16029076 exemption

16029078 exemption

16029098 exemption

**1603 EXTRACTS AND JUICES OF MEAT, FISH OR CRUSTACEANS, MOLLUSCS AND OTHER AQUATIC INVERTEBRATES**

1603 exemption

**1604 PREPARED OR PRESERVED FISH; CAVIAR AND CAVIAR SUBSTITUTES PREPARED FROM FISH EGGS**

1604 exemption

**1605 CRUSTACEANS, MOLLUSCS AND OTHER AQUATIC INVERTEBRATES,  
PREPARED OR PRESERVED**

1605 exemption

**17 SUGARS AND SUGAR CONFECTIONERY**

**1702 OTHER SUGARS, INCL, CHEMICALLY PURE LACTOSE, MALTOSE, GLUCOSE  
AND FRUCTOSE, IN SOLID FORM; SUGAR SYRUPS NOT CONTAINING  
ADDED FLAVOURING OR COLOURING MATTER; ARTIFICIAL HONEY,  
WHETHER OR NOT MIXED WITH NATURAL HONEY; CAMEL**

170211 reduction 16%  
170219 reduction 16%  
170220 reduction 16% (5)  
17023010 reduction 16% (5)  
17023051 reduction 117 EUR/t  
17023059 reduction 81 EUR/t  
17023091 reduction 117 EUR/t  
17023099 reduction 81 EUR/t  
17024010 reduction 16% (5)  
17024090 reduction 81 EUR/t  
170250 exemption  
170260 reduction 16% (5)  
17029010 exemption  
17029030 reduction 16% (5)  
17029050 reduction 81 EUR/t  
17029060 reduction 16% (5)  
17029071 reduction 16% (5)  
17029075 reduction 117 EUR/t  
17029079 reduction 81 EUR/t  
17029080 reduction 16% (5)  
17029099 reduction 16% (5)

**1703 MOLASSES RESULTING FROM THE EXTRACTION OR REFINING OF SUGAR**

1703 within the limit of the quota (ctg9) reduction 100%

**1704 SUGAR CONFECTIONERY NOT CONTAINING COCOA, INCL, WHITE  
CHOCOLATE**

170410 reduction 100% ad valorem customs duties  
17049010 exemption  
17049030 exemption  
17049051 reduction 100% ad valorem customs duties  
17049055 reduction 100% ad valorem customs duties  
17049061 reduction 100% ad valorem customs duties  
17049065 reduction 100% ad valorem customs duties  
17049071 reduction 100% ad valorem customs duties  
17049075 reduction 100% ad valorem customs duties  
17049081 reduction 100% ad valorem customs duties  
17049099 reduction 100% ad valorem customs duties

**18 COCOA AND COCOA PREPARATIONS**

**1801 COCOA BEANS, WHOLE OR BROKEN, RAW OR ROASTED**

1801 exemption

**1802 COCOA SHELLS, HUSKS, SKINS AND OTHER COCOA WASTE**

1802 exemption

**1803 COCOA PASTE, WHETHER OR NOT DEFATTED**

1803 exemption

**1804 COCOA BUTTER, FAT AND OIL**

1804 exemption

**1805 COCOA POWDER, NOT CONTAINING ADDED SUGAR OR OTHER SWEETENING MATTER**

1805 exemption

**1806 CHOCOLATE AND OTHER FOOD PREPARATIONS CONTAINING COCOA**

18061015 exemption

18061020 reduction 100% ad valorem customs duties

18061030 reduction 100% ad valorem customs duties

18061090 reduction 100% ad valorem customs duties

180620 exemption

180631 exemption

180632 exemption

18069011 exemption

18069019 exemption

18069031 exemption

18069039 exemption

18069050 exemption

18069060 reduction 100% ad valorem customs duties

18069070 reduction 100% ad valorem customs duties

18069090 reduction 100% ad valorem customs duties

**19 PREPARATIONS OF CEREALS, FLOUR, STARCH OR MILK; PASTRYCOOKS' PRODUCTS**

**1901 MALT EXTRACT; FOOD PREPARATIONS OF FLOUR, MEAL, STARCH OR MALT EXTRACT, NOT CONTAINING COCOA POWDER OR CONTAINING COCOA POWDER IN A PROPORTION BY WEIGHT OF < 50 % N.E.S.; FOOD PREPARATIONS OF GOODS OF HEADINGS 04 01 TO 04 04**

190110 reduction 100% ad valorem customs duties; exemption EA dans la condition (c1)

190120 reduction 100% ad valorem customs duties; exemption EA dans la condition (c1)

19019011 reduction 100% ad valorem customs duties

19019019 reduction 100% ad valorem customs duties

19019091 exemption



**19019099** reduction 100% ad valorem customs duties; exemption EA dans la condition (c1)

**1902 PASTA, WHETHER OR NOT COOKED OR STUFFED WITH MEAT OR OTHER SUBSTANCES OR OTHERWISE PREPARED, SUCH AS SPAGHETTI, MACARONI, NOODLES, LASAGNE, GNOCCHI, RAVIOLI, CANNELLONI; COUSCOUS, WHETHER OR NOT PREPARED**

**190211** reduction 100% ad valorem customs duties  
**190219** reduction 100% ad valorem customs duties  
**19022010** exemption  
**19022030** reduction 16%  
**19022091** reduction 100% ad valorem customs duties  
**19022099** reduction 100% ad valorem customs duties  
**190230** reduction 100% ad valorem customs duties  
**190240** reduction 100% ad valorem customs duties

**1903 TAPIOCA AND SUBSTITUTES THEREFOR PREPARED FROM STARCH, IN THE FORM OF FLAKES, GRAINS, PEARLS, SIFTINGS OR SIMILAR FORMS**

**1903** exemption

**1904 PREPARED FOODS OBTAINED BY THE SWELLING OR ROASTING OF CEREALS OR CEREAL PRODUCTS, E,G, CORN FLAKES; CEREALS, OTHER THAN MAIZE 'CORN', IN GRAIN FORM, PRE-COOKED OR OTHERWISE PREPARED**

**1904** reduction 100% ad valorem customs duties

**1905 BREAD, PASTRY, CAKES, BISCUITS AND OTHER BAKERS' WARES, WHETHER OR NOT CONTAINING COCOA; COMMUNION WAFERS, EMPTY CACHETS OF A KIND SUITABLE FOR PHARMACEUTICAL USE, SEALING WAFERS, RICE PAPER AND SIMILAR PRODUCTS**

**190510** reduction 100% ad valorem customs duties  
**190520** reduction 100% ad valorem customs duties  
**19053011** reduction 100% ad valorem customs duties; biscuits : exemption  
**19053019** reduction 100% ad valorem customs duties; biscuits : exemption  
**19053030** reduction 100% ad valorem customs duties  
**19053051** reduction 100% ad valorem customs duties  
**19053059** reduction 100% ad valorem customs duties  
**19053091** reduction 100% ad valorem customs duties  
**19053099** reduction 100% ad valorem customs duties  
**190540** reduction 100% ad valorem customs duties  
**190590** reduction 100% ad valorem customs duties

**20 PREPARATIONS OF VEGETABLES, FRUIT, NUTS OR OTHER PARTS OF PLANTS**

**2001 VEGETABLES, FRUIT, NUTS AND OTHER EDIBLE PARTS OF PLANTS, PREPARED OR PRESERVED BY VINEGAR OR ACETIC ACID**

**200110** exemption  
**200120** exemption  
**20019020** exemption  
**20019030** reduction 100% ad valorem customs duties  
**20019040** reduction 100% ad valorem customs duties

- 20019050 exemption
- 20019060 exemption
- 20019065 exemption
- 20019070 exemption
- 20019075 exemption
- 20019085 exemption
- 20019091 exemption
- ex 20019096 exemption except vine leaves

**2002 TOMATOES, PREPARED OR PRESERVED OTHERWISE THAN BY VINEGAR OR ACETIC ACID**

- 2002 exemption

**2003 MUSHROOMS AND TRUFFLES, PREPARED OR PRESERVED OTHERWISE THAN BY VINEGAR OR ACETIC ACID**

- 2003 exemption

**2004 OTHER VEGETABLES PREPARED OR PRESERVED OTHERWISE THAN BY VINEGAR OR ACETIC ACID, FROZEN (EXCL, TOMATOES, MUSHROOMS AND TRUFFLES)**

- 20041010 exemption
- 20041091 reduction 100% ad valorem customs duties
- 20041099 exemption
- 20049010 reduction 100% ad valorem customs duties
- ex 20049030 exemption except olives
- 20049050 exemption
- 20049091 exemption
- 20049098 exemption

**2005 OTHER VEGETABLES PREPARED OR PRESERVED OTHERWISE THAN BY VINEGAR OR ACETIC ACID (EXCL, FROZEN, AND TOMATOES, MUSHROOMS AND TRUFFLES)**

- 200510 exemption
- 20052010 reduction 100% ad valorem customs duties
- 20052020 reduction 16%
- 20052080 reduction 16%
- 200540 exemption
- 200551 exemption
- 200559 exemption
- 200560 exemption
- 200570 exemption
- 200580 reduction 100% ad valorem customs duties
- 200590 exemption

**2006 FRUIT, NUTS, FRUIT-PEEL AND OTHER PARTS OF PLANTS, PRESERVED BY SUGAR, DRAINED, GLACE OR CRYSTALLIZED**

- 20060031 reduction 100% ad valorem customs duties
- 20060035 reduction 100% ad valorem customs duties

- 20060038 reduction 100% ad valorem customs duties
- 20060091 exemption
- 20060099 exemption

**2007 JAMS, FRUIT JELLIES, MARMALADES, FRUIT OR NUT PUREE AND FRUIT OR NUT PASTES, BEING COOKED PREPARATIONS, WHETHER OR NOT CONTAINING ADDED SUGAR OR OTHER SWEETENING MATTER**

- 20071010 exemption
- 20071091 exemption
- 20071099 exemption
- 20079110 reduction 100% ad valorem customs duties
- 20079130 reduction 100% ad valorem customs duties
- 20079190 exemption
- 20079910 exemption
- 20079920 exemption
- 20079931 exemption
- 20079933 exemption
- 20079935 exemption
- 20079939 exemption
- 20079951 exemption
- 20079955 exemption
- 20079958 exemption
- 20079991 exemption
- 20079993 exemption
- 20079998 exemption

**2008 FRUITS, NUTS AND OTHER EDIBLE PARTS OF PLANTS, PREPARED OR PRESERVED, WHETHER OR NOT CONTAINING ADDED SUGAR OR OTHER SWEETENING MATTER OR SPIRIT, N,E,S,**

- 200811 exemption
- 200819 exemption
- 200820 exemption
- 20083011 exemption
- 20083019 reduction 100% ad valorem customs duties; grapefruit: exemption
- 20083031 exemption
- 20083039 exemption
- 20083051 exemption
- 20083055 exemption
- 20083059 exemption
- 20083071 exemption
- 20083075 exemption
- 20083079 exemption
- 20083091 exemption
- 20083099 exemption
- 200840 exemption
- 20085011 exemption
- 20085019 reduction 100% ad valorem customs duties
- 20085031 exemption
- 20085039 exemption
- 20085051 reduction 100% ad valorem customs duties
- 20085059 exemption
- 20085061 exemption

<b>20085069</b>	exemption
<b>20085071</b>	exemption
<b>20085079</b>	exemption
<b>20085092</b>	exemption
<b>20085094</b>	exemption
<b>20085099</b>	exemption
<b>20086011</b>	exemption
<b>20086019</b>	reduction 100% ad valorem customs duties
<b>20086031</b>	exemption
<b>20086039</b>	exemption
<b>20086051</b>	exemption
<b>20086059</b>	exemption
<b>20086061</b>	exemption
<b>20086069</b>	exemption
<b>20086071</b>	exemption
<b>20086079</b>	exemption
<b>20086091</b>	exemption
<b>20086099</b>	exemption
<b>20087011</b>	exemption
<b>20087019</b>	reduction 100% ad valorem customs duties
<b>20087031</b>	exemption
<b>20087039</b>	exemption
<b>20087051</b>	reduction 100% ad valorem customs duties
<b>20087059</b>	exemption
<b>20087061</b>	exemption
<b>20087069</b>	exemption
<b>20087071</b>	exemption
<b>20087079</b>	exemption
<b>20087092</b>	exemption
<b>20087094</b>	exemption
<b>20087099</b>	exemption
<b>200880</b>	exemption
<b>200891</b>	exemption
<b>20089212</b>	exemption
<b>20089214</b>	exemption
<b>20089216</b>	exemption
<b>20089218</b>	exemption
<b>20089232</b>	exemption
<b>20089234</b>	exemption
<b>20089236</b>	exemption
<b>20089238</b>	exemption
<b>20089251</b>	exemption
<b>20089259</b>	exemption
<b>20089272</b>	exemption
<b>20089274</b>	exemption
<b>20089276</b>	exemption
<b>20089278</b>	exemption
<b>20089292</b>	exemption
<b>20089293</b>	exemption
<b>20089294</b>	exemption
<b>20089296</b>	exemption
<b>20089297</b>	exemption
<b>20089298</b>	exemption
<b>20089911</b>	exemption

	20089919	exemption
	20089921	exemption
	20089923	exemption
	20089925	exemption
	20089926	exemption
	20089928	exemption
	20089932	exemption
	20089933	reduction 100% ad valorem customs duties
	20089934	reduction 100% ad valorem customs duties
	20089936	exemption
	20089937	exemption
	20089938	exemption
	20089940	exemption
	20089943	exemption
	20089945	exemption
	20089946	exemption
	20089947	exemption
	20089949	exemption
	20089953	exemption
	20089955	exemption
	20089961	exemption
	20089962	exemption
	20089968	exemption
	20089972	exemption
	20089974	exemption
	20089979	exemption
ex	20089985	exemption except sweet corn
	20089991	reduction 100% ad valorem customs duties
ex	20089999	exemption except vine leaves

**2009 FRUIT JUICES, INCL, GRAPE MUST, AND VEGETABLE JUICES, UNFERMENTED,  
NOT CONTAINING ADDED SPIRIT, WHETHER OR NOT CONTAINING ADDED  
SUGAR OR OTHER SWEETENING MATTER**

	20091111	reduction 100% ad valorem customs duties
	20091119	exemption
	20091191	reduction 100% ad valorem customs duties
	20091199	exemption
	20091911	reduction 100% ad valorem customs duties
	20091919	exemption
	20091991	reduction 100% ad valorem customs duties
	20091999	exemption
	200920	exemption
	20093011	reduction 100% ad valorem customs duties
	20093019	exemption
	20093031	exemption
	20093039	exemption
	20093051	reduction 100% ad valorem customs duties
	20093055	exemption
	20093059	exemption
	20093091	reduction 100% ad valorem customs duties
	20093095	exemption
	20093099	exemption
	200940	exemption

<b>200950</b>	exemption
<b>200960</b>	exemption
<b>20097011</b>	reduction 100% ad valorem customs duties
<b>20097019</b>	exemption
<b>20097030</b>	exemption
<b>20097091</b>	reduction 100% ad valorem customs duties
<b>20097093</b>	exemption
<b>20097099</b>	exemption
<b>20098011</b>	reduction 100% ad valorem customs duties
<b>20098019</b>	exemption
<b>20098032</b>	exemption
<b>20098033</b>	reduction 100% ad valorem customs duties
<b>20098035</b>	reduction 100% ad valorem customs duties
<b>20098036</b>	exemption
<b>20098038</b>	exemption
<b>20098050</b>	exemption
<b>20098061</b>	reduction 100% ad valorem customs duties
<b>20098063</b>	exemption
<b>20098069</b>	exemption
<b>20098071</b>	exemption
<b>20098073</b>	exemption
<b>20098079</b>	exemption
<b>20098083</b>	exemption
<b>20098084</b>	reduction 100% ad valorem customs duties
<b>20098086</b>	reduction 100% ad valorem customs duties
<b>20098088</b>	exemption
<b>20098089</b>	exemption
<b>20098095</b>	exemption
<b>20098096</b>	exemption
<b>20098097</b>	exemption
<b>20098099</b>	exemption
<b>20099011</b>	reduction 100% ad valorem customs duties
<b>20099019</b>	exemption
<b>20099021</b>	reduction 100% ad valorem customs duties
<b>20099029</b>	exemption
<b>20099031</b>	reduction 100% ad valorem customs duties
<b>20099039</b>	exemption
<b>20099041</b>	exemption
<b>20099049</b>	exemption
<b>20099051</b>	exemption
<b>20099059</b>	exemption
<b>20099071</b>	reduction 100% ad valorem customs duties
<b>20099073</b>	exemption
<b>20099079</b>	exemption
<b>20099092</b>	exemption
<b>20099094</b>	reduction 100% ad valorem customs duties
<b>20099095</b>	exemption
<b>20099096</b>	exemption
<b>20099097</b>	exemption
<b>20099098</b>	exemption

**21 MISCELLANEOUS EDIBLE PREPARATIONS**

**2101 EXTRACTS, ESSENCES AND CONCENTRATES, OF COFFEE, TEA OR MATE AND PREPARATIONS WITH A BASIS OF THESE PRODUCTS OR WITH A BASIS OF COFFEE, TEA OR MATE; ROASTED CHICORY AND OTHER ROASTED COFFEE SUBSTITUTES, AND EXTRACTS, ESSENCE**

- 210111 exemption
- 210112 exemption
- 210120 exemption
- 21013011 exemption
- 21013019 reduction 100% ad valorem customs duties
- 21013091 exemption
- 21013099 reduction 100% ad valorem customs duties

**2102 YEASTS, ACTIVE OR INACTIVE, OTHER DEAD SINGLE-CELL MICRO-ORGANISMS, PREPARED BAKING POWDERS (EXCL, SINGLE-CELL MICRO-ORGANISMS PACKAGED AS MEDICAMENTS)**

- 21021010 exemption
- 21021031 reduction 100% ad valorem customs duties
- 21021039 reduction 100% ad valorem customs duties
- 21021090 exemption
- 210220 exemption
- 210230 exemption

**2103 SAUCE AND PREPARATIONS THEREFOR; MIXED CONDIMENTS AND MIXED SEASONINGS; MUSTARD FLOUR AND MEAL, WHETHER OR NOT PREPARED, AND MUSTARD**

- 2103 exemption

**2104 SOUPS AND BROTHS AND PREPARATIONS THEREFOR; FOOD PREPARATIONS CONSISTING OF FINELY HOMOGENIZED MIXTURES OF TWO OR MORE BASIC INGREDIENTS, SUCH AS MEAT, FISH, VEGETABLES OR FRUIT, PUT UP FOR RETAIL SALE AS INFANT FOOD**

- 2104 exemption

**2105 ICE CREAM AND OTHER EDIBLE ICE, WHETHER OR NOT CONTAINING COCOA**

- 2105 reduction 100% ad valorem customs duties

**2106 FOOD PREPARATIONS N,E,S,**

- 210610 reduction 100% ad valorem customs duties
- 21069020 exemption
- 21069030 reduction 16% (5)
- 21069051 reduction 16%
- 21069055 reduction 81 EUR/t
- 21069059 reduction 16% (5)
- 21069092 exemption
- 21069098 reduction 100% ad valorem customs duties

**22 BEVERAGES, SPIRITS AND VINEGAR**

**2201 WATERS, INCL, NATURAL OR ARTIFICIAL MINERAL WATERS AND AERATED WATERS, NOT CONTAINING ADDED SUGAR, OTHER SWEETENING MATTER OR FLAVOURED; ICE AND SNOW**

2201 exemption

**2202 WATERS, INCL, MINERAL WATERS AND AERATED WATERS, CONTAINING ADDED SUGAR OR OTHER SWEETENING MATTER OR FLAVOURED, AND OTHER NON-ALCOHOLIC BEVERAGES (EXCLUDING FRUIT OR VEGETABLE JUICES AND MILK)**

220210 exemption

22029010 exemption

22029091 reduction 100% ad valorem customs duties

22029095 reduction 100% ad valorem customs duties

22029099 reduction 100% ad valorem customs duties

**2203 BEER MADE FROM MALT**

2203 exemption

**2204 WINE OF FRESH GRAPES, INCL, FORTIFIED WINES; GRAPE MUST, PARTLY FERMENTED, OF ACTUAL ALCOHOLIC STRENGTH OF > 0,5 % VOL, WHETHER OR NOT WITH ADDED ALCOHOL**

22043092 exemption

22043094 exemption

22043096 exemption

22043098 exemption

**2205 VERMOUTH AND OTHER WINE OF FRESH GRAPES, FLAVOURED WITH PLANTS OR AROMATIC SUBSTANCES**

2205 exemption

**2206 CIDER, PERRY, MEAD AND OTHER FERMENTED BEVERAGES AND MIXTURES OF FERMENTED BEVERAGES AND NON-ALCOHOLIC BEVERAGES, N,E,S, (EXCL, BEER, WINE OR FRESH GRAPES, GRAPE MUST, VERMOUTH AND OTHER WINE OF FRESH GRAPES FLAVOURED WITH**

22060031 exemption

22060039 exemption

22060051 exemption

22060059 exemption

22060081 exemption

22060089 exemption

**2207 UNDENATURED ETHYL ALCOHOL OF AN ALCOHOLIC STRENGTH BY VOLUME OF >= 80 %; ETHYL ALCOHOL AND OTHER SPIRITS, DENATURED, OF ANY STRENGTH**

2207 exemption



**2208 UNDENATURED ETHYL ALCOHOL OF AN ALCOHOLIC STRENGTH BY VOLUME OF < 80 %; SPIRITS, LIQUEURS AND OTHER SPIRITUOUS BEVERAGES; COMPOUND ALCOHOLIC PREPARATIONS OF A KIND USED FOR THE MANUFACTURE OF BEVERAGES**

2208 exemption

**2209 VINEGAR AND SUBSTITUTES FOR VINEGAR OBTAINED FROM ACETIC ACID**

22090091 exemption

22090099 exemption

**23 RESIDUES AND WASTE FROM THE FOOD INDUSTRIES; PREPARED ANIMAL FODDER**

**2302 BRAN, SHARPS AND OTHER RESIDUES, WHETHER OR NOT IN THE FORM OF PELLETS, DERIVED FROM THE SIFTING, MILLING OR OTHER WORKING OF CEREALS OR OF LEGUMINOUS PLANTS**

230210 reduction 7,2 EUR/t

230220 reduction 7,2 EUR/t

230230 reduction 7,2 EUR/t

230240 reduction 7,2 EUR/t

230250 exemption

**2303 RESIDUES OF STARCH MANUFACTURE AND SIMILAR RESIDUES, BEET-PULP, BAGASSE AND OTHER WASTE OF SUGAR MANUFACTURE, BREWING OR DISTILLING DREGS AND WASTE, WHETHER OR NOT IN THE FORM OF PELLETS**

23031011 reduction 219 EUR/t

**2308 ACORNS, HORSE-CHESTNUTS, MARC AND OTHER VEGETABLE MATERIALS AND VEGETABLE WASTE, VEGETABLE RESIDUES AND BY-PRODUCTS OF A KIND USED IN ANIMAL FEEDING, WHETHER OR NOT IN THE FORM OF PELLETS, N,E,S,**

23089090 exemption

**2309 PREPARATIONS OF A KIND USED IN ANIMAL FEEDING**

23091013 reduction 10,9 EUR/t

23091015 reduction 16%

23091019 reduction 16%

23091033 reduction 10,9 EUR/t

23091039 reduction 16%

23091051 reduction 10,9 EUR/t

23091053 reduction 10,9 EUR/t

23091059 reduction 16%

23091070 reduction 16%

23091090 exemption

23099010 exemption

23099031 reduction 10,9 EUR/t

<b>23099033</b>	reduction 10,9 EUR/t
<b>23099035</b>	reduction 16%
<b>23099039</b>	reduction 16%
<b>23099041</b>	reduction 10,9 EUR/t
<b>23099043</b>	reduction 10,9 EUR/t
<b>23099049</b>	reduction 16%
<b>23099051</b>	reduction 10,9 EUR/t
<b>23099053</b>	reduction 10,9 EUR/t
<b>23099059</b>	reduction 16%
<b>23099070</b>	reduction 16%
<b>23099091</b>	exemption

**24 TOBACCO AND MANUFACTURED TOBACCO SUBSTITUTES**

**24** exemption (6)

**29 ORGANIC CHEMICALS**

**2905 ACYCLIC ALCOHOLS AND THEIR HALOGENATED, SULPHONATED, NITRATED OR NITROSATED DERIVATIVES**

**2905** reduction 100% ad valorem customs duties

**33 ESSENTIAL OILS AND RESINOIDS; PERFUMERY, COSMETIC OR TOILET PREPARATIONS**

**3301 ESSENTIAL OILS, WHETHER OR NOT TERPENELESS, INCL, CONCRETES AND ABSOLUTES; RESINOIDS; CONCENTRATES OF ESSENTIAL OILS IN FATS, FIXED OILS, WAXES OR THE LIKE, OBTAINED BY ENFLEURAGE OR MACERATION; TERPENIC BY-PRODUCTS**

**3301** exemption

**3302 MIXTURES OF ODORIFEROUS SUBSTANCES AND MIXTURES, INCL, ALCOHOLIC SOLUTIONS, BASED ON ONE OR MORE OF THESE SUBSTANCES, OF A KIND USED AS RAW MATERIALS IN INDUSTRY**

**33021029** exemption

**35 ALBUMINOUS SUBSTANCES; MODIFIED STARCHES; GLUES; ENZYMES**

**3501 CASEIN, CASEINATES AND OTHER CASEIN DERIVATIVES; CASEIN GLUES (EXCL, THOSE PACKAGED AS GLUE FOR RETAIL SALE AND WEIGHING =< 1 KG)**

**3501** exemption

**3502 ALBUMINS, 'INCL, CONCENTRATES OF TWO OR MORE WHEY PROTEINS CONTAINING BY WEIGHT > 80% WHEY PROTEINS, CALCULATED ON THE DRY MATTER', ALBUMINATES AND OTHER ALBUMIN DERIVATIVES**

**35021190** reduction 100% ad valorem customs duties

**35021990** reduction 100% ad valorem customs duties

**35022091** reduction 100% ad valorem customs duties

**35022099** reduction 100% ad valorem customs duties

**3503 GELATIN, WHETHER OR NOT IN SQUARE OR RECTANGULAR SHEETS, WHETHER OR NOT SURFACE-WORKED OR COLOURED, AND GELATIN DERIVATIVES; ISINGLASS; OTHER GLUES OF ANIMAL ORIGIN (EXCL, THOSE PACKAGED AS GLUE FOR RETAIL SALE AND WEIGHIN**

**3503** exemption

**3504 PEPTONES AND THEIR DERIVATIVES; OTHER ALBUMINOUS SUBSTANCES AND THEIR DERIVATIVES N,E,S;; HIDE POWDER, WHETHER OR NOT CHROMED**

**3504** exemption

**3505 DEXTRINS AND OTHER MODIFIED STARCHES, E,G, PREGELATINISED OR ESTERIFIED STARCHES; GLUES BASED ON STARCHES, DEXTRINS OR OTHER MODIFIED STARCHES (EXCL, THOSE PUT UP FOR RETAIL SALE AND WEIGHING =< 1 KG)**

**35051010** reduction 100% ad valorem customs duties

**35051050** exemption

**35051090** reduction 100% ad valorem customs duties

**350520** reduction 100% ad valorem customs duties

## **38 MISCELLANEOUS CHEMICAL PRODUCTS**

**3809 FINISHING AGENTS, DYE CARRIERS TO ACCELERATE THE DYEING OR FIXING OF DYES AND OTHER PRODUCTS AND PREPARATIONS SUCH AS DRESSINGS AND MORDANTS OF A KIND USED IN THE TEXTILE, PAPER, LEATHER OR LIKE INDUSTRIES N,E,S,**

**380910** reduction 100% ad valorem customs duties

**3824 PREPARED BINDERS FOR FOUNDRY MOULDS OR CORES; CHEMICAL PRODUCTS AND PREPARATIONS FOR THE CHEMICAL OR ALLIED INDUSTRIES, INCL, MIXTURES OF NATURAL PRODUCTS N,E,S;; RESIDUAL PRODUCTS OF THE CHEMICAL OR ALLIED INDUSTRIES**

**382460** reduction 100% ad valorem customs duties

## **50 SILK**

**50** exemption

## **52 COTTON**

**52** exemption

**Provisions for the French overseas departments**

1. Customs duties shall not be levied on imports into the French overseas departments of the following products originating in the ACP States or the overseas countries and territories:

<b><u>CN code</u></b>	<b><u>Description</u></b>
0102	Live bovine animals of domesticated species other than pure-bred breeding animals
0102 90	
0102 90 05	
0102 90 21	
0102 90 29	
0102 90 41	
0102 90 49	
0102 90 51	
0102 90 59	
0102 90 61	
0102 90 69	
0102 90 71	
0102 90 79	
0201	
0202	
0206 10 95	
0206 29 91	
0709 90 60	Sweet corn
0712 10 90	
1005 90 00	
0714 10 91	-Manioc roots, including yams
0714 90 11	

2. The customs duty shall not be levied on direct imports of rice falling within CN heading 1006, excluding rice for sowing of CN heading 1006 10 10 imported into Réunion.
3. If imports into the French overseas departments of sweet corn originating in the ACP States or the overseas countries and territories exceed 25 000 tonnes within a given year, and if these imports threaten to seriously disturb these markets, the Commission shall take the necessary measures.
4. Within the limit of an annual quota of 2000 tonnes, no customs duties shall be levied on products falling within CN codes 0714 10 91 and 0714 90 11.

## References

quota1	100 tons	Live sheep and goats	
quota2	500 tons	Meat of sheep or goats	
quota3	400 tons	Poultrymeat	
quota4	500 tons	Prepared poultrymeat	
quota5	1000 tons	Milk and cream	
quota6	1000 tons	Cheese and curd	
quota7	500 tons	Pigmeat	
quota8	500 tons	Prepared pigmeat	
quota9	600000 tons	Molasses	
quota10	15000 tons	Wheat and meslin	
quota11	125000 tons	Husked rice	
quota12	20000 tons	Broken rice	
quota13a		2000 tons	Tomatoes other than cherry
tomatoes			
quota13b		2000 tons	Cherry tomatoes
quota14	800 tons	Seedless table grapes	
quota15	1000 tons	Apples	
quota16	2000 tons	Pears	
quota17	1600 tons	Strawberries	
ceiling 1		100000 tons	Sorghum
ceiling 2		60000 tons	Millet
ceiling 3		200 tons	Fresh figs
rq 1		25000 tons	Oranges
rq 2		4000 tons	Mandarins
rq 3		100 tons	Seedless table grapes

- (1) Where, in the course of a year, imports into the Community of products falling within CN codes 0201, 0206 10 95, 0206 29 91, 1602 50 10 or 1602 90 61, originating in an ACP State exceed a quantity equivalent to imports into the Community during whichever year between 1969 and 1974 Community imports of products of that origin were highest, plus an annual growth rate of 7 %, exemption from customs duties on the products of that origin shall be partially or totally suspended. In that event the Community shall determine the arrangements to be applied to the imports in question.
- (2) The reduction shall apply only to imports for which the importer provides proof that an export charge of an amount equivalent to the reduction has been collected by the exporting country.
- (3) If, in the course of a year, the ceiling is reached, the Community may, by means of a Regulation, reintroduce the application of normal customs duties until the end of the period of validity; the duties applicable shall be reduced by 50%.
- (4) If imports of a product exceed the reference quantity, a decision may be taken to make it subject to a ceiling equal to the reference quantity, having regard to the annual balance of trade in the product.
- (5) This reduction shall not be applied when the Community, in accordance with its Uruguay Round commitments, applies additional duties.
- (6) If serious disturbances occur as a result of a large increase in duty-free imports of products falling within CN code 2401, originating in the ACP States, or if these imports create difficulties which bring about a deterioration in the economic situation

of a region of the Community, the Community may take measures to counteract any deflection of trade.

- (c1) Whether or not containing less than 1,5 % by weight of milk fat, with a starch or flour content of 50 % or over but of less than 75 % by weight.

**Joint declaration on market access in the EC-ACP Partnership**

The Parties accept the fact that both sides expect to take part in the negotiations and implementation of agreements leading to further multilateral and bilateral trade liberalisation.

The parties note the Community's commitment to provide least developed countries with free market access for essentially all products by 2005.

At the same time they recognise, with respect to ACP preferential access to the Community market, that this wider process of liberalisation could lead to a deterioration in the relative competitive position of the ACP States which would threaten their development efforts, which the Community is concerned to support.

The Parties therefore agree to examine all necessary measures in order to maintain their competitive position of the ACP States on the Community market during the preparatory period. This examination may include, inter alia, calendar requirements, rules of origin, sanitary and phytosanitary measures and implementation of specific measures addressing supply side constraints in the ACP countries. The objective will be to offer ACP countries possibilities to exploit their existing and potential comparative advantage on the Community market. Bearing in mind their commitment to cooperation in the WTO, the parties agree that this examination will also take into account any extension within the WTO of the trade advantages which may be offered by Member countries to developing countries.

To this end, the Ministerial Trade Committee should make recommendations on the basis of an initial review to be prepared by the Commission and the ACP Secretariat. The EC Council will examine these recommendations on the basis of a proposal from the Commission, with a view to preserving the benefits of the ACP-EC trade arrangement.

The Council of the European Community, for its part, underlines its obligation to take account the effect any agreement or other measures to be taken by the EC on ACP-EC trade. It requests the Commission to carry out the necessary impact assessments on a systematic basis.

The measures will relate to the preparatory period and will take due account of the Community's common agricultural policy.

The Ministerial Trade Committee shall monitor the implementation of this Declaration and make appropriate reports to the ACP-EC Council of Ministers.

<b>Joint Declaration on non-discrimination</b>
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The Parties agree that notwithstanding specific provisions of Annex V to this Agreement, the Community shall not discriminate between ACP States in the trade regime provided for in the framework of that Annex, taking account however of the provisions of this Agreement and of specific autonomous initiatives in the multilateral context, such as that in favour of the least developed countries pursued by the Community.

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