### **DECISION OF THE JOINT EFTA-CHILE COMMITTEE**

No. 1 of 2008

(Adopted on 8 April 2008)

### AMENDMENT TO ANNEX IV

### CONCERNING PROCESSED AGRICULTURAL PRODUCTS

#### THE JOINT COMMITTEE,

Noting that according to Article 3 (2) of Annex IV the EFTA States shall, based on reviews, accord for products listed in Tables II-IV to the Annex, originating in Chile, treatment not less favourable than that accorded to the European Community,

Noting further that according to Article 4 of Annex IV Chile shall, based on duty reductions granted by the EFTA States to Chile, reciprocally reduce its duties,

Considering that according to Article 6 of Annex IV the EFTA States and Chile shall review periodically the development of their trade in products covered by the Annex,

Taking into account that the EFTA States have revised their agreements with the European Community on processed agricultural products, by expanding the product coverage of these agreements and providing for improved concessions for the products covered,

Having regard to Article 85 (5) of the Agreement, empowering the Joint Committee to amend the Annexes of the Agreement, subject to the provisions set out in Annex XV,

## **DECIDES:**

- 1. Annex IV, including Tables I, II (Iceland), III (Liechtenstein, Switzerland), IV (Norway) and V (Chile) to the Annex, shall be replaced by the text and 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 after the last Party has notified that its internal requirements have been fulfilled.
- 3. The Secretary-General of the European Free Trade Association shall deposit the text of this Decision with the Depositary.

## ANNEX IV

## REFERRED TO IN ARTICLE 7(b)

### PROCESSED AGRICULTURAL PRODUCTS

### Article 1

- 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 of this Annex, this Agreement does not preclude:
  - (a) the levying, upon import, of a fixed duty;
  - (b) the application of measures adopted upon export.
- 2. The fixed duties, levied upon import, shall be based on, but not exceed, the differences between the domestic price and the world market price of the agricultural raw materials incorporated into the products concerned.

#### Article 2

- 1. For products originating in Chile listed in the Table, Iceland, Liechtenstein/Switzerland and Norway, respectively, shall accord the concessions indicated therein.
- 2. Taking into account the provisions laid down in Article 1 of this Annex, Iceland, Liechtenstein/Switzerland and Norway shall, based on reviews that can be requested by either side, accord for products listed in the Table, originating in Chile, treatment no less favourable than that accorded to the European Community.

#### Article 3

For products originating in an EFTA State, Chile shall accord treatment as specified in the Table. Based on any duty reduction according to Article 2(2) granted by the EFTA States to Chile, Chile shall reciprocally reduce its duties. The reduction shall be proportional to the lowest reduction granted by an EFTA State to Chile.

#### Article 4

The EFTA States shall notify Chile and Chile shall notify the EFTA States of all measures applied under Article 1 of this Annex at an early stage, and at the latest before their entering into force.

# Article 5

The EFTA States and Chile shall review periodically the development of their trade in products covered by this Annex. In the light of these reviews and taking into account the arrangements in the WTO, the EFTA States and Chile shall decide on possible changes to the product coverage of this Annex, as well as on a possible development of the measures applied under Article 1 of this Annex.

# TABLE TO ANNEX IV

HS Heading	Description of products	Iceland	Norway	Switzerland Liechtenstein	Chile
0403	Buttermilk, curdled milk and cream, yoghurt, 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 10	- Yoghurt:				
	Flavoured or containing added fruit, nuts or cocoa	*	*	*	6.0 %
ex 90	- Other:				
	Flavoured or containing added fruits, nuts or cocoa	*	*	*	1,0 %
0501	Human hair, unworked, whether or not washed or scoured; waste of human hair.	FREE	FREE	FREE	FREE
0502	Pigs', hogs' or boars' bristles and hair; badger hair and other brush making hair; waste of such bristles or hair.	FREE	FREE	FREE	FREE
0503	Horsehair and horsehair waste, whether or not put up as a layer with or without supporting material.	FREE	FREE	FREE	FREE
0505	Skins and other parts or 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 <sup>1)</sup>	FREE
0507	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	FREE
0508	Coral and similar materials, unworked or simply prepared but not otherwise worked; shells of molluscs, crustaceans or echinoderms and cuttlebone, unworked or simply prepared but not cut to shape; powder and waste thereof.	FREE	FREE	FREE <sup>1)</sup>	FREE
0509	Natural sponges of animal origin.	FREE	FREE	FREE	FREE
0510	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	FREE
0710	Vegetables (uncooked or cooked by steaming or boiling in water), frozen:				
40	- Sweet corn (Zea mays var. saccharata)	FREE	FREE <sup>1)</sup>	FREE	FREE
0711	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:				

		Annex				
	- 2 -					
HS Heading	Description of products	Iceland	Norway	Switzerland Liechtenstein	Chile	
ex 90	- Other vegetables; mixtures of vegetables:					
	Sweet corn (Zea mays var. saccharata)	FREE	FREE <sup>1)</sup>	FREE	FREE	
0901	Coffee, whether or not roasted or decaffeinated; coffee husks and skins; coffee substitutes containing coffee in any proportion.	FREE	FREE	FREE	FREE	
0902	Tea, whether or not flavoured.	FREE	FREE	FREE	FREE	
1302	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:					
12	Of liquorice	FREE	FREE	FREE	FREE	
13	Of hops	FREE	FREE	FREE	FREE	
14	Of pyrethrum or of the roots of plants containing rotenone	FREE	FREE	FREE	FREE	
ex 19	Other:					
	Intermixtures of vegetable extracts, for the manufacture of beverages or of food preparations	FREE	FREE	FREE	FREE	
	Other medicinal than intermixtures of vegetable extracts for the manufacture of beverages or of food preparations or of vanilla oleoresin	FREE	FREE	FREE	FREE	
20	- Pectic substances, pectinates and pectates	FREE	FREE	FREE	FREE	
	<ul> <li>Mucilages and thickeners, modified, derived from vegetable products:</li> </ul>					
31	Agar-agar	FREE	FREE	FREE	FREE	
32	Derived from locust beans, locust bean seeds or guar seeds	FREE	FREE	FREE	FREE	
39	Other	FREE	FREE	FREE	FREE	
1401	Vegetable materials of a kind used primarily for plaiting (for example bamboos, rattans, reeds, rushes, osier, raffia, cleaned, bleached or dyed cereal straw, and of lime bark).	FREE	FREE	FREE	FREE	
1402	Vegetable materials of a kind used primarily as stuffing or as padding (for example kapok, vegetable hair and eel-grass), whether or not put up as a layer with or without supporting material.	FREE	FREE	FREE	FREE	
1403	Vegetable materials of a kind used primarily in brooms or in brushes (for example broomcorn piassava, couch-grass and istle), whether or not in hanks or bundles.	FREE	FREE	FREE	FREE	
1404	Vegetable products not elsewhere specified or included.	FREE	FREE	FREE <sup>1)</sup>	FREE	

HS Heading	Description of products	Iceland	Norway	Switzerland Liechtenstein	Chile
1516	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 20	- Vegetable fats and oils and their fractions:				
	Hydrogenated caster oil, so called "opal-wax"	FREE	FREE	FREE	FREE
1517	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 No 1516:				
ex 10	- Margarine, excluding liquid margarine:				
	Containing more than 10 % but not more than 15 % by weight of milk fats	*	*	*	6,0 %
ex 90	- Other:				
	Containing more than 10 % but not more than 15 % by weight of milk fats	*	(*)	*	6,0 %
	Edible mixtures or preparations of a kind used as mould release preparations	FREE	FREE	FREE	FREE
1518	Animal or vegetable fats and oils and their fractions, boiled, oxidised, dehydrated, sulphurised, blown, polymerised by heat in vacuum or in inert gas otherwise chemically modified, excluding those of heading No 1516; 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 00	Linoxyn	FREE	FREE	FREE	FREE
1520	Glycerol, crude; glycerol waters and glycerol lyes.	FREE	FREE <sup>1)</sup>	FREE	FREE
1521	Vegetable waxes (other than triglycerides), beeswax, other insect waxes and spermaceti, whether or not refined or coloured.	FREE	FREE	FREE	FREE
1522	Degras; residues resulting from the treatment of fatty substances or animal or vegetable waxes.	FREE	FREE <sup>1)</sup>	FREE	FREE
1702	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:				
50	- Chemically pure fructose,	FREE	FREE <sup>1)</sup>	FREE <sup>1)</sup>	FREE
ex 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 <sup>1)</sup>	FREE	FREE

HS Headi		Description of products	Iceland	Norway	Switzerland Liechtenstein	Chile
1704		Sugar confectionery (including white chocolate), not containing cocoa.	FREE	*	*	3,5 %
1803		Cocoa paste, whether or not defatted.	FREE	FREE	FREE	FREE
1804		Cocoa butter, fat and oil.	FREE	FREE	FREE	FREE
1805		Cocoa powder, not containing added sugar or other sweetening matter.	FREE	FREE	FREE	FREE
1806		Chocolate and other food preparations containing cocoa:				
	10	- Cocoa powder, containing added sugar or other sweetening matter	FREE	FREE	*	5,5 %
	20	<ul> <li>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</li> </ul>	(*)	*	*	5,5 %
		- Other, in blocks, slabs or bars:				
	31	Filled	*	*	*	5,5 %
	32	Not filled	(*)	*	*	5,5 %
	90	- Other	(*)	*	*	5,5 %
1901		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 Nos. 0401 to 0404, not containing cocoa or containing less than 5% by weight of cocoa calculated on a totally defatted basis, not elsewhere specified or included.				
	10	- Preparations for infant use, put up for retail sale	FREE	*	*	5,5 %
	20	- Mixes and doughs for the preparation of bakers' wares of heading 19.05	(*)	*	*	6,0 %
	90	- Other	FREE	(*)	(*)	6,0 %
1902		Pasta, whether or not cooked or stuffed (with meat or other substances) or otherwise prepared, such as spaghetti, macaroni, noodles, lasagne, gnocchi, ravioli, cannelloni; couscous, whether or not prepared:				
		- Uncooked pasta, not stuffed or otherwise prepared:				
	11	Containing eggs	*	*	*	5,5 %
	19	Other	FREE	*	*	5,5 %
	20	- Stuffed pasta, whether or not cooked or otherwise prepared:				
		Products containing more than 20% by weight of sausage, meat, meat offal or blood, or any combination thereof	3)	3)	*	5,5 %

	Annex					
	- 5 -					
HS Heading	Description of products	Iceland	Norway	Switzerland Liechtenstein	Chile	
	Other than products containing more than 20% by weight of sausage, meat, meat offal or blood, or any combination thereof	(*)	*	*	5,5 %	
30	- Other pasta	(*)	*	*	5,5 %	
40	- Couscous	(*)	*	*	5,5 %	
1903	Tapioca and substitutes therefore prepared from starch, in the form of flakes, grains, pearls, siftings or in similar forms.	FREE	*	FREE	6,0 %	
1904	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), precooked, or otherwise prepared, not elsewhere specified or included:					
10	- Prepared foods obtained by the swelling or roasting of cereals or cereal products	FREE	FREE	*	6,0 %	
20	<ul> <li>Prepared foods obtained from unroasted cereal flakes or from mixtures of unroasted cereal flakes and roasted cereal flakes or swelled cereals</li> </ul>	FREE	*	*	6,0 %	
30	- Bulgur wheat	(*)	FREE	*	6,0 %	
90	- Other	(*)	(*)	*	6,0 %	
1905	Bread, pastry, cakes, biscuits and other bakers' wares, whether or not containing cocoa; communion wafers, empty cachets of a kind suitable for pharmaceutical use, sealing wafers, rice paper and similar products.					
10	- Crisp bread	FREE	*	*	6,0 %	
20	- Gingerbread and the like	*	*	*	6,0 %	
	- Sweet biscuits; waffles and wafers:					
31	Sweet biscuits	*	*	*	6,0 %	
32	Waffles and wafers	*	*	*	6,0 %	
40	- Rusks, toasted bread and similar toasted products	*	*	*	6,0 %	
90	- Other	(*)	*	(*) <sup>1)</sup>	6,0 %	
2001	Vegetables, fruit, nuts and other edible parts of plants, prepared or preserved by vinegar or acetic acid:					
ex 90	- Other:					
	<ul> <li>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</li> </ul>	FREE	(*)	FREE	6,0 %	
2002	Tomatoes prepared or preserved otherwise than by vinegar or acetic acid:					

HS Heading	Description of products	Iceland	Norway	Switzerland Liechtenstein	Chile
90	- Other	FREE	FREE	FREE	FREE
2004	Other vegetables prepared or preserved otherwise than by vinegar or acetic acid, frozen, other than products of heading No. 20.06:				
ex 10	- Potatoes:				
	In the form of flour, meal or flakes	FREE	*	*	6,0 %
ex 90	- Other vegetables and mixtures or vegetables:				
	Sweet corn (Zea mays var. saccharata)	FREE	FREE <sup>1)</sup>	FREE	FREE
2005	Other vegetables prepared or preserved otherwise than by vinegar or acetic acid, not frozen, other than products of heading No. 20.06:				
ex 20	- Potatoes:				
	In the form of flour, meal or flakes	FREE	*	*	6,0
40	- Peas (Pisum sativum)	FREE	3)	3)	6,0
	- Beans (Vigna spp., Phaseolus spp.):				
59	Other	FREE	3)	3)	6,0
60	- Asparagus	FREE	3)	3)	6,0
70	- Olives	FREE	3)	3)	6,0
80	- Sweet corn (Zea mays var. saccharata)	FREE	FREE <sup>1)</sup>	FREE	FREE
90	- Other vegetables and mixtures of vegetables				
	Containing meat in a proportion of 3% up to and including 20% by weight	*	3)	3)	6,0
	Other	FREE	3)	3)	6,0
2006	Vegetables, fruit, nuts, fruit-peel and other parts of plants, preserved by sugar (drained, glacé or crystallised):				
ex 00	- Sweet corn (Zea mays var. saccharata)	FREE	*	FREE	6,0 %
	- Asparagus	FREE	3)	3)	6,0
	- Pimento	FREE	3)	3)	6,0
	- Other	FREE	3)	3)	6,0
2007	Jams, fruit jellies, marmalades, fruit or nut purée and fruit or nut pastes, being cooked preparations, whether or not containing added sugar or other sweetening matter:				
10	- Homogenised preparations	FREE	*	*	6,0 %

HS Heading	Description of products	Iceland	Norway	Switzerland Liechtenstein	Chile
	- Other:				
91	Citrus fruit	FREE	FREE	*	6,0 %
99	Other	FREE	(*)	*	6,0 %
2008	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:				
	<ul> <li>Nuts, ground-nuts and other seeds, whether or not mixed together:</li> </ul>				
ex 11	Ground-nuts:				
	Peanut butter	FREE	FREE	*	3,0 %
	Ground nuts, roasted	FREE	*	FREE	3,0 %
	- Other, including mixtures other than those of subheading No. 2008.19:				
91	Palm hearts	FREE	FREE <sup>1)</sup>	FREE	FREE
ex 99	Other:				
	Maize (corn) other than sweet corn ( <i>Zea mays var. saccharata</i> )	FREE	*	FREE	6,0 %
2101	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:				
11	Extracts, essences and concentrates	FREE	FREE	FREE	FREE
12	Preparations with a basis of extracts, essences or concentrates or with a basis of coffee	FREE	FREE	*	3,5 %
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 maté	FREE	FREE	*	3,5 %
30	- Roasted chicory and other roasted coffee substitutes, and extracts, essences and concentrates thereof	FREE	FREE	FREE	FREE
2102	Yeasts (active or inactive); other single-cell microorganisms, dead (but not including vaccines of heading No. 3002); prepared baking powders.				
10	- Active yeasts	FREE	FREE	FREE <sup>2)</sup>	FREE
20	- Inactive yeasts; other single-cell micro-organisms, dead	FREE	FREE <sup>1)</sup>	FREE <sup>1)</sup>	FREE
30	- Prepared baking powders	FREE	FREE	FREE	FREE

HS Headin	ng	Description of products	Iceland	Norway	Switzerland Liechtenstein	Chile
2103		Sauces and preparations therefore; mixed Condiments and mixed seasonings; mustard Flour and meal and prepared mustard.				
	10	- Soya sauce	FREE	FREE	FREE	FREE
	20	- Tomato ketchup and other tomato sauces	FREE	(*)	FREE	6,0 %
	30	- Mustard flour and meal and prepared mustard:	FREE	FREE	FREE <sup>1)</sup>	FREE
	90	- Other	(*)	(*)	FREE	6,0 %
2104		Soups and broths and preparations therefore; homogenised composite food preparations.				
	10	- Soups and broths and preparations therefor	*	(*)	FREE	FREE
	20	- Homogenized composite food preparations	*	*	*	6,0 %
2105		Ice cream and other edible ice, whether or not containing cocoa.	<u>3)</u>	(*)	*	6,0 %
2106		Food preparations not elsewhere specified or included:				
	10	- Protein concentrates and textured protein substances	FREE	*	(*)	4,0 %
	90	- Other:				
		Flavoured or couloured sugar syrups	FREE	3)	*	6,0 %
		Other than flavoured or couloured sugar syrups	(*)	(*)	(*)	6,0 %
2201		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	FREE
2202		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 No. 2009:				
	10	- Waters, including mineral waters and aerated waters, containing added sugar or other sweetening matter or flavoured	FREE	FREE	FREE	FREE
	90	- Other	(*)	(*)	*	6,0 %
2203		Beer made from malt.	FREE	FREE	FREE	FREE
2204		Wine of fresh grapes, including fortified wines; grape must other than that of heading 20.09.				
	10	- Sparkling wine	FREE	3)	3)	6,0
		- Other wine; grape must with fermentation prevented or arrested by the addition of alcohol:				
	21	In containers holding 2 l or less		2	2	
		Fortified grape must	FREE	3)	3)	6,0

HS Heading	Description of products	Iceland	Norway	Switzerland Liechtenstein	Chile
	Other	FREE	3)	3)	6,0
29	Other				
	Fortified grape must	FREE	3)	3)	6,0
	Other	FREE	3)	3)	6,0
30	- Other grape must	FREE	3)	3)	6,0
2205	Vermouth and other wine of fresh grapes flavoured with plants or aromatic substances.	FREE	FREE	FREE	FREE
2206	Other fermented beverages (for example, cider, perry, mead); mixtures of fermented beverages and mixtures of fermented beverages and non-alcoholic beverages, not elsewhere specified or included.	FREE	3)	3)	6,0
2207	Undenatured ethyl alcohol of an alcoholic strength by volume of 80 % vol. or higher; ethyl alcohol and other spirits, denatured, of any strength spirits, liqueurs and other spirituous beverages:				
10	Undenatured ethyl alcohol of an alcoholic strength by volume of 80 % vol or higher	FREE	3)	FREE	FREE
20	- Ethyl alcohol and other spirits, denatured, of any strength	FREE	FREE	FREE	FREE
2208	Undenatured ethyl alcohol of an alcoholic strength by volume of less than 80% vol; spirits, liqueurs and other spirituous beverages.				
20	- Spirits obtained by distilling grape wine or grape marc	FREE	FREE	FREE	FREE
30	- Whiskies	FREE	FREE	FREE	FREE
40	- Rum and tafia	FREE	FREE	FREE	FREE
50	- Gin and Geneva	FREE	FREE	FREE	FREE
60	- Vodka	FREE	FREE	FREE	FREE
70	- Liqueurs and cordials	FREE	FREE	FREE	FREE
ex 90	- Other				
	Concentrated grape juice containing added spirit	FREE	FREE	*	5,0 %
	Other	FREE	FREE	FREE	FREE
2209	Vinegar and substitutes for vinegar obtained from acetic acid.	FREE	FREE	FREE	FREE
2402	Cigars, cheroots, cigarillos and cigarettes, of tobacco or of tobacco substitutes.	3)	FREE	3)	6,0

HS Heading	Description of products	Iceland	Norway	Switzerland Liechtenstein	Chile
2403	Other manufactured tobacco and manufactured tobacco substitutes; "homogenised" or "reconstituted" tobacco; tobacco extracts and essences.	3)	FREE	3)	6,0

Duty in accordance with Article 1.1(a) in this Annex. **FREE** No fixed duty in accordance with Article 1.1(a) applied (\*) Contains also tariff lines which are "free". 1) When for feed purpose: Norway: Partial concessions Switzerland: Not covered by this Annex; treatment according to the Complementary Agricultural Agreement between Chile and Switzerland. 2) Baker's yeast and products for feed purpose not covered by this Annex when imported into the respective EFTA Stats(s); treatment according to the Complementary Agricultural Agreement between Chile and the respective EFTA State(s). Product not covered by this Annex when imported into the respective EFTA Stats(s); 3) treatment according to the Complementary Agricultural Agreement between Chileand the respective EFTA State(s).