

FINAL ACT

The plenipotentiaries of:

His Majesty the King of the Belgians,

Her Majesty the Queen of Denmark,

The President of the Federal Republic of Germany,

The President of the Hellenic Republic,

His Majesty the King of Spain,

The President of the French Republic,

The President of Ireland,

The President of the Italian Republic,

His Royal Highness the Grand Duke of Luxembourg,

Her Majesty the Queen of the Netherlands,

The Federal President of the Republic of Austria,

The President of the Portuguese Republic

The President of the Republic of Finland,

The Government of the Kingdom of Sweden,

Her Majesty the Queen of the United Kingdom of Great Britain and Northern Ireland,

Contracting Parties to the Treaty establishing the European Community, hereinafter referred to as 'the Community', the States of the Community being hereinafter referred to as 'Member States',

and of the Council of the European Union and the Commission of the European Communities,

on the one part, and

The plenipotentiaries of:

The President of the Republic of Angola,

Her Majesty the Queen of Antigua and Barbuda,

The Head of State of the Commonwealth of the Bahamas,

The Head of State of Barbados,

Her Majesty the Queen of Belize,

The President of the Republic of Benin,

The President of the Republic of Botswana,

The President of Burkina Faso,

The President of the Republic of Burundi,

The President of the Republic of Cameroon,

The President of the Republic of Cape Verde,

The President of the Central African Republic,

The President of the Republic of Chad,

The President of the Islamic Federal Republic of the Comoros,

The President of the Democratic Republic of Congo,
The President of the Republic of Congo,
The Government of the Cook Islands
The President of the Republic of Côte d'Ivoire,
The President of the Republic of Djibouti,
The Government of the Commonwealth of Dominica,
The President of the Dominican Republic,
The President of the State of Eritrea,
The President of the Republic of Equatorial Guinea,
The President of the Federal Democratic Republic of Ethiopia,
The President of the Sovereign Democratic Republic of Fiji,
The President of the Gabonese Republic,
The President and Head of State of the Republic of The Gambia,
The President of the Republic of Ghana,
Her Majesty the Queen of Grenada,
The President of the Republic of Guinea,
The President of the Republic of Guinea-Bissau,
The President of the Republic of Guyana,
The President of the Republic of Haiti,
The Head of State of Jamaica,
The President of the Republic of Kenya,
The President of the Republic of Kiribati,
His Majesty the King of the Kingdom of Lesotho,
The President of the Republic of Liberia,
The President of the Republic of Madagascar,
The President of the Republic of Malawi,
The President of the Republic of Mali,
The Government of the Republic of the Marshall Islands,
The President of the Islamic Republic of Mauritania,
The President of the Republic of Mauritius,
The Government of the Federated States of Micronesia,
The President of the Republic of Mozambique,
The President of the Republic of Namibia,
The Government of the Republic of Nauru,
The President of the Republic of Niger,

The President of the Federal Republic of Nigeria,
The Government of Niue,
The Government of the Republic of Palau,
Her Majesty the Queen of the Independent State of Papua New Guinea,
The President of the Rwandese Republic,
Her Majesty the Queen of Saint Kitts and Nevis,
Her Majesty the Queen of Saint Lucia,
Her Majesty the Queen of Saint Vincent and the Grenadines,
The Head of State of the Independent State of Samoa,
The President of the Democratic Republic of São Tomé and Príncipe,
The President of the Republic of Senegal,
The President of the Republic of Seychelles,
The President of the Republic of Sierra Leone,
Her Majesty the Queen of the Solomon Islands,
The President of the Republic of South Africa,
The President of the Republic of Sudan,
The President of the Republic of Suriname,
His Majesty the King of the Kingdom of Swaziland,
The President of the United Republic of Tanzania,
The President of the Togolese Republic,
His Majesty King Taufa'ahau Tupou IV of Tonga,
The President of the Republic of Trinidad and Tobago,
Her Majesty the Queen of Tuvalu,
The President of the Republic of Uganda,
The Government of the Republic of Vanuatu,
The President of the Republic of Zambia,
The Government of the Republic of Zimbabwe,
whose States are hereinafter referred to as 'ACP States',

of the other part,

meeting at Cotonou on June 23 in the year two thousand for the signature of the ACP-EC Partnership Agreement have adopted the following texts:

The ACP-EC Partnership Agreement, and the following Annexes and Protocols:

Annex I	Financial Protocol
Annex II	Terms and Conditions of Financing
Annex III	Institutional Support — CDE and CTA

Annex IV	Implementation and management procedures
Annex V	Trade regime applicable during the preparatory period referred to in Article 37(1)
Annex VI	List of LDLICs
Protocol 1	on operating expenditure of the joint institutions
Protocol 2	on privileges and immunities
Protocol 3	on South Africa
The plenipotentiaries of the Member States and of the Community and the plenipotentiaries of the ACP States have adopted the texts of the declarations listed below annexed to this Final Act:	
Declaration I	Joint Declaration on the actors of the Partnership (Article 6)
Declaration II	Declaration of the Commission and the Council of the European Union on the clause concerning the return and readmission of illegal immigrants [Article 13(5)]
Declaration III	Joint Declaration on participation in the Joint Parliamentary Assembly [Article 17(1)]
Declaration IV	Community Declaration on the financing of the ACP Secretariat
Declaration V	Community Declaration on the financing of the joint institutions
Declaration VI	Community Declaration relating to the Protocol on privileges and immunities
Declaration VII	Declaration by the Member States relating to the Protocol on privileges and immunities
Declaration VIII	Joint Declaration relating to the Protocol on privileges and immunities
Declaration IX	Joint Declaration on Article 49(2) on trade and environment
Declaration X	ACP Declaration on trade and environment
Declaration XI	Joint Declaration on the ACP cultural heritage
Declaration XII	Declaration by the ACP States on return or restitution of cultural property
Declaration XIII	Joint Declaration on copyright
Declaration XIV	Joint Declaration on regional cooperation and the outermost regions (Article 28)
Declaration XV	Joint Declaration on accession
Declaration XVI	Joint Declaration on accession of the overseas countries and territories referred to in Part Four of the EC Treaty
Declaration XVII	Joint Declaration on Article 66 (debt relief) of the Agreement
Declaration XVIII	EU Declaration on the Financial Protocol
Declaration XIX	Declaration by the Council and the Commission on the Programming Process
Declaration XX	Joint Declaration on the impact of Export Revenue Fluctuations on Vulnerable Small, Island and Landlocked ACP States
Declaration XXI	Community Declaration on Article 3 of Annex IV
Declaration XXII	Joint Declaration concerning agricultural products referred to in Article 1(2)(a) of Annex V
Declaration XXIII	Joint Declaration on market access in the EC-ACP Partnership
Declaration XXIV	Joint Declaration on rice

Declaration XXV	Joint Declaration on rum
Declaration XXVI	Joint Declaration on beef and veal
Declaration XXVII	Joint Declaration on the arrangements governing access to the markets of the French overseas departments for products originating in the ACP States referred to in Article 1(2) of Annex V
Declaration XXVIII	Joint Declaration on cooperation between ACP States and the neighbouring overseas countries and territories and French overseas departments
Declaration XXIX	Joint Declaration on products covered by the common agricultural policy
Declaration XXX	ACP Declaration on Article 1 of Annex V
Declaration XXXI	Community Declaration on Article 5(2)(a) of Annex V
Declaration XXXII	Joint Declaration on non-discrimination
Declaration XXXIII	Community Declaration on Article 8(3) of Annex V
Declaration XXXIV	Joint Declaration on Article 12 of Annex V
Declaration XXXV	Joint Declaration relating to Protocol 1 on Article 7 of Annex V
Declaration XXXVI	Joint Declaration relating to Protocol 1 of Annex V
Declaration XXXVII	Joint Declaration relating to Protocol 1 of Annex V on the origin of fishery products
Declaration XXXVIII	Community Declaration relating to Protocol 1 of Annex V on the extent of territorial waters
Declaration XXXIX	ACP Declaration relating to Protocol 1 of Annex V on the origin of fishery products
Declaration XL	Joint Declaration on the application of the value tolerance rule in the tuna sector
Declaration XLI	Joint Declaration on Article 6(11) of Protocol 1 of Annex V
Declaration XLII	Joint Declaration on rules of origin: cumulation with South Africa
Declaration XLIII	Joint Declaration on Annex 2 to Protocol 1 of Annex V

Hecho en Cotonú, el veintitrés de junio del año dos mil.
Udfærdiget i Cotonou den treogtyvende juni to tusind.
Geschehen zu Cotonou am dreiundzwanzigsten Juni zweitausend.
Έγινε στην Κοτονού, στις είκοσι τρεις Ιουνίου δύο χιλιάδες.
Done at Cotonou on the twenty-third day of June in the year two thousand.
Fait à Cotonou, le vingt-trois juin deux mille.
Fatto a Cotonou, addì ventitré giugno duemila.
Gedaan te Cotonou, de drieëntwintigste juni tweeduizend.
Feito em Cotonu, em vinte e três de Junho de dois mil.
Tehty Cotonoussa kahdentenäkymmenentenäkolmantena päivänä kesäkuuta vuonna kaksituhatta.
Som skedde i Cotonou den tjugotredje juni tjugohundra.

Pour Sa Majesté le Roi des Belges
Voor Zijne Majesteit de Koning der Belgen
Für Seine Majestät den König der Belgier

Cette signature engage également la Communauté française, la Communauté flamande, la Communauté germanophone, la Région wallonne, la Région flamande et la Région de Bruxelles-Capitale.
Deze handtekening verbindt eveneens de Vlaamse Gemeenschap, de Franse Gemeenschap, de Duitstalige Gemeenschap, het Vlaamse Gewest, het Waalse Gewest en het Brusselse Hoofdstedelijke Gewest.
Diese Unterschrift bindet zugleich die Deutschsprachige Gemeinschaft, die Flämische Gemeinschaft, die Französische Gemeinschaft, die Wallonische Region, die Flämische Region und die Region Brüssel-Hauptstadt.

For Hendes Majestæt Danmarks Dronning

Für den Präsidenten der Bundesrepublik Deutschland

Για τον Πρόεδρο της Ελληνικής Δημοκρατίας

Por Su Majestad el Rey de España

Pour le Président de la République française

Thar ceann Uachtarán na hÉireann
For the President of Ireland

Per il Presidente della Repubblica italiana

Pour Son Altesse Royale le Grand-Duc de Luxembourg

Voor Hare Majesteit de Koningin der Nederlanden

Für den Bundespräsidenten der Republik Österreich

Pelo Presidente da República Portuguesa

Suomen Tasavallan Presidentin puolesta
För Republiken Finlands President

På svenska regeringens vägnar

For Her Majesty the Queen of the United Kingdom of Great Britain and Northern Ireland

Por la Comunidad Europea
For Det Europæiske Fællesskab
Für die Europäische Gemeinschaft
Για την Ευρωπαϊκή Κοινότητα
For the European Community
Pour la Communauté européenne
Per la Comunità europea
Voor de Europese Gemeenschap
Pela Comunidade Europeia
Euroopan yhteisön puolesta
På Europeiska gemenskapens vägnar

Pour le Président de la République d'Angola

For Her Majesty the Queen of Antigua and Barbuda

For the Head of State of the Commonwealth of the Bahamas

For the Head of State of Barbados

For the Government of Belize

Pour le Président de la République du Bénin

For the President of the Republic of Botswana

Pour le Président du Burkina Faso

Pour le Président de la République du Burundi

Pour le Président de la République du Cameroun

Pour le Président de la République du Cap-Vert

Pour le Président de la République Centrafricaine

Pour le Président de la République Fédérale Islamique des Comores

Pour le Président de la République démocratique du Congo

Pour le Président de la République du Congo

For the Government of the Cook Islands

Pour le Président de la République de Côte d'Ivoire

Pour le Président de la République de Djibouti

For the Government of the Commonwealth of Dominica

For the President of the Dominican Republic

For the President of the State of Eritrea

For the President of the Federal Republic of Ethiopia

For the President of the Sovereign Democratic Republic of Fiji

Pour le Président de la République gabonaise

For the President and Head of State of the Republic of The Gambia

For the President of the Republic of Ghana

For Her Majesty the Queen of Grenada

Pour le Président de la République de Guinée

Pour le Président de la République de Guinée-Bissau

Pour le Président de la République de Guinée équatoriale

For the President of the Republic of Guyana

Pour le Président de la République d'Haïti

For the Head of State of Jamaica

For the President of the Republic of Kenya

For the President of the Republic of Kiribati

For His Majesty the King of the Kingdom of Lesotho

For the President of the Republic of Liberia

Pour le Président de la République de Madagascar

For the President of the Republic of Malawi

Pour le Président de la République du Mali

For the Government of the Republic of the Marshall Islands

Pour le Président de la République Islamique de Mauritanie

For the President of the Republic of Mauritius

For the Government of the Federated States of Micronesia

Pour le Président de la République du Mozambique

For the President of the Republic of Namibia

For the Government of the Republic of Nauru

Pour le Président de la République du Niger

For the President of the Federal Republic of Nigeria

For the Government of Niue

For the Government of the Republic of Palau

For Her Majesty the Queen of the Independent State of Papua New Guinea

Pour le Président de la République Rwandaise

For Her Majesty the Queen of Saint Kitts and Nevis

For Her Majesty the Queen of Saint Lucia

For Her Majesty the Queen of Saint Vincent and the Grenadines

For the Head of State of the Independent State of Samoa

Pour le Président de la République démocratique de São Tomé et Príncipe

Pour le Président de la République du Sénégal

Pour le Président de la République des Seychelles

For the President of the Republic of Sierra Leone

For Her Majesty the Queen of the Solomon Islands

For the President of the Republic of South Africa

For the President of the Republic of the Sudan

For the President of the Republic of Suriname

For His Majesty the King of the Kingdom of Swaziland

For the President of the United Republic of Tanzania

Pour le Président de la République du Tchad

Pour le Président de la République togolaise

For His Majesty King Taufa'ahau Tupou IV of Tonga

For the President of the Republic of Trinidad and Tobago

For Her Majesty the Queen of Tuvalu

For the President of the Republic of Uganda

For the Government of the Republic of Vanuatu

For the President of the Republic of Zambia

For the Government of the Republic of Zimbabwe

DECLARATION I**Joint Declaration on the actors of the partnership (Article 6)**

The Parties agree that the definition of civil society may differ significantly according to the socio-economic and cultural conditions of each ACP country. However, they believe that this definition may include inter alia the following organisations: human rights groups and agencies, grassroots organisations, women's associations, youth organisations, child-protection organisations, environmental movements, farmers' organisations, consumers' associations, religious organisations, development support structures (NGOs, teaching and research establishments), cultural associations and the media.

DECLARATION II**Declaration of the Commission and the Council of the European Union on the clause concerning the return and readmission of illegal immigrants [Article 13(5)]**

Article 13(5) shall be without prejudice to the internal division of powers between the Community and its Member States for the conclusion of readmission agreements.

DECLARATION III**Joint Declaration on participation in the Joint Parliamentary Assembly [Article 17(1)]**

The Parties reaffirm the role of the Joint Parliamentary Assembly in promoting and defending democratic processes through dialogue between members of parliament, and agree that the participation of representatives who are not members of a parliament, as set out in Article 17, shall be allowed only in exceptional circumstances. Such participation shall be subject to the approval of the Joint Parliamentary Assembly before each session.

DECLARATION IV**Community Declaration on the financing of the ACP Secretariat**

The Community shall contribute to the cost of running the ACP Secretariat from intra-ACP cooperation resources.

DECLARATION V**Community Declaration on the financing of the joint institutions**

The Community, being aware that expenditure in connection with interpreting at meetings and the translation of documents is expenditure incurred essentially for its own requirements, is prepared to continue past practice and meet this expenditure both for meetings of the institutions of the Agreement which take place in the territory of a Member State and those which take place in the territory of an ACP State.

DECLARATION VI**Community Declaration relating to the Protocol on privileges and immunities**

The Protocol on privileges and immunities is a multilateral act from the point of view of international law. However, any specific problems that may arise in the host State regarding the application of this Protocol should be settled by bilateral agreement with that State.

The Community has noted the ACP States' requests that certain provisions of Protocol 2 be modified, notably as regards the status of the staff of the ACP Secretariat, the Centre for the Development of Enterprise (CDE) and the Centre for the Development of Agriculture (CTA).

The Community is willing to seek jointly appropriate solutions in respect of the ACP States' requests with a view to establishing a separate legal instrument as referred to above.

In this context, the host country will, without derogating from the present benefits enjoyed by the ACP Secretariat, the CDE, the CTA and their staff:

- (1) Show understanding as regards the interpretation of the expression 'staff of senior rank', such an interpretation to be arrived at by mutual agreement;
- (2) Recognise the powers delegated by the President of the Council of ACP Ministers to the Chairman of the ACP-EC Committee of Ambassadors, in order to simplify implementation of Article 9 of the Protocol;
- (3) Agree to grant certain facilities to the staff of the ACP Secretariat, the CDE and the CTA to facilitate initial installation in the host country;
- (4) Examine in an appropriate way tax-related questions concerning the ACP Secretariat, the CDE and the CTA and their staff.

DECLARATION VII**Declaration by the Member States relating to the Protocol on privileges and immunities**

The Member States shall strive, in the context of their respective regulations, to facilitate throughout their respective territories, the movement in pursuit of their official duties of ACP diplomats accredited to the Community, members of the ACP Secretariat referred to in Article 7 of Protocol 2, whose names and positions shall be communicated in accordance with Article 9 of that Protocol, and the ACP executives of the CDE and the CTA.

DECLARATION VIII**Joint Declaration relating to the Protocol on privileges and immunities**

Within the context of their respective regulations, the ACP States shall grant Commission delegations privileges and immunities similar to those granted to diplomatic missions so that they are able to carry out the functions incumbent on them under the Agreement in a satisfactory and effective manner.

DECLARATION IX**Joint Declaration on Article 49(2) on trade and environment**

Keenly aware of the specific risks attaching to radioactive waste, the Parties will refrain from any practice of discharging such waste which would encroach upon the sovereignty of States or threaten the environment or public health in other countries. They attach the greatest importance to developing international cooperation to protect the environment and public health against such risks. They accordingly affirm their determination to play an active part in the work being done in the IAEA to produce an internationally approved code of good practice.

Council Directive 92/3/Euratom of 3 February 1992 on the supervision and control of shipments of radioactive waste between Member States and into and out of the Community defines the term 'radioactive waste' as any material, which contains or is contaminated by radio-nuclides and for which no use is foreseen. The Directive is applicable to shipments of radioactive waste between Member States and into and out of the Community whenever the quantities and concentration exceed the levels laid down in Article 3(2)(a) and (b) of the Council Directive 96/29/Euratom of 13 May 1996. The defined levels ensure basic safety standards for the protection of health of workers and the general public against the dangers arising from ionising radiation.

Shipments of radioactive waste are subject to a system of prior authorisation as defined in Directive 92/3/Euratom of 3 February 1992 on the supervision and control of shipments of radioactive waste between Member States and into and out of the Community. Article 11(1)b of the Directive stipulates that the competent authorities of Member States shall not authorise shipments of radioactive waste to a State party to the Fourth ACP-EEC Convention which is not a member of the Community, taking account, however, of Article 14. The Community ensures that Article 11 of Directive 92/3/Euratom will be revised to cover all Parties of this Agreement which are not members of the Community. Until then, the Community will act, as if the abovementioned parties would already be covered.

The Parties shall make every effort to sign and ratify as quickly as possible the Basle Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal, as well as the 1995 amendment to the Convention, as laid down in Decision III/1.

DECLARATION X**ACP Declaration on trade and environment**

The ACP States are seriously concerned about environmental problems in general and the transboundary movement of hazardous, nuclear and other radioactive wastes in particular.

In interpreting and implementing the provisions of Article 32(1)(d) of the Agreement, the ACP States have expressed their determination to be guided by the principles and the provisions of the OAU Resolution on the Control of Transboundary Movements of Hazardous Wastes and their Disposal in Africa as contained in AHG 182 (XXV).

DECLARATION XI**Joint Declaration on the ACP cultural heritage**

1. The Parties express their common will to promote the preservation and enhancement of the cultural heritage of each ACP country, at the international, bilateral and private level and in the context of this Agreement.

2. The Parties acknowledge the need to facilitate the access of ACP historians and researchers to archives with a view to promoting the development of exchange of information on the cultural heritage of ACP States.

3. They acknowledge the usefulness of providing assistance for the appropriate activities conducted especially in the area of training, for the preservation, protection and exhibition of cultural properties, monuments and objects, including the promulgation and implementation of appropriate legislation.

4. They underpin the importance of undertaking common cultural activities, facilitating the mobility of ACP and European artists, as well as the exchanges of cultural objects which are symbolic of their cultures and civilisations with a view to enhancing mutual understanding and solidarity between their respective populations.

DECLARATION XII

Declaration by the ACP States on return or restitution of cultural property

The ACP States urge the Community and its Member States, insofar as they acknowledge the legitimate right of the ACP States to cultural identity, to promote the return or restitution of cultural property taken from ACP States and now to be found in Member States.

DECLARATION XIII

Joint Declaration on copyright

The Parties acknowledge that promotion of copyright protection is an integral part of cultural cooperation, the aim of which is to enhance all forms of human expression. Furthermore, such protection is a prerequisite for nurturing and developing production, dissemination and publishing activities.

Consequently, the two Parties shall, in the context of ACP-EC cultural cooperation, seek to promote and foster respect for copyright and related rights.

In this context, and in accordance with the rules and procedures laid down by the Agreement, the Community may offer financial and technical support for disseminating copyright information, training economic operators in the protection of such rights and drafting national legislation for their better protection.

DECLARATION XIV

Joint Declaration on regional cooperation and the outermost regions (Article 28)

The reference to the outermost regions concerns the Spanish autonomous community of the Canary Islands, the four French overseas departments, namely Guadeloupe, Guyana, Martinique and Réunion, and the Portuguese autonomous regions of the Azores and Madeira.

DECLARATION XV**Joint Declaration on accession**

Any accession of a third State to this Agreement shall be made in compliance with the provisions of Article 1 and the objectives of Article 2 laid down by the ACP Group in the Georgetown Agreement as amended in November 1992.

DECLARATION XVI**Joint Declaration on accession of the overseas countries and territories referred to in Part Four of the EC Treaty**

The Community and the ACP States are prepared to allow the overseas countries and territories referred to in Part Four of the Treaty which have become independent to accede to this Agreement, if they wish to continue their relations with the Community in this form.

DECLARATION XVII**Joint Declaration on Article 66 (debt relief) of the Agreement**

The Parties agree on the following principles:

- (a) In the longer-term, the Parties will seek an improvement of the Heavily Indebted Poor Countries initiative and promote a deepening, broadening and speeding up debt relief to ACP Countries;
 - (b) The Parties will also seek the mobilisation and establishment of support mechanisms for debt reduction in favour of ACP countries who are not yet eligible for the HIPC initiative.
-

DECLARATION XVIII**EU Declaration on the Financial Protocol**

Within the overall amount of EUR 13 500 million of the 9th EDF, EUR 12 500 million shall be made available immediately upon the entry into force of the Financial Protocol. The remaining EUR 1 000 million shall be released on the basis of the performance review referred to in paragraph 7 of the Financial Protocol that shall be undertaken in 2004.

In evaluating the need for new resources, full account shall be taken of this performance review as well as of a date beyond which the funds of the 9th EDF will not be committed.

DECLARATION XIX**Declaration by the Council and the Commission on the Programming Process**

The Community and its Member States reaffirm their attachment to the agreement on a reform of the programming process for implementation of assistance financed from the 9th EDF.

In this context, the Community and its Member States regard a properly implemented review mechanism as the most important tool for successful programming. The review process that has been agreed for governing the implementation of the 9th EDF will ensure continuity in the programming process while allowing for regular adjustments of the Country Support Strategy to reflect developments in needs and performance of the ACP State concerned.

In order to reap the full benefits of the reform and ensure the efficiency of the programming process, the Community and its Member States reaffirm the political commitment to the following principles:

The reviews must as far as possible be carried out in the ACP State concerned. Localising the reviews shall not imply that the Member States or the Commission Headquarters shall be prevented from following and being involved in the programming process as appropriate.

The time frames that have been set for completion of the reviews shall be respected.

The reviews must not be an isolated event in the programming process. The reviews shall be regarded as management tools, which synthesise the results of the regular (monthly) dialogue between the National Authorising Officer and the Commission's Head of Delegation.

The reviews must not increase the administrative burden of either of the Parties concerned. The procedures and reporting requirements surrounding the programming process must therefore be managed in a disciplined manner. To this end, the respective roles of the Member States and the Commission in the decision making process will be reviewed and adapted.

DECLARATION XX

Joint Declaration on the Impact of Export Revenue Fluctuations on Vulnerable Small, Island and Landlocked ACP States

The Parties note the concern of ACP States that the modalities of the mechanism for additional support to countries suffering from fluctuation of export revenues may not provide sufficient support to vulnerable small, island and landlocked States subject to volatile export revenues.

From the second year of operation of the mechanism, and on request of one or more ACP States who have met with difficulties, the Parties agree to re-examine the modalities of the mechanism on the basis of a proposal from the Commission, with a view, where necessary, to remedy the effects of such fluctuations.

DECLARATION XXI

Community Declaration on Article 3 of Annex IV

The notification of the indicative amount referred to in Article 3 of Annex IV, will not apply to the ACP States with whom the Community has suspended its cooperation.

DECLARATION XXII

Joint declaration concerning agricultural products referred to in article 1(2)(a) of annex V

The 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.

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

01	LIVE ANIMALS
0101	Live horses, asses, mules and hinnies
0101	exemption
0102	Live bovine animals
0102 90 05	reduction 100 % ad valorem customs duties
0102 90 21	reduction 100 % ad valorem customs duties
0102 90 29	reduction 100 % ad valorem customs duties
0102 90 41	reduction 100 % ad valorem customs duties
0102 90 49	reduction 100 % ad valorem customs duties
0102 90 51	reduction 100 % ad valorem customs duties
0102 90 59	reduction 100 % ad valorem customs duties
0102 90 61	reduction 100 % ad valorem customs duties
0102 90 69	reduction 100 % ad valorem customs duties
0102 90 71	reduction 100 % ad valorem customs duties
0102 90 79	reduction 100 % ad valorem customs duties
0103	Live swine
0103 91 10	reduction 16 %
0103 92 11	reduction 16 %
0103 92 19	reduction 16 %
0104	Live sheep and goats
0104 10 30	reduction 100 % customs duties within the limit of the quota (ctg1)
0104 10 80	reduction 100 % customs duties within the limit of the quota (ctg1)
0104 20 10	exemption
0104 20 90	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
0203 11 10	within the limit of the quota (ctg 7) reduction 50 %
0203 11 90	exemption
0203 12 11	within the limit of the quota (ctg 7) reduction 50 %
0203 12 19	within the limit of the quota (ctg 7) reduction 50 %

0203 12 90	exemption
0203 19 11	within the limit of the quota (ctg 7) reduction 50 %
0203 19 13	within the limit of the quota (ctg 7) reduction 50 %
0203 19 15	within the limit of the quota (ctg 7) reduction 50 %
ex 0203 19 55	within the limit of the quota (ctg 7) reduction 50 % (excluding tenderloin presented separately)
0203 19 59	within the limit of the quota (ctg 7) reduction 50 %
0203 19 90	exemption
0203 21 10	within the limit of the quota (ctg 7) reduction 50 %
0203 21 90	exemption
0203 22 11	within the limit of the quota (ctg 7) reduction 50 %
0203 22 19	within the limit of the quota (ctg 7) reduction 50 %
0203 22 90	exemption
0203 29 11	within the limit of the quota (ctg 7) reduction 50 %
0203 29 13	within the limit of the quota (ctg 7) reduction 50 %
0203 29 15	within the limit of the quota (ctg 7) reduction 50 %
ex 0203 29 55	within the limit of the quota (ctg 7) reduction 50 % (excluding tenderloin presented separately)
0203 29 59	within the limit of the quota (ctg 7) reduction 50 %
0203 29 90	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 (quota 2) reduction 65 % specific duties; other species: within the limit of the quota (quota 1) 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
0206 10 91	exemption
0206 10 95	reduction 100 % ad valorem customs duties ⁽¹⁾
0206 10 99	exemption
0206 21	exemption
0206 22	exemption
0206 29 91	reduction 100 % ad valorem customs duties ⁽¹⁾
0206 29 99	exemption
0206 30 21	within the limit of the quota (ctg 7) reduction 50 %
0206 30 31	within the limit of the quota (ctg 7) reduction 50 %
0206 30 90	exemption
0206 41 91	within the limit of the quota (ctg 7) reduction 50 %
0206 41 99	exemption
0206 49 91	within the limit of the quota (ctg 7) reduction 50 %
0206 49 99	exemption
0206 80	exemption
0206 90	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 (ctg 3) reduction 65 %
0208	Meat and edible offal of rabbits, hares, pigeons and other animals not elsewhere specified or included, 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
0209 00 11	within the limit of the quota (ctg 7) reduction 50 %
0209 00 19	within the limit of the quota (ctg 7) reduction 50 %
0209 00 30	within the limit of the quota (ctg 7) reduction 50 %
0209 00 90	reduction 16 %
0210	Meat and edible offal, salted, in brine, dried or smoked; edible flours and meals of meat or meat offal
0210 11 11	within the limit of the quota (ctg 7) reduction 50 %
0210 11 19	within the limit of the quota (ctg 7) reduction 50 %

0210 11 31	within the limit of the quota (ctg 7) reduction 50 %
0210 11 39	within the limit of the quota (ctg 7) reduction 50 %
0210 11 90	exemption
0210 12 11	within the limit of the quota (ctg 7) reduction 50 %
0210 12 19	within the limit of the quota (ctg 7) reduction 50 %
0210 12 90	exemption
0210 19 10	within the limit of the quota (ctg 7) reduction 50 %
0210 19 20	within the limit of the quota (ctg 7) reduction 50 %
0210 19 30	within the limit of the quota (ctg 7) reduction 50 %
0210 19 40	within the limit of the quota (ctg 7) reduction 50 %
0210 19 51	within the limit of the quota (ctg 7) reduction 50 %
0210 19 59	within the limit of the quota (ctg 7) reduction 50 %
0210 19 60	within the limit of the quota (ctg 7) reduction 50 %
0210 19 70	within the limit of the quota (ctg 7) reduction 50 %
0210 19 81	within the limit of the quota (ctg 7) reduction 50 %
0210 19 89	within the limit of the quota (ctg 7) reduction 50 %
0210 19 90	exemption
0210 20	reduction 100 % ad valorem customs duties
0210 90 10	exemption
0210 90 11	reduction 100 % ad valorem customs duties;
	domestic sheep: within the limit of the quota (quota 2) reduction 65 % specific duties;
	other species: within the limit of the quota (quota 1) reduction 100 % specific duties
0210 90 19	reduction 100 % ad valorem customs duties;
	domestic sheep: within the limit of the quota (quota 2) reduction 65 % specific duties;
	other species: within the limit of the quota (quota 1) reduction 100 % specific duties
0210 90 21	exemption
0210 90 29	exemption
0210 90 31	within the limit of the quota (ctg 7) reduction 50 %
0210 90 39	within the limit of the quota (ctg 7) reduction 50 %
0210 90 41	reduction 100 % ad valorem customs duties
0210 90 49	exemption
0210 90 60	exemption
0210 90 71	reduction 16 %
0210 90 79	reduction 16 %
0210 90 80	exemption
0210 90 90	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 (ctg 5) 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
0403 10 11	reduction 16 %
0403 10 13	reduction 16 %
0403 10 19	reduction 16 %
0403 10 31	reduction 16 %
0403 10 33	reduction 16 %
0403 10 39	reduction 16 %
0403 10 51	reduction 100 % ad valorem customs duties
0403 10 53	reduction 100 % ad valorem customs duties
0403 10 59	reduction 100 % ad valorem customs duties
0403 10 91	reduction 100 % ad valorem customs duties
0403 10 93	reduction 100 % ad valorem customs duties
0403 10 99	reduction 100 % ad valorem customs duties
0403 90 11	reduction 16 %
0403 90 13	reduction 16 %
0403 90 19	reduction 16 %

0403 90 31	reduction 16 %
0403 90 33	reduction 16 %
0403 90 39	reduction 16 %
0403 90 51	reduction 16 %
0403 90 53	reduction 16 %
0403 90 59	reduction 16 %
0403 90 61	reduction 16 %
0403 90 63	reduction 16 %
0403 90 69	reduction 16 %
0403 90 71	reduction 100 % ad valorem customs duties
0403 90 73	reduction 100 % ad valorem customs duties
0403 90 79	reduction 100 % ad valorem customs duties
0403 90 91	reduction 100 % ad valorem customs duties
0403 90 93	reduction 100 % ad valorem customs duties
0403 90 99	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, not elsewhere specified or included
0404	reduction 16 %
0405	Butter and other fats and oils derived from milk
0405	reduction 16 %
0406	Cheese and curd
0406	within the limit of the quota (ctg 6) reduction 65 %
0407	Birds' eggs, in shell, fresh, preserved or cooked
0407 00 11	reduction 16 %
0407 00 19	reduction 16 %
0407 00 30	reduction 16 %
0407 00 90	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
0408 11 80	reduction 16 %
0408 19 81	reduction 16 %
0408 19 89	reduction 16 %
0408 91 80	reduction 16 %
0408 99 80	reduction 16 %
0409	Natural honey
0409	exemption
0410	Turtles' eggs, birds' nests and other edible products of animal origin not elsewhere specified or included
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 (quota 13a); cherry tomatoes 15/11-30/4: reduction 100 % ad valorem customs duties within the limit of the quota (quota 13b)

0703	Onions, shallots, garlic, leeks and other alliaceous vegetables, fresh or chilled
0703 10 19	reduction 15 % from 16/5-31/1, exemption 1/2-15/5
0703 10 90	reduction 16 %
0703 20	reduction 15 % from 1/6-31/1, exemption 1/2-31/5
0703 90	reduction 16 %
0704	Cabbages, cauliflowers, kohlrabi, kale and similar edible brassicas, fresh or chilled
0704 10	reduction 16 %
0704 20	reduction 16 %
0704 90 10	reduction 16 %
0704 90 90	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
0705 11	Iceberg salad: reduction 15 % 1/11-30/6, exemption 1/7-31/10; other salads: reduction 16 %
0705 19	reduction 16 %
0705 21	reduction 16 %
0705 29	reduction 16 %
0706	Carrots, turnips, salad beetroot, salsify, celeriac, radishes and similar edible roots, fresh or chilled
0706 10	carrots: reduction 15 % 1/4-31/12, exemption 1/1-31/3; turnips: reduction 16 %
0706 90 05	reduction 16 %
0706 90 11	reduction 16 %
0706 90 17	reduction 16 %
0706 90 30	exemption
ex 0706 90 90	salad beetroot and radishes (raphanus sativus): exemption
0707	Cucumbers and gherkins, fresh or chilled
ex 0707 00 05	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
0707 00 90	reduction 16 %
0708	Leguminous vegetables, shelled or unshelled, fresh or chilled
0708	exemption
0709	Other vegetables, fresh or chilled
0709 10	reduction 15 % from 1/1-30/9, reduction 100 % ad valorem customs duties 1/10-31/12
0709 20	reduction 15 % from 1/2-14/8, reduction 40 % du 16/1-31/1, exemption from 15/8-15/1
0709 30	exemption
0709 40	exemption
0709 51 10	reduction 16 %
0709 51 30	reduction 16 %
0709 51 50	reduction 16 %
0709 51 90	exemption
0709 52	reduction 16 %
0709 60	exemption
0709 70	reduction 16 %
0709 90 10	reduction 16 %
0709 90 20	reduction 16 %
0709 90 40	reduction 16 %
0709 90 50	reduction 16 %
0709 90 60	reduction 1,81 EUR/t
0709 90 70	reduction 100 % ad valorem customs duties
0709 90 90	exemption

0710	Vegetables, uncooked or cooked by steaming or boiling in water, frozen
0710 10	exemption
0710 21	exemption
0710 22	exemption
0710 29	exemption
0710 30	exemption
0710 40	reduction 100 % ad valorem customs duties
0710 80 51	exemption
0710 80 59	exemption
0710 80 61	exemption
0710 80 69	exemption
0710 80 70	exemption
0710 80 80	exemption
0710 80 85	exemption
0710 80 95	exemption
0710 90	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
0711 10	exemption
0711 30	exemption
0711 40	exemption
0711 90 10	exemption
0711 90 30	reduction 100 % ad valorem customs duties
0711 90 40	exemption
0711 90 60	exemption
0711 90 70	exemption
0711 90 90	exemption
0712	Dried vegetables, whole, cut, sliced, broken or in powder, but not further prepared
0712 20	exemption
0712 30	exemption
0712 90 05	exemption
0712 90 19	reduction 1,81 EUR/t
0712 90 30	exemption
0712 90 50	exemption
ex 0712 90 90	exemption except olives
0713	Dried leguminous vegetables, shelled, whether or not skinned or split
0713	exemption
0714	Manioc, arrowroot, salep, Jerusalem artichokes, 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
0714 10 10	reduction 8,38 EUR/t
0714 10 91	exemption
0714 10 99	reduction 6,19 EUR/t
0714 20	exemption
0714 90 11	exemption
0714 90 19	reduction 6,19 EUR/t; arrow-root: exemption
0714 90 90	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)
0802 11 90	reduction 16 %
0802 12 90	reduction 16 %
0802 21	reduction 16 %
0802 22	reduction 16 %
0802 31	exemption

0802 32	exemption
0802 40	reduction 16 %
0802 50	exemption
0802 90	exemption
0803	Bananas, incl. plantains, fresh or dried
0803 00 11	exemption
0803 00 19	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.
0803 00 90	exemption
0804	Dates, figs, pineapples, avocados, guavas, mangoes and mangosteens, fresh or dried
0804 10	exemption
0804 20 10	exemption from 1/11-30/4 within the limit of the ceiling (ceiling 3)
0804 20 90	exemption
0804 30	exemption
0804 40	exemption
0804 50	exemption
0805	Citrus fruit, fresh or dried
0805 10	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⁾
0805 20	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⁾
0805 30 90	exemption
0805 40	exemption
0805 90	exemption
0806	Grapes, fresh or dried
ex 0806 10 10	seedless table grapes: within the limit of the quota (quota 14) 1/12-31/1 exemption; within the framework of the reference quantity (rq 3) 1/2-31/3 exemption ⁽⁴⁾ from 1/2-31/3 exemption ⁽⁴⁾
0806 20	exemption
0807	Melons, incl. watermelons, and papaws 'papayas', fresh
0807	exemption
0808	Apples, pears and quinces, fresh
0808 10	within the limit of the quota (ctg 15) reduction 50 % ad valorem customs duties
0808 20 10	within the limit of the quota (ctg 16) reduction 65 % ad valorem customs duties
0808 20 50	within the limit of the quota (ctg 16) reduction 65 % ad valorem customs duties
0808 20 90	reduction 16 %
0809	Apricots, cherries, peaches incl. nectarines, plums and sloes, fresh
0809 10	from 1/5-31/8 reduction 15 % ad valorem customs duties, 1/9-30/4 exemption
0809 20 05	from 1/11-31/3: exemption
0809 30	from 1/4-30/11 reduction 15 % ad valorem customs duties, 1/12-31/3 exemption
0809 40 05	from 1/4-14/12 reduction 15 % ad valorem customs duties, 15/12-31/3 exemption
0809 40 90	exemption
0810	Strawberries, raspberries, blackberries, black, white or red currants, gooseberries and other edible fruit, not elsewhere specified or included, fresh
0810 10 05	within the limit of the quota (ctg 17) from 1/11-29/2 exemption
0810 10 80	within the limit of the quota (ctg 17) from 1/11-29/2 exemption
0810 20	reduction 16 %
0810 30	reduction 16 %
0810 40 30	exemption
0810 40 50	duty = 3 %
0810 40 90	duty = 5 %
0810 90	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
0811 10 11	reduction 100 % ad valorem customs duties
0811 10 19	exemption
0811 10 90	exemption
0811 20 11	reduction 100 % ad valorem customs duties
0811 20 19	exemption
0811 20 31	exemption
0811 20 39	exemption
0811 20 51	exemption
0811 20 59	exemption
0811 20 90	exemption
0811 90 11	reduction 100 % ad valorem customs duties
0811 90 19	reduction 100 % ad valorem customs duties
0811 90 31	exemption
0811 90 39	exemption
0811 90 50	exemption
0811 90 70	exemption
0811 90 75	exemption
0811 90 80	exemption
0811 90 85	exemption
0811 90 95	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
0812 10	exemption
0812 20	exemption
0812 90 10	exemption
0812 90 20	exemption
0812 90 30	exemption
0812 90 40	exemption
0812 90 50	exemption
0812 90 60	exemption
0812 90 70	exemption
0812 90 95	exemption
0813	Apricots, prunes, apples, peaches, pears, pawpaws, tamarinds and other dried fruit not elsewhere specified or included; 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
1001 10	within the limit of the quota (ctg 10) reduction 50 %
1001 90 10	exemption
1001 90 91	within the limit of the quota (ctg 10) reduction 50 %
1001 90 99	within the limit of the quota (ctg 10) reduction 50 %
1002	Rye
1002	within the limit of the quota (ctg 10) reduction 50 %
1003	Barley
1003	within the limit of the quota (ctg 10) reduction 50 %
1004	Oats
1004	within the limit of the quota (ctg 10) reduction 50 %

1005	Maize or corn
1005 10 90	reduction 1,81 EUR/t
1005 90	reduction 1,81 EUR/t
1006	Rice
1006 10 10	exemption
1006 10 21	within the limit of the quota (ctg 11) reduction 65 % et 4,34 EUR/t ⁽²⁾
1006 10 23	within the limit of the quota (ctg 11) reduction 65 % et 4,34 EUR /t ⁽²⁾
1006 10 25	within the limit of the quota (ctg 11) reduction 65 % et 4,34 EUR /t ⁽²⁾
1006 10 27	within the limit of the quota (ctg 11) reduction 65 % et 4,34 EUR/t ⁽²⁾
1006 10 92	within the limit of the quota (ctg 11) reduction 65 % et 4,34 EUR/t ⁽²⁾
1006 10 94	within the limit of the quota (ctg 11) reduction 65 % et 4,34 EUR/t ⁽²⁾
1006 10 96	within the limit of the quota (ctg 11) reduction 65 % et 4,34 EUR/t ⁽²⁾
1006 10 98	within the limit of the quota (ctg 11) reduction 65 % et 4,34 EUR/t ⁽²⁾
1006 20	within the limit of the quota (ctg 11) reduction 65 % et 4,34 EUR/t ⁽²⁾
1006 30	within the limit of the quota (ctg 11) reduction de 16,78 EUR/t, then reduced by 65 % and 6,52 EUR/t ⁽²⁾
1006 40	within the limit of the quota (ctg 12) 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)
1008 10	within the limit of the quota (ctg 10) reduction 50 %
1008 20	reduction 100 % within the limit of the ceiling (ceiling2) ⁽³⁾
1008 90	within the limit of the quota (ctg 10) 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)
1102 10	reduction 16 %
1102 20 10	reduction 7,3 EUR/t
1102 20 90	reduction 3,6 EUR/t
1102 30	reduction 3,6 EUR/t
1102 90 10	reduction 7,3 EUR/t
1102 90 30	reduction 7,3 EUR/t
1102 90 90	reduction 3,6 EUR/t
1103	Cereal groats, meal and pellets
1103 11	reduction 16 %
1103 12	reduction 7,3 EUR/t
1103 13 10	reduction 7,3 EUR/t
1103 13 90	reduction 3,6 EUR/t
1103 14	reduction 3,6 EUR/t
1103 19 10	reduction 7,3 EUR/t
1103 19 30	reduction 7,3 EUR/t
1103 19 90	reduction 3,6 EUR/t
1103 21	reduction 7,3 EUR/t
1103 29 10	reduction 7,3 EUR/t
1103 29 20	reduction 7,3 EUR/t
1103 29 30	reduction 7,3 EUR/t
1103 29 40	reduction 7,3 EUR/t
1103 29 50	reduction 3,6 EUR/t
1103 29 90	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)
1104 11 10	reduction 3,6 EUR/t
1104 11 90	reduction 7,3 EUR/t
1104 12 10	reduction 3,6 EUR/t

1104 12 90	reduction 7,3 EUR/t
1104 19	reduction 7,3 EUR/t
1104 21 10	reduction 3,6 EUR/t
1104 21 30	reduction 3,6 EUR/t
1104 21 50	reduction 7,3 EUR/t
1104 21 90	reduction 3,6 EUR/t
1104 21 99	reduction 3,6 EUR/t
1104 22	reduction 3,6 EUR/t
1104 23	reduction 3,6 EUR/t
1104 29	reduction 3,6 EUR/t
1104 30	reduction 7,3 EUR/t
1105	Flour, meal, flakes, granules and pellets of potatoes
1105	exemption
1106	Flour, meal and powder of the dried leguminous vegetables of heading 0713, of sago or of roots and tubers of heading 0714 or of the products of chapter 8
1106 10	exemption
1106 20 10	reduction 7,98 EUR/t; arrow-root: exemption
1106 20 90	reduction 29,18 EUR/t; arrow-root: exemption
1106 30	exemption
1108	Starches; inulin
1108 11	reduction 24,8 EUR/t
1108 12	reduction 24,8 EUR/t
1108 13	reduction 24,8 EUR/t
1108 14	reduction 50 % + reduction 24,8 EUR/t
1108 19 10	reduction 37,2 EUR/t
1108 19 90	reduction 50 % + reduction 24,8 EUR/t; arrow-root: exemption
1108 20	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 FODDER
1208	Flours and meals of oil seeds or oleaginous fruits (excl. mustard)
1208 10	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
1212 10	exemption
1212 30	exemption
1212 91	reduction 16 % (?)
1212 92	reduction 16 % (?)
1212 99 10	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
1214 90 10	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	Other fixed vegetable fats and oils, incl. jojoba oil, and their fractions, whether or not refined, but not chemically modified
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
1517 10 10	reduction 100 % ad valorem customs duties
1517 10 90	exemption
1517 90 10	reduction 100 % ad valorem customs duties
1517 90 91	exemption
1517 90 93	exemption
1517 90 99	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 or preparations of animal or vegetable fats or oils or fractions of different fats or oils, not elsewhere specified or included
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
1522 00 10	exemption
1522 00 91	exemption
1522 00 99	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 (ctg 8) reduction 65 %
1602	Prepared or preserved meat, offal or blood (excl. sausages and similar products, and meat extracts and juices)
1602 10	reduction 16 %
1602 20 11	exemption
1602 20 19	exemption
1602 20 90	reduction 16 %
1602 31	within the limit of the quota (ctg 4) reduction 65 %
1602 32	within the limit of the quota (ctg 4) reduction 65 %
1602 39	within the limit of the quota (ctg 4) reduction 65 %
1602 41 10	reduction 16 %
1602 41 90	exemption
1602 42 10	reduction 16 %
1602 42 90	exemption
1602 49	reduction 16 %
1602 50 31	exemption
1602 50 39	exemption
1602 50 80	exemption
1602 90 10	reduction 16 %
1602 90 31	exemption
1602 90 41	exemption
1602 90 51	reduction 16 %
1602 90 69	exemption
1602 90 72	exemption
1602 90 74	exemption
1602 90 76	exemption
1602 90 78	exemption
1602 90 98	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; caramel
1702 11	reduction 16 %
1702 19	reduction 16 %
1702 20	reduction 16 % (5)
1702 30 10	reduction 16 % (5)
1702 30 51	reduction 117 EUR/t
1702 30 59	reduction 81 EUR/t
1702 30 91	reduction 117 EUR/t
1702 30 99	reduction 81 EUR/t
1702 40 10	reduction 16 % (5)
1702 40 90	reduction 81 EUR/t
1702 50	exemption
1702 60	reduction 16 % (5)
1702 90 10	exemption
1702 90 30	reduction 16 % (5)
1702 90 50	reduction 81 EUR/t
1702 90 60	reduction 16 % (5)
1702 90 71	reduction 16 % (5)
1702 90 75	reduction 117 EUR/t
1702 90 79	reduction 81 EUR/t
1702 90 80	reduction 16 % (5)
1702 90 99	reduction 16 % (5)
1703	Molasses resulting from the extraction or refining of sugar
1703	within the limit of the quota (ctg 9) reduction 100 %
1704	Sugar confectionery not containing cocoa, incl. white chocolate
1704 10	reduction 100 % ad valorem customs duties
1704 90 10	exemption
1704 90 30	exemption
1704 90 51	reduction 100 % ad valorem customs duties
1704 90 55	reduction 100 % ad valorem customs duties
1704 90 61	reduction 100 % ad valorem customs duties
1704 90 65	reduction 100 % ad valorem customs duties
1704 90 71	reduction 100 % ad valorem customs duties
1704 90 75	reduction 100 % ad valorem customs duties
1704 90 81	reduction 100 % ad valorem customs duties
1704 90 99	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

1806 10 15	exemption
1806 10 20	reduction 100 % ad valorem customs duties
1806 10 30	reduction 100 % ad valorem customs duties
1806 10 90	reduction 100 % ad valorem customs duties
1806 20	exemption
1806 31	exemption
1806 32	exemption
1806 90 11	exemption
1806 90 19	exemption
1806 90 31	exemption
1806 90 39	exemption
1806 90 50	exemption
1806 90 60	reduction 100 % ad valorem customs duties
1806 90 70	reduction 100 % ad valorem customs duties
1806 90 90	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 < 40 % not elsewhere specified or included; food preparations of goods of headings 0401 to 0404

1901 10	reduction 100 % ad valorem customs duties; exemption EA under the condition (c1)
1901 20	reduction 100 % ad valorem customs duties; exemption EA under the condition (c1)
1901 90 11	reduction 100 % ad valorem customs duties
1901 90 19	reduction 100 % ad valorem customs duties
1901 90 91	exemption
1901 90 99	reduction 100 % ad valorem customs duties; exemption EA under the 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

1902 11	reduction 100 % ad valorem customs duties
1902 19	reduction 100 % ad valorem customs duties
1902 20 10	exemption
1902 20 30	reduction 16 %
1902 20 91	reduction 100 % ad valorem customs duties
1902 20 99	reduction 100 % ad valorem customs duties
1902 30	reduction 100 % ad valorem customs duties
1902 40	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

1905 10	reduction 100 % ad valorem customs duties
1905 20	reduction 100 % ad valorem customs duties
1905 30 11	reduction 100 % ad valorem customs duties; biscuits: exemption
1905 30 19	reduction 100 % ad valorem customs duties; biscuits: exemption
1905 30 30	reduction 100 % ad valorem customs duties
1905 30 51	reduction 100 % ad valorem customs duties
1905 30 59	reduction 100 % ad valorem customs duties
1905 30 91	reduction 100 % ad valorem customs duties
1905 30 99	reduction 100 % ad valorem customs duties
1905 40	reduction 100 % ad valorem customs duties
1905 90	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
2001 10	exemption
2001 20	exemption
2001 90 20	exemption
2001 90 30	reduction 100 % ad valorem customs duties
2001 90 40	reduction 100 % ad valorem customs duties
2001 90 50	exemption
2001 90 60	exemption
2001 90 65	exemption
2001 90 70	exemption
2001 90 75	exemption
2001 90 85	exemption
2001 90 91	exemption
ex 2001 90 96	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)
2004 10 10	exemption
2004 10 91	reduction 100 % ad valorem customs duties
2004 10 99	exemption
2004 90 10	reduction 100 % ad valorem customs duties
ex 2004 90 30	exemption except olives
2004 90 50	exemption
2004 90 91	exemption
2004 90 98	exemption
2005	Other vegetables prepared or preserved otherwise than by vinegar or acetic acid (excl. frozen, and tomatoes, mushrooms and truffles)
2005 10	exemption
2005 20 10	reduction 100 % ad valorem customs duties
2005 20 20	reduction 16 %
2005 20 80	reduction 16 %
2005 40	exemption
2005 51	exemption
2005 59	exemption
2005 60	exemption
2005 70	exemption
2005 80	reduction 100 % ad valorem customs duties
2005 90	exemption
2006	Fruit, nuts, fruit-peel and other parts of plants, preserved by sugar, drained, glace or crystallized
2006 00 31	reduction 100 % ad valorem customs duties
2006 00 35	reduction 100 % ad valorem customs duties
2006 00 38	reduction 100 % ad valorem customs duties
2006 00 91	exemption
2006 00 99	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
2007 10 10	exemption
2007 10 91	exemption
2007 10 99	exemption
2007 91 10	reduction 100 % ad valorem customs duties
2007 91 30	reduction 100 % ad valorem customs duties
2007 91 90	exemption
2007 99 10	exemption
2007 99 20	exemption

2007 99 31	exemption
2007 99 33	exemption
2007 99 35	exemption
2007 99 39	exemption
2007 99 51	exemption
2007 99 55	exemption
2007 99 58	exemption
2007 99 91	exemption
2007 99 93	exemption
2007 99 98	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, not elsewhere specified or included	
2008 11	exemption
2008 19	exemption
2008 20	exemption
2008 30 11	exemption
2008 30 19	reduction 100 % ad valorem customs duties; grapefruit: exemption
2008 30 31	exemption
2008 30 39	exemption
2008 30 51	exemption
2008 30 55	exemption
2008 30 59	exemption
2008 30 71	exemption
2008 30 75	exemption
2008 30 79	exemption
2008 30 91	exemption
2008 30 99	exemption
2008 40	exemption
2008 50 11	exemption
2008 50 19	reduction 100 % ad valorem customs duties
2008 50 31	exemption
2008 50 39	exemption
2008 50 51	reduction 100 % ad valorem customs duties
2008 50 59	exemption
2008 50 61	exemption
2008 50 69	exemption
2008 50 71	exemption
2008 50 79	exemption
2008 50 92	exemption
2008 50 94	exemption
2008 50 99	exemption
2008 60 11	exemption
2008 60 19	reduction 100 % ad valorem customs duties
2008 60 31	exemption
2008 60 39	exemption
2008 60 51	exemption
2008 60 59	exemption
2008 60 61	exemption
2008 60 69	exemption
2008 60 71	exemption
2008 60 79	exemption
2008 60 91	exemption
2008 60 99	exemption
2008 70 11	exemption
2008 70 19	reduction 100 % ad valorem customs duties
2008 70 31	exemption
2008 70 39	exemption
2008 70 51	reduction 100 % ad valorem customs duties
2008 70 59	exemption
2008 70 61	exemption
2008 70 69	exemption
2008 70 71	exemption
2008 70 79	exemption
2008 70 92	exemption
2008 70 94	exemption
2008 70 99	exemption
2008 80	exemption

2008 91	exemption
2008 92 12	exemption
2008 92 14	exemption
2008 92 16	exemption
2008 92 18	exemption
2008 92 32	exemption
2008 92 34	exemption
2008 92 36	exemption
2008 92 38	exemption
2008 92 51	exemption
2008 92 59	exemption
2008 92 72	exemption
2008 92 74	exemption
2008 92 76	exemption
2008 92 78	exemption
2008 92 92	exemption
2008 92 93	exemption
2008 92 94	exemption
2008 92 96	exemption
2008 92 97	exemption
2008 92 98	exemption
2008 99 11	exemption
2008 99 19	exemption
2008 99 21	exemption
2008 99 23	exemption
2008 99 25	exemption
2008 99 26	exemption
2008 99 28	exemption
2008 99 32	exemption
2008 99 33	reduction 100 % ad valorem customs duties
2008 99 34	reduction 100 % ad valorem customs duties
2008 99 36	exemption
2008 99 37	exemption
2008 99 38	exemption
2008 99 40	exemption
2008 99 43	exemption
2008 99 45	exemption
2008 99 46	exemption
2008 99 47	exemption
2008 99 49	exemption
2008 99 53	exemption
2008 99 55	exemption
2008 99 61	exemption
2008 99 62	exemption
2008 99 68	exemption
2008 99 72	exemption
2008 99 74	exemption
2008 99 79	exemption
ex 2008 99 85	exemption except sweet corn
2008 99 91	reduction 100 % ad valorem customs duties
ex 2008 99 99	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
2009 11 11	reduction 100 % ad valorem customs duties
2009 11 19	exemption
2009 11 91	reduction 100 % ad valorem customs duties
2009 11 99	exemption
2009 19 11	reduction 100 % ad valorem customs duties
2009 19 19	exemption
2009 19 91	reduction 100 % ad valorem customs duties
2009 19 99	exemption
2009 20	exemption
2009 30 11	reduction 100 % ad valorem customs duties
2009 30 19	exemption
2009 30 31	exemption
2009 30 39	exemption
2009 30 51	reduction 100 % ad valorem customs duties
2009 30 55	exemption
2009 30 59	exemption
2009 30 91	reduction 100 % ad valorem customs duties

2009 30 95	exemption
2009 30 99	exemption
2009 40	exemption
2009 50	exemption
2009 60	exemption
2009 70 11	reduction 100 % ad valorem customs duties
2009 70 19	exemption
2009 70 30	exemption
2009 70 91	reduction 100 % ad valorem customs duties
2009 70 93	exemption
2009 70 99	exemption
2009 80 11	reduction 100 % ad valorem customs duties
2009 80 19	exemption
2009 80 32	exemption
2009 80 33	reduction 100 % ad valorem customs duties
2009 80 35	reduction 100 % ad valorem customs duties
2009 80 36	exemption
2009 80 38	exemption
2009 80 50	exemption
2009 80 61	reduction 100 % ad valorem customs duties
2009 80 63	exemption
2009 80 69	exemption
2009 80 71	exemption
2009 80 73	exemption
2009 80 79	exemption
2009 80 83	exemption
2009 80 84	reduction 100 % ad valorem customs duties
2009 80 86	reduction 100 % ad valorem customs duties
2009 80 88	exemption
2009 80 89	exemption
2009 80 95	exemption
2009 80 96	exemption
2009 80 97	exemption
2009 80 99	exemption
2009 90 11	reduction 100 % ad valorem customs duties
2009 90 19	exemption
2009 90 21	reduction 100 % ad valorem customs duties
2009 90 29	exemption
2009 90 31	reduction 100 % ad valorem customs duties
2009 90 39	exemption
2009 90 41	exemption
2009 90 49	exemption
2009 90 51	exemption
2009 90 59	exemption
2009 90 71	reduction 100 % ad valorem customs duties
2009 90 73	exemption
2009 90 79	exemption
2009 90 92	exemption
2009 90 94	reduction 100 % ad valorem customs duties
2009 90 95	exemption
2009 90 99	exemption
2009 90 97	exemption
2009 90 98	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
2101 11	exemption
2101 12	exemption
2101 20	exemption
2101 30 11	exemption
2101 30 19	reduction 100 % ad valorem customs duties
2101 30 91	exemption
2101 30 99	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)
2102 10 10	exemption

2102 10 31	reduction 100 % ad valorem customs duties
2102 10 39	reduction 100 % ad valorem customs duties
2102 10 90	exemption
2102 20	exemption
2102 30	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 not elsewhere specified or included
2106 10	reduction 100 % ad valorem customs duties
2106 90 20	exemption
2106 90 30	reduction 16 % ⁽⁵⁾
2106 90 51	reduction 16 %
2106 90 55	reduction 81 EUR/t
2106 90 59	reduction 16 % ⁽⁵⁾
2106 90 92	exemption
2106 90 98	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)
2202 10	exemption
2202 90 10	exemption
2202 90 91	reduction 100 % ad valorem customs duties
2202 90 95	reduction 100 % ad valorem customs duties
2202 90 99	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
2204 30 92	exemption
2204 30 94	exemption
2204 30 96	exemption
2204 30 98	exemption
2205	Vermouth and other wine of fresh grapes, flavoured with plants or aromatic substances
2205	exemption
2206	Other fermented beverages and mixtures of fermented beverages cider, perry, mead; mixtures of fermented beverages and non-alcoholic beverages, not elsewhere specified or included
2206 00 31	exemption
2206 00 39	exemption
2206 00 51	exemption
2206 00 59	exemption
2206 00 81	exemption
2206 00 89	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
2209 00 91	exemption
2209 00 99	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
2302 10	reduction 7,2 EUR/t
2302 20	reduction 7,2 EUR/t
2302 30	reduction 7,2 EUR/t
2302 40	reduction 7,2 EUR/t
2302 50	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
2303 10 11	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, not elsewhere specified or included
2308 90 90	exemption
2309	Preparations of a kind used in animal feeding
2309 10 13	reduction 10,9 EUR/t
2309 10 15	reduction 16 %
2309 10 19	reduction 16 %
2309 10 33	reduction 10,9 EUR/t
2309 10 39	reduction 16 %
2309 10 51	reduction 10,9 EUR/t
2309 10 53	reduction 10,9 EUR/t
2209 10 59	reduction 16 %
2309 10 70	reduction 16 %
2309 10 90	exemption
2309 90 10	exemption
2309 90 31	reduction 10,9 EUR/t
2309 90 33	reduction 10,9 EUR/t
2309 90 35	reduction 16 %
2309 90 39	reduction 16 %
2309 90 41	reduction 10,9 EUR/t
2309 90 43	reduction 10,9 EUR/t
2309 90 49	reduction 16 %
2309 90 51	reduction 10,9 EUR/t
2309 90 53	reduction 10,9 EUR/t
2309 90 59	reduction 16 %
2309 90 70	reduction 16 %
2309 90 91	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
3302 10 29	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
3502 11 90	reduction 100 % ad valorem customs duties
3502 19 90	reduction 100 % ad valorem customs duties
3502 20 91	reduction 100 % ad valorem customs duties
3502 20 99	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. casein glues of heading No 3501)
3503	exemption
3504	Peptones and their derivatives; other albuminous substances and their derivatives not elsewhere specified or included; 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)
3505 10 10	reduction 100 % ad valorem customs duties
3505 10 50	exemption
3505 10 90	reduction 100 % ad valorem customs duties
3505 20	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 not elsewhere specified or included
3809 10	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 not elsewhere specified or included; residual products of the chemical or allied industries
3824 60	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:

CN code	Description
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	Meat of bovine animals, fresh, chilled or frozen
0202	
0206 10 95	
0206 29 91	
0709 90 60	Sweet corn
0712 10 90	
1005 90 00	
0714 10 91-0714 90 11	
	Manioc roots, including yams

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 2 000 tonnes, no customs duties shall be levied on products falling within CN codes 0714 10 91 and 0714 90 11.

REFERENCES

quota 1	100 tons	Live sheep and goats
quota 2	500 tons	Meat of sheep or goats
quota 3	400 tons	Poultrymeat
quota 4	500 tons	Prepared poultrymeat
quota 5	1 000 tons	Milk and cream
quota 6	1 000 tons	Cheese and curd
quota 7	500 tons	Pigmeat
quota 8	500 tons	Prepared pigmeat
quota 9	600 000 tons	Molasses
quota 10	15 000 tons	Wheat and meslin
quota 11	125 000 tons	Husked rice
quota 12	20 000 tons	Broken rice
quota 13a	2 000 tons	Tomatoes other than cherry tomatoes
quota 13b	2 000 tons	Cherry tomatoes
quota 14	800 tons	Seedless table grapes
quota 15	1 000 tons	Apples
quota 16	2 000 tons	Pears
quota 17	1 600 tons	Strawberries
ceiling 1	100 000 tons	Sorghum
ceiling 2	60 000 tons	Millet
ceiling 3	200 tons	Fresh figs
rq 1	25 000 tons	Oranges
rq 2	4 000 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.

DECLARATION XXIII**Joint Declaration on market access in the ACP-EC 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 the 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 Joint 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 Union, for its part, underlines its obligation to take into account the effect of 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 Joint Ministerial Trade Committee shall monitor the implementation of this Declaration and make appropriate reports to the Council of Ministers.

DECLARATION XXIV**Joint Declaration on rice**

1. The Parties recognise the importance of rice for the economic development of a number of ACP countries in terms of employment, foreign exchange and social and political stability.

2. They further recognise the importance of the Community market for rice. The Community reaffirms its commitment to enhance the competitiveness and efficiency of the ACP rice sector in order to maintain a viable and sustainable industry and thereby contribute to the smooth integration of ACP countries into the world economy.

3. The Community is prepared to provide sufficient funds to finance during the preparatory period, in consultation with the ACP sector concerned, an integrated sector-specific programme for the development of ACP exporters of rice which could in particular include the following measures:

- improvement of conditions of production and enhancement of quality through action in the areas of research, harvesting and handling;
- transport and storage;
- enhancing the competitiveness of existing exporters of rice;
- assisting ACP rice producers to meet environmental and waste management standards and other norms in the international markets, including the Community;
- marketing and trade promotion;
- programmes designed to develop value added by-products.

This package of measures will be financed in ACP rice exporting nations on a national basis, by agreement of both Parties, through specific sectoral programmes in accordance with programming rules and methods and in the short term through unallocated EDF resources after a decision of the Council of Ministers.

4. The Parties reiterate their commitment to cooperate closely in order to ensure that the ACP States can benefit fully from the Community trade preferences for rice. They agree on the importance of effective and transparent implementation of all rice exports to the Community of ACP origin.

5. The Community will examine after the entry into force of the agreement the position of the ACP rice sector in the light of future changes occurring on the Community's rice market. To this end, the Parties agree to create with the ACP and representatives of the sector concerned, a joint working party, which shall meet annually. The Community further undertakes to consult the ACP States on any bilateral or multilateral decisions which may have an impact on the competitive position of the ACP rice industry in the Community market.

DECLARATION XXV

Joint Declaration on rum

The Parties recognise the importance of the rum sector for the economic and social development of several ACP countries and regions and its major contribution in providing employment, export earnings and Government revenues. They acknowledge that rum is a value added agro-industrial ACP product capable, if appropriate efforts are undertaken, of competing in a global economy. They therefore acknowledge the need to take all measures that might be necessary to overcome the competitive disadvantage, which ACP producers are presently facing. In this context they also note the undertaking contained in the Council and Commission Declaration of 24 March 1997 to fully take into account in any future negotiations and arrangements related to the rum sector, the impact of the EC-US agreement to eliminate the duty on certain spirituous beverages of the same date. They also recognise the urgent need for ACP producers to become less dependent on the commodity rum market.

The Parties therefore agree on the need for the rapid development of the ACP rum industry so as to allow exporters of ACP rum to compete on the Community and the international spirits markets. To this end, they agree to implement the following measures:

- (1) Rum, arak and tafia originating in the ACP countries or regions falling under HS Code 22 08 40 shall be imported under this Agreement and any successor agreement to this Agreement, duty free and without quantitative limitations.
- (2) The Community undertakes to ensure fair competition in the Community market and that ACP rum is not disadvantaged or discriminated against in the EU market, in relation to third country rum producers.
- (3) The Community will, when considering any request for derogation to the provisions of Article 1.4(1) and (2) of Council Regulation (EC) No 1576/1989 of 29 March 1989 consult with and take account of the particular interests of ACP countries.
- (4) The Community is prepared to provide sufficient funds to finance during the preparatory period, in consultation with the ACP sector concerned, an integrated sector-specific programme for the development of ACP exporters of rum, which could in particular include the following measures:
 - enhancing the competitiveness of existing exporters of rum;
 - assist in creation of rum marques or brands by ACP region or country;
 - enabling marketing campaigns to be designed and implemented;
 - assist ACP rum producers to meet environmental and waste management standards and other norms in the international markets including the Community market;
 - assist the ACP rum industry to move out of bulk commodity production into higher value branded rum products.

This package of measures will be financed on a national and regional basis, by agreement of both parties, through specific sectoral programmes in accordance with programming rules and methods and, in the short term, through unallocated EDF resources after a decision of the Council of Ministers.

- (5) The Community commits itself to examine the impact on the ACP industry of the indexation of the price point incorporated in the Memorandum of Understanding on rum in the agreement on white spirits of March 1997 at which duties on non-ACP rum are applied. In this light it will take, where necessary, appropriate measures.
- (6) The Community undertakes to conduct appropriate consultations with the ACP through a joint working party, which shall meet regularly, on specific issues arising from these undertakings. The Community further undertakes to consult the ACP States on any bilateral or multilateral decisions, including tariff reductions and the enlargement of the Community, which may impact on the competitive position of the ACP rum industry in the Community market.

DECLARATION XXVI

Joint Declaration on beef and veal

1. The Community 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 Community 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 EC 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 Agreement and within the context of National and Regional Indicative Programmes.

3. The Community 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.

DECLARATION XXVII

Joint Declaration on the arrangements governing access to the markets of the French overseas departments for products originating in the ACP States referred to in Article 1(2) of Annex V

The Parties reaffirm that the provisions of Annex V apply to the relations between the French overseas departments and the ACP States.

The Community shall have the right during the life of the Agreement to amend, in the light of the economic development requirements of the French overseas departments, the arrangements governing access to the latter's markets for products originating in the ACP States referred to in Article 1(2) of Annex V.

When examining the possible application of this right, the Community will take into consideration the direct trade between the ACP States and the French overseas departments. Information and consultation procedures shall apply between the parties concerned in accordance with Article 12 of Annex V.

DECLARATION XXVIII

Joint Declaration on cooperation between ACP States and the neighbouring overseas countries and territories and French overseas departments

The Parties shall encourage greater regional cooperation in the Caribbean, the Pacific and the Indian Ocean involving ACP States and the neighbouring overseas countries and territories and French overseas departments.

The Parties call upon interested Parties to consult each other on the procedure for promoting such cooperation and, in this context, to take measures, in line with their respective policies and their specific situation in the region, which will permit initiatives in the economic field, including the development of trade, as well as in the social and cultural fields.

Where there are trade agreements involving French overseas departments, such agreements may provide for specific measures in favour of products from those departments.

Issues relating to cooperation in these different areas shall be brought to the attention of the Council of Ministers, so that it can be duly informed of the progress achieved.

DECLARATION XXIX**Joint Declaration on products covered by the common agricultural policy**

The Parties recognise that products covered by the common agricultural policy follow specific rules and regulations, in particular with regard to safeguard measures. The provisions of the Agreement concerning the safeguard clause may be applied to these products only insofar as they are consistent with the specific nature of these rules and regulations.

DECLARATION XXX**ACP Declaration on Article 1 of Annex V**

Conscious of the imbalance and the discriminatory effect resulting from the most-favoured-nation treatment applicable to products originating in the ACP States on the Community market under Article 1(2)(a) of Annex V, the ACP States reaffirm their understanding that the consultations provided for under this Article shall ensure that the ACP States' main exportable products benefit from treatment at least as favourable as that granted by the Community to countries enjoying the most-favoured-third-state treatment.

In addition similar consultations shall take place in cases where:

- (a) one or more ACP States show potentialities for one or more specific products for which preferential third states enjoy more favourable treatment;
- (b) one or more ACP States envisage exporting to the Community one or more specific products for which preferential third states enjoy more favourable treatment.

DECLARATION XXXI**Community Declaration on Article 5(2)(a) of Annex V**

While agreeing to the reproduction of the text of Article 9(2)(a) of the Second ACP-EEC Convention in Article 5(2)(a) of Annex V, the Community reaffirms the interpretation of that text, namely that the ACP States shall grant to the Community treatment no less favourable than that which they grant to developed States under trade agreements where those States do not grant the ACP States greater preferences than those granted by the Community.

DECLARATION XXXII**Joint Declaration on non-discrimination**

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.

DECLARATION XXXIII**Community Declaration on Article 8(3) of Annex V**

Were the Community to adopt the strictly necessary measures referred to in this Article, it would endeavour to seek those which, by reason of their geographical scope or the types of products concerned, would least disturb the exports of the ACP States.

DECLARATION XXXIV**Joint Declaration on Article 12 of Annex V**

The Parties agree that the consultations referred to in Article 12 of Annex V should take place in accordance with the following procedures:

- (i) the two Parties will provide all necessary and relevant information on the specific issue(s) in good time to enable an early initiation of the discussions, and in any event not later than one month after the request for consultation is received,
- (ii) the three-month consultation period will start from the date of receipt of this information. Within these three months, technical examination of such information shall be completed within one month, and joint consultations at the level of the Committee of Ambassadors shall be completed within two further months,
- (iii) if the conclusion arrived at is not mutually acceptable, the matter shall be referred to the Council of Ministers,
- (iv) in the event that no mutually acceptable solution is adopted by the Council of Ministers, the Council will decide what other steps should be taken in order to resolve the differences identified in the consultations.

DECLARATION XXXV**Joint Declaration relating to Protocol 1 of Annex V**

If special tariff treatment were to be applied by the ACP States to imports of products originating in the Community, including Ceuta and Melilla, the provisions of Protocol 1 would apply mutatis mutandis. In all other cases where the treatment applied to imports by the ACP States necessitates the provision of proof of origin, those States shall accept certificates of origin drawn up in accordance with the relevant international agreements.

DECLARATION XXXVI**Joint Declaration relating to Protocol 1 of Annex V**

1. For the purposes of applying Article 12(2)(c) of the Protocol, the shipping certificate, issued in the first port of embarkation for the Community, shall be equivalent to the through bill of lading for products covered by movement certificates issued in landlocked ACP States.
2. Products exported from landlocked ACP States which are warehoused elsewhere than in the ACP States or the countries and territories referred to in Annex III to the Protocol may be the subject of movement certificates issued under the circumstances referred to in Article 16 thereof.

3. For the purposes of Article 15(4) of the Protocol, certificates EUR.1 issued by a competent authority and endorsed by the customs authorities will be accepted.

4. In order to help ACP enterprises in their efforts to find new sources of supply with a view to benefiting to the maximum extent from the provisions of the Protocol as regards cumulation of origin, steps will be taken to ensure that the Centre for the Development of Enterprise provides assistance to ACP operators in the establishment of appropriate contacts with suppliers in the ACP States, the Community and the countries and territories, as well as to promote relations in the field of industrial cooperation among the operators concerned.

DECLARATION XXXVII

Joint Declaration relating to Protocol 1 of Annex V on the origin of fishery products

The Community acknowledges the right of the coastal ACP States to the development and rational exploitation of the fishery resources in all waters within their jurisdiction.

The Parties agree that the existing rules of origin have to be examined in order to determine what possible changes may have to be made in the light of the first paragraph.

Conscious of their respective concerns and interests, the ACP States and the Community agree to continue examining the problem posed by the entry, onto Community markets, of fishery products from catches made in zones within the national jurisdiction of the ACP States, with a view to arriving at a solution satisfactory to both sides. This examination will take place in the Customs Cooperation Committee, assisted, when necessary, by the appropriate experts, after entry into force of the Agreement. The results of this examination shall be submitted, within the first year of application of the Agreement, to the Committee of Ambassadors and, at the latest during the second year, to the Council of Ministers for their consideration with a view to arriving at a solution satisfactory to both sides.

For the time being, as regards the processing of fishery products in the ACP States, the Community declares that it is willing to examine with an open mind requests for derogations from the rules of origin for processed products in this production sector based on the existence of compulsory landing requirements provided for in fishery agreements with third countries. The examination the Community is to make will take into account in particular the fact that the third countries concerned should ensure the normal market for such productions, following processing, insofar as the latter are not intended for national or regional consumption.

DECLARATION XXXVIII

Community Declaration relating to Protocol 1 of Annex V on the extent of territorial waters

The Community, recalling that the relevant acknowledged principles of international law restrict the maximum extent of territorial waters to 12 nautical miles, declares that it will take account of this limit in applying the provisions of the Protocol wherever the latter refers to this concept.

DECLARATION XXXIX**ACP Declaration relating to Protocol 1 of Annex V on the origin of fishery products**

The ACP States reaffirm the point of view they expressed throughout the negotiations on the rules of origin in respect of fishery products and consequently maintain that following the exercise of their sovereign rights over fishery resources in the waters within their national jurisdiction, including the exclusive economic zone, as defined in the United Nations Convention on the Law of the Sea, all catches effected in those waters and obligatorily landed in ports of the ACP States for processing should enjoy originating status.

DECLARATION XL**Joint Declaration on the application of the value tolerance rule in the tuna sector**

The European Community undertakes to implement adequate provisions to give full effect to the application in the tuna sector of the value tolerance rule, provided for in Article 4(2) of Protocol 1 of Annex V. To this end, the Community will submit by the date of signature of this Agreement the conditions under which the 15 % non-originating tuna may be used pursuant to this Article.

The Community proposal will specify how the method of calculation shall be based on the EUR. 1 movement certificate.

The two Parties agree, if difficulties arise in achieving the flexibility aimed at by the application of this method, to undertake a revision of the method after two years of its application.

DECLARATION XLI**Joint Declaration on Article 6(11) of Protocol 1 of Annex V**

The Community agrees to consider, in the light of Article 40 of Protocol 1, and on a case-by-case basis, any substantiated requests presented after the signing of the Agreement regarding textile products excluded from cumulation with neighbouring developing countries (Article 6(11) of Protocol 1).

DECLARATION XLII**Joint Declaration on rules of origin: cumulation with South Africa**

The ACP-EC Customs Cooperation Committee is prepared to examine as soon as possible any requests for cumulation of working and processing under Article 6(10) of Protocol 1 of Annex V coming from regional bodies representing a high level of regional economic integration.

DECLARATION XLIII**Joint Declaration on Annex 2 to Protocol 1 of Annex V**

If in the application of the rules contained in Annex II, ACP States' exports are adversely affected, the Community will examine and, where necessary, adopt appropriate corrective measures to remedy the situation with a view to re-establishing the ex-ante situation (Decision 2/97 of the Council of Ministers).

The Community has noted the requests made by ACP States on rules of origin in the context of the negotiations. The Community agrees to consider any substantiated requests for improvement of the rules of origin contained in Annex II in the light of Article 40 of Protocol 1 and on a case-by-case basis.
