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EUROPEAN COMMISSION

Brussels, 16.9.2010  
COM(2010) 485 final

2010/0248 (NLE)

Proposal for a

### **COUNCIL DECISION**

**on the conclusion of an Agreement in the form of an Exchange of Letters between the European Union and the Kingdom of Morocco concerning reciprocal liberalisation measures on agricultural products, processed agricultural products, fish and fishery products, the replacement of Protocols 1, 2 and 3 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 Kingdom of Morocco, of the other part**

## EXPLANATORY MEMORANDUM

Article 16 of the Euro-Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the Kingdom of Morocco, of the other part ('the Association Agreement'), which has been in force since 1 March 2000, provides that the Community and Morocco will gradually implement greater liberalisation of their reciprocal trade in agricultural products, processed agricultural products, fish and fishery products.

On 14 October 2005 the Council authorised the Commission to conduct negotiations within the framework of the Euro-Mediterranean agreement with the Kingdom of Morocco, in view of the progress made by the Kingdom of Morocco as regards the European Neighbourhood Policy Action Plan, adopted in July 2005, in order to achieve greater liberalisation of reciprocal trade in agricultural products, processed agricultural products, fish and fishery products, in the spirit of the Barcelona Process and in line with the principles of the European Neighbourhood Policy and the conclusions of the Euro-Mediterranean Conference of Ministers for Foreign Affairs in Luxembourg on 30 and 31 May 2005.

In this context and on the basis of the conclusions of the Euro-Mediterranean Ministerial Conference on Agriculture in Venice of 27 November 2003, the following measures in particular should form an integral part of the negotiation process: sanitary and phytosanitary measures, the approximation of technical standards and the harmonisation of legislation; and the protection of geographical indications.

The Commission and the Moroccan authorities officially opened the negotiations on 26 February 2006 in Rabat and concluded them on 14 December 2009 in Brussels.

In order to implement the results of the negotiations concluded with the Kingdom of Morocco, the Commission proposes to the Council to adopt the replacement of Protocols 1, 2 and 3 and their annexes, the repeal of Article 10, the amendment of the title of Chapter II, the amendment of Articles 7, 15 and 17 and the amendment of Article 18(1).

The intention of both sides is that this Agreement enters into force from 1 January 2011.

Furthermore, to reinforce the existing cooperation on sanitary and phytosanitary issues and issues relating to technical barriers to trade, specific provisions are added to Article 3 of Title II of the Protocol 1 of this Agreement.

Regarding the protection of geographical indications and denominations of origin, the Parties have agreed to open negotiations no later than one year after the entry into force of this Agreement.

The Commission is requested to approve and submit proposals concerning: (1) a Council Decision on the signing of the Agreement and (2) a Council Decision on the conclusion of the Agreement.

According to 218(6)(a) of the Treaty on the Functioning of the European Union, the European Parliament shall be requested to give its approval to the conclusion of this Protocol.

The Council is requested to adopt the following proposal for a Decision after the approval of the European Parliament.

Proposal for a

## COUNCIL DECISION

**on the conclusion of an Agreement in the form of an Exchange of Letters between the European Union and the Kingdom of Morocco concerning reciprocal liberalisation measures on agricultural products, processed agricultural products, fish and fishery products, the replacement of Protocols 1, 2 and 3 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 Kingdom of Morocco, of the other part**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular the first subparagraph of Article 207(4), in conjunction with Article 218(6)(a) thereof,

Having regard to the proposal from the European Commission,

Having regard to the approval of the European Parliament,

Whereas:

- (1) Article 16 of the Euro-Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the Kingdom of Morocco, of the other part<sup>1</sup> ('the association agreement'), which has been in force since 1 March 2000, provides that the Community and the Kingdom of Morocco will gradually implement greater liberalisation of their reciprocal trade in agricultural products, processed agricultural products, fish and fishery products.
- (2) In July 2005, the EU-Morocco Association Council adopted an Action Plan of the European Neighbourhood Policy that includes a specific provision for further liberalisation of trade in agricultural products, processed agricultural products, fish and fishery products.
- (3) On 14 October 2005, the Council authorised the Commission to conduct negotiations with the Kingdom of Morocco within the framework of the Association Agreement, in order to achieve a greater liberalisation of reciprocal trade in agricultural products, processed agricultural products, fish and fishery products.
- (4) On 14 December 2009, the Commission concluded negotiations on behalf of the Union on an Agreement in the form of an Exchange of Letters with a view to amending the Association Agreement.

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<sup>1</sup> OJ L 70, 18.3.2000, p. 2.

(5) The Agreement in the form of an Exchange of Letters should be approved,

HAS ADOPTED THIS DECISION:

#### *Article 1*

The Agreement in the form of an Exchange of Letters between the European Union and the Kingdom of Morocco concerning reciprocal liberalisation measures on agricultural products, processed agricultural products, fish and fishery products, the replacement of Protocols 1, 2 and 3 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 Kingdom of Morocco, of the other part, is approved on behalf of the European Union.

The text of the Agreement in the form of an Exchange of Letters is attached hereto.

#### *Article 2*

Where the European Union needs to take a safeguard measure concerning agricultural products, fish and fishery products, as provided for in the Association Agreement, that measure shall be adopted in accordance with the procedures provided for in Article 159(2) 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<sup>2</sup>; or by Article 30 of Regulation (EC) No 104/2000<sup>3</sup> on the common organisation of the markets in fishery and aquaculture products. For processed agricultural products, the safeguard measures shall be adopted in accordance with the procedures provided for in Article 7(2) of Council Regulation (EC) No 614/2009 of 7 July 2009 on the common system of trade for ovalbumin and lactalbumin, or Article 11(4) of Council Regulation (EC) No 1216/2009 of 30 November 2009 laying down the trade arrangements applicable to certain goods resulting from the processing of agricultural products<sup>4</sup>.

#### *Article 3*

The President of the Council shall designate the person authorised to proceed, on behalf of the European Union, to the deposit of the instrument of approval provided for in the Agreement, in order to express the consent of the European Union to be bound by the Agreement.

#### *Article 4*

This Decision shall enter into force on the date of its adoption. It shall be published in the *Official Journal of the European Union*.

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<sup>2</sup> OJ L 299, 16.11.2007, p. 1.

<sup>3</sup> OJ L17, 21.1.2000, p.104

<sup>4</sup> OJ L 328, 15.12.2009, p.10.

The date of entry into force of the Agreement shall be published in the *Official Journal of the European Union*.

Done at Brussels,

*For the Council  
The President*

## ANNEX

### AGREEMENT IN THE FORM OF AN EXCHANGE OF LETTERS

**between the European Union and the Kingdom of Morocco concerning reciprocal liberalisation measures on agricultural products, processed agricultural products, fish and fishery products, the replacement of Protocols 1, 2 and 3 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 Kingdom of Morocco, of the other part**

#### *A. Letter from the European Union*

Dear Sir/Madam,

I have the honour to refer to the negotiations which took place in accordance with the Euro-Mediterranean Roadmap for agriculture (Rabat Roadmap) adopted on 28 November 2005, by the Ministers for Foreign Affairs at the Euro-Mediterranean conference, for the acceleration of liberalisation of trade in agricultural products, processed agricultural products, fish and fishery products under Articles 16 and 18 of the Euro-Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the Kingdom of Morocco, of the other part ('the Association Agreement'), in force since 1 March 2000, which provides that the Community and the Kingdom of Morocco shall gradually establish greater liberalisation of their trade in agricultural products, processed agricultural products, fish and fishery products.

At the end of the negotiations the two Parties agreed upon the following amendments to the Association Agreement:

1. Article 7 shall be amended as follows:

The provisions of this Chapter shall apply to products originating in the European Union or in Morocco other than those listed in Chapters 1 to 24 of the Combined Nomenclature (CN) and those listed in Annex 1, paragraph 1, (ii) of the WTO Agreement on Agriculture.

2. Article 10 is repealed.
3. The title of Chapter II shall be replaced by the following: 'Agricultural products, processed agricultural products, fish and fishery products'.
4. Article 15 shall be amended as follows:

'The expressions 'agricultural products' 'processed agricultural products' and 'fish and fishery products' refer to the products listed in Chapters 1 to 24 of the Combined Nomenclature (CN) and those listed in Annex 1, paragraph 1, (ii) of the WTO Agreement on Agriculture.'

5. Article 17 shall be amended as follows:

'1. Agricultural products, processed agricultural products, fish and fishery products originating in Morocco listed in Protocol No 1 shall be subject to the arrangements set out in that Protocol on importation into the European Union.'

‘The provisions of this chapter shall not preclude the retention by the European Union of an agricultural component on imports of fructose (CN code 1702 50 00) originating in Morocco.

This agricultural component reflects the gaps between the prices on the market of the European Union of agricultural products considered as used in the production of fructose and the price of imports from third countries.’

‘2. Agricultural products, processed agricultural products, fish and fishery products originating in the European Union listed in Protocol No 2 shall be subject to the arrangements set out in that Protocol on importation into Morocco.’

‘The provisions of this chapter shall not preclude the separate specification by Morocco of an agricultural component in the import duties in force on the products listed in sub-chapter HS 1902 (pasta) and included in list 3 of Protocol No 2.’

6. Article 18(1) shall be replaced by the following paragraph:

‘1. The parties shall meet no later than three years from the date of entry into force of this agreement to consider the possibility of granting each other further preferential concessions, taking into account the agricultural policy, sensitivity and specific characteristics of each product concerned.’

7. Protocols 1, 2 and 3 and their Annexes shall be replaced by those in Annexes I and II attached to this exchange of letters.

This Agreement in the form of an exchange of letters shall enter into force on the first day of the third 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,

*On behalf of the Council of the European Union*



## Annex I

### PROTOCOL 1

#### **concerning the arrangements applicable to the importation into the European Union of agricultural products, processed agricultural products, fish and fishery products originating in the Kingdom of Morocco**

Imports into the European Community of agricultural products, processed agricultural products, fish and fishery products originating in Morocco shall be subject to the conditions set out below.

#### **Title I: General provisions**

##### **Article 1**

1. With a view to accelerating the liberalisation of bilateral trade in agricultural products, processed agricultural products, fish and fishery products between the Kingdom of Morocco and the European Union, new provisions and concessions shall be established by both parties, in accordance with the terms of the 2005 Euro-Mediterranean Rabat Roadmap, established for the liberalisation of trade in agricultural products, processed agricultural products, fish and fishery products.
2. These new provisions and concessions, as set out in the specific provisions cited below, shall govern the bilateral trade in agricultural products, processed agricultural products, fish and fishery products, of the two parties.

#### **Title II: Special provisions**

##### **Article 2**

##### **Tariff provisions**

1. On the date of entry into force of this Protocol, customs duties (ad valorem and specific) applicable on imports into the European Union of agricultural products, processed agricultural products, fish and fishery products originating in Morocco shall be eliminated, except if otherwise provided for in paragraphs 2 and 3 for the agricultural products and in Article 5 for the processed agricultural products.
2. For those products originating in Morocco listed in the Annex to this Protocol, customs duties shall be eliminated or reduced by a percentage specified in column 'a' within the limit of the tariff quotas listed in column 'b' for each of them.

The customs duties in respect of the quantities in excess of the tariff quotas shall be reduced by the percentage listed in column 'c' for each of them.

3. In derogation from the provisions of paragraphs 1 and 2:

a) For the products to which an entry price applies in accordance with Article 140a of Council Regulation (EC) No 1234/2007<sup>5</sup>, and for which the Common Customs Tariff provides for the application of an ad valorem customs duty and a specific customs duty, the elimination applies only to the ad valorem part of the duty.

b) For the products listed below, the agreed entry price level from which specific duties will be reduced to zero during the periods indicated shall be those set out below, and the ad valorem customs duties shall be eliminated for the tariff quotas set in the Annex to this Protocol and for unlimited quantities for products covered by CN codes 0709 90 80, 0805 10 20, 0806 10 10, 0809 10 00 and 0809 30.

CN code	Product	Period	Agreed entry price (€100 kg)
0702 00 00	Tomatoes, fresh or chilled	01/10 – 31/05	46,1
0707 00 05	Cucumbers, fresh or chilled	01/11 – 31/05	44,9
0709 90 70	Courgettes, fresh or chilled	01/10 - 31/01	42,4
		01/02-31/03	41,3
		01/04 – 20/04	42,4
0709 90 80	Artichokes, fresh or chilled	01/11 – 31/12	57,1
0805 10 20	Sweet oranges, fresh	01/12 – 31/05	26,4
0805 20 10	Clementines, fresh	01.11 – end of February	48,4
0806 10 10	Table grapes, fresh	21/07 – 20/11	35,8
0809 10 00	Apricots, fresh	01/06 – 31/07	64,5
0809 30	Peaches, including nectarines, fresh	11/06-30/09	49,1

For the products referred to above:

If the price of a particular consignment is 2%, 4%, 6% or 8% below the agreed entry price, the specific preferential customs duty shall be 2%, 4%, 6% or 8%, respectively, of the agreed entry price.

If the entry price of a particular consignment is below 92% of the agreed entry price, the specific customs duty bound in the WTO shall apply;

These agreed entry prices shall be reduced in the same proportions and at the same pace as the entry prices bound in the WTO.

*c) For the products under CN codes 1701 and 1702, no preferential tariff concession shall be applied, with the exception of CN codes 1702 11 00, ex 1702 30 50, ex 1702 30 90 (chemically pure lactose and glucose already exempt from customs duty)*

<sup>5</sup> OJ L 299, 16.11.2007, p. 1.

and the product covered by CN code 1702 50 00 included in the Annex to this Protocol.

4. For products covered by CN codes 0707 00 05 and 0709 90 70, the tariff quota volumes are increased in four equal tranches, each representing 3% of the amounts specified in column 'b' of the Annex to this Protocol. The first increase will be on the date of the second opening of each tariff quota after this Protocol enters into force.
5. For the first year of application of this Protocol, the volumes of the tariff quotas for which the quota period began before the entry into force of this Protocol shall be calculated as a pro rata of the basic volumes, taking into account the part of the period which elapsed before the entry into force of this Protocol.

### Article 3

#### Tomatoes provision

1. For fresh or chilled tomatoes falling under CN code 0702 00 00, for each period from 1 October to 31 May, hereinafter called 'marketing year', the preferential treatment set out in the Annex to this Protocol shall be applied under the following monthly tariff quotas and additional tariff quota:

<i>Basic monthly tariff quotas</i>	<i>2010/2011 marketing year</i>	<i>2011/2012 marketing year</i>	<i>2012/2013 marketing year</i>	<i>2013/2014 marketing year</i>	<i>2014/2015 marketing year and following years</i>
<i>October</i>	12 900	13 350	13 800	14 250	14 700
<i>November</i>	33 700	34 900	36 100	37 300	38 500
<i>December</i>	38 100	39 450	40 800	42 000	43 500
<i>January</i>	38 100	39 450	40 800	42 000	43 500
<i>February</i>	38 100	39 450	40 800	42 000	43 500
<i>March</i>	38 100	39 450	40 800	42 000	43 500
<i>April</i>	20 000	20 700	21 400	22 100	22 800
<i>May</i>	6 000	6 250	6 500	6 750	7 000
<i>Total</i>	<b>225 000</b>	<b>233 000</b>	<b>241 000</b>	<b>249 000</b>	<b>257 000</b>
<i>Additional tariff quota (from 1 November to 31 May)</i>	<b>28 000</b>	<b>28 000</b>	<b>28 000</b>	<b>28 000</b>	<b>28 000</b>

2. Morocco undertakes to ensure that no more than 30% of this additional tariff quota is used during any one month.

3. Drawings on the basic monthly tariff quotas shall be stopped on 15 January for the months from October to December each marketing year and on the second working day after 1 April for the months from January to March. The following working day, the Commission shall determine the unused quantities under the basic monthly quotas concerned, and these shall be transferred to the additional quota for that marketing year. From the above dates, all retroactive applications under one of the basic monthly tariff quotas applicable during the months of November, December and January to March, and any unused quantities to be returned to those quotas shall be taken from or placed in the additional tariff quota for the marketing year concerned.
4. Morocco shall notify the Commission of weekly exports to the European Union within a time-limit that allows precise and accurate reporting. Such time-limit must not exceed 15 days.

#### **Article 4**

##### **Cooperation**

1. The aim of the specific arrangements provided for in Article 2(2) and (3) and in Article 3 shall be to preserve the level of Morocco's traditional exports to the European Union and to avoid disturbances of Community markets.
2. In order to ensure that this aim is fully achieved and to improve market stability and continuity of supply in the fruit and vegetable sector, the two Parties shall hold consultations at least once a year, or at any time if one of the Parties so requests, no more than five working days after such a request.
3. Consultations shall cover trade during the previous marketing year and the outlook for the coming marketing year, in particular the market situation, production forecasts, estimated production and export prices and possible market developments the rules for the application of the specific arrangements provided for in Article 2(3) and Article 3. As part of these consultations, the Parties may be assisted, where necessary, by experts or industry representatives.

#### **Article 5**

##### **Processed agricultural products**

1. The products with a sucrose or isoglucose content of 70% or more listed below are subject to a special monitoring mechanism:

<i>CN code</i> <sup>(1)</sup>	<i>Description</i> <sup>(2)</sup>
<i>ex 1704 90 99</i>	<i>Other confectionery, not containing cocoa, containing 70% or more by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose expressed as sucrose</i>
<i>ex 1806 10 30</i>	<i>Cocoa powder containing added sugar or other sweetening matter, containing between 70% and 80% by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose expressed as sucrose</i>
<i>1806 10 90</i>	<i>Cocoa powder containing added sugar or other sweetening matter, containing 80% or more by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose expressed as sucrose</i>
<i>ex 1806 20 95</i>	<i>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 70% or more by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose</i>
<i>ex 1901 90 99</i>	<i>Other food preparations of flour, groats, meal, starch or malt extract, containing 70% or more by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose</i>
<i>ex 2101 12 98</i>	<i>Coffee-based preparations containing 70% or more by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose</i>
<i>ex 2101 20 98</i>	<i>Tea or maté-based preparations containing 70% or more by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose</i>
<i>ex 2106 90 59</i>	<i>Other flavoured or coloured sugar syrups, containing 70% or more by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose</i>
<i>ex 2106 90 98</i>	<i>Other food preparations not elsewhere specified or included, containing 70% or more by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose</i>
<i>ex 3302 10 29</i>	<i>Other mixtures and preparations based on odoriferous substances of a kind used for the manufacture of beverages, containing 70% or more by weight of sucrose (including invert sugar expressed as sucrose) or isoglucose</i>

<sup>1</sup> CN codes corresponding to Regulation (EC) No 1031/2008 (OJ L 291 of 31 October 2008)

<sup>2</sup> Without prejudice to the rules for the interpretation of the combined nomenclature, the description of the products is deemed to be indicative only, the preferential scheme being determined, for the purposes of this Annex, by the coverage of the CN codes. Where ex CN codes are indicated, the preferential scheme is to be determined by application of the CN code and corresponding description taken together.

2. If there is a cumulative increase of over 20% in quantity in imports of the products from Morocco listed in paragraph 1 during the current calendar year compared with the average annual imports for the previous three calendar years, the European Union will suspend the granting of preferential treatment for the current calendar year.
3. Paragraph 2 shall not apply if the total quantity imported since the beginning of the current calendar year for all the products listed in paragraph 1 is less than 5 000 tonnes.
4. In the five working days following the date of entry into force of the suspension of preferential treatment, the parties shall hold consultations with a view to jointly evaluating the market situation in terms of the quantities and the customs duties of the products in question, in order to reach an agreement on the conditions for reintroducing the preferential treatment.

5. As soon the conditions set out in paragraph 4 are met, within 15 working days the European Union will adopt all the measures required to lift the suspension with immediate effect.

In any case, the preferential treatment should be re-established no later than:

- the beginning of the following year, if the suspension takes effect before 30 June
  - six months after the suspension enters into force, if the suspension takes effect after 30 June.
6. The Parties must jointly examine the working of this monitoring mechanism within three years of this Protocol entering into force.

### **Article 6**

#### **Rendezvous clause**

The parties shall meet no later than three years from the date of entry into force of this Protocol to consider the possibility of granting each other further preferential concessions, taking into account the agricultural policy, sensitivity and specific characteristics of each product concerned.'

### **Article 7**

#### **Safeguard measure**

Without prejudice to the provisions of Articles 25 to 27 of the Agreement, if, given the particular sensitivity of the agricultural markets, there are such increased quantities of imports of products from Morocco which are the subject of concessions granted under this Protocol that they cause serious disturbance to Community markets and/or serious disturbance to the production sector, both Parties shall hold consultations immediately to find an appropriate solution. Pending such solution, the importing Party is authorised to take the measures it deems necessary.

The safeguard measure, taken pursuant to the previous paragraph, may only be applied for a maximum duration of one year, which may be renewed just once on the decision of the Association Committee.

### **Article 8**

#### **Sanitary and phytosanitary provisions and technical standards and regulations**

With a view to eliminating barriers to trade for agricultural products, processed agricultural products, fish and fishery products, the Parties agree to apply the following sanitary and phytosanitary provisions and technical standards and rules to their bilateral trade.

1. The rights and obligations of the parties with regard to the sanitary and phytosanitary measures derive from the WTO Agreement on the Application of Sanitary and Phytosanitary Measures (SPS Agreement)
2. The application of sanitary and phytosanitary measures should take account of the standards, procedures and recommendations of international standards organisations,

including the Codex Alimentarius Commission, the World Organisation for Animal Health, the International Office of Epizootic Diseases, the International Plant Protection Convention, and the European and Mediterranean Plant Protection Organisation.

3. The rights and obligations of the Parties with regard to standards, technical regulations, and conformity assessments are governed by the provisions of the WTO Agreement on Technical Barriers to Trade (WTO Agreement).
4. The Parties shall communicate the names and contact details of the contact points to facilitate the processing and resolution of problems linked to the application of paragraphs 1, 2 and 3.

## **Article 9**

### **Geographical indications**

The two Parties engaged in discussions with a view to promoting and developing quality products and protecting the distinctive quality marks in accordance with the terms of the 2005 Euromed roadmap for agriculture.

Following those discussions and, having regard to both Parties having a shared interest in concluding an agreement on the protection of geographical indications for agricultural products, processed agricultural products, fish and fishery products, the Parties agreed to open negotiations within three months of the date of entry into force of this Protocol.

## **Article 10**

### **Wine with a designation of origin**

Wine with geographical indications originating in Morocco bearing the term ‘appellation d’origine contrôlée’ in accordance with Moroccan law shall be accompanied by a V I 1 or V I 2 document in accordance with the provisions of Regulation (EC) No 555/2008<sup>6</sup>, in particular Article 50(2) thereof, on the certificates and analyses required for imports of wine, grape juice and grape must.

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<sup>6</sup> OJ L 170, 30.6.2008, p. 1

## ANNEX TO PROTOCOL 1

**concerning the arrangements applicable to the importation into the European Union of agricultural products, processed agricultural products, fish and fishery products originating in the Kingdom of Morocco**

CN code <sup>(1)</sup>	Description <sup>(2)</sup>	a	b	c
		Reduction of the MFN customs duty applicable to the quota (%)	Tariff quota - annual or for the period indicated - (tonnes net weight)	Reduction of the MFN customs duty beyond the current tariff quotas (%)
0702 00 00	Tomatoes, fresh or chilled, from 1 October to 31 May	100	See article 3	60%
0702 00 00	Tomatoes, fresh or chilled, from 1 June to 30 September	60	unlimited	
0703 20 00	Garlic, fresh or chilled	100	1 500	-
0707 00 05	Cucumbers, fresh or chilled, from 1 November to 31 May	100	15 000	-
0707 00 05	Cucumbers, fresh or chilled, from 1 June to 31 October	100	unlimited	
0709 90 70	Courgettes, fresh or chilled, from 1 October to 20 April	100	50 000	-
0709 90 70	Courgettes, fresh or chilled, from 21 April to 31 May	60	unlimited	
0805 20 10	Fresh clementines, from 1 November to the end of February	100	175 000	80%
0805 20 10	Fresh clementines, from 1 March to 31 October	100	unlimited	
0810 10 00	Fresh strawberries, from 1 November to 31 March	100	unlimited	
0810 10 00	Fresh strawberries, from 1 April to 30 April	100	3 600	-
0810 10 00	Fresh strawberries, from 1 May to 31 May	50	1 000	-



0810 10 00	Fresh strawberries, from 1 June to 31 October	0	-	
1702 50 00	Chemically pure fructose	100	600	100% on the <i>ad valorem</i> duty + 30% on AC <sup>3</sup> over 3 years (10% per year)

<sup>1</sup> CN codes corresponding to Regulation (EC) No 1031/2008 (OJ L 291 of 31 October 2008)

<sup>2</sup> Without prejudice to the rules for the interpretation of the combined nomenclature, the description of the products is deemed to be indicative only, the preferential scheme being determined, for the purposes of this Annex, by the coverage of the CN codes. Where ex CN codes are indicated, the preferential scheme is to be determined by application of the CN code and corresponding description taken together.

<sup>3</sup> AC: agricultural component, as set out in Regulation (EC) No 3448/93 of 6 December 1993 (OJ L318 of 20.12.1993)

## **Annex II**

### **PROTOCOL 2**

#### **concerning the arrangements applicable to the importation into the Kingdom of Morocco of agricultural products, processed agricultural products, fish and fishery products originating in the European Union**

Imports into the Kingdom of Morocco of agricultural products, processed agricultural products, fish and fishery products originating in the European Union shall be subject to the conditions set out below.

#### **Title I: General provisions**

##### **Article 1**

1. With a view to accelerating the liberalisation of bilateral trade in agricultural products, processed agricultural products, fish and fishery products between the Kingdom of Morocco and the European Union, new provisions and concessions shall be established by both parties, in accordance with the terms of the 2005 Euro-Mediterranean Rabat Roadmap, established for the liberalisation of trade in agricultural products, processed agricultural products, fish and fishery products.
2. These new provisions and concessions, as set out in the specific provisions cited below, shall govern the bilateral trade in agricultural products, processed agricultural products, fish and fishery products, of the two parties.

#### **Title II: Special provisions**

##### **Article 2**

##### **Tariff provisions**

1. On the date this Protocol enters into force, the imports into the Kingdom of Morocco of agricultural products, processed agricultural products, fish and fishery products originating in the European Union shall be subject to the conditions set out in lists 1, 2 and 3 annexed to this Protocol.
2. The products mentioned in List (1) annexed to this Protocol are subject to a process of liberalisation on the basis of an annual linear dismantling (in equal tranches) of the customs duties in accordance with the following instructions set out in column 'a' from the entry into force of the Agreement:
  - G1, the customs duties are eliminated from the entry into force of this Protocol
  - G2, the customs duties will be dismantled on a linear basis from the entry into force of this Protocol until there are no customs duties in 5 years; for the products in this group that are marked with an asterisk in column 'a', the dismantling period is two years from 1 March 2010.
  - G3, the customs duties will be dismantled on a linear basis from the entry into force of this Protocol until there are no customs duties in 10 years;

3. For those products from the European Union listed in List 2 annexed to this Protocol and subject to the application of paragraph 2, the customs duties shall be reduced by a percentage specified in column 'a' within the limit of a tariff quotas specified in column 'b' for each of them.

Beyond the tariff quota, the customs duties will be dismantled on a linear basis from the entry into force of this Agreement in line with the arrangements fixed for each of the G2 and G3 groups referred to in paragraph 2.

4. For those products from the European Union listed in List 3 annexed to this Protocol and not subject to a liberalisation process, the customs duties shall be reduced by a percentage specified in column 'a' within the limit of a tariff quota specified in column 'b' for each of them. Products outside the quota are subject to the MFN duty in force.
5. For the products under CN codes 1701, no preferential tariff concession is applied, with the exception of the products covered by HS codes 1701 99 10 11 ; 17 01 99 10 19 ; 17 01 99 20 00 and 17 01 99 99 00 referred to in List 1 of the Annex to this Protocol.

### **Article 3**

#### **Cereal provisions**

1. For cereals covered by the Moroccan code 1001 90 90 10, the tariff quota shall be fixed as stipulated in the footnote on page 2 of list 3 of this Protocol on the basis of Moroccan production for the current year, as estimated and published by the Moroccan authorities in May. The quota will be adapted if necessary at the end of July following a communication from the Moroccan authorities fixing the definitive volume of Moroccan output. However, the result of any such adjustment may, by common agreement between the Parties, be adjusted either upwards or downwards by 5% in line with the outcome of the consultations referred to in Article 4.
2. The above tariff quota shall not apply for the months of June and July. During the consultations provided for in the above paragraph, the Parties shall agree to consider whether to extend this period in the light of the forecasts for the Moroccan market. However, any extension may not go beyond 31 August.
3. For products covered by the code 1001 90 90 10 referred to in list 3 to this Protocol, the customs duty indicated in column 'a' shall be that applied on 1 October 2003 and shall remain at or below that level for the purposes of calculating the tariff reduction.

If the duty concerned is reduced on an erga omnes basis after that date, the percentage indicated in columns (a) shall be adjusted according to the following rules:

- if the duty is reduced on an erga omnes basis, the percentage shall be increased by 0.275 % per percentage point of reduction;
- if the duty is subsequently increased on an erga omnes basis, the percentage shall be reduced by 0.275 % per percentage point of increase;

- if the duty is again adjusted either upwards or downwards, the percentage resulting from the application of the previous indents shall be adjusted using the relevant formula.
4. If, after the entry into force of this Protocol, Morocco grants a larger tariff reduction on cereals covered by Moroccan code 1001 90 90 10 to a third country (under an international agreement), Morocco undertakes to grant the same tariff reduction to the European Union as an autonomous measure.

#### **Article 4**

##### **Cooperation**

1. For the purposes of managing the provisions set out in paragraph 1 of Article 3, and in order to ensure supplies to the Moroccan market as well as the stability and continuity of that market and to stabilise prices on the Moroccan market and preserve traditional trade flows, the following cooperation arrangements shall apply in the cereals sector. The parties shall hold consultations before the beginning of each marketing year, no later than the first half of June.
2. The purpose of these consultations will be to discuss the market situation for cereals including, in particular, production forecasts for Moroccan common wheat, the situation of stocks, consumption, producer and export prices and possible market development as well as possibilities of adapting supply to demand.

#### **Article 5**

##### **Rendezvous clause**

The parties shall meet no later than three years from the date of entry into force of this Protocol to consider the possibility of granting each other further preferential concessions, taking into account the agricultural policy, sensitivity and specific characteristics of each product concerned.

#### **Article 6**

##### **Safeguard measure**

Without prejudice to the provisions of Articles 25 to 27 of the Agreement, if, given the particular sensitivity of the agricultural markets, there are such increased quantities of imports of products from the European Union which are the subject of concessions granted under this Protocol that they cause serious market disturbance and/or serious disturbance to the production sector, both Parties shall hold consultations immediately to find an appropriate solution. Pending such solution, the importing Party is authorised to take the measures it deems necessary.

The safeguard measure, taken pursuant to the previous paragraph, may only be applied for a maximum duration of one year, which may be renewed just once on the decision of the Association Committee.

#### **Article 7**

## **Sanitary and phytosanitary provisions and technical standards and regulations**

With a view to eliminating barriers to trade for agricultural products, processed agricultural products, fish and fishery products, the Parties agree to apply the following sanitary and phytosanitary provisions and technical standards and rules to their bilateral trade.

1. The rights and obligations of the parties with regard to the sanitary and phytosanitary measures derive from the WTO Agreement on the Application of Sanitary and Phytosanitary Measures (SPS Agreement)
2. The application of sanitary and phytosanitary measures should take account of the standards, procedures and recommendations of international standards organisations, including the Codex Alimentarius Commission, the World Organisation for Animal Health, the International Office of Epizootic Diseases, the International Plant Protection Convention, and the European and Mediterranean Plant Protection Organisation.
3. The rights and obligations of the Parties with regard to standards, technical regulations, and conformity assessments are governed by the provisions of the WTO Agreement on Technical Barriers to Trade (WTO Agreement).
4. The Parties shall communicate the names and contact details of the contact points to facilitate the processing and resolution of problems linked to the application of paragraphs 1, 2 and 3.

### **Article 8**

#### **Geographical indications**

The two Parties engaged in discussions with a view to promoting and developing quality products and protecting the distinctive quality marks in accordance with the terms of the 2005 Euromed roadmap for agriculture.

Following those discussions and, having regard to both Parties having a shared interest in concluding an agreement on the protection of geographical indications for agricultural products, processed agricultural products, fish and fishery products, the Parties agreed to open negotiations no later than three months after the date of entry into force of this Protocol.

**List 1: Projects subject to liberalisation**

Moroccan code	Treatment (a)	Moroccan code	Treatment (a)	Moroccan code	Treatment (a)	Moroccan code	Treatment (a)
0101101000	G1	0106195000	G1	0204210090	G1	0208900099	G3
0101102000	G1	0106196100	G1	0204220090	G1	0209000011	G1
0101901000	G1	0106196900	G1	0204230090	G1	0209000019	G1
0101902000	G1	0106199000	G1	0204300090	G1	0209000030	G1
0101903010	G1	0106201000	G1	0204410090	G1	0209000090	G1
0101903090	G1	0106209100	G1	0204420090	G1	0210110010	G1
0101909010	G1	0106209200	G1	0204430090	G1	0210110090	G1
0101909090	G1	0106209900	G1	0205000000	G1	0210120010	G1
0102100010	G1	0106311000	G1	0206101000	G2	0210120090	G1
0102100090	G1	0106319000	G1	0206109900	G1	0210190010	G1
0102902200	G1	0106321000	G1	0206210010	G2	0210190090	G1
0102903100	G1	0106329000	G1	0206210099	G1	0210201100	G3
0102909000	G1	0106391100	G1	0206220010	G1	0210201500	G3
0103100010	G1	0106391200	G1	0206220099	G1	0210201700	G3
0103100090	G1	0106391900	G1	0206291000	G1	0210209000	G1
0103911000	G1	0106392000	G1	0206299900	G1	0210910010	G1
0103919000	G1	0106393000	G1	0206300010	G1	0210910090	G1
0103921010	G1	0106399100	G1	0206300091	G1	0210920010	G1
0103921090	G1	0106399900	G1	0206300099	G1	0210920090	G1
0103929000	G1	0106901000	G1	0206410010	G1	0210930010	G1
0104101010	G1	0106902100	G1	0206410091	G1	0210930090	G1
0104101090	G1	0106902900	G1	0206410099	G1	0210991000	G3
0104109090	G1	0106903000	G1	0206490010	G1	0210999011	G3
0104201010	G1	0106909100	G1	0206490091	G1	0210999019	G3
0104201090	G1	0106909200	G1	0206490099	G1	0210999020	G1
0104209090	G1	0106909900	G1	0206800010	G1	0210999031	G1
0105111000	G1	0201100090	G1	0206800091	G1	0210999032	G1
0105119000	G2	0201209010	G1	0206901010	G1	0210999033	G1
0105120010	G1	0201209090	G1	0206901091	G1	0210999034	G1
0105120090	G1	0201309010	G1	0206909010	G1	0210999035	G1
0105190011	G1	0201309090	G1	0206909091	G1	0210999036	G1
0105190019	G1	0202100090	G1	0207320000	G3	0210999039	G1
0105190023	G1	0202209010	G1	0207330010	G3	0210999040	G3
0105190029	G1	0202209090	G1	0207330020	G3	0210999050	G3
0105190093	G1	0202301100	G2	0207330090	G3	0210999090	G3
0105190099	G1	0202309000	G1	0207341000	G3	0301100010	G1
0105920000	G1	0203110010	G1	0207349000	G3	0301100090	G2
0105930000	G1	0203110090	G1	0207361000	G3	0301911000	G1
0105990010	G1	0203120011	G1	0208100010	G1	0301919000	G1
0105990020	G1	0203120019	G1	0208100091	G3	0301921000	G1
0105990030	G2	0203120091	G1	0208100099	G3	0301929010	G1
0105990090	G2	0203120099	G1	0208200000	G1	0301929090	G1
0106111000	G1	0203190010	G1	0208300010	G1	0301931000	G1
0106119000	G1	0203190090	G1	0208300090	G1	0301939000	G1
0106121000	G1	0203210010	G1	0208400010	G1	0301991100	G1
0106129000	G1	0203210090	G1	0208400020	G1	0301991910	G1
0106191100	G1	0203220011	G1	0208400090	G1	0301991920	G1
0106191900	G3	0203220019	G1	0208500010	G1	0301991990	G1

0106192100	G1	0203220091	G1	0208500090	G1	0301999001	G2
0106192900	G1	0203220099	G1	0208900010	G1	0301999011	G2
0106193000	G1	0203290010	G1	0208900020	G1	0301999015	G2
0106194100	G1	0203290090	G1	0208900091	G1	0301999021	G2
0106194900	G1	0204100090	G1	0208900093	G1	0301999025	G2
0301999031	G2	0303410000	G2	0304100037	G3	0305490090	G2
0301999035	G2	0303420000	G1	0304100038	G3	0305510010	G2
0301999041	G2	0303430000	G2	0304100039	G3	0305510090	G2
0301999045	G2	0303440000	G2	0304100041	G3	0305590010	G2
0301999051	G2	0303450000	G2	0304100042	G3	0305590021	G2
0301999055	G2	0303460000	G2	0304100043	G3	0305590023	G2
0301999090	G2	0303490000	G2	0304100044	G3	0305590029	G2
0302110000	G3	0303500000	G2	0304100090	G3	0305590030	G2
0302120000	G2	0303600000	G2	0304200011	G3	0305590040	G2
0302190010	G2	0303710011	G2	0304200012	G3	0305590050	G2
0302190090	G2	0303710013	G2	0304200013	G3	0305590090	G2
0302210000	G2	0303710019	G2	0304200014	G3	0305610000	G2
0302220000	G2	0303710090	G2	0304200019	G3	0305620000	G2
0302230000	G2	0303720000	G2	0304200091	G3	0305630000	G1
0302290000	G2	0303730000	G2	0304200092	G3	0305690011	G2
0302310000	G1	0303740000	G2	0304200093	G3	0305690012	G2
0302320000	G1	0303750000	G2	0304200094	G3	0305690019	G2
0302330000	G1	0303760010	G3	0304200095	G3	0305690091	G2
0302340000	G1	0303760090	G3	0304200096	G3	0305690092	G2
0302350000	G1	0303770000	G2	0304200099	G3	0305690099	G2
0302360000	G1	0303780000	G2	0304900011	G3	0306110010	G2
0302390000	G1	0303790010	G3	0304900012	G3	0306110090	G2
0302400000	G2	0303790091	G2	0304900013	G3	0306120010	G2
0302500000	G2	0303790093	G2	0304900014	G3	0306120090	G2
0302610011	G1	0303790094	G2	0304900019	G3	0306130011	G2
0302610013	G1	0303790099	G2	0304900021	G3	0306130012	G2
0302610019	G2	0303800010	G3	0304900022	G3	0306130019	G2
0302610090	G1	0303800090	G2	0304900023	G3	0306130090	G2
0302620000	G2	0304100001	G3	0304900024	G3	0306140000	G2
0302630000	G1	0304100002	G3	0304900025	G3	0306190010	G2
0302640000	G1	0304100003	G3	0304900026	G3	0306190091	G2
0302650000	G2	0304100004	G3	0304900027	G3	0306190099	G2
0302660010	G3	0304100009	G3	0304900028	G3	0306210010	G2
0302660090	G2	0304100011	G3	0304900029	G3	0306210090	G2
0302690010	G3	0304100012	G3	0304900031	G3	0306220010	G2
0302690091	G2	0304100013	G3	0304900032	G3	0306220091	G2
0302690093	G1	0304100014	G3	0304900033	G3	0306220099	G2
0302690094	G2	0304100015	G3	0304900034	G3	0306230011	G1
0302690099	G2	0304100016	G3	0304900090	G3	0306230012	G1
0302700010	G3	0304100019	G3	0305100000	G2	0306230019	G1
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0303110000	G2	0304100022	G3	0305300010	G2	0306240000	G2
0303190000	G2	0304100023	G3	0305300020	G2	0306290010	G2
0303210000	G3	0304100024	G3	0305300030	G2	0306290091	G2
0303220000	G2	0304100029	G3	0305300040	G2	0306290099	G2
0303290010	G2	0304100031	G3	0305300090	G2	0307101000	G1
0303290090	G2	0304100032	G3	0305410000	G2	0307102000	G3
0303310000	G2	0304100033	G3	0305420000	G2	0307103000	G1

0303320000	G2	0304100034	G3	0305490010	G2	0307104000	G3
0303330000	G2	0304100035	G3	0305490020	G2	0307109000	G3
0303390000	G2	0304100036	G3	0305490030	G2	0307210000	G1
0307290000	G1	0402109120	G3	0403900120	G3	0406300000	G3
0307310000	G2	0402109190	G3	0403900191	G3	0406400000	G2
0307390000	G2	0402109910	G3	0403900199	G3	0406901200	G1
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0307410090	G1	0402109930	G3	0403901900	G3	0406901919	G2
0307490010	G1	0402109991	G3	0403902100	G3	0406901991	G2
0307490090	G1	0402109992	G3	0403902900	G3	0406901993	G2
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0307590000	G2	0402291010	G1	0403904000	G3	0406909010	G2
0307600000	G3	0402291020	G1	0403905100	G3	0406909091	G2
0307911100	G1	0402291090	G1	0403905900	G3	0406909099	G2
0307911900	G1	0402292110	G3	0403906000	G3	0407001000	G3
0307919010	G1	0402292120	G3	0403907000	G3	0407002100	G3
0307919090	G1	0402292130	G3	0403908100	G3	0407002900	G3
0307990011	G1	0402292191	G3	0403908900	G3	0407009100	G1
0307990019	G1	0402292192	G3	0403909100	G3	0407009200	G3
0307990021	G1	0402292199	G3	0403909900	G3	0407009900	G3
0307990029	G1	0402292910	G3	0404101000	G1	0408110010	G3
0307990090	G1	0402292920	G3	0404102100	G1	0408110090	G3
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0401100019	G3	0402299110	G3	0404102920	G1	0408190012	G3
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0401200011	G3	0402299911	G3	0404104100	G1	0408910010	G3
0401200019	G3	0402299912	G3	0404104900	G1	0408910090	G3
0401200020	G3	0402299919	G3	0404109100	G1	0408990010	G3
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0401300011	G2	0402299992	G3	0404901000	G1	0409000010	G3
0401300019	G2	0402299999	G3	0404902100	G1	0409000090	G3
0401300020	G2	0402910010	G3	0404902900	G1	0410000000	G3
0401300030	G2	0402910091	G3	0404903100	G1	0501000000	G1
0401300040	G2	0402910099	G3	0404903900	G1	0502100010	G1
0401300099	G2	0402990011	G3	0404904000	G1	0502100090	G1
0402101110	G3	0402990012	G3	0404905000	G1	0502900000	G1
0402101190	G3	0402990019	G3	0404906100	G1	0503000010	G1
0402101200	G3	0402990021	G3	0404906900	G1	0503000090	G1
0402101800	G3	0402990022	G3	0404909100	G1	0504001000	G1
0402102010	G3	0402990029	G3	0404909900	G1	0504002111	G1
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0402103010	G1	0402990099	G3	0405200000	G2	0504002190	G1
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0402103090	G1	0403102000	G3	0406101010	G2	0504009100	G1
0402104110	G3	0403103110	G3	0406101090	G2	0504009900	G1
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0402104130	G3	0403103900	G3	0406109090	G2	0505100090	G1
0402104191	G3	0403104000	G3	0406200010	G2	0505900010	G1
0402104192	G3	0403105000	G3	0406200021	G2	0505900091	G1
0402104199	G3	0403106100	G3	0406200029	G2	0505900099	G1
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0402104920	G3	0403109100	G3	0406200040	G2	0506901000	G1
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0402109110	G3	0403900110	G3	0406200090	G2	0506909900	G1
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0507901100	G1	0602203900	G1	0705110090	G1	0710210000	G2
0507901900	G1	0602209111	G1	0705190000	G1	0710220000	G2
0507909010	G1	0602209119	G1	0705210000	G1	0710290010	G2
0507909021	G1	0602209121	G1	0705290000	G1	0710290090	G2
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0507909030	G1	0602209191	G1	0706100090	G1	0710400000	G3
0507909040	G1	0602209199	G1	0706900011	G1	0710801000	G1
0507909050	G1	0602209910	G1	0706900019	G1	0710802000	G1
0507909060	G1	0602209920	G1	0706900091	G1	0710803000	G1
0507909091	G1	0602209990	G1	0706900092	G1	0710804000	G1
0507909099	G1	0602301010	G1	0706900099	G1	0710805000	G1
0508001010	G1	0602301090	G1	0707000010	G1	0710806000	G1
0508001090	G1	0602309000	G1	0707000090	G1	0710807000	G1
0508009100	G1	0602401000	G1	0708100011	G1	0710809000	G1
0508009900	G1	0602409000	G1	0708100019	G1	0710901000	G1
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0510001000	G1	0602909111	G1	0708201100	G1	0711209010	G1
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0511911900	G1	0603100090	G1	0708900010	G1	0711510010	G1
0511912000	G1	0603900000	G1	0708900090	G1	0711510090	G1
0511913100	G1	0604100010	G1	0709100000	G1	0711590011	G1
0511913900	G1	0604100091	G1	0709200000	G1	0711590019	G1
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0511991090	G1	0604990010	G1	0709520010	G1	0711901900	G1
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0601209900	G1	0703100090	G1	0709902000	G1	0712200000	G2
0602101000	G1	0703200000	G1	0709903010	G1	0712310000	G1
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0602109010	G1	0704100090	G1	0709905000	G1	0712390010	G1
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0712909900	G2	0802110011	G3	0809200090	G2	0901110000	G1
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1702909831	G3	1806201000	G3	1901902820	G3	1905902100	G3
1702909839	G3	1806202000	G3	1901902890	G3	1905902200	G3
1702909841	G3	1806203000	G3	1901903100	G3	1905902910	G3
1702909842	G3	1806204000	G3	1901903200	G3	1905902990	G3
1702909849	G3	1806209011	G3	1901903911	G3	1905909100	G3
1905909910	G3	2004903700	G3	2005700013	G3	2008192110	G3
1905909920	G3	2004903910	G3	2005700019	G3	2008192190	G3
1905909930	G3	2004903930	G3	2005700091	G3	2008192910	G3
1905909991	G3	2004903990	G3	2005700092	G3	2008192990	G3
1905909999	G3	2004904000	G3	2005700093	G3	2008199010	G3
2001100011	G1	2004905110	G2	2005700099	G3	2008199090	G3
2001100019	G1	2004905190	G2	2005800000	G3	2008200010	G2
2001100021	G1	2004905210	G2	2005901000	G3	2008200021	G2
2001100029	G1	2004905290	G2	2005902000	G3	2008200029	G2

2001100090	G1	2004905311	G3	2005903100	G2	2008200091	G2
2001901000	G1	2004905319	G3	2005903300	G2	2008200099	G2
2001902000	G1	2004905391	G2	2005903500	G3	2008300010	G2
2001903000	G3	2004905392	G2	2005903710	G3	2008300021	G2
2001905000	G1	2004905393	G2	2005903790	G3	2008300029	G2
2001909011	G1	2004905394	G2	2005904100	G3	2008300031	G2
2001909012	G1	2004905395	G2	2005904300	G3	2008300032	G2
2001909013	G1	2004905396	G2	2005904900	G3	2008300033	G2
2001909019	G1	2004905397	G2	2005905100	G2	2008300034	G2
2001909021	G1	2004905398	G2	2005905300	G3	2008300039	G2
2001909022	G1	2004905511	G3	2005905900	G3	2008300090	G2
2001909023	G1	2004905519	G3	2005909000	G3	2008400010	G2
2001909029	G1	2004905591	G3	2006000010	G2	2008400021	G2
2001909091	G1	2004905599	G3	2006000091	G2	2008400029	G2
2001909099	G1	2004906100	G3	2006000099	G2	2008400091	G2
2002101000	G3	2004906200	G3	2007100011	G3	2008400099	G2
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2002109090	G3	2004907100	G3	2007100090	G3	2008500019	G2
2003101000	G2	2004907200	G3	2007910011	G3	2008500021	G2
2003109010	G2	2004907900	G3	2007910013	G3	2008500029	G2
2003109090	G2	2004909000	G3	2007910019	G3	2008500091	G2
2003201000	G2	2005100000	G3	2007910021	G3	2008500092	G2
2003209011	G2	2005201000	G3	2007910023	G3	2008500099	G2
2003209019	G2	2005202000	G1	2007910029	G3	2008600010	G2
2003209091	G2	2005209010	G3	2007910091	G3	2008600021	G2
2003209099	G2	2005209090	G3	2007910093	G3	2008600029	G2
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2003909090	G2	2005409011	G3	2007991019	G3	2008700010	G2
2004101000	G3	2005409019	G3	2007991090	G3	2008700021	G2
2004102000	G2	2005409091	G3	2007992000	G1	2008700029	G2
2004109100	G1	2005409099	G3	2007999011	G3	2008700030	G2
2004109910	G3	2005510010	G3	2007999013	G3	2008700091	G2
2004109990	G3	2005510090	G3	2007999019	G3	2008700099	G2
2004901000	G3	2005591000	G3	2007999091	G3	2008800010	G2
2004902000	G3	2005592000	G3	2007999093	G3	2008800021	G2
2004903100	G3	2005599010	G3	2007999098	G3	2008800029	G2
2004903200	G3	2005599090	G3	2008111100	G3	2008800091	G2
2004903300	G2	2005600010	G2	2008111900	G3	2008800099	G2
2004903400	G3	2005600090	G2	2008119000	G3	2008910000	G2
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2004903600	G3	2005700012	G3	2008191090	G3	2008920020	G2
2008920031	G2	2009710091	G3	2103300011	G2*	2202100011	G2*
2008920039	G2	2009710099	G3	2103300019	G2*	2202100019	G2*
2008920091	G2	2009790010	G1	2103300091	G2*	2202100090	G2*
2008920099	G2	2009790091	G2	2103300099	G2*	2202900011	G2*
2008990010	G2	2009790099	G2	2103901000	G2*	2202900019	G2*
2008990021	G2	2009800011	G3	2103909100	G2*	2202900090	G2*
2008990029	G2	2009800019	G3	2103909910	G2*	2203001000	G3
2008990031	G2	2009800022	G1	2103909991	G2*	2203009010	G3
2008990032	G2	2009800026	G3	2103909999	G2*	2203009090	G3
2008990039	G2	2009800028	G3	2104101000	G2*	2204100000	G3
2008990041	G2	2009800092	G1	2104109010	G2*	2204210010	G3

2008990042	G2	2009800096	G3	2104109091	G2*	2204210020	G3
2008990049	G2	2009800098	G3	2104109099	G2*	2204210031	G3
2008990051	G2	2009900011	G3	2104200010	G2*	2204210039	G3
2008990052	G2	2009900019	G3	2104200090	G2*	2204210041	G3
2008990059	G2	2009900021	G3	2105000010	G3	2204210049	G3
2008990061	G2	2009900029	G3	2105000090	G3	2204210051	G3
2008990069	G2	2009900091	G3	2106100000	G1	2204210059	G3
2008990091	G2	2009900099	G3	2106901000	G1	2204210070	G3
2008990099	G2	2101110011	G2*	2106902100	G2*	2204210091	G3
2009111000	G3	2101110019	G2*	2106902900	G2*	2204210099	G3
2009119000	G3	2101110090	G2*	2106903100	G2*	2204290010	G3
2009121000	G3	2101121000	G2*	2106903900	G2*	2204290020	G3
2009129000	G3	2101122000	G2*	2106904010	G3	2204290031	G3
2009191000	G3	2101123000	G2*	2106904020	G3	2204290039	G3
2009199000	G3	2101129010	G2*	2106904091	G3	2204290041	G3
2009211000	G3	2101129090	G2*	2106904092	G3	2204290049	G3
2009219000	G3	2101201000	G1	2106904093	G3	2204290051	G3
2009291000	G3	2101202000	G1	2106904099	G3	2204290059	G3
2009299000	G3	2101203000	G1	2106905000	G2*	2204290070	G3
2009311010	G3	2101209011	G1	2106906000	G2*	2204290091	G3
2009311090	G3	2101209019	G1	2106907111	G2*	2204290099	G3
2009319010	G3	2101209090	G1	2106907112	G2*	2204300000	G3
2009319090	G3	2101301010	G2*	2106907119	G2*	2205100010	G2*
2009391010	G3	2101301090	G2*	2106907200	G2*	2205100020	G2*
2009391090	G3	2101309010	G2*	2106907911	G2*	2205100090	G2*
2009399010	G3	2101309090	G2*	2106907912	G2*	2205900010	G2*
2009399090	G3	2102100010	G2*	2106907919	G2*	2205900020	G2*
2009410020	G1	2102100021	G2*	2106907990	G2*	2205900090	G2*
2009410091	G1	2102100029	G2*	2106908000	G2*	2206000010	G3
2009410099	G1	2102100030	G2*	2106909010	G2*	2206000021	G3
2009490020	G1	2102100090	G2*	2106909020	G2*	2206000029	G3
2009490091	G1	2102200011	G2*	2106909091	G2*	2206000030	G3
2009490099	G1	2102200019	G2*	2106909092	G2*	2206000091	G3
2009500010	G3	2102200030	G2*	2106909093	G2*	2206000099	G3
2009500090	G3	2102200040	G2*	2106909099	G2*	2207100000	G2*
2009610010	G3	2102200091	G2*	2201100011	G2*	2207200000	G2*
2009610090	G3	2102200099	G2*	2201100019	G2*	2208200010	G1
2009690010	G3	2102300000	G2*	2201100090	G2*	2208200090	G1
2009690090	G3	2103100000	G1	2201901000	G2*	2208300010	G1
2009710010	G1	2103200000	G2*	2201909000	G2*	2208300090	G1
2208400010	G1	2304000090	G3	2403999010	G2*	3301909000	G2*
2208400090	G1	2305000010	G2	2403999020	G2*	3302101000	G2*
2208500011	G1	2305000090	G2	2403999030	G2*	3302102000	G2*
2208500019	G1	2306100010	G1	2403999090	G2*	3302103000	G2*
2208500021	G1	2306100090	G2	2905430000	G1	3302108100	G2*
2208500029	G1	2306200000	G2	2905440010	G1	3302108900	G2*
2208500091	G1	2306300010	G2	2905440090	G1	3501100010	G2*
2208500099	G1	2306300090	G3	3301110010	G2*	3501100020	G2*
2208600021	G1	2306410011	G3	3301110090	G2*	3501100090	G2*
2208600029	G1	2306410019	G1	3301120010	G2*	3501901000	G2*
2208600091	G1	2306410091	G3	3301120090	G2*	3501909000	G2*
2208600099	G1	2306410092	G1	3301130010	G2*	3502110010	G2*
2208700021	G1	2306410099	G1	3301130090	G2*	3502110090	G2*



2208700029	G1	2306490011	G3	3301140010	G2*	3502190010	G2*
2208700091	G1	2306490019	G1	3301140090	G2*	3502190090	G2*
2208700099	G1	2306490091	G3	3301190011	G2*	3502200010	G2*
2208900012	G1	2306490092	G1	3301190013	G2*	3502200091	G2*
2208900018	G1	2306490099	G1	3301190019	G2*	3502200093	G2*
2208900022	G1	2306500000	G2	3301190090	G2*	3502200099	G2*
2208900028	G1	2306600000	G2	3301210011	G2*	3502900010	G2*
2208900032	G1	2306700000	G2	3301210019	G2*	3502900020	G2*
2208900038	G1	2306901000	G1	3301210090	G2*	3502900090	G2*
2208900041	G1	2306902000	G2	3301220010	G2*	3503000010	G2*
2208900049	G1	2306903100	G2	3301220090	G2*	3503000021	G2*
2208900061	G1	2306903800	G1	3301230010	G2*	3503000029	G2*
2208900068	G1	2306908000	G1	3301230090	G2*	3503000030	G2*
2208900071	G1	2307000010	G1	3301240010	G2*	3503000090	G2*
2208900079	G1	2307000090	G1	3301240090	G2*	3504000000	G2*
2208900091	G1	2308001000	G1	3301251100	G2*	3505101000	G2*
2208900098	G1	2308002000	G1	3301251900	G2*	3505102000	G2*
2209000010	G2*	2308009000	G1	3301259000	G2*	3505103000	G2*
2209000090	G2*	2309100000	G1	3301260010	G2*	3505109000	G2*
2301100000	G1	2309901000	G1	3301260090	G2*	3505201000	G2*
2301200000	G3	2309909010	G1	3301291100	G2*	3505202000	G2*
2302100010	G1	2309909020	G1	3301291300	G2*	3505209000	G2*
2302100091	G1	2309909030	G1	3301291811	G2*	3809101010	G2*
2302100099	G1	2309909040	G1	3301291812	G2*	3809101090	G2*
2302200010	G1	2309909050	G1	3301291821	G2*	3809109100	G2*
2302200091	G1	2309909060	G1	3301291829	G2*	3809109900	G2*
2302200099	G1	2309909070	G1	3301291830	G2*	3823110000	G1
2302300010	G1	2309909081	G1	3301291850	G2*	3823120000	G1
2302300090	G1	2401100000	G2	3301291870	G2*	3823130000	G1
2302400010	G1	2401200000	G2	3301299000	G2*	3823190010	G1
2302400090	G1	2401300000	G2	3301300000	G2*	3823190090	G1
2302500010	G1	2402100000	G2*	3301901000	G2*	3823701000	G1
2302500090	G1	2402200000	G2*	3301902000	G2*	3823709090	G1
2303100000	G3	2402900010	G2*	3301903010	G2*	3824600010	G1
2303200010	G1	2402900090	G2*	3301903020	G2*	3824600090	G1
2303200090	G1	2403100000	G2*	3301903030	G2*	4101201100	G2*
2303300000	G1	2403910000	G2*	3301903040	G2*	4101201910	G1
2304000010	G2	2403991000	G2*	3301903090	G2*	4101201921	G1
4101201929	G1	4101909099	G1	5102110000	G1		
4101201931	G1	4102100011	G1	5102190010	G1		
4101201939	G1	4102100012	G1	5102190020	G1		
4101201941	G1	4102100019	G1	5102190090	G1		
4101201949	G1	4102100091	G1	5102200000	G1		
4101201951	G1	4102100092	G1	5103100000	G1		
4101201959	G1	4102100099	G1	5103200010	G1		
4101201991	G1	4102211000	G2*	5103200091	G1		
4101201992	G1	4102219010	G1	5103200099	G1		
4101201999	G1	4102219090	G1	5103300010	G1		
4101208000	G1	4102291000	G2*	5103300091	G1		
4101209100	G1	4102299010	G1	5103300099	G1		
4101209300	G1	4102299090	G1	5201000010	G1		
4101209400	G1	4103101000	G2*	5201000091	G1		
4101209900	G1	4103109010	G1	5201000099	G1		

4101501000	G2*	4103109020	G1	5202100010	G1		
4101509011	G1	4103109030	G1	5202100090	G1		
4101509018	G1	4103109090	G1	5202910000	G1		
4101509019	G1	4103201000	G2*	5202990000	G1		
4101509021	G1	4103209010	G1	5203001010	G1		
4101509029	G1	4103209090	G1	5203001020	G1		
4101509031	G1	4103301000	G2*	5203001090	G1		
4101509039	G1	4103309010	G1	5203009000	G1		
4101509041	G1	4103309090	G1	5301100000	G1		
4101509049	G1	4103901000	G2*	5301210000	G1		
4101509051	G1	4103909011	G1	5301290010	G1		
4101509052	G1	4103909012	G1	5301290090	G1		
4101509059	G1	4103909019	G1	5301300010	G1		
4101509091	G1	4103909092	G1	5301300090	G1		
4101509092	G1	4103909099	G1	5302100000	G1		
4101509093	G1	4301100000	G1	5302901000	G1		
4101509099	G1	4301300000	G1	5302902000	G1		
4101901000	G2*	4301600000	G1	5302903000	G1		
4101909011	G1	4301700000	G1	5302908000	G1		
4101909012	G1	4301801000	G1				
4101909019	G1	4301802000	G1				
4101909021	G1	4301803000	G1				
4101909022	G1	4301809000	G1				
4101909029	G1	4301900000	G1				
4101909031	G1	5001000000	G1				
4101909039	G1	5002000000	G1				
4101909041	G1	5003100000	G1				
4101909049	G1	5003900010	G1				
4101909051	G1	5003900090	G1				
4101909059	G1	5101110010	G1				
4101909061	G1	5101110090	G1				
4101909062	G1	5101190010	G1				
4101909069	G1	5101190090	G1				
4101909091	G1	5101210000	G1				
4101909092	G1	5101290000	G1				
4101909093	G1	5101300000	G1				

**List (2) Projects subject to liberalisation with quotas**

HS or Moroccan code	Description <sup>(1)</sup>	Reduction in MFN customs duties (%)	Tariff quota - annual or for the period indicated - (tonnes net weight)	Customs duties on non-quota imports (%)
		a	b	c
0105 11 90 00	Fowl of the species Gallus domesticus weighing not more than 185g	100%	600	Article 2(3)
0401 30 00 11 0401 30 00 19 0401 30 00 20 0401 30 00 30 0401 30 00 40 0401 30 00 99	Cream, of a fat content by weight exceeding 6%	88,50%	1 000	Article 2(3)
Ex 0402 10 11 10 Ex 0402 10 11 90 Ex 0402 10 18 00 Ex 0402 10 20 10 Ex 0402 10 20 91 Ex 0402 10 20 99	Milk and cream in powder, granules or other solid form, of a fat content by weight not exceeding 1.5%, not containing added sugar or other sweeteners, in immediate packings of a net content not exceeding 5 kg	50	7000	Article 2(3)
Ex 0402 10 12 00	Milk and cream in powder, granules or other solid form, of a fat content by weight not exceeding 1.5%, not containing added sugar or other sweeteners, in immediate packings of a net content exceeding 5 kg	50		
Ex 0402 91 00 10 Ex 0402 91 00 91 Ex 0402 91 00 99	Milk and cream, concentrated, not containing added sugar or other sweeteners, of a fat content by weight exceeding 8 (excluding milk and cream in powder, granules or other solid form, of a fat content by weight exceeding 1.5% )	38,60%	2 600	Article 2(3)

	0402 99 00 11				
	0402 99 00 12				
	0402 99 00 19				
	0402 99 00 21				
	0402 99 00 22	Milk and cream, concentrated, containing added sugar or other sweeteners	90,90%	1 000	Article 2(3)
	0402 99 00 29				
	0402 99 00 91				
	0402 99 00 92				
	0402 99 00 99				
Ex	0403 90 40 00				
Ex	0403 90 51 00				
Ex	0403 90 59 00				
Ex	0403 90 60 00				
Ex	0403 90 70 00	Buttermilk, curdled milk and cream, kephir and other fermented or acidified milk and cream, not flavoured nor containing added fruit, nuts or cocoa	79,80%	300	Article 2(3)
Ex	0403 90 81 00				
Ex	0403 90 89 00				
Ex	0403 90 91 00				
Ex	0403 90 99 00				
	0405 10 00 10				
	0405 10 00 90	Butter	100%	16000	Article 2(3)
	0405 20 00 00	Dairy spreads	80%		

	0406 20 00 10 0406 20 00 21 0406 20 00 29 0406 20 00 30 0406 20 00 40 0406 20 00 90 0406 20 00 50	Grated or powered cheese of all kinds	65,30%	100	Article 2(3)
	0406 30 00 00	Processed cheese, not grated or powdered	65,30%	350	Article 2(3)
	0406 40 00 00	Blue-veined cheese	65,30%	100	Article 2(3)
	0406 90 19 19 0406 90 19 99 0406 90 90 10 0406 90 90 91 0406 90 90 99	Other cheese, excluding cheese for processing falling within CN code 0406 90 01	100%	1000	Article 2(3)
	0406 90 19 11 0406 90 19 91 0406 90 19 93	Other cheese for processing	100%	300	Article 2(3)
Ex	0407 00 10 00	Poultry eggs, for hatching (excluding turkey or goose eggs)	100%	200	Article 2(3)
	0408 99 00 10	Birds' eggs, not in shell, fresh, cooked by steaming or by boiling in water, moulded, frozen or otherwise preserved, whether or not containing added sugar or other sweetening matter, suitable for human consumption (excluding dried and egg yolks)	50%	90	Article 2(3)
	0409 00 00 10 0409 00 00 90	Natural honey	30%	500	Article 2(3)
Ex	0712 90 99 00	Carrots and other vegetables and mixtures of vegetables, dried, whole, cut, sliced, broken or in powder, but not further prepared	50%	150	Article 2(3)

	0713 10 99 10 0713 10 99 20 0713 10 99 90	Peas ( <i>Pisum sativum</i> ), dried, shelled, whether or not skinned or split (excluding peas for sowing)	24%	350	Article 2(3)
	0713 33 90 10 0713 33 90 90	Kidney beans ( <i>Phaseolus vulgaris</i> ), dried, shelled, whether or not skinned or split (excluding beans for sowing)	50%	150	Article 2(3)
	0713 90 90 90	Other dried leguminous vegetables, shelled, whether or not skinned or split, other than for sowing	42%	3 600	Article 2(3)
	0802 22 00 10 0802 22 00 90	Hazelnuts or filberts ( <i>Corylus</i> spp.), fresh or dried, shelled, whether or not peeled	100%	100	Article 2(3)
	0804 40 00 00	Avocados, fresh or dried	44,2%	1000	Article 2(3)
	0806 20 00 10 0806 20 00 90	Grapes, dried	44,2%	100	Article 2(3)
	0808 20 19 10	Pears, fresh, from 1 February to 30 April	100%	300	Article 2(3)
	0813 20 00 00	Prunes, dried	100%	200	Article 2(3)
	1005 90 00 00	Maize other than seed	100%	9000	Article 2(3)
	1006 30 10 00 1006 30 90 00	Semi-milled or wholly milled rice, whether or not polished or glazed	100%	200	Article 2(3)
	1108 12 00 00	Maize (corn) starch	23,1%	1000	Article 2(3)
Ex	1507 90 00 00	Soya oil and its fractions, whether or not refined, packaged	100%	100	Article 2(3)
Ex	1514 19 00 00	Low erucic acid rape or colza oils (fixed oils with an erucic acid content of less than 2%) and their fractions, whether or not refined, but not chemically modified, (excluding crude oil and oil for technical or industrial uses other than the manufacture of foodstuffs for human consumption), packaged	100%	600	Article 2(3)

2003 10 10 00	Mushrooms, prepared or preserved otherwise than by vinegar or acetic acid	100%	200	Article 2(3)
2003 10 90 10				
2003 10 90 90				
2003 90 10 00				
2003 90 90 10				
2003 90 90 90				
2004 10 20 00	Potatoes, cooked, frozen	100%	2000	Article 2(3)
2005 40 10 00	Peas ( <i>Pisum sativum</i> ) and beans ( <i>Vigna spp.</i> , <i>Phaseolus spp.</i> ), prepared or preserved otherwise than by vinegar or acetic acid, not frozen	50%	300	Article 2(3)
2005 40 20 00				
2005 40 90 11				
2005 40 90 19				
2005 40 90 91				
2005 40 90 99				
2005 51 00 10				
2005 51 00 90				
2005 70 00 11	Olives, prepared or preserved otherwise than by vinegar or acetic acid, not frozen	30%	100	Article 2(3)
2005 70 00 12				
2005 70 00 13				
2005 70 00 19				
2005 70 00 91				
2005 70 00 92				
2005 70 00 93				
2005 70 00 99				

Ex	2007 10 00 11				
Ex	2007 10 00 19				
Ex	2007 10 00 90				
Ex	2007 99 10 11	Jams, jellies, marmalades, purées and pastes of fruit other than citrus fruit, strawberries and apricots	50%	600	Article 2(3)
Ex	2007 99 10 19				
Ex	2007 99 10 90				
Ex	2007 99 90 91				
Ex	2007 99 90 93				
Ex	2008 19 21 10	Almonds and pistachios, roasted, and nuts and other seeds, including mixtures, prepared or preserved, in immediate packings of a content of less than 1 kg	50%	200	Article 2(3)
Ex	2008 19 21 90				
Ex	2008 19 90 10				
Ex	2008 19 90 90				
	2008 70 00 30	Peaches including nectarines, prepared or preserved, not containing added spirit but containing added sugar	50%	300	Article 2(3)
Ex	2009 80 00 11	Fruit or vegetable juices, unfermented, concentrated	100%	1 000	Article 2(3)
Ex	2009 80 00 19				
Ex	2009 80 00 96				
Ex	2009 80 00 98				
Ex	2009 90 00 99	Mixtures of fruit juices, including grape must, and juices of vegetables (other than apples, pears, citrus fruit, pineapples and tropical fruit), without added sugar	100%	300	Article 2(3)
	2204 10 00 00	Sparkling wine	53,80%	3,000 hl	Article 2(3)



	2204 21 00 10 2204 21 00 20 2204 21 00 31 2204 21 00 39 2204 21 00 41 2204 21 00 49 2204 21 00 51 2204 21 00 59 2204 21 00 70 2204 21 00 91 2204 21 00 99	Other wine of fresh grapes, in containers holding 2 litres or less	53,80%	6000 hl	Article 2(3)
	2204 29 00 10 2204 29 00 20 2204 29 00 31 2204 29 00 39 2204 29 00 41 2204 29 00 49 2204 29 00 51 2204 29 00 59 2204 29 00 70 2204 29 00 91 2204 29 00 99	Other wine of fresh grapes, in containers holding more than 2 litres	53,80%	12,000 hl	Article 2(3)
Ex	2401 10 00 00	Sun-cured, oriental-type tobacco, not stemmed/stripped			
Ex	2401 20 00 00	Dark air-cured tobacco, not stemmed/stripped  Tobacco partly or wholly stemmed/stripped but not further worked	100%	600	Article 2(3)

<sup>1</sup> Without prejudice to the rules for the interpretation of the combined nomenclature, the description of the products is deemed to be indicative only, the preferential scheme being determined, for the purposes of this Annex, by the coverage of the CN or Moroccan code. Where ex CN or Moroccan codes are indicated, the preferential scheme is to be determined by application of the code and corresponding description taken together.

### List (3) Non-liberalised products

HS or Moroccan code		Description <sup>(1)</sup>	Reduction in MFN customs duties	Tariff quota - annual or for the period indicated - (tonnes net weight)	Customs duties on non-quota imports (%)
			(%)		
			<b>a</b>	<b>B</b>	<b>C</b>
Ex	0102 90 10 00	Calves, with the exception of veal calves, weighing less than 150kg (*)	Rate 2.5%	40 000 heads	Article 2(4)
	0102 90 39 00 0102 90 41 00 0102 90 49 00	Domestic bulls, excluding young bulls and fighting bulls (*)	40%	100	Article 2(4)
	0104 10 90 10	Domestic sheep, other than pure-bred breeding animals (*)	40%	50	Article 2(4)
	0104 20 90 10	Domestic goats, other than pure-bred breeding animals (*)	40%	50	Article 2(4)
	0201 20 11 10 0201 20 19 10 0201 30 11 10 0201 30 19 10 0202 20 10 10 0202 30 19 10	High-quality bovine meat destined for classified hotels and restaurants	100% in 5 years by 20% tranches	4 000	Article 2(4)
	0201 10 00 11 0201 10 00 19 0201 20 11 90 0201 20 19 90 0201 30 11 90 0202 10 00 10 0202 20 10 90 0202 30 19 90	Standard beef	100% in 10 years by 10% tranches	1 000 + 100 tonnes/year during 5 years (A)	Article 2(4)
	0204 10 00 10 0204 30 00 10	Sheep and goat meat, excluding meat from ewes and nanny-goats	30%	unlimited	

0207 11 00 00 0207 12 00 00 0207 24 00 00 0207 25 00 00	Chicken, roosters and turkeys, whole, chilled or frozen (*)	50% + 5% every year for 10 years (B)	400	Article 2(4)
0207 13 00 29 0207 14 92 91	Thighs and wings of chicken and roosters, in cuts with bone in, chilled or frozen (*)	50% + 5% every year for 10 years (B)	400	Article 2(4)
0207 14 92 12	Thigh meat from whole skinless chickens, deboned but not mechanically deboned, frozen (*)	50% + 5% every year for 10 years (B)	500	Article 2(4)
0207 14 92 19	Other meat from deboned but not mechanically deboned chickens and roosters, not crushed, frozen (*)	50% + 5% every year for 10 years (B)	700	Article 2(4)
0207 14 10 00	Meat from deboned chickens and turkeys, whole, crushed and frozen (*)	70%	1 00	Article 2(4)
0207 27 10 00	Meat from turkeys, deboned, crushed and frozen (*)	50%	1 400	Article 2(4)
0401 10 00 91 0401 20 00 91 0401 30 00 91	Ultra high temperature treated milk (UHT)	100%	1 500	Article 2(4)
0402 21 11 00 0402 21 19 00 0402 21 90 10 0402 21 90 91 0402 21 90 99	Whole-milk powder	20,20%	3 200	Article 2(4)
0402 21 19 00 0402 21 90 99	Whole milk powder in packages of more than 5 kg, not put up for retail sale	70%	200	Article 2(4)
0713 50 90 10 0713 50 90 90	Dried field beans in grain form, excluding seed	50%	2 000	Article 2(4)
0802 11 00 91 0802 11 00 99 0802 12 00 91 0802 12 00 99	Fresh or dried almonds, shelled	100%	200	Article 2(4)

Ex	0808 10 10 00 0808 10 90 10				
Ex	0808 10 90 20	Apples, fresh, from 1 February to 31 April (extra class)	100%	4000	Article 2(4)
Ex	0808 10 90 90				
Ex					
	1001 10 90 10 1001 10 90 90	Durum wheat (August to May)	25 %	50000	Article 2(4)
	1001 90 90 10 1001 90 90 90	Spelt, common wheat and meslin other than for sowing	38% Article 3(3)	Article 3(1) and (2)(2)	Article 2(4)
	1101 00 90 00 1103 11 00 20 1103 11 00 50	Products derived from common wheat: flour, semolina	38%	100	Article 2(4)
	1101 00 10 00 1103 11 00 30 1103 11 00 80 1103 11 00 01 1103 11 00 09 1103 11 00 41 1103 11 00 49	Products derived from durum wheat: flour, semolina, etc.	100% in 10 tranches of 10%	100	Article 2(4)
Ex	150910 00 10/90	Extra virgin olive oil	100%	1500	Article 2(4)
Ex	150910 00 10/90	Virgin olive oil	100%	500	Article 2(4)
	1601 00 10 00 1601 00 99 10 1601 00 99 90 1602 20 00 21 1602 20 00 23 1602 20 00 29 1602 20 00 91 1602 20 00 99 1602 31 00 10 1602 31 00 91 1602 31 00 99 1602 32 10 00 1602 32 90 00 1602 39 00 10 1602 50 00 90 1602 90 00 91 1602 90 00 92 1602 90 00 99	Prepared meat products (*)	Rate: 10%	1 000	Article 2(4)

1902 11 00 10 1902 11 00 90  1902 19 00 19 1902 19 00 99 1902 20 00 10 1902 20 00 20  1902 20 00 30 1902 20 00 91 1902 20 00 99  1902 30 00 00  1902 40 11 10 1902 40 11 91 1902 40 11 99 1902 40 19 00 1902 40 91 10 1902 40 91 91 1902 40 91 99 1902 40 99 00	Pasta	28.6% (100% on a linear basis at the end of 6 years)	1500	Article 2(4)
1902 11 00 10 1902 11 00 90  1902 19 00 19 1902 19 00 99 1902 20 00 10 1902 20 00 20  1902 20 00 30 1902 20 00 91 1902 20 00 99  1902 30 00 00  1902 40 11 10 1902 40 11 91 1902 40 11 99 1902 40 19 00 1902 40 91 10 1902 40 91 91 1902 40 91 99 1902 40 99 00	Pasta	28,60%	3050	Article 2(4)
1902 11 00 20	Rice noodles	100%	100	Article 2(4)
1902 11 00 30  1902 19 00 11  1902 19 00 91	Gluten-free pasta	100%	200	Article 2(4)

Ex	2002 90 10 00	Tomatoes, prepared or preserved otherwise than by vinegar or acetic acid (other than tomatoes whole or in pieces) in packings of more than 25 kg	100%	1000	Article 2(4)
Ex	2002 90 90 11				
Ex	2002 90 90 19				
Ex	2002 90 90 91				
Ex	2002 90 90 99				
	2309 90 90 89	Compound feedingstuffs for animals	50% (100% after 10 years) (B)	30 000	Article 2(4)

<sup>(1)</sup> Without prejudice to the rules for the interpretation of the combined nomenclature, the description of the products is deemed to be indicative only, the preferential scheme being determined, for the purposes of this Annex, by the coverage of the CN or Moroccan code. Where ex CN or Moroccan codes are indicated, the preferential scheme is to be determined by application of the code and corresponding description taken together.

<sup>(2)</sup> If Moroccan production of common wheat (P) exceeds 2.1 million tonnes, this quota (Q) will be reduced in accordance with the formula:  $Q$  (millions of tonnes) =  $2.59 - 0.73 * P$  (millions of tonnes), with a minimum of 400 000 for Moroccan production of 3 000 000 tonnes or more.

(A) The quota will be increased from the second year from the entry into force of this Protocol.

(B) The customs duties for the products will be reduced by 50% once the Agreement enters into force. The remaining customs duties will be dismantled on a linear basis in 9 equal tranches. (10th year 0%)

(\* In accordance with the particular specifications concerning the categories of meat and the zootechnical provisions for imports agreed by the Parties at the time of signing the Agreement.

### **Joint declaration**

The Parties agree that the entry price mechanism is maintained in the terms provided by this Agreement. If, after the entry into force of this Agreement, the European Union grants more favourable concessions on entry prices to one of the Mediterranean partner countries, the European Union undertakes to open immediate consultations with a view to granting the same conditions to Morocco.

The two Parties shall open consultations with a view to improving access conditions for the products covered by CN codes 07 03 20 00 and 08 05 20 10 when the quota levels fixed under column (b) of the Annex to Protocol No 1 are reached.

*B. Letter from the Kingdom of Morocco*

Dear Sir/Madam,

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

'Sir/Madam,

I have the honour to refer to the negotiations which took place in accordance with the Euro-Mediterranean Roadmap for agriculture (Rabat Roadmap) adopted on 28 November 2005, by the Ministers for Foreign Affairs at the Euro-Mediterranean conference, for the acceleration of liberalisation of trade in agricultural products, processed agricultural products, fish and fishery products under Articles 16 and 18 of the Euro-Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the Kingdom of Morocco, of the other part ('the Association Agreement'), in force since 1 March 2000, which provides that the Community and the Kingdom of Morocco shall gradually establish greater liberalisation of their trade in agricultural products, processed agricultural products, fish and fishery products.

At the end of the negotiations the two Parties agreed upon the following amendments to the Association Agreement:

1. Article 7 shall be amended as follows:

The provisions of this Chapter shall apply to products originating in the European Union or in Morocco and other than those listed in Chapters 1 to 24 of the Combined Nomenclature (CN) and those listed in Annex 1, paragraph 1, (ii) of the WTO Agreement on Agriculture.

2. Article 10 is repealed.

3. The title of Chapter II shall be replaced by the following: 'Agricultural products, processed agricultural products, fish and fishery products'.

4. Article 15 shall be amended as follows:

'The expressions 'agricultural products' 'processed agricultural products' and 'fish and fishery products' refer to the products listed in Chapters 1 to 24 of the Combined Nomenclature (CN) and those listed in Annex 1, paragraph 1, (ii) of the WTO Agreement on Agriculture.'

5. Article 17 shall be amended as follows:

'1. Agricultural products, processed agricultural products, fish and fishery products originating in Morocco listed in Protocol No 1 shall be subject to the arrangements set out in that Protocol on importation into the European Union.'

'The provisions of this chapter shall not preclude the retention by the European Union of an agricultural component on imports of fructose (CN code 1702 50 00) originating in Morocco.'



This agricultural component reflects the gaps between the prices on the market of the European Union of agricultural products considered as used in the production of fructose and the price of imports from third countries.’

‘2. Agricultural products, processed agricultural products, fish and fishery products originating in the European Union listed in Protocol No 2 shall be subject to the arrangements set out in that Protocol on importation into Morocco.’

‘The provisions of this chapter shall not preclude the separate specification by Morocco of an agricultural component in the import duties in force on the products listed in sub-chapter HS 1902 (pasta) and included in list 3 of Protocol No 2.’

6. Article 18(1) shall be replaced by the following paragraph:

‘1. The parties shall meet no later than three years from the date of entry into force of this agreement to consider the possibility of granting each other further preferential concessions, taking into account the agricultural policy, sensitivity and specific characteristics of each product concerned.’

7. Protocols 1, 2 and 3 and their Annexes shall be replaced by those in Annexes I and II attached to this exchange of letters.

This Agreement in the form of an exchange of letters shall enter into force on the first day of the third month following the date of deposit of the last instrument of approval.’

The Kingdom of Morocco has the honour to confirm its agreement with the contents of this letter.

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

Done at Rabat,

*For the Kingdom of Morocco*

# FINANCIAL STATEMENT

**Fichefin/10/277576**

DDG/EM/tm  
6.0.2005.1 - 2010

DATE: 09/06/2010

1. BUDGET HEADING: Chapter 12 – Customs duties and other duties		CREDITS: B2010: €14 079.7 million	
2. TITLE OF THE MEASURE: Proposal for a Council Decision on the conclusion of an Agreement in the form of an Exchange of Letters between the European Union and the Kingdom of Morocco concerning reciprocal liberalisation measures on agricultural products, processed agricultural products, fish and fishery products, the replacement of Protocols 1, 2 and 3 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 Kingdom of Morocco, of the other part.			
3. LEGAL BASIS: TFEU and in particular Article 207(4) in conjunction with Article 218(6)(a) thereof			
4. OBJECTIVES: Expand the reciprocal liberalisation of trade in agricultural and fishery products, replace several agricultural and fishery protocols and their annexes, and amend certain articles of the Association Agreement.			
5. FINANCIAL IMPLICATIONS	12-MONTH PERIOD (in million EUR)	CURRENT FINANCIAL YEAR 2010 (in million EUR)	FOLLOWING FINANCIAL YEAR 2011 (in million EUR)
5.0 EXPENDITURE			
– CHARGED TO THE EU BUDGET (REFUNDS/INTERVENTIONS)	–	–	–
– NATIONAL ADMINISTRATION			
– OTHERS			
5.1 REVENUE			
– OWN RESOURCES OF THE EU (LEVIES/CUSTOMS DUTIES)	–	–	– 21.17
– NATIONAL			
	2012	2013	2014
5.0.1 ESTIMATED EXPENDITURE			
5.1.1 ESTIMATED REVENUE	–	–	–
5.2 CALCULATION METHOD: –			
6.0	CAN THE PROJECT BE FINANCED FROM APPROPRIATIONS ENTERED IN THE RELEVANT CHAPTER OF THE CURRENT BUDGET?		YES NO
6.1	CAN THE PROJECT BE FINANCED BY TRANSFER BETWEEN CHAPTERS OF THE CURRENT BUDGET?		YES NO
6.2	WILL A SUPPLEMENTARY BUDGET BE NECESSARY?		YES NO
6.3	WILL APPROPRIATIONS NEED TO BE ENTERED IN FUTURE BUDGETS?		YES NO
OBSERVATIONS: The proposal for a Decision concerns the conclusion of the EU-Morocco Agreement on reciprocal liberalisation measures for trade in agricultural products, processed agricultural products, fish and fishery products. Its entry into force is planned for 1 January 2011. Concerning the financial impact of the proposal, in terms of expenditure, the measure has no financial consequences; in terms of own resources / agricultural duties, it is estimated that, as already indicated in Financial Statement No 277542 regarding the signature of this Agreement, it could involve a reduction of around €21.17 million for the estimates of the Community's own resources (net amount, after deduction of the collection costs incurred by the Member States). Calculation (Average imports 2007-2009) Additional tariff quotas €1.05 million + previous tariff quotas further liberalisation €0.06 million + previous timetable further liberalisation €4.30 million + previous MFN further			

liberalisation €2.81 million Total: €8.22 million, less €7.06 million in collection costs incurred by the Member States = €1.17 million