

DECISION OF THE JOINT EFTA-HONG KONG, CHINA COMMITTEE
(HEREINAFTER REFERRED TO AS “THE JOINT COMMITTEE”)

No. 5 of 2017

(Adopted on 31 October 2017)

AMENDMENTS TO ANNEX II “PROCESSED AGRICULTURAL PRODUCTS” OF THE
EFTA-HONG KONG, CHINA FREE TRADE AGREEMENT

THE JOINT COMMITTEE,

HAVING regard to the Free Trade Agreement between the EFTA States on the one part, and the Hong Kong Special Administrative Region of the People’s Republic of China (hereinafter referred to as “Hong Kong, China”), on the other, signed in Schaan on 21 June 2011, hereinafter referred to as “the Agreement”,

NOTING that the amendments to the Nomenclature appended to the International Convention on the Harmonized Commodity Description and Coding System (HS), which entered into force on 1 January 2017, require adjustments in the HS structure of the Table of Annex II of the Agreement,

RECOGNISING that amendments to the tariff nomenclature of a Party or Parties shall not have any negative impact on the preferential treatment under the Agreement of the products concerned,

HAVING regard to paragraph 7 of Article 9.1 of the Agreement providing that the Joint Committee may decide to amend the Annexes and Appendices to the Agreement,

DECIDES:

1. The text of Annex II of the Agreement, including the Table thereof, shall be replaced with the text, including the Table, set out in the Annex to this Decision.
 2. The Decision shall enter into force on the first day of the third month following the deposit of the last instrument of ratification, acceptance or approval.
 3. The Secretary-General of the European Free Trade Association shall deposit the text of this Decision with the Depositary.
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ANNEX II

REFERRED TO IN ARTICLE 2.1

PROCESSED AGRICULTURAL PRODUCTS

Article 1

Price Compensation Measures

1. In order to take account of differences in the cost of the agricultural raw materials incorporated into the products referred to in Article 2, the Agreement does not preclude:

- (a) the levying, upon import, of a duty; and
- (b) the application of measures adopted upon export.

2. The duty, levied upon import, shall be based on, but not exceed, the difference between the domestic price and the world market price of the agricultural raw materials incorporated into the products concerned.

Article 2

Tariff Concessions by the EFTA States

Taking into account the provisions laid down in Article 1, the EFTA States shall accord to products listed in the Table, originating in Hong Kong, China, treatment no less favourable than that accorded to the European Union at the time of importation of such products into the EFTA States.

Article 3

Tariff Concessions by Hong Kong, China

For products listed in the Table, originating in an EFTA State, Hong Kong, China shall abolish all customs duties on imports.

Article 4

Notification

The EFTA States shall notify Hong Kong, China of all measures applied or maintained under Article 1, and all changes to such measures. Notification of new measures and changes to existing measures shall be made at an early stage before their entry into force.

Article 5

Consultations

The EFTA States and Hong Kong, China shall periodically review the development of their trade in products listed in the Table. In light of these reviews and taking into account the arrangements under the WTO and those between the EFTA States and the European Union, the EFTA States and Hong Kong, China shall decide on possible changes to the Table, as well as on a possible development of the measures applied under Article 1.

TABLE - TARIFF CONCESSIONS BY THE EFTA STATES

| HS Code | Description of Products | Iceland | Norway | Switzerland/ Liechtenstein |
|--------------|---|---------|--------------------|-------------------------------|
| 04.03 | Buttermilk, curdled milk and cream, yogurt, kephir and other fermented or acidified milk and cream, whether or not concentrated or containing added sugar or other sweetening matter or flavoured or containing added fruit, nuts or cocoa. | | | |
| ex 0403.10 | - Yogurt: | | | |
| | -- Flavoured or containing added fruit, nuts or cocoa | * | * | * |
| ex 0403.90 | - Other: | | | |
| | -- Flavoured or containing added fruit, nuts or cocoa | * | * | * |
| 05.01 | Human hair, unworked, whether or not washed or scoured; waste of human hair. | FREE | FREE | FREE |
| 05.02 | Pigs', hogs' or boars' bristles and hair; badger hair and other brush making hair; waste of such bristles or hair. | FREE | FREE | FREE |
| 05.05 | Skins and other parts of birds, with their feathers or down, feathers and parts of feathers (whether or not with trimmed edges) and down, not further worked than cleaned, disinfected or treated for preservation; powder and waste of feathers or parts of feathers. | FREE | FREE | FREE ¹⁾ |
| 05.07 | Ivory, tortoise-shell, whalebone and whalebone hair, horns, antlers, hooves, nails, claws and beaks, unworked or simply prepared but not cut to shape; powder and waste of these products. | FREE | FREE | FREE |
| 05.08 | Coral and similar materials, unworked or simply prepared but not otherwise worked; shells of molluscs, crustaceans or echinoderms and cuttle-bone, unworked or simply prepared but not cut to shape, powder and waste thereof. | FREE | FREE | FREE ¹⁾ |
| 05.10 | Ambergris, castoreum, civet and musk; cantharides; bile, whether or not dried; glands and other animal products used in the preparation of pharmaceutical products, fresh, chilled, frozen or otherwise provisionally preserved. | FREE | FREE | FREE |
| 07.10 | Vegetables (uncooked or cooked by steaming or boiling in water), frozen. | | | |
| 0710.40 | - Sweet corn | FREE | FREE ¹⁾ | FREE |
| 07.11 | Vegetables provisionally preserved (for example, by sulphur dioxide gas, in brine, in sulphur water or in other preservative solutions), but unsuitable in that state for immediate consumption. | | | |
| ex 0711.90 | - Other vegetables; mixtures of vegetables: | | | |

| HS Code | Description of Products | Iceland | Norway | Switzerland/ Liechtenstein |
|--------------|---|---------|--------------------|-------------------------------|
| | -- Sweet corn (<i>Zea mays var. saccharata</i>) | FREE | FREE ¹⁾ | FREE |
| 09.01 | Coffee, whether or not roasted or decaffeinated; coffee husks and skins; coffee substitutes containing coffee in any proportion. | FREE | FREE | FREE ¹⁾ |
| 09.02 | Tea, whether or not flavoured. | FREE | FREE | FREE |
| 12.11 | Plants and parts of plants (including seeds and fruits), of a kind used primarily in perfumery, in pharmacy or for insecticidal, fungicidal or similar purposes, chilled or frozen, whether or not cut, crushed or powdered. | | | |
| ex 12.1130 | - Coca leaf, chilled or frozen | FREE | FREE | FREE ¹⁾ |
| ex 12.1140 | - Poppy straw, chilled or frozen | FREE | FREE | FREE ¹⁾ |
| ex 1211.50 | - Ephedra, chilled or frozen | FREE | FREE | FREE ¹⁾ |
| ex 1211.90 | - Other, chilled or frozen | FREE | FREE | FREE ¹⁾ |
| 13.02 | Vegetable saps and extracts; pectic substances, pectinates and pectates; agar-agar and other mucilages and thickeners, whether or not modified, derived from vegetable products. | | | |
| | - Vegetable saps and extracts: | | | |
| 1302.12 | -- Of liquorice | FREE | FREE | FREE |
| 1302.13 | -- Of hops | FREE | FREE | FREE |
| 1302.14 | -- Of ephedra | FREE | FREE | FREE |
| 1302.19 | -- Other | FREE | FREE | FREE |
| 1302.20 | - Pectic substances, pectinates and pectates | FREE | FREE | FREE |
| | - Mucilages and thickeners, whether or not modified, derived from vegetable products: | | | |
| 1302.31 | -- Agar-agar | FREE | FREE | FREE |
| 1302.32 | -- Mucilages and thickeners, whether or not modified, derived from locust beans, locust bean seeds or guar seeds | FREE | FREE | FREE |
| 1302.39 | -- Other | FREE | FREE | FREE |
| 14.01 | Vegetable materials of a kind used primarily for plaiting (for example, bamboos, rattans, reeds, rushes, osier, raffia, cleaned, bleached or dyed cereal straw, and lime bark). | FREE | FREE | FREE |
| 14.04 | Vegetable products not elsewhere specified or included. | FREE | FREE | FREE ¹⁾ |

| HS Code | Description of Products | Iceland | Norway | Switzerland/ Liechtenstein |
|------------|---|---------------|--------------------|-------------------------------|
| 15.16 | Animal or vegetable fats and oils and their fractions, partly or wholly hydrogenated, inter-esterified, re-esterified or elaidinised, whether or not refined, but not further prepared. | | | |
| ex 1516.20 | - Vegetable fats and oils and their fractions: -- Hydrogenated castor oil, so called "opal-wax" | FREE | FREE | FREE |
| 15.17 | Margarine; edible mixtures or preparations of animal or vegetable fats or oils or of fractions of different fats or oils of this Chapter, other than edible fats or oils or their fractions of heading 15.16. | | | |
| ex 1517.10 | - Margarine, excluding liquid margarine: -- Containing more than 10 % but not more than 15 % by weight of milk fats | * | * | * |
| ex 1517.90 | - Other: -- Containing more than 10 % but not more than 15 % by weight of milk fats -- Edible mixtures or preparations of a kind used as mould release preparations n.e.s.i | * FREE | (* FREE | * FREE |
| 15.18 | Animal or vegetable fats and oils and their fractions, boiled, oxidised, dehydrated, sulphurised, blown, polymerised by heat in vacuum or in inert gas or otherwise chemically modified, excluding those of heading 15.16; inedible mixtures or preparations of animal or vegetable fats or oils or of fractions of different fats or oils of this Chapter, not elsewhere specified or included. | | | |
| ex 1518.00 | Linoxyn | FREE | FREE | FREE |
| 15.20 | Glycerol, crude; glycerol waters and glycerol lyes. | FREE | FREE ¹⁾ | FREE |
| 15.21 | Vegetable waxes (other than triglycerides), beeswax, other insect waxes and spermaceti, whether or not refined or coloured. | FREE | FREE | FREE |
| 15.22 | Degras; residues resulting from the treatment of fatty substances or animal or vegetable waxes. | FREE | FREE ¹⁾ | FREE |
| 17.02 | Other sugars, including chemically pure lactose, maltose, glucose and fructose, in solid form; sugar syrups not containing added flavouring or colouring matter; artificial honey, whether or not mixed with natural honey; caramel. | | | |
| 1702.50 | - Chemically pure fructose | FREE | FREE ¹⁾ | FREE |
| ex 1702.90 | - Other, including invert sugar and other sugar and sugar syrup blends containing in the dry state 50 % by weight of fructose: -- Chemically pure maltose | FREE | (* FREE | FREE ¹⁾ |

| HS Code | Description of Products | Iceland | Norway | Switzerland/ Liechtenstein |
|--------------|--|---------|--------|-------------------------------|
| 17.04 | Sugar confectionery (including white chocolate), not containing cocoa. | FREE | * | * |
| 18.03 | Cocoa paste, whether or not defatted. | FREE | FREE | FREE |
| 18.04 | Cocoa butter, fat and oil. | FREE | FREE | FREE |
| 18.05 | Cocoa powder, not containing added sugar or other sweetening matter. | FREE | FREE | FREE |
| 18.06 | Chocolate and other food preparations containing cocoa. | | | |
| 1806.10 | - Cocoa powder, containing added sugar or other sweetening matter | FREE | FREE | * |
| 1806.20 | - Other preparations 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 | (*) | * | * |
| | - Other, in blocks, slabs or bars: | | | |
| 1806.31 | -- Filled | * | * | * |
| 1806.32 | -- Not filled | (*) | * | * |
| 1806.90 | - Other | (*) | * | * |
| 19.01 | Malt extract; 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 04.01 to 04.04, not containing cocoa or containing less than 5 % by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included. | | | |
| 1901.10 | - Preparations for infant use, put up for retail sale | FREE | * | * |
| 1901.20 | - Mixes and doughs for the preparation of bakers' wares of heading 19.05 | (*) | * | * |
| 1901.90 | - Other | FREE | (*) | (*) |
| 19.02 | Pasta, whether or not cooked or stuffed (with meat or other substances) or otherwise prepared, such as spaghetti, macaroni, noodles, lasagne, gnocchi, ravioli, cannelloni; couscous, whether or not prepared. | | | |
| | - Uncooked pasta, not stuffed or otherwise prepared: | | | |
| 1902.11 | -- Containing eggs | * | * | * |
| 1902.19 | -- Other | FREE | * | * |
| ex 1902.20 | - Stuffed pasta, whether or not cooked or otherwise prepared: | | | |

| HS Code | Description of Products | Iceland | Norway | Switzerland/ Liechtenstein |
|--------------|---|---------|--------------------|-------------------------------|
| | -- Other than products containing more than 20 % by weight of sausage, meat, meat offal or blood, or any combination thereof | (*) | * | * |
| 1902.30 | - Other pasta | (*) | * | * |
| 1902.40 | - Couscous | (*) | * | * |
| 19.03 | Tapioca and substitutes therefor prepared from starch, in the form of flakes, grains, pearls, siftings or in similar forms. | FREE | * | FREE |
| 19.04 | Prepared foods obtained by the swelling or roasting of cereals or cereal products (for example, corn flakes); cereals (other than maize (corn)) in grain form or in the form of flakes or other worked grains (except flour, groats and meal), pre-cooked, or otherwise prepared, not elsewhere specified or included. | | | |
| 1904.10 | - Prepared foods obtained by the swelling or roasting of cereals or cereal products | FREE | FREE ¹⁾ | * |
| 1904.20 | - Prepared foods obtained from unroasted cereal flakes or from mixtures of unroasted cereal flakes and roasted cereal flakes or swelled cereals | FREE | * | * |
| 1904.30 | - Bulgur wheat | (*) | * | * |
| 1904.90 | - Other | (*) | (*) | (*) |
| 19.05 | Bread, pastry, cakes, biscuits and other bakers' wares, whether or not containing cocoa; communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products. | | | |
| 1905.10 | - Crispbread | FREE | * | * |
| 1905.20 | - Gingerbread and the like | * | * | * |
| | - Sweet biscuits; waffles and wafers: | | | |
| 1905.31 | -- Sweet biscuits | * | * | * |
| 1905.32 | -- Waffles and wafers | * | * | * |
| 1905.40 | - Rusks, toasted bread and similar toasted products | * | * | * |
| 1905.90 | - Other | (*) | * | (*) ¹⁾ |
| 20.01 | Vegetables, fruit, nuts and other edible parts of plants, prepared or preserved by vinegar or acetic acid. | | | |
| ex 2001.90 | - Other: | | | |
| | -- Sweet corn (<i>Zea mays var. saccharata</i>); palm hearts; yams, sweet potatoes and similar edible parts of plants containing 5 % or more by weight of starch | FREE | (*) | FREE |

| HS Code | Description of Products | Iceland | Norway | Switzerland/ Liechtenstein |
|--------------|--|---------|--------------------|-------------------------------|
| 20.02 | Tomatoes prepared or preserved otherwise than by vinegar or acetic acid. | | | |
| 2002.90 | - Other | FREE | FREE | FREE |
| 20.04 | Other vegetables prepared or preserved otherwise than by vinegar or acetic acid, frozen, other than products of heading 20.06. | | | |
| ex 2004.10 | - Potatoes: | | | |
| | -- Edible preparations composed of flour, meal or flakes based on potatoes | FREE | * | * |
| ex 2004.90 | - Other vegetables and mixtures of vegetables: | | | |
| | -- Sweet corn (<i>Zea mays var. saccharata</i>) | FREE | FREE ¹⁾ | FREE |
| 20.05 | Other vegetables prepared or preserved otherwise than by vinegar or acetic acid, not frozen, other than products of heading 20.06. | | | |
| ex 2005.20 | - Potatoes: | | | |
| | -- Edible preparations composed of flour, meal or flakes based on potatoes | * | * | * |
| 2005.80 | - Sweet corn (<i>Zea mays var. saccharata</i>) | FREE | FREE ¹⁾ | FREE |
| 20.06 | Vegetables, fruit, nuts, fruit-peel and other parts of plants, preserved by sugar (drained, glacé or crystallised). | | | |
| ex 2006.00 | - Sweet corn (<i>Zea mays var. saccharata</i>) | FREE | * | FREE |
| 20.07 | Jams, fruit jellies, marmalades, fruit or nut purée and fruit or nut pastes, obtained by cooking, whether or not containing added sugar or other sweetening matter. | | | |
| 2007.10 | - Homogenised preparations | FREE | * | * |
| | - Other: | | | |
| 2007.91 | -- Citrus fruit | FREE | FREE | (*) |
| 2007.99 | -- Other | FREE | (*) | (*) |
| 20.08 | Fruit, nuts and other edible parts of plants, otherwise prepared or preserved, whether or not containing added sugar or other sweetening matter or spirit, not elsewhere specified or included. | | | |
| | - Nuts, ground-nuts and other seeds, whether or not mixed together: | | | |
| ex 2008.11 | -- Ground-nuts: | | | |
| | --- Peanut butter | FREE | FREE | * |

| HS Code | Description of Products | Iceland | Norway | Switzerland/ Liechtenstein |
|--------------|---|---------|--------------------|-------------------------------|
| | --- Ground-nuts, roasted | FREE | * | FREE |
| 2008.91 | - Other, including mixtures other than those of subheading 2008.19: | | | |
| | -- Palm hearts | FREE | FREE ¹⁾ | FREE |
| ex 2008.99 | -- Other: | | | |
| | --- Maize (corn) other than sweet corn (<i>Zea mays var. saccharata</i>) | FREE | * | FREE |
| 21.01 | Extracts, essences and concentrates, of coffee, tea or maté and preparations with a basis of these products or with a basis of coffee, tea or maté; roasted chicory and other roasted coffee substitutes, and extracts, essences and concentrates thereof. | | | |
| | - Extracts, essences and concentrates, of coffee, and preparations with a basis of these extracts, essences or concentrates or with a basis of coffee: | | | |
| 2101.11 | -- Extracts, essences and concentrates | FREE | FREE | FREE |
| 2101.12 | -- Preparations with a basis of extracts, essences or concentrates or with a basis of coffee | FREE | FREE | (*) |
| 2101.20 | - Extracts, essences and concentrates, of tea or maté, and preparations with a basis of these extracts, essences or concentrates or with a basis of tea or mate | FREE | FREE | (*) |
| 2101.30 | - Roasted chicory and other roasted coffee substitutes, and extracts, essences and concentrates thereof | FREE | FREE | FREE |
| 21.02 | Yeasts (active or inactive); other single-cell micro-organisms, dead (but not including vaccines of heading 30.02); prepared baking powders. | | | |
| 2102.10 | - Active yeasts | FREE | FREE | FREE ²⁾ |
| 2102.20 | - Inactive yeasts; other single-cell micro-organisms, dead | FREE | FREE ¹⁾ | FREE ¹⁾ |
| 2102.30 | - Prepared baking powders | FREE | FREE | FREE |
| 21.03 | Sauces and preparations therefor; mixed condiments and mixed seasonings; mustard flour and meal and prepared mustard. | | | |
| 2103.10 | - Soya sauce | FREE | FREE | FREE |
| 2103.20 | - Tomato ketchup and other tomato sauces | FREE | (*) | FREE |
| 2103.30 | - Mustard flour and meal and prepared mustard | FREE | FREE | FREE ¹⁾ |
| 2103.90 | - Other | (*) | (*) | FREE |
| 21.04 | Soups and broths and preparations therefor; homogenised composite food preparations. | * | (*) | (*) |

| HS Code | Description of Products | Iceland | Norway | Switzerland/ Liechtenstein |
|------------|--|----------|--------|-------------------------------|
| 21.05 | Ice cream and other edible ice, whether or not containing cocoa. | Excluded | (*) | * |
| 21.06 | Food preparations not elsewhere specified or included. | | | |
| 2106.10 | - Protein concentrates and textured protein substances | FREE | * | (*) |
| ex 2106.90 | - Other: | | | |
| -- | Other than flavoured or coloured sugar syrups | Excluded | (*) | (*) |
| 22.01 | Waters, including natural or artificial mineral waters and aerated waters, not containing added sugar or other sweetening matter nor flavoured; ice and snow. | FREE | FREE | FREE |
| 22.02 | Waters, including mineral waters and aerated waters, containing added sugar or other sweetening matter or flavoured, and other non-alcoholic beverages, not including fruit or vegetable juices of heading 20.09. | | | |
| 2202.10 | - Waters, including mineral waters and aerated waters, containing added sugar or other sweetening matter or flavoured | FREE | FREE | FREE |
| 2202.91 | - Non-alcoholic beer | (*) | FREE | (*) |
| 2202.90 | - Other | (*) | (*) | (*) |
| 22.03 | Beer made from malt. | FREE | FREE | FREE |
| 22.05 | Vermouth and other wine of fresh grapes flavoured with plants or aromatic substances. | FREE | FREE | FREE |
| 22.07 | Undenatured ethyl alcohol of an alcoholic strength by volume of 80 % vol or higher; ethyl alcohol and other spirits, denatured, of any strength. | | | |
| 2207.20 | - Ethyl alcohol and other spirits, denatured, of any strength | FREE | FREE | FREE |
| 22.08 | Undenatured ethyl alcohol of an alcoholic strength by volume of less than 80 % vol; spirits, liqueurs and other spirituous beverages. | | | |
| 2208.20 | - Spirits obtained by distilling grape wine or grape marc | FREE | FREE | FREE |
| 2208.30 | - Whiskies | FREE | FREE | FREE |
| 2208.40 | - Rum and other spirits obtained by distilling fermented sugar-cane products | FREE | FREE | FREE |
| 2208.50 | - Gin and Geneva | FREE | FREE | FREE |
| 2208.60 | - Vodka | FREE | FREE | FREE |
| 2208.70 | - Liqueurs and cordials | FREE | FREE | FREE |
| 2208.90 | - Other | FREE | FREE | (*) |

| HS Code | Description of Products | Iceland | Norway | Switzerland/ Liechtenstein |
|----------------|---|----------------|---------------|---------------------------------------|
| 22.09 | Vinegar and substitutes for vinegar obtained from acetic acid. | FREE | FREE | FREE |

* = Duty in accordance with Articles 1 and 2.

FREE = No customs duty in accordance with Article 2.3 of the Agreement.

(*) = Contains also tariff lines which are free.

1) = Products for feed purposes: Norway: partial concessions; Switzerland: no concessions.

2) = Concessions not granted for baker's yeast and for products for feed purposes.
