

ANNEX III

REFERRED TO IN PARAGRAPH 1(c) OF ARTICLE 2.1

FISH AND OTHER MARINE PRODUCTS

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Article 1

Fish and other marine products¹ listed in Table 1 are covered by the Agreement, except as otherwise provided in this Annex.

Table 1

HS Code	Description of Products
02.08	Other meat and edible meat offal, fresh, chilled or frozen.
ex 0208.40	- Of whales, dolphins and porpoises (mammals of the order Caetacea); of manatees and dugongs (mammals of the order Sirenia):
	-- Of whales
Chapter 3	Fish and crustaceans, molluscs and other aquatic invertebrates.
05.11	Animal products not elsewhere specified or included; dead animals of Chapter 1 or 3, unfit for human consumption.
	- Other:
0511.91	-- Products of fish or crustaceans, molluscs or other aquatic invertebrates; dead animals of Chapter 3
15.04	Fats and oils and their fractions, of fish or marine mammals, whether or not refined, but not chemically modified.
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.

¹ Export and import of fish and other marine products which are specimens of the Convention on International Trade in Endangered Species of Wild Fauna and Flora (hereinafter referred to as "CITES") should take place in accordance with the provisions of that Convention. On the basis of CITES, an import ban for whale products is applied by Liechtenstein and Switzerland.

HS Code	Description of Products
ex 1516.10	- Animal fats and oils and their fractions:
	- - Obtained entirely from fish or marine mammals
16.03	Extracts and juices of meat, fish or crustaceans, molluscs or other aquatic invertebrates.
ex 1603.00	- Extracts and juices of meat of whale, fish or crustaceans, molluscs or other aquatic invertebrates
16.04	Prepared or preserved fish; caviar and caviar substitutes prepared from fish eggs.
16.05	Crustaceans, molluscs or other aquatic invertebrates prepared or preserved.
23.01	Flours, meals and pellets, of meat or meat offal, of fish or of crustaceans, molluscs or other aquatic invertebrates, unfit for human consumption; greaves.
ex 2301.10	- Flours, meals and pellets, of meat or meat offal; greaves:
	- - Of whales
2301.20	- Flours, meals and pellets of fish or of crustaceans, molluscs or other aquatic invertebrates
23.09	Preparations of a kind used in animal feeding.
ex 2309.90	- Other:
	- - Fish solubles

Article 2

Upon entry into force of the Agreement, the EFTA States and Ukraine shall abolish all customs duties on imports, and charges having equivalent effect, for products listed in Table 1 originating in an EFTA State or in Ukraine, unless otherwise specified in Articles 3 or 4.

Article 3

Switzerland, including the territory of Liechtenstein, may maintain customs duties on imports of products originating in Ukraine listed in Table 2.

Table 2

HS Code	Description of Products
ex 0511.91	Feedingstuffs for production animals
ex 15.04 and ex 1516.10	Fats and oils for human consumption
ex 2301.10 and ex 2301.20	Feedingstuffs for production animals
ex 2309.90	Feedingstuffs for production animals

Article 4

1. On 1 January 2012, Ukraine shall abolish all import duties, and charges having equivalent effect to import duties, for products listed in Table 1 originating in an EFTA State, except as otherwise specified in Table 3.

2. Customs duties on imports into Ukraine on products originating in an EFTA State and listed in Table 3 under category “5” shall be gradually eliminated in accordance with the following schedule:

- on 1 January 2012 to 83% of the basic duty,
- on 1 January 2013 to 67% of the basic duty,
- on 1 January 2014 to 50% of the basic duty,
- on 1 January 2015 to 34% of the basic duty,
- on 1 January 2016 to 17% of the basic duty,
- on 1 January 2017, the remaining duties shall be abolished.

3. Customs duties on imports into Ukraine on products originating in an EFTA State and listed in Table 3 under category “7” shall be gradually eliminated in accordance with the following schedule:

- on 1 January 2012 to 87% of the basic duty,
- on 1 January 2013 to 75% of the basic duty,
- on 1 January 2014 to 62% of the basic duty,
- on 1 January 2015 to 50% of the basic duty,
- on 1 January 2016 to 37% of the basic duty,
- on 1 January 2017 to 25% of the basic duty,
- on 1 January 2018 to 12% of the basic duty,
- on 1 January 2019, the remaining duties shall be abolished.

4. Customs duties on imports into Ukraine on products originating in an EFTA State and listed in Table 3 under category “10” shall be gradually eliminated in accordance with the following schedule:

- on 1 January 2012 to 91% of the basic duty,
- on 1 January 2013 to 82% of the basic duty,
- on 1 January 2014 to 73% of the basic duty,
- on 1 January 2015 to 64% of the basic duty,
- on 1 January 2016 to 55% of the basic duty,
- on 1 January 2017 to 46% of the basic duty,
- on 1 January 2018 to 37% of the basic duty,
- on 1 January 2019 to 28% of the basic duty,
- on 1 January 2020 to 19% of the basic duty,
- on 1 January 2021 to 10% of the basic duty,
- on 1 January 2022, the remaining duties shall be abolished.

5. Abolishment of customs duties on imports into Ukraine of products originating in an EFTA State and listed in Table 3 under category “OT” shall be reviewed in the Joint Committee no later than three years after the date of entry into force of the Agreement and thereafter, if need be, in two-year intervals.

Table 3

Customs Tariff Code	Description of Products	Applied Rate of Duty as of 1 January 2009	Dismantling Category
0208401000	-- Whale meat	10	5
0301109000	-- Saltwater fish	5	OT
0301911000	--- Of the species <i>Oncorhynchus apache</i> and <i>Oncorhynchus chrysogaster</i>	10	OT
0301919000	--- Other	10	OT
0301920000	-- Eels (<i>Anguilla</i> spp.)	10	OT
0301930000	-- Carp	10	OT
0301940000	Live bluefin tunas “ <i>Thunnus thynnus</i> ”	10	OT
0301950000	Live southern bluefin tunas “ <i>Thunnus maccoyii</i> ”	10	OT
0301991100	---- Pacific salmon (<i>Oncorhynchus nerka</i> , <i>Oncorhynchus gorbuscha</i> , <i>Oncorhynchus keta</i> , <i>Oncorhynchus tshawytscha</i> , <i>Oncorhynchus kisutch</i> , <i>Oncorhynchus masou</i> and <i>Oncorhynchus rhodurus</i>), Atlantic salmon (<i>Salmo salar</i>) and Danube salmon (<i>Hucho hucho</i>)	10	10
0301991911	----- Newly-hatched fish (young fish) weighing not more than 100 g	10	OT
0301991912	----- Russian sturgeon (<i>Acipenser gueldenstaedtii</i>)	10	OT
0301991913	----- Stellate sturgeon (<i>Acipenser stellatus</i>)	10	OT
0301991914	----- White sturgeon (<i>Huso huso</i>)	10	OT
0301991919	----- Other	10	OT
0301991930	----- Zander (<i>Stizostedion</i> spp.)	10	OT
0301991990	----- Other	10	OT
0301998010	---- Plaice (<i>Psetta maxima</i>)	10	OT
0301998090	---- Other	10	OT
0302618000	--- Brisling or sprats (<i>Sprattus sprattus</i>)	5	OT

Customs Tariff Code	Description of Products	Applied Rate of Duty as of 1 January 2009	Dismantling Category
0302652000	- - - Dogfish of the species <i>Squalus acanthias</i>	10	OT
0302691100	- - - - Carp	10	OT
0302695500	- - - - Anchovies (<i>Engraulis</i> spp.)	10	OT
0303211000	- - - Of the species <i>Oncorhynchus apache</i> and <i>Oncorhynchus chrysogaster</i>	5	OT
0303212000	- - - Of the species <i>Oncorhynchus mykiss</i> , with heads and gills on, gutted, weighing more than 1,2 kg each, or with heads off, gilled and gutted, weighing more than 1 kg each	2	10
0303218000	- - - Other	2	OT
0303393000	- - - Fish of the genus <i>Rhombosolea</i>	5	OT
0303718000	- - - Brisling or sprats (<i>Sprattus sprattus</i>)	5	10
0303743090	- - - - - Of the species <i>Scomber japonicus</i>	2	OT
0303749000	- - - Of the species <i>Scomber australasicus</i>	2	OT
0303752000	- - - Dogfish of the species <i>Squalus acanthias</i>	2	OT
0303791100	- - - - Carp	2	OT
0303793500	- - - - - Of the species <i>Sebastes marinus</i>	2	10
0303793700	- - - - - Other	2	10
0303796500	- - - - Anchovies (<i>Engraulis</i> spp.)	2	7
0303799100	- - - - Horse mackerel (scad) (<i>Caranx trachurus</i> , <i>Trachurus trachurus</i>)	5	10
0303799300	- - - - Pink cusk-eel (<i>Genypterus blacodes</i>)	2	OT
0303799400	- - - - Fish of the species <i>Pelotreis flavilatus</i> and <i>Peltorhamphus novaezealandiae</i>	2	OT
0303799890	- - - - - Other	2	OT
0304191910	- - - - - Of the species Sturgeon (<i>Acipenseriformes</i>)	5	OT
0304191920	- - - - - Zander (<i>Stizostedion</i> spp.)	5	OT
0304191990	- - - - - Other	5	10
0304199110	- - - - - Of the species Sturgeon (<i>Acipenseriformes</i>)	5	OT
0304199120	- - - - - Zander (<i>Stizostedion</i> spp.)	5	OT
0304199190	- - - - - Other	5	OT
0304291500	- - - - Of the species <i>Oncorhynchus mykiss</i> weighing more than 400 g each	5	10
0304291700	- - - - Other	5	10
0304291910	- - - - Of the species Sturgeon (<i>Acipenseriformes</i>)	5	OT
0304291920	- - - - Zander (<i>Stizostedion</i> spp.)	5	OT
0304291990	- - - - Other	5	OT
0304293900	- - - - Other	5	10
0304295100	- - - - Of mackerel of the species <i>Scomber australasicus</i>	5	OT
0304295390	- - - - - Other	5	10
0304996100	- - - - Ray's bream (<i>Brama</i> spp.)	5	OT
0305301100	- - - Of cod of the species <i>Gadus macrocephalus</i>	10	OT
0305301900	- - - Other	10	10
0305303000	- - Of Pacific salmon (<i>Oncorhynchus nerka</i> , <i>Oncorhynchus gorbusha</i> , <i>Oncorhynchus keta</i> , <i>Oncorhynchus tshawytscha</i> , <i>Oncorhynchus kisutch</i> , <i>Oncorhynchus masou</i> and <i>Oncorhynchus rhodurus</i>), Atlantic salmon (<i>Salmo salar</i>), and Danube salmon (<i>Hucho hucho</i>), salted or in brine	10	10
0305305000	- - Of lesser or Greenland halibut (<i>Reinhardtius hippoglossoides</i>), salted or in brine	10	10
0305309010	- - - Of the species Sturgeon (<i>Acipenseriformes</i>)	10	OT
0305309090	- - - Other	10	OT

Customs Tariff Code	Description of Products	Applied Rate of Duty as of 1 January 2009	Dismantling Category
0305410000	-- Pacific salmon (<i>Oncorhynchus nerka</i> , <i>Oncorhynchus gorbuscha</i> , <i>Oncorhynchus keta</i> , <i>Oncorhynchus tschawytscha</i> , <i>Oncorhynchus kisutch</i> , <i>Oncorhynchus masou</i> and <i>Oncorhynchus rhodurus</i>), Atlantic salmon (<i>Salmo salar</i>) and Danube salmon (<i>Hucho hucho</i>)	5	10
0305420000	-- Herrings (<i>Clupea harengus</i> , <i>Clupea pallasii</i>)	5	10
0305491000	--- Lesser or Greenland halibut (<i>Reinhardtius hippoglossoides</i>)	8	10
0305492000	--- Atlantic halibut (<i>Hippoglossus hippoglossus</i>).	8	10
0305493000	--- Mackerel (<i>Scomber scombrus</i> , <i>Scomber australasicus</i> , <i>Scomber japonicus</i>)	5	10
0305494500	--- Trout (<i>Salmo trutta</i> , <i>Oncorhynchus mykiss</i> , <i>Oncorhynchus clarki</i> , <i>Oncorhynchus aguabonita</i> , <i>Oncorhynchus gilae</i> , <i>Oncorhynchus apache</i> and <i>Oncorhynchus chrysogaster</i>)	8	10
0305495000	--- Eels (<i>Anguilla</i> spp.)	8	OT
0305498010	---- Of the species Sturgeon (<i>Acipenseriformes</i>)	10	OT
0305498090	---- Other	10	10
0305591100	---- Dried, unsalted	10	10
0305591900	---- Dried, salted	10	10
0305593000	--- Herrings (<i>Clupea harengus</i> , <i>Clupea pallasii</i>)	10	10
0305595000	--- Anchovies (<i>Engraulis</i> spp.)	10	OT
0305597000	--- Atlantic halibut (<i>Hippoglossus hippoglossus</i>)	10	OT
0305598010	---- Of the species Sturgeon (<i>Acipenseriformes</i>)	10	OT
0305598090	---- Other	10	10
0305610000	-- Herrings (<i>Clupea harengus</i> , <i>Clupea pallasii</i>)	7.5	10
0305620000	-- Cod (<i>Gadus morhua</i> , <i>Gadus ogac</i> , <i>Gadus macrocephalus</i>)	5	10
0305630000	-- Anchovies (<i>Engraulis</i> spp.)	10	OT
0305693000	--- Atlantic halibut (<i>Hippoglossus hippoglossus</i>)	10	OT
0305695000	--- Pacific salmon (<i>Oncorhynchus nerka</i> , <i>Oncorhynchus gorbuscha</i> , <i>Oncorhynchus keta</i> , <i>Oncorhynchus tschawytscha</i> , <i>Oncorhynchus kisutch</i> , <i>Oncorhynchus masou</i> and <i>Oncorhynchus rhodurus</i>), Atlantic salmon (<i>Salmo salar</i>) and Danube salmon (<i>Hucho hucho</i>)	5	OT
0305698010	---- Of the species Sturgeon (<i>Acipenseriformes</i>)	10	OT
0305698090	---- Other	10	OT
0306199000	--- Other	10	10
0307311000	--- <i>Mytilus</i> spp.	5	OT
0307319000	--- <i>Perna</i> spp.	5	OT
0307391000	--- <i>Mytilus</i> spp.	5	OT
0307399000	--- <i>Perna</i> spp.	5	OT
0307490100	----- Lesser cuttle fish (<i>Sepiola rondeleti</i>)	5	OT
0307491100	----- Other	5	OT
0307491800	----- Other	5	OT
0307493100	----- <i>Loligo vulgaris</i>	2	OT
0307493300	----- <i>Loligo pealei</i>	2	OT
0307493500	----- <i>Loligo patagonica</i>	2	OT
0307493800	----- Other	2	OT
0307495100	----- <i>Ommastrephes sagittatus</i>	2	OT
0307495900	----- Other	2	OT
0307497100	---- Cuttle fish (<i>Sepia officinalis</i> , <i>Rossia macrosoma</i> , <i>Sepiola</i> spp.)	5	OT

Customs Tariff Code	Description of Products	Applied Rate of Duty as of 1 January 2009	Dismantling Category
0307499100	----- Loligo spp., Ommastrephes sagittatus	5	OT
0307499900	----- Other	5	OT
0307600000	- Snails, other than sea snails	10	OT
0307991100	---- Illex spp.	5	10
0307991300	---- Striped venus and other species of the family Veneridae	5	OT
0307991500	---- Jellyfish (Rhopilema spp.)	5	OT
0307991800	---- Other aquatic invertebrates	5	10
0307999000	--- Other	5	10
1504101000	-- Of a vitamin A content not exceeding 2 500 IU/g	7	7
1504109100	--- Of halibut	7	7
1504109900	--- Other	7	7
1504201000	-- Solid fractions	7	7
1504209000	-- Other	7	7
1504301000	-- Solid fractions	7	7
1504309000	-- Other	7	7
1516101010	--- From marine mammals	10	7
1516109010	--- From marine mammals	10	7
1604110000	-- Salmon	5	10
1604121000	--- Fillets, raw, merely coated with batter or breadcrumbs, whether or not prefried in oil, deep frozen	5	OT
1604129100	---- In airtight containers	5	10
1604129900	---- Other	5	10
1604131100	---- In olive oil	10	OT
1604131900	---- Other	10	OT
1604139010	---- Sprats in oil	10	OT
1604139090	---- Other	10	OT
1604141100	---- In vegetable oil	7	OT
1604141600	----- Fillets known as "loins"	7	OT
1604141800	----- Other	7	OT
1604149000	--- Bonito (Sarda spp.)	7	OT
1604151110	----- Scomber scombrus	5	OT
1604151120	----- Scomber japonicus	10	OT
1604151910	----- Scomber scombrus	5	OT
1604151920	----- Scomber japonicus	10	OT
1604159000	--- Species of Scomber australasicus	5	OT
1604160000	-- Anchovies	10	OT
1604191000	--- Salmonidae, other than salmon	8	OT
1604193100	---- Fillets known as "loins"	10	OT
1604193900	---- Other	10	OT
1604195000	--- Fish of the species Orcynopsis unicolor	10	OT
1604199110	----- Sebasters marinus	5	OT
1604199120	----- Urophycis chuss	5	OT
1604199130	----- Merluccius bilinearis	5	OT
1604199140	----- Merluccius productus	5	OT
1604199190	----- Other	5	OT
1604199200	----- Cod (Gadus morhua, Gadus ogac, Gadus macrocephalus)	5	OT
1604199300	----- Coalfish (Pollachius virens)	5	OT
1604199410	----- Merluccius products	5	OT
1604199420	----- Merluccius bilinearis	5	OT
1604199430	----- Urophycis chuss	5	OT
1604199490	----- Other	5	OT

Customs Tariff Code	Description of Products	Applied Rate of Duty as of 1 January 2009	Dismantling Category
1604199500	----- Alaska pollack (<i>Theragra chalcogramma</i>) and pollack (<i>Pollachius pollachius</i>)	5	OT
1604199810	----- <i>Sebastes marinus</i>	5	OT
1604199820	----- Of the species Sturgeon (<i>Acipenseriformes</i>)	5	OT
1604199830	----- Zander (<i>Stizostedion</i> spp.)	5	OT
1604199890	----- Other	5	OT
1604200500	-- Prepared surimi	5	OT
1604201000	--- Of salmon	5	OT
1604203010	---- <i>Salvelinus alpinus</i>	5	OT
1604203090	---- Other	5	OT
1604204000	--- Of anchovies	10	OT
1604205010	---- Of mackerel of the species <i>Scomber scombrus</i>	10	OT
1604205020	---- Of bonito	5	OT
1604205030	---- Of the species <i>Orcynopsis unicolor</i>	5	OT
1604205090	---- Of other fish	10	OT
1604207000	--- Of tunas, skipjack or other fish of the genus <i>Euthynnus</i>	5	7
1604209010	---- Of the species Sturgeon (<i>Acipenseriformes</i>)	5	OT
1604209020	---- Zander (<i>Stizostedion</i> spp.)	5	OT
1604209090	---- Of other fish	5	OT
1604301000	-- Caviar (sturgeon roe)	10	10
1604309000	-- Caviar substitutes	10	10
1605400000	- Other crustaceans	20	OT
1605901100	---- In airtight containers	5	10
1605901900	---- Other	5	OT
1605903000	--- Other	5	OT
1605909000	-- Other aquatic invertebrates	10	OT
1902201000	-- Containing more than 20% by weight of fish, crustaceans, molluscs or other aquatic invertebrates	20	7
2309901000	-- Fish or marine mammal solubles	10	5