

ADDITIONAL PROTOCOL

laying down the trade arrangements for certain fish and fishery products to the Europe Agreement establishing an association between the European Communities and their Member States, of the one part, and the Republic of Estonia, of the other part

THE EUROPEAN COMMUNITY, hereinafter referred to as 'the Community',

of the one part, and

THE GOVERNMENT OF THE REPUBLIC OF ESTONIA,

of the other part,

WHEREAS the Europe Agreement establishing an association between the European Communities and their Member States, of the one part, and the Republic of Estonia, of the other part, hereinafter referred to as 'the Europe Agreement', was signed in Brussels on 12 June 1995 and entered into force in February 1998,

WHEREAS technical negotiations based on Article 19(4) and Article 22 of the Europe Agreement have been carried out and successfully concluded between the Community and the Republic of Estonia to agree on reciprocal tariff concessions in the fisheries sector,

WHEREAS the negotiated concessions in the fisheries sector shall affect the bilateral concessions granted under the Europe Agreement, which should, therefore, be amended by means of a Protocol adjusting the trade aspects of that Agreement,

WHEREAS the Community and the Republic of Estonia also agreed on an administratively simple procedure for implementing the negotiated tariff concessions as soon as possible on a gradual basis,

HAVE AGREED AS FOLLOWS:

Article 1

Fish and fishery products are defined in Article 1 of Council Regulation (EC) No 104/2000, which repeals and replaces Council Regulation (EC) No 3759/92 that is referred to in Article 21 of the Europe Agreement. Fishery products covers both products caught at sea or in inland waters and the products of aquaculture listed below:

CN code	Description of goods
(a) 0301	Live fish
0302	Fish, fresh or chilled, excluding fish fillets and other fish meat of heading No 0304
0303	Fish, frozen, excluding fish fillets and other fish meat of heading No 0304
0304	Fish fillets and other fish meat (whether or not minced), fresh, chilled or frozen
(b) 0305	Fish, dried, salted or in brine; smoked fish, whether or not cooked before or during the smoking process; flours, meals and pellets of fish, fit for human consumption
(c) 0306	Crustaceans, whether in shell or not, live, fresh, chilled, frozen, dried, salted or in brine; crustaceans, in shell, cooked by steaming or by boiling in water, whether or not chilled, frozen, dried, salted or in brine; flours, meals and pellets of fish, fit for human consumption
0307	Molluscs, whether in shell or not, live, fresh, chilled, frozen, dried, salted or in brine; aquatic invertebrates other than crustaceans and molluscs, live, fresh, chilled, frozen, dried, salted or in brine; flours, meals and pellets of aquatic invertebrates other than crustaceans, fir for human consumption
(d)	Animal products not elsewhere specified or included; dead animals of Chapter 1 or 3, unfit for human consumption: – Other: – – Products of fish or crustaceans, molluscs or other aquatic invertebrates; dead animals of Chapter 3:

CN code	Description of goods
0511 91 10	--- Fish waste
0511 91 90	--- Other
(e) 1604	Prepared or preserved fish; caviar and caviar substitutes prepared from fish eggs
(f) 1605	Crustaceans, molluscs and other aquatic invertebrates, prepared or preserved
(g)	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: – Uncooked pasta, not stuffed or otherwise prepared: 1902 20 – Stuffed pasta, whether or not cooked or otherwise prepared: 1902 20 10 – – Containing more than 20 % by weight of fish, crustaceans, molluscs or other aquatic invertebrates
(h)	Flours, meals and pellets, of meat or of meat offal, of fish or of crustaceans, molluscs or other aquatic invertebrates, unfit for human consumption; greaves: 2301 20 00 – Flours, meals and pellets, of fish or of crustaceans, molluscs or other aquatic invertebrates

Article 2

From the date of entry into force of this Protocol, both Parties shall apply full free trade for all the products covered by Annex VI of the Europe Agreement and other concessions for fish and fishery products if otherwise granted. From the date of entry into force of this Protocol, both Parties shall apply a one third reduction of the tariff duties applied by the Community and the Republic of Estonia respectively for all the remaining fish and fishery products as defined in Article 1 of this Protocol.

One year after the date of entry into force of this Protocol, both Parties shall apply a further one third reduction of the tariff duties as they were at the time of the entry into force of this Protocol.

Two years after the date of entry into force of this Protocol, or if commonly agreed earlier, full free trade in all fish and fishery products shall be applied. Any such agreement on earlier application of full free trade in all fish and fishery products shall be implemented in accordance with Article 5.

Article 3

The reductions referred to in Article 2 shall be calculated by using common mathematical principles taking into account that:

- (a) all the figures less than 50 (included) after the decimal point shall be rounded down to the nearest whole number;
- (b) all the figures more than 50 after the decimal point shall be rounded up to the nearest whole number;
- (c) all the tariffs below 2 % shall automatically be fixed at 0 % level by both Parties.

The Parties will exchange information on those cases where the above principles apply.

Article 4

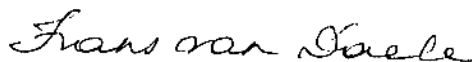
This Protocol will enter into force on the first day of the month following the date on which the Parties have notified each other of the completion of the internal procedures necessary for that purpose.

Article 5

This Protocol may be amended by decision of the Association Council.

Hecho en Bruselas, el veinte de diciembre del dos mil uno.
Udfærdiget i Bruxelles den tyvende december to tusind og en.
Geschehen zu Brüssel am zwanzigsten Dezember zweitausendundeins.
Έγινε στις Βρυξέλλες, στις είκοσι Δεκεμβρίου δύο χιλιάδες ένα.
Done at Brussels on the twentieth day of December in the year two thousand and one.
Fait à Bruxelles, le vingt décembre deux mille un.
Fatto a Bruxelles, addì venti dicembre duemilauno.
Gedaan te Brussel, de twintigste december tweeduizendeneen.
Feito em Bruxelas, em vinte de Dezembro de dois mil e um.
Tehty Brysselissä kahdentenkymmenentenä päivänä joulukuuta vuonna kaksituhattayksi.
Som skedde i Bryssel den tjugonde december tjugohundraett.
Koostatud Brüsselis kahekümnendal detsembril kahetuhande esimesel aastal.

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
Euroopa Ühenduse nimel



Por el Gobierno de la República de Estonia
For Regeringen for Republikken Estland
Für die Regierung der Republik Estland
Για την Κυβέρνηση της Δημοκρατίας της Εσθονίας
For the Government of the Republic of Estonia
Pour le gouvernement de la République d'Estonie
Per il governo della Repubblica di Estonia
Voor de Regering van de Republiek Estland
Pelo Governo da República da Estónia
Viron tasavallan hallituksen puolesta
För Republiken Estlands regering
Eesti Vabariigi valitsuse nimel

