

AGREEMENT

In the form of an exchange of letters between the European Community and the United States of America relating to the modification of concessions in the Schedules of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic in the course of accession to the European Community.

Letter from the European Communities

Geneva,

Sir,

Pursuant to negotiations under Article XXIV:6 and Article XXVIII of the General Agreement on Tariffs and Trade 1994 ("GATT") relating to the modification of the Schedules of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic in the course of their accession to the European Union, and to bring those negotiations to a conclusion, the European Communities and the United States of America (United States) have agreed as follows:

- No later than 1 April 2006, the EC shall incorporate and bind in its Schedule for the Customs territory of the EC-25 (the EC of 25 countries) the concessions that were included in its schedule CXL for the customs territory of the EC-15 (the EC of 15 countries) with the modifications set out in the Annex to this letter.
- The EC shall reduce tariffs and adjust tariff rate quotas as indicated in the Annex as soon as possible and no later than 1 July 2006.
- As regards tariff quotas, the full year quota volume shall be available regardless of when the quotas are established.
- Consultations shall be held with regard to matters in this agreement at any time at the request of either party.

I would be grateful if you would confirm, following consideration in accordance with your domestic procedures, that this agreement is shared by your Government, and that this letter and your affirmative reply shall constitute an agreement, which shall enter into force on the date of your letter.

On behalf of the European Communities

Ambassador Carlo Trojan

AGREEMENT

In the form of an exchange of letters between the European Community and the United States of America relating to the modification of concessions in the Schedules of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic in the course of accession to the European Communities.

Letter from the United States of America

Geneva,

Sir,

Reference is made to your letter stating:

“Pursuant to negotiations under Article XXIV:6 and Article XXVIII of the General Agreement on Tariffs and Trade 1994 (“GATT”) relating to the modification of the Schedules of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic in the course of their accession to the European Union, and to bring those negotiations to a conclusion, the European Communities and the United States of America (United States) have agreed as follows:

- No later than 1 April 2006, the EC shall incorporate and bind in its Schedule for the Customs territory of the EC-25 (the EC of 25 countries) the concessions that were included in its schedule CXL for the customs territory of the EC-15 (the EC of 15 countries) with the modifications set out in the Annex to this letter.
- The EC shall reduce tariffs and adjust tariff rate quotas as indicated in the Annex as soon as possible and no later than 1 July 2006.
- As regards tariff quotas, the full year quota volume shall be available regardless of when the quotas are established.
- Consultations shall be held with regard to matters in this agreement at any time at the request of either party.

I would be grateful if you would confirm, following consideration in accordance with your domestic procedures, that this agreement is shared by your Government, and that this letter and your affirmative reply shall constitute an agreement, which shall enter into force on the date of your letter.”

I hereby have the honour to express my government’s agreement.

On behalf of the USA

Ambassador Peter Allgeier

Annex

0304 2058 (frozen fillets of hake) a bound duty of 6.1%

0304 2085 (frozen fillets of Alaska pollack): a bound duty of 14.2%

0304 9005 (surimi): a bound duty of 14.2%

3920 9100 (polyvinyl butyral): a bound duty of 6.1%

7609 0000 (aluminium tube): a bound duty of 5.9%

8102 9300 (molybdenum wire): a bound duty of 6.1%.

- add 4003 tonnes (erga omnes) in EC tariff rate quota for ‘meat of bovine animals, frozen; un-separated or separated forequarters; boneless’ and ‘edible offal of bovine animals, frozen; thick skirt and thin skirt. The meat imported shall be used for processing’ (tariff item numbers 0202 2030, 0202 30, 0206 2991),

- adjust the EC tariff rate quota (erga omnes) for ‘live bovine animals, heifers and cows (other than for slaughter) of the following mountain breeds: grey, brown, yellow, spotted Simmental and Pinzgau’ to 710 heads (tariff item numbers 0102 9005, 0102 9029, 0102 9049, 0102 9059, 0102 9069), in-quota rate 6%,

- adjust the EC tariff rate quota (erga omnes) for ‘live bovine animals, bulls, cows and heifers (other than for slaughter) of the following mountain breeds: spotted Simmental, Schwyz and Fribourg’ to 711 heads (tariff item numbers 0102 9005, 0102 9029, 0102 9049, 0102 9059, 0102 9069, 0102 9079), in-quota rate 4%,

- adjust the EC tariff rate quota (erga omnes) for ‘live bovine animals weighing 300 kg or less intended for fattening’ to 24070 heads (tariff item numbers 0102 9005, 0102 9029, 0102 9049), in-quota rate 16% + 582 €/t,

- a country allocated (US) tariff rate quota 16 665 tonnes of poultry (tariff item numbers and in-quota rates

0207 1110 (131€/t),	02071130 (149€/t),	02071190 (162 €/t),	0207 1210 (149€/t),
0207 1290 (162€/t),	0207 1310 (512€/t),	0207 1320 (179€/t),	0207 1330 (134€/t),
0207 1340 (93€/t),	0207 1350 (301€/t),	0207 1360 (231€/t),	0207 1370 (504€/t),
0207 1410 (795€/t),	0207 1420 (179€/t),	0207 1430 (134€/t),	0207 1440 (93€/t),
0207 1450 (0%),	0207 1460 (231€/t),	0207 1470 (0%),	0207 2410 (170€/t),
0207 2490 (186€/t),	0207 2510 (170€/t),	0207 2590 (186€/t),	0207 2610 (425€/t),
0207 2620 (205€/t),	0207 2630 (134€/t),	0207 2640 (93€/t),	0207 2650 (339€/t),
0207 2660 (127€/t),	0207 2670 (230€/t),	0207 2680 (415€/t),	0207 2710 (0%),
0207 2720 (0%),	0207 2730 (134€/t),	0207 2740 (93€/t),	0207 2750 (339€/t),
0207 2760 (127€/t),	0207 2770 (230€/t),	0207 2780 (0%)),	

- add 49 tonnes (erga omnes) in the EC tariff rate quota for ‘chicken carcass, fresh, chilled or frozen’, (tariff item numbers 0207 1110, 0207 1130, 0207 1190, 0207 1210, 0207 1290),
- add 4070 tonnes (erga omnes) in the EC tariff rate quota for ‘chicken cuts, fresh, chilled or frozen’ (tariff item numbers 0207 1310, 0207 1320, 0207 1330, 0207 1340, 0207 1350, 0207 1360, 0207 1370, 0207 1420, 0207 1430, 0207 1440, 0207 1460),
- add 1605 tonnes (erga omnes) in the EC tariff rate quota for ‘cuts of fowls’ (tariff item number 0207 1410), in quota rate 795 €/t,
- add 201 tonnes (erga omnes) in the EC tariff rate quota for ‘turkey meat, fresh, chilled or frozen’ (tariff item numbers 0207 2410, 0207 2490, 0207 2510, 0207 2590, 0207 2610, 0207 2620, 0207 2630, 0207 2640, 0207 2650, 0207 2660, 0207 2670, 0207 2680, 0207 2730, 0207 2740, 0207 2750, 0207 2760, 0207 2770),
- add 2485 tonnes (erga omnes) in the EC tariff rate quota for ‘turkey cuts, frozen’ (tariff item numbers 0207 2710, 0207 2720, 0207 2780),
- a country allocated (US) tariff rate quota 4722 tonnes of ‘frozen boneless hams and loins’ (tariff item numbers ex0203 1955 and ex0203 2955), in-quota rate 250€/t,
- add 1265 tonnes (erga omnes) in the EC tariff rate quota for ‘frozen boneless hams and loins’ (tariff item numbers ex0203 1955, ex0203 2955),
- add 67 tonnes (erga omnes) in the EC tariff rate quota for ‘carcasses and half carcasses of domestic swine, fresh, chilled or frozen’ (tariff item numbers 0203 1110, 0203 2110),
- add 35 tonnes (erga omnes) in the EC tariff rate quota for ‘cuts of domestic swine, fresh, chilled or frozen, with or without bone, excluding tenderloin, presented separately’ (tariff item numbers 0203 1211, 0203 1219, 0203 1911, 0203 1913, 0203 1955, 0203 1959, 0203 2211, 0203 2219, 0203 2911, 0203 2913, 0203 2915, 0203 2955, 0203 2959),
- add 2 tonnes (erga omnes) in the EC tariff rate quota for ‘sausages, dry or for spreading, uncooked’ (tariff item numbers 1601 0091, 1601 0099),
- add 61 tonnes (erga omnes) in the EC tariff rate quota for ‘preserved meat of domestic swine’ (tariff item numbers 1602 4110, 1602 4210, 1602 4911, 1602 4913, 1602 4915, 1602 4919, 1602 4930, 1602 4950),
- adjust the EC tariff rate quota for ‘live sheep, other than pure-bred breeding animals’ to 5676 tonnes (tariff item numbers 0104 10 30, 0104 10 80, 0104 20 90), in-quota rate 10%,
- add 60 tonnes (erga omnes) in the EC tariff rate quota for ‘pizza cheese’ (tariff item numbers ex 0406 1020, ex 0406 1080),

- add 38 tonnes (erga omnes) in the EC tariff rate quota for 'emmentaler' (tariff item numbers ex 0406 3010, 0406 9013),
- add 213 tonnes (erga omnes) in the EC tariff rate quota for 'gruyere, sbrinz' (tariff item numbers ex 0406 3010, 0406 9015),
- add 7 tonnes (erga omnes) in the EC tariff rate quota for 'cheese for processing' (tariff item number 0406 9001),
- add 5 tonnes (erga omnes) in the EC tariff rate quota for 'cheddar' (tariff item number 0406 9021),
- add 25 tonnes (erga omnes) in the EC tariff rate quota for 'fresh cheeses' (tariff item numbers ex 0406 1020, ex 0406 1080, 0406 2090, 0406 3031, 0406 3039, 0406 3090, 0406 4010, 0407 4050, 0407 4090, 0406 9017, 0406 9018, 0406 9023, 0406 9025, 0406 9027, 0406 9029, 0406 9031, 0406 9033, 0406 9035, 0406 9037, 0406 9039, 0406 9050, ex 0406 9063, 0406 9069, 0406 9073, ex 0406 9075, ex 0406 9076, 0406 9078, ex 0406 9079, ex 0406 9081, 0406 9082, 0406 9084, 0406 9086, 0406 9087, 0406 9088, 0406 9093, 0406 9099),
- open a tariff rate quota 7 tonnes (erga omnes) for paddy rice (tariff item number 1006 10), in quota rate 15%,
- open a tariff rate quota 1634 tonnes (erga omnes) for husked rice (tariff item number 1006 20), in quota rate 15%,
- add 25516 tonnes (erga omnes) in EC tariff rate quota for semi milled and wholly milled rice (tariff item number 1006 30), in quota rate 0%,
- add 31788 tonnes (erga omnes) in EC tariff rate quota for broken rice (tariff item number 1006 40), in quota rate 0%,
- add 6215 tonnes (erga omnes) in EC tariff rate quota for barley (tariff item number 1003 00), in quota rate 16 €/t,
- add 6787 tonnes (erga omnes) in EC tariff rate quota for common wheat (tariff item number 1001 9099), in quota rate 12€/t,
- open a tariff rate quota 242074 tonnes (erga omnes) for maize (tariff item numbers 1005 1090, 1005 9000), in quota rate 0%,
- add 1413 tonnes (erga omnes) in EC tariff rate quota for raw cane sugar (tariff item number 1701 1110), in quota rate 98€/t,
- open a tariff rate quota 1253 tonnes (erga omnes) for fructose (tariff item number 1702 5000), in-quota rate 20%,

- add 44 tonnes (erga omnes) in EC tariff rate quota for carrots and turnips (tariff item number 0706 1000),
- add 34 tonnes (erga omnes) in EC tariff rate quota for cucumbers (tariff item number ex 0707 0005),
- open a tariff rate quota 472 tonnes (erga omnes) for tomatoes (tariff item number 0702 0000),
- open a tariff rate quota 2838 tonnes (erga omnes) for preserved pineapples, citrus fruit, pears, apricots, cherries, peaches and strawberries (tariff item numbers 2008 2011, 2008 2019, 2008 2031, 2008 2039, 2008 2071, 2008 3011, 2008 3019, 2008 3031, 2008 3039, 2008 3079, 2008 4011, 2008 4019, 2008 4021, 2008 4029, 2008 4031, 2008 4039, 2008 5011, 2008 5019, 2008 5031, 2008 5039, 2008 5051, 2008 5059, 2008 5071, 2008 6011, 2008 6019, 2008 6031, 2008 6039, 2008 6060, 2008 7011, 2008 7019, 2008 7031, 2008 7039, 2008 7051, 2008 7059, 2008 8011, 2008 8019, 2008 8031, 2008 8039, 20088070), in quota rate 20%,
- open a tariff rate quota 7044 tonnes (erga omnes) for fruit juices (tariff item numbers 2009 1111, 2009 1119, 2009 1911, 2009 1919, 2009 2911, 2009 2919, 2009 3911, 2009 3919, 2009 4911, 2009 4919, 2009 7911, 2009 7919, 2009 8011, 2009 8019, 2009 8032, 2009 8033, 2009 8035, 2009 8036, 2009 8038, 2009 9011, 2009 9019, 2009 9021, 2009 9029), in quota rate 20%,
- add 29 tonnes (erga omnes) in EC tariff rate quota for grape juice (tariff item numbers 2009 6190, 2009 6911, 2009 6919, 2009 6951, 2009 6990),
- add 295 tonnes (erga omnes) in EC tariff rate quota for fresh or chilled new potatoes (tariff item number ex 0701 9051),
- eliminate ad valorem duty of 9% on protein concentrates (tariff item number 2106 1080),
- a country allocated (US) tariff rate quota 10 000 tonnes of corn gluten (tariff item number 2303 1011), in-quota rate 16%,
- open a tariff rate quota 532 tonnes (erga omnes) for pasta (tariff item number 1902; 1902 2010 and 1902 2030 excluded), in quota rate 11%,
- open a tariff rate quota 107 tonnes (erga omnes) for chocolate (tariff item number 1806), in quota rate 43%,
- open a tariff rate quota 921 tonnes (erga omnes) for food preparations (tariff item number 2106 9098), in quota rate 18%,
- open a tariff rate quota 191 tonnes (erga omnes) for food preparations with cereals (tariff item numbers 1901 9099, 1904 3000, 1904 9080, 1905 9020), in quota rate 33%,
- open a tariff rate quota 2058 tonnes (erga omnes) for dog and cat food (tariff item numbers 2309 1013, 2309 1015, 2309 1019, 2309 1033, 2309 1039, 2309 1051, 2309 1053, 2309 1059, 2309 1070), in quota rate 7%.

The exact tariff descriptions of the EC-15 shall apply to all tariff lines and quotas above.