



**COUNCIL OF
THE EUROPEAN UNION**

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LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject : Council Decision on the signing and conclusion of the Agreement in the form of an Exchange of Letters between the European Community and the Arab Republic of Egypt concerning reciprocal liberalisation measures on agricultural products, processed agricultural products and fish and fishery products, the replacement of Protocols 1 and 2 and their annexes and amendments to the Euro-Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the Arab Republic of Egypt, of the other part

COUNCIL DECISION

of

on the signing and conclusion of the
Agreement in the form of an Exchange of Letters between
the European Community and the Arab Republic of Egypt
concerning reciprocal liberalisation measures on agricultural products,
processed agricultural products and fish and fishery products,
the replacement of Protocols 1 and 2 and their annexes and
amendments to the Euro-Mediterranean Agreement
establishing an association between the European Communities and
their Member States, of the one part,
and the Arab Republic of Egypt, of the other part

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 133, in
conjunction with the first sentence of the first subparagraph of Article 300(2), thereof,

Having regard to the proposal from the Commission,

Whereas:

- (1) Article 13 of the Euro-Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the Arab Republic of Egypt, of the other part¹ ("the Association Agreement") in force since 1 June 2004, of which the trade and trade-related provisions entered into force on 1 January 2004, provides that the Community and Egypt shall gradually implement greater liberalisation of their reciprocal trade in agricultural products, processed agricultural products and fish and fishery products.
- (2) On 6 March 2007, the EU-Egypt Association Council adopted an Action Plan of the European Neighbourhood Policy that includes a specific provision for the further liberalisation of trade in agricultural products, processed agricultural products and fish and fishery products.
- (3) On 14 November 2005, the Council authorised the Commission to conduct negotiations with the Arab Republic of Egypt within the framework of the Association Agreement, in order to achieve greater liberalisation of reciprocal trade in agricultural products, processed agricultural products and fish and fishery products.

¹ OJ L 304, 30.9.2004, p. 39.

- (4) On 19 June 2008, the Commission concluded the negotiations on behalf of the Community of an Agreement in the form of an Exchange of Letters with a view to amending the Association Agreement.
- (5) The measures necessary for the implementation of this Decision should be adopted in accordance with Council Decision 1999/468/EC of 28 June 1999 laying down the procedures for the exercise of implementing powers conferred on the Commission¹.
- (6) The Agreement in the form of an Exchange of Letters should be approved,

HAS DECIDED AS FOLLOWS:

¹ OJ L 184, 17.7.1999, p. 23.

Article 1

The Agreement in the form of an Exchange of Letters between the European Community and the Arab Republic of Egypt concerning reciprocal liberalisation measures on agricultural products, processed agricultural products and fish and fishery products, which amends the Association Agreement and, in particular, replaces Protocols 1 and 2 of that Agreement, as well as their annexes, is hereby approved on behalf of the Community.

The text of the Agreement in the form of an Exchange of Letters is attached to this Decision.

Article 2

1. The Commission shall adopt the necessary implementing measures for Protocols 1 and 2 in accordance with Decision 1999/468/EC.

2. The Commission shall be assisted in this task by the Management Committee for the Common Organisation of Agricultural Markets, established by Article 195 of Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation)¹, by the Management Committee for Fisheries Products, established by Article 38 of Council Regulation (EC) No 104/2000 of 17 December 1999 on the common organisation of the markets in fishery and aquaculture products² or, where appropriate, by the committees established by the corresponding provisions of other regulations on the common organisation of markets or by the Customs Code Committee established by Article 248a of Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code³.

¹ OJ L 299, 16.11.2007, p. 1.

² OJ L 17, 21.1.2000, p. 22.

³ OJ L 302, 19.10.1992, p. 1.

Article 3

Where the Community needs to take a safeguard measure concerning agricultural products and fish and fishery products, as provided for in the Association Agreement, that measure shall be adopted in accordance with the procedure provided for in Article 159(2) of the Single CMO Regulation for agricultural products, or by Article 30 of Regulation (EC) No 104/2000 for fish and fishery products. In the case of processed agricultural products, such safeguard measures shall, provided that the conditions laid down by the relevant provisions of the Association Agreement are met, be adopted in accordance with the relevant provisions laid down respectively in Regulation (EEC) 2783/75 of the Council of 29 October 1975 on the common system of trade for ovalbumin and lactalbumin¹, in Council Regulation (EC) No 3448/93 of 6 December 1993 laying down the trade arrangements, applicable to certain goods resulting from the processing of agricultural products² and in Council Regulation (EC) No 1667/2006 of 7 November 2006 on glucose and lactose³.

Article 4

The President of the Council is hereby authorised to designate the person(s) empowered to sign the Agreement in order to bind the Community.

¹ OJ L 282, 1.11.1975, p. 104.

² OJ L 318, 20.12.1993, p. 18.

³ OJ L 312, 11.11.2006, p. 1.

Article 5

This Decision shall be published in the *Official Journal of the European Union*.

Done at Brussels,

For the Council
The President

AGREEMENT
IN THE FORM OF AN EXCHANGE OF LETTERS
BETWEEN THE EUROPEAN COMMUNITY AND
THE ARAB REPUBLIC OF EGYPT
CONCERNING RECIPROCAL LIBERALISATION MEASURES
ON AGRICULTURAL PRODUCTS, PROCESSED AGRICULTURAL PRODUCTS
AND FISH AND FISHERY PRODUCTS, THE REPLACEMENT OF
PROTOCOLS 1 AND 2 AND THEIR ANNEXES AND AMENDMENTS
TO THE EURO-MEDITERRANEAN AGREEMENT
ESTABLISHING AN ASSOCIATION BETWEEN
THE EUROPEAN COMMUNITIES AND
THEIR MEMBER STATES, OF THE ONE PART, AND
THE ARAB REPUBLIC OF EGYPT, OF THE OTHER PART

A. Letter from the European Community

Sir/Madam,

I have the honour of referring to the negotiations which took place in accordance with the Euro-Mediterranean Roadmap for agriculture (Rabat Roadmap) adopted by the Euro-Mediterranean Ministers of Foreign Affairs on 28 November 2005 for the acceleration of liberalisation of trade in agricultural products, processed agricultural products and fish and fishery products and under Articles 13 and 15 of the Euro-Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the Arab Republic of Egypt, of the other part¹ ("the Association Agreement"), in force since 1 June 2004, of which the trade and trade-related provisions entered into force on 1 January 2004, which provides that the Community and the Arab Republic of Egypt shall gradually establish a greater liberalisation of their trade in agricultural products, processed agricultural products and fish and fishery products.

On the conclusion of the negotiations, the two Parties agreed upon the following amendments to the Association Agreement:

1. The title of Chapter 2 shall be replaced by the following:
"Agricultural products, processed agricultural products and fish and fishery products".

¹ OJ L 304, 30.9.2004, p. 39.

2. Article 14(1) shall be replaced by the following:

"1. Agricultural products, processed agricultural products and fish and fishery products originating in Egypt and listed in Protocol 1, on importation into the Community, shall be subject to the arrangements set out in that Protocol."

3. Article 14(2) shall be replaced by the following:

"2. Agricultural products, processed agricultural products and fish and fishery products originating in the Community and listed in Protocol 2, on importation into Egypt, shall be subject to the arrangements set out in that Protocol."

4. Article 14(3) shall be deleted.

5. The following paragraph shall be added to Article 15:

"3. The Contracting Parties shall meet two years from the date of entry into force of the Agreement in the form of an Exchange of Letters, attached to Council Decision No... of ...¹ to consider the possibility of granting each other further concessions of trade in agricultural products, processed agricultural products and fish and fishery products in accordance with Article 13 of this Agreement. Such meeting shall thereafter be held regularly every two years."

¹ OJ – please insert reference number and date of this Council Decision (11172/09).

6. Protocols 1 and 2 and their Annexes shall be replaced by those appearing in Annexes I and II to this Agreement in the form of an Exchange of Letters.
7. Protocol 3 shall be deleted.
8. A Common Declaration on sanitary and phytosanitary or technical barriers to trade issues, appearing in Annex III to this Agreement in the form of an Exchange of Letters, shall be added to the Association Agreement.

This Agreement in the Form of an Exchange of Letters shall enter into force on the first day of the second month following the date of deposit of the last instrument of approval.

I would be grateful if you could confirm the agreement of your Government to the above.

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

Done at Brussels,

For the European Community

ANNEX I

PROTOCOL 1
CONCERNING THE ARRANGEMENTS APPLICABLE
TO THE IMPORTATION INTO THE EUROPEAN COMMUNITY OF
AGRICULTURAL PRODUCTS, PROCESSED AGRICULTURAL PRODUCTS AND
FISH AND FISHERY PRODUCTS ORIGINATING IN
THE ARAB REPUBLIC OF EGYPT

1. Imports into the European Community of the products listed in the Annex to this Protocol, which originate in Egypt, shall be subject to the conditions set out below.
2. From the date of entry into force of the Agreement in the form of an Exchange of Letters, attached to Council Decision No ... of ...¹ (hereinafter "the Agreement in the form of an Exchange of Letters"), customs duties applicable on the import into the European Community of agricultural products, processed agricultural products and fish and fishery products originating in Egypt shall be eliminated, except as otherwise provided for in Table 1 of the Annex.
3. For those products originating in Egypt listed in Table 2 of the Annex, customs duties shall be eliminated or reduced within the limit of the tariff quotas listed in column "b".

Customs duties in respect of the quantities in excess of the quotas shall be reduced by the percentage listed in column "c".

For the first year after the entry into force of the Agreement in the form of an Exchange of Letters, the volume of tariff quotas shall be calculated as a pro rata of the basic volume, taking into account the part of the period elapsed before the date of entry into force of that Agreement.

4. For products falling under CN codes 0703 20 00 and 0707 00 05, the tariff quota volume listed in column "b" shall be increased annually by 3 % of the volume of the previous year, the first increase taking place one year after the entry into force of the Agreement in the form of an Exchange of Letters.

¹ OJ please insert number and date of this Council Decision (11172/09).

5. For products falling under CN codes 0810 10 00, 1006 20, 1006 30 and 1006 40, the tariff quota volume listed in column "b" shall be increased annually by 3 % of the volume of the previous year over a period of five years, the first increase taking place one year after the entry into force of the Agreement in the form of an Exchange of Letters.
6. For products falling under CN codes 1806 10 30, 1806 10 90, 1806 20 95, 2101 20 98 and 2106 90 59, the tariff quota volume listed in column "b" shall be increased annually by 5 % of the volume of the previous year over a period of five years, the first increase taking place one year after the entry into force of the Agreement in the form of an Exchange of Letters.
7. For products falling under CN codes 1704 90 99, 1901 90 99, 2101 12 98, 2106 90 98 and 3302 10 29, the tariff quota volume listed in column "b" shall be increased annually by 10 % of the volume of the previous year over a period of five years, the first increase taking place one year after the entry into force of the Agreement in the form of an Exchange of Letters.
- 8.(a) Notwithstanding the conditions under point 2 of this Protocol, for the products to which an entry price applies in accordance with Article 140a of Council Regulation (EC) No 1234/2007¹, and for which the Common Customs Tariff provides for the application of *ad valorem* customs duties and a specific customs duty, the elimination applies only to the *ad valorem* part of the duty.

¹ OJ L 299, 16.11.2007, p. 1.

(b) For fresh sweet oranges, falling within CN code 0805 10 20¹, within the limit of a tariff quota of 36 300 tons applicable for the concession on the *ad valorem* customs duties, the agreed entry price between the European Community and Egypt, from which the specific duty provided in the Community's list of concessions to the WTO is reduced to zero, is EUR 264/tonne, for every period from 1 December to 31 May.

If the entry price for a consignment is 2, 4, 6 or 8 % lower than the agreed entry price, the specific customs quota duty shall be equal respectively to 2, 4, 6 or 8 % of this agreed entry price. If the entry price of a consignment is less than 92 % of the agreed entry price, the specific customs duty bound within the WTO shall apply.

¹ CN code corresponding to Regulation (EC) No 1214/2007 (OJ L 286, 31.10.2007, p. 1).

ANNEX TO PROTOCOL 1

concerning the arrangements applicable
to the importation into the European Community of agricultural products,
processed agricultural products and fish and fishery products
originating in the Arab Republic of Egypt

Imports into the European Community of the following products originating in Egypt shall be subject to the conditions set out below.

Table 1

Products not included in the table below are duty free. A preferential treatment for some of the products listed below is indicated in Table 2.

| CN Code ⁽¹⁾ | Description ⁽²⁾ |
|------------------------|------------------------------------|
| 0702 00 00 | Tomatoes, fresh or chilled |
| 0703 20 00 | Garlic, fresh or chilled |
| 0707 00 05 | Cucumbers, fresh or chilled |
| 0709 90 70 | Courgettes, fresh or chilled |
| 0709 90 80 | Globe artichokes, fresh or chilled |
| 0806 10 10 | Table grapes, fresh |
| 0810 10 00 | Strawberries, fresh |
| 1006 | Rice |

| CN Code ⁽¹⁾ | Description ⁽²⁾ |
|---------------------------------|--|
| 1604 13 | Prepared or preserved sardines, sardinella and brisling or sprats, whole or in pieces, but not minced |
| 1604 14 | Prepared or preserved tuna, skipjack and bonito (<i>Sarda</i> spp.), whole or in pieces, but not minced |
| 1701 | Cane or beet sugar and chemically pure sucrose, in solid form |
| 1702 excluding 1702 90 10 | Other sugars, including chemically pure lactose, 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 50 00 | Chemically pure fructose in solid form |
| ex 1704 90 99 | Other sugar confectionery, not containing cocoa, containing: 70 % or more by weight of sucrose |
| ex 1806 10 30 | Sweetened cacao powder, containing: 70 % or more but less than 80 % by weight of sucrose |
| 1806 10 90 | Sweetened cacao powder, containing: 80 % or more by weight of sucrose |
| ex 1806 20 95 | Chocolate and other food preparations containing cocoa, in blocks, slabs or bars weighing more than 2 kg or in liquid, paste, powder, granular or other bulk form, in containers or immediate packings of a content exceeding 2 kg, containing less than 18 % by weight of cocoa butter, containing: 70 % or more by weight of sucrose |
| ex 1901 90 99 | Other food preparations of flour, groats, meal, starch or malt extract, not containing cocoa or containing less than 40 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included, food preparations of goods of headings 0401 to 0404, not containing cocoa or containing less than 5 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included, containing: 70 % or more by weight of sucrose/isoglucose |

| CN Code ⁽¹⁾ | Description ⁽²⁾ |
|------------------------|--|
| ex 2101 12 98 | Preparations with a basis of coffee, containing: 70 % or more by weight of sucrose/isoglucose |
| ex 2101 20 98 | Preparations with a basis of tea or mate containing: 70 % or more by weight of sucrose/isoglucose |
| ex 2106 90 59 | Other flavoured or coloured sugar syrups (excl. isoglucose, lactose, glucose and maltodextrine syrups), containing: 70 % or more by weight of sucrose/isoglucose |
| ex 2106 90 98 | Other food preparations not elsewhere specified or included, of a kind used in drink industries, containing: 70 % or more by weight of sucrose/isoglucose |
| ex 3302 10 29 | Other preparations of a kind used in the drink industries, containing all flavouring agents characterising a beverage, of an actual alcoholic strength by volume not exceeding 0,5 %, containing: 70 % or more by weight of sucrose/isoglucose |

⁽¹⁾ CN codes corresponding to Regulation (EC) No 1214/2007 (OJ L 286, 31.10. 2007, p. 1).

⁽²⁾ Notwithstanding the rules for the interpretation of the combined nomenclature, the wording for the description of the products is to be considered as having no more than an indicative value, the preferential scheme being determined, within the context of this Annex, by the coverage of the CN codes. Where "ex" CN codes are indicated, the preferential scheme is to be determined by the application of the CN codes and corresponding description taken together.

Table 2

For the following products a preferential treatment is provided in the form of tariff quotas, reduced duties beyond the tariff quota and calendars as listed below:

| CN Code ⁽¹⁾ | Description ⁽²⁾ | a | b | c |
|------------------------|--|-------------------------------------|----------------------------------|---|
| | | Reduction of the MFN customs duty % | Tariff quota (tonnes net weight) | Reduction of the customs duty beyond the tariff quota % |
| 0702 00 00 | Tomatoes, fresh or chilled, from 1 November to 30 June | 100 % | unlimited | – |
| 0703 20 00 | Garlic, fresh or chilled, from 15 January to 30 June | 100 % | 4 000 | 50 % |
| 0707 00 05 | Cucumbers, fresh or chilled, from 15 November to 15 May | 100 % | 3 000 | – |
| 0709 90 70 | Courgettes, fresh or chilled, from 1 October to 30 April | 100 % | unlimited | – |
| 0709 90 80 | Globe artichokes, fresh or chilled, from 1 November to 31 March | 100 % | unlimited | – |
| 0806 10 10 | Table grapes, fresh , from 1 February to 31 July | 100 % | unlimited | – |
| 0810 10 00 | Fresh strawberries, from 1 October to 30 April | 100 % | 10 000 | – |
| 1006 20 | Husked (brown) rice | 100 % | 20 000 | – |
| 1006 30 | Semi-milled or wholly milled rice, whether or not polished or glazed | 100 % | 70 000 | – |
| 1006 40 00 | Broken rice | 100 % | 80 000 | – |
| 1702 50 00 | Chemically pure fructose in solid form | 100 % | 1 000 | 100 % on the <i>ad valorem</i> duty + 30 % on the EA ⁽³⁾ |

| CN Code ⁽¹⁾ | Description ⁽²⁾ | a | b | c |
|------------------------|--|-------------------------------------|----------------------------------|---|
| | | Reduction of the MFN customs duty % | Tariff quota (tonnes net weight) | Reduction of the customs duty beyond the tariff quota % |
| ex 1704 90 99 | Other sugar confectionery, not containing cocoa, containing: 70 % or more by weight of sucrose | 100 % | 1 000 | – |
| ex 1806 10 30 | Sweetened cacao powder, containing: 70 % or more but less than 80 % of sucrose (sugar) | 100 % | 500 | – |
| 1806 10 90 | Sweetened cacao powder, containing: 80 % or more by weight of sucrose (sugar) | 100 % | 500 | – |
| ex 1806 20 95 | Chocolate and other food preparations containing cocoa, in blocks, slabs or bars weighing more than 2 kg or in liquid, paste, powder, granular or other bulk form, in containers or immediate packings of a content exceeding 2 kg, containing less than 18 % by weight of cocoa butter, containing: 70 % or more by weight of sucrose | 100 % | 500 | – |
| ex 1901 90 99 | Other food preparations of flour, groats, meal, starch or malt extract, not containing cocoa or containing less than 40 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included, food preparations of goods of headings 0401 to 0404, not containing cocoa or containing less than 5 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included, containing: 70 % or more by weight of sucrose/isoglucose | 100 % | 1 000 | – |
| ex 2101 12 98 | Preparations with a basis of coffee, containing: 70 % or more by weight of sucrose/isoglucose | 100 % | 1 000 | – |

| CN Code ⁽¹⁾ | Description ⁽²⁾ | a | b | c |
|------------------------|--|-------------------------------------|----------------------------------|---|
| | | Reduction of the MFN customs duty % | Tariff quota (tonnes net weight) | Reduction of the customs duty beyond the tariff quota % |
| ex 2101 20 98 | Preparations with a basis of tea or mate, containing: 70 % or more by weight of sucrose/isoglucose | 100 % | 500 | – |
| ex 2106 90 59 | Other flavoured or coloured sugar syrups (excl. isoglucose, lactose, glucose and maltodextrine syrups), containing: 70 % or more by weight of sucrose/isoglucose | 100 % | 500 | – |
| ex 2106 90 98 | Other food preparations not elsewhere specified or included, of a kind used in drink industries, containing: 70 % or more by weight of sucrose/isoglucose | 100 % | 1 000 | – |
| ex 3302 1029 | Other preparations of a kind used in drink industries, containing all flavouring agents characterising a beverage, of an actual alcoholic strength by volume not exceeding 0,5 %, containing: 70 % or more by weight of sucrose/isoglucose | 100 % | 1 000 | – |

⁽¹⁾ CN codes corresponding to Regulation (EC) No 1214/2007 (OJ L 286, 31.10. 2007, p. 1).

⁽²⁾ Notwithstanding the rules for the interpretation of the combined nomenclature, the wording for the description of the products is to be considered as having no more than an indicative value, the preferential scheme being determined, within the context of this Annex, by the coverage of the CN codes. Where "ex" CN codes are indicated, the preferential scheme is to be determined by the application of the CN codes and corresponding description taken together.

⁽³⁾ EA: agricultural component as referred to in Regulation (EEC) No 3448/93, as amended.

ANNEX II

PROTOCOL 2
CONCERNING THE ARRANGEMENTS APPLICABLE
TO THE IMPORTATION INTO
THE ARAB REPUBLIC OF EGYPT
OF AGRICULTURAL PRODUCTS, PROCESSED AGRICULTURAL
PRODUCTS AND FISH AND FISHERY PRODUCTS
ORIGINATING IN THE EUROPEAN COMMUNITY

1. Imports into the Arab Republic of Egypt of the products listed in the Annex to this Protocol, which originate in the European Community, shall be subject to the conditions set out below.
2. From the date of entry into force of the Agreement in the form of an Exchange of Letters, attached to Council Decision No ... of ...¹ (hereinafter "the Agreement in the form of an Exchange of Letters"), customs duties applicable on the import into the Arab Republic of Egypt of agricultural products, processed agricultural products and fish and fishery products originating in the European Community shall be eliminated except for those products listed in Table 1 of the Annex.
3. For those products originating in the European Community listed in Table 2 of the Annex, customs duties shall be eliminated or reduced within the limit of the tariff quotas listed in column "b".

For the first year after the entry into force of the Agreement in the form of an Exchange of Letters, the volume of tariff quotas shall be calculated as a pro rata of the basic volume, taking into account the part of the period elapsed before the date of entry into force of that Agreement.

¹ OJ please insert number and date of this Council Decision (11172/09).

ANNEX TO PROTOCOL 2

concerning the arrangements applicable
to the importation into the Arab Republic of Egypt of agricultural products,
processed agricultural products and fish and fishery products
originating in the European Community

Imports into the Arab Republic of Egypt of the following products which originate in the European Community shall be subject to the conditions set out below.

Table 1

Products not included in the table below are duty free. A preferential treatment for some of the products listed below is indicated in Table 2.

| HS or Egyptian Code ⁽¹⁾ | Description ⁽²⁾ |
|------------------------------------|---|
| 0203 | Meat of swine, fresh, chilled or frozen |
| ex 0206 | Edible offal of bovine animals, swine, sheep, goats, horses, asses, mules or hinnies, fresh, chilled or frozen: |
| 0206 30 | - of swine, fresh or chilled |
| 0206 41 | - of swine livers, frozen |
| 0206 49 | -- Other |
| ex 0207 | Meat and edible offal, of the poultry of heading 0105, fresh, chilled or frozen: |
| | - of fowls of the species <i>Gallus domesticus</i> : |
| 0207 11 | -- Not cut in pieces, fresh or chilled |
| 0207 12 | -- Not cut in pieces, frozen |

| | |
|------------|---|
| 0209 | Pig fat, free of lean meat, and poultry fat, not rendered or otherwise extracted, fresh, chilled, frozen, salted, in brine, dried or smoked |
| ex 0210 | Meat and edible meat offal, salted, in brine, dried or smoked; edible flours and meals of meat or meat offal: - Meat of swine: |
| 0210 11 | -- Hams, shoulders and cuts thereof, with bone in |
| 0210 12 | -- Bellies (streaky) and cuts thereof |
| 0210 19 | -- Other |
| ex 0406 10 | Fresh (unripened or uncured) cheese, including whey cheese, and curd (less than 20 kg) |
| 1501 | Pig fat (including lard) and poultry fat, other than that of heading 0209 or 1503 |
| ex 1602 | Other prepared or preserved meat, meat offal or blood: |
| 1602 10 | - homogenised preparations |
| 1602 20 | - of liver of any animal - of swine: |
| 1602 41 | - Hams and cuts thereof |
| 1602 42 | - Shoulders and cuts thereof |
| 1602 49 | - Other, including mixtures - Other, including preparations of blood of any animal: |
| 1602 90 10 | - of swine |
| 1704 | Sugar confectionery (including white chocolate), not containing cocoa |
| 1806 | Chocolate and other food preparations containing cocoa |
| 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 |
| 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 |

| | | |
|----|------------|---|
| | 2004 | Other vegetables prepared or preserved otherwise than by vinegar or acetic acid, frozen, other than products of heading 2006 |
| ex | 2106 | Food preparations not elsewhere specified or included: |
| | 2106 90 20 | -- Compound alcoholic preparations, other than those based on odoriferous substances, of a kind used for the manufacture of beverages |
| | 2203 | Beer made from malt |
| | 2204 | Wine of fresh grapes, including fortified wines; grape must other than that of heading 2009 |
| | 2205 | Vermouth and other wine of fresh grapes flavoured with plants or aromatic substances |
| | 2206 | Other fermented beverages (for example, cider, perry, mead); mixtures of fermented beverages and mixtures of fermented beverages and non-alcoholic beverages, not elsewhere specified or included |
| | 2207 | Undenatured ethyl alcohol of an alcoholic strength by volume of 80 % vol or higher; ethyl alcohol and other spirits, denatured, of any strength |
| | 2208 | Undenatured ethyl alcohol of an alcoholic strength by volume of less than 80 % vol; spirits, liqueurs and other spirituous beverages |
| | 2401 | Unmanufactured tobacco; tobacco refuse |
| | 2402 | Cigars, cheroots, cigarillos and cigarettes, of tobacco or of tobacco substitute |
| | 2403 | Other manufactured tobacco and manufactured tobacco substitutes; "homogenised" or "reconstituted" tobacco; tobacco extracts and essences |
| ex | 3302 | Mixtures of odoriferous substances and mixtures (including alcoholic solutions) with a basis of one or more of these substances, of a kind used as raw materials in industry; other preparations based on odoriferous substances, of a kind used for the manufacture of beverages: of a kind used in the food or drink industry: |
| | 3302 10 10 | Compound alcoholic preparations of a kind used for manufacture of beverages |

(1) Egyptian codes corresponding to the Egyptian Customs Tariff, published on 5 February 2007.

(2) Notwithstanding the rules for the interpretation of the Harmonised System (HS) or of the Egyptian tariff nomenclature, the wording for the description of the products is to be considered as having no more than an indicative value.

Table 2

For the following products a preferential treatment is provided in the form of tariff quotas and reduced duties as listed below:

| HS or Egyptian Code ⁽¹⁾ | Description ⁽²⁾ | a | b |
|------------------------------------|---|-------------------------------------|----------------------------------|
| | | Reduction of the MFN customs duty % | Tariff quota (tonnes net weight) |
| ex 0207 0207 11 0207 12 | Meat and edible offal, of the poultry of heading 0105, fresh, chilled or frozen: - of fowls of the species <i>Gallus domesticus</i> : -- Not cut in pieces, fresh or chilled -- Not cut in pieces, frozen | 35 % | 5 000 |
| ex 0406 10 | Fresh (unripened or uncured) cheese, including whey cheese, and curd (less than 20 kg) | 50 % | 1 000 |
| 1704 | Sugar confectionery (including white chocolate), not containing cocoa | 50 % | unlimited |
| 1806 | Chocolate and other food preparations containing cocoa | 50 % | unlimited |
| 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 | 50 % | unlimited |
| 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 | 50 % | unlimited |

| HS or Egyptian Code ⁽¹⁾ | Description ⁽²⁾ | a | b |
|------------------------------------|--|-------------------------------------|----------------------------------|
| | | Reduction of the MFN customs duty % | Tariff quota (tonnes net weight) |
| 2004 | Other vegetables prepared or preserved otherwise than by vinegar or ascertic acid, frozen, other than products of heading 2006 | 50 % | unlimited |
| ex 3302 | Mixtures of odoriferous substances and mixtures (including alcoholic solutions) with bases of one or more of these substances, of a kind used as raw materials in industry; other preparations based on odoriferous substances, of a kind used for the manufacture of beverages: | | |
| 3302 10 10 | of a kind used in the food or drink industry: --- compound alcoholic preparations of a kind used for manufacture of beverages | 35 % | unlimited |

⁽¹⁾ Egyptian codes corresponding to the Egyptian Customs Tariff, published on 5 February 2007.

⁽²⁾ Notwithstanding the rules for the interpretation of the Harmonised System (HS) or of the Egyptian tariff nomenclature, the wording for the description of the products is to be considered as having no more than an indicative value.

ANNEX III

COMMON DECLARATION ON SANITARY AND PHYTOSANITARY OR TECHNICAL BARRIERS TO TRADE ISSUES

The Parties shall solve any problems, in particular sanitary, phytosanitary or technical barriers to trade, hindering the implementation of this Agreement, by means of existing administrative arrangements. The results shall then be reported to the Subcommittee for agriculture and fisheries, as well as to the Subcommittee of industry, trade, services and investment and to the Association Committee. The Parties commit to examine and solve such cases with the shortest possible delay in a friendly manner, in line with their respective applicable laws.

B. Letter from the Arab Republic of Egypt

Sir/Madam,

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

"I have the honour of referring to the negotiations which took place in accordance with the Euro-Mediterranean Roadmap for agriculture (Rabat Roadmap) adopted by the Euro-Mediterranean Ministers of Foreign Affairs on 28 November 2005 for the acceleration of liberalisation of trade in agricultural products, processed agricultural products and fish and fishery products and under Articles 13 and 15 of the Euro-Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the Arab Republic of Egypt, of the other part¹ ("the Association Agreement"), in force since 1 June 2004, of which the trade and trade-related provisions entered into force since 1 January 2004, which provides that the Community and the Arab Republic of Egypt shall gradually establish a greater liberalisation of their trade in agricultural products, processed agricultural products and fish and fishery products.

On the conclusion of the negotiations, the two Parties agreed upon the following amendments to the Association Agreement:

1. The title of Chapter 2 shall be replaced by the following:

"Agricultural products, processed agricultural products and fish and fishery products".

¹ OJ L 304, 30.9.2004, p. 39.

2. Article 14(1) shall be replaced by the following:
 - "1. Agricultural products, processed agricultural products and fish and fishery products originating in Egypt and listed in Protocol 1, on importation into the Community, shall be subject to the arrangements set out in that Protocol."
3. Article 14(2) shall be replaced by the following:
 - "2. Agricultural products, processed agricultural products and fish and fishery products originating in the Community and listed in Protocol 2, on importation into Egypt, shall be subject to the arrangements set out in that Protocol."
4. Article 14(3) shall be deleted.
5. The following paragraph shall be added to Article 15:
 - "3. The Contracting Parties shall meet two years from the date of entry into force of the Agreement in the form of an Exchange of Letters, attached to Council Decision No... of ...¹ to consider the possibility of granting each other further concessions of trade in agricultural products, processed agricultural products and fish and fishery products in accordance with Article 13 of this Agreement. Such meeting shall thereafter be held regularly every two years."

¹ OJ – please insert reference number and date of this Council Decision (11172/09)

6. Protocols 1 and 2 and their Annexes shall be replaced by those appearing in Annexes I and II to this Agreement in the form of an Exchange of Letters.
7. Protocol 3 shall be deleted.
8. A Common Declaration on sanitary and phytosanitary or technical barriers to trade issues, appearing in Annex III to this Agreement in the form of an Exchange of Letters, shall be added to the Association Agreement.

This Agreement in the Form of an Exchange of Letters shall enter into force on the first day of the second month following the date of deposit of the last instrument of approval.

The Arab Republic of Egypt has the honour of confirming its agreement with the content of this letter.

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

Done at Cairo/Brussels,

For the Arab Republic of Egypt