

Agreement on Agriculture
Between Norway and Montenegro

ARTICLE 1

Scope and Coverage

1. This Agreement concerning trade in agricultural products between the Kingdom of Norway (hereinafter referred to as “Norway”) and Montenegro is concluded further to the Free Trade Agreement between the EFTA States and Montenegro (hereinafter referred to as “the Free Trade Agreement”), which was signed on 14 November 2011, and in particular pursuant to paragraph 2 of Article 7 of the Free Trade Agreement.
2. This Agreement applies to trade between the Parties relating to agricultural products:
 - (a) classified in Chapters 1 to 24 of the Harmonized Commodity Description and Coding System (hereinafter referred to as the “HS”) and not included in Annex II or Annex III to the Free Trade Agreement; and
 - (b) covered by Annex I to the Free Trade Agreement.

ARTICLE 2

Tariff Concessions

Norway shall grant tariff concessions to agricultural products originating in Montenegro as specified in Annex I. Montenegro shall grant tariff concessions to agricultural products originating in Norway as specified in Annex II.

ARTICLE 3

Rules of Origin and Administrative Cooperation

1. Article 8 of the Free Trade Agreement shall apply to this Agreement, *mutatis mutandis*, except as provided for in paragraph 2.
2. For the purposes of this Agreement, Article 3 of Appendix I to the Regional Convention on Pan-Euro-Mediterranean Preferential Rules of Origin shall apply *mutatis mutandis*, allowing only for bilateral cumulation between the Parties.

ARTICLE 4

Dialogue

The Parties shall examine any difficulties that might arise in their trade in agricultural products and shall endeavour to seek appropriate solutions.

ARTICLE 5

Further Liberalisation

The Parties undertake to continue their efforts with a view to achieving further liberalisation of their trade in agricultural products, taking account of the pattern of such trade between them, the particular sensitivities of such products, and the development of agricultural policies on either side. At the request of either Party, the Parties shall consult to achieve this objective, including through improvements in market access by reduction or elimination of customs duties on agricultural products and through extension of the scope of agricultural products covered by this Agreement.

ARTICLE 6

WTO Agreement on Agriculture

The Parties confirm their rights and obligations under the WTO Agreement on Agriculture.

ARTICLE 7

Provisions of the Free Trade Agreement

The provisions on Territorial Application (Article 4), Central, Regional and Local Government (Article 5), Sanitary and Phytosanitary Measures (Article 12), Technical Regulations (Article 13), Anti-dumping (Article 19) and Bilateral Safeguard Measures (Article 21) as well as Chapter 8 on Dispute Settlement of the Free Trade Agreement shall apply to this Agreement, *mutatis mutandis*.

ARTICLE 8

Entry into Force and Termination

1. This Agreement shall enter into force on the same date as the Free Trade Agreement enters into force between Norway and Montenegro. It shall remain in force as long as the Free Trade Agreement remains in force between them.
2. This Agreement shall be terminated if a Party withdraws from the Free Trade Agreement, in which case this Agreement shall be considered terminated on the same date the withdrawal from the Free Trade Agreement takes effect.

IN WITNESS WHEREOF the undersigned, being duly authorised thereto, have signed this Agreement.

Done at Geneva, this 14th day of November 2011, in two originals.

For the Kingdom of Norway

For Montenegro

ANNEX I

REFERRED TO IN ARTICLE 2

TARIFF CONCESSIONS OF NORWAY

Norway shall eliminate or reduce tariffs from bound WTO, year 2000 level, on products originating in Montenegro, as indicated in column 6.

Tariff heading			Description of Products	Bound Rate of Duty, <i>ad valorem</i>	Bound Rate of Duty, Specific	MFN-Rate of Duty	Tariff Concession
1			2	3	4	5	6
07.02			Tomatoes, fresh or chilled.				
07.02.00	1	1	- From 1 November to 9 May	Free		Free	Free
			- From 10 May to 10 July:				
07.02.00	2	2	-- From 10 May to 31 May	142.0%	12.21	12.21	15%
07.02.00	2	3	-- From 1 June to 10 July	142.0%	12.21	12.21	15%
07.02.00	3	0	- From 11 July to 14 October	145.0%	8.86	8.86	15%
07.02.00	4	0	- From 15 October to 31 October		1.60	1.60	Free
07.07			Cucumbers and gherkins, fresh or chilled.				
			- Snake cucumbers:				
07.07.00	1	0	-- From 10 March to 31 October	120.0%	7.74	7.74	15%
07.07.00	2	0	-- From 1 November to 30 November		0.60	0.60	Free
			- Other				
07.07.00	9	2	-- From 1 January to 30 June	251.0%	11.49	11.49	10%
07.07.00	9	3	-- From 1 July to 31 December	251.0%	11.49	11.49	10%
07.10			Vegetables (uncooked or cooked by steaming or boiling in water), frozen.				
			- Other vegetables:				
07.10.80	1	0	-- Asparagus and globe artichokes		0.15	0.15	Free
07.10.80	2	0	-- Cauliflowers	182.0%	13.00	13.00	5%
07.10.80	3	0	-- Curled parsley	106.0%	6.26	6.26	25%
07.10.80	4	0	-- Mushrooms		0.60	0.60	Free
07.10.80	5	0	-- Onions	108.0%	4.08	4.08	20%
07.10.80	6	0	-- Celery	170.0%	8.50	8.50	10%
			-- Other:				
07.10.80	9	1	--- Carrots	219.0%	8.23	8.23	10%
07.10.80	9	4	--- Headed broccoli	219.0%	8.23	0.80	Free
07.10.80	9	5	--- Sweet peppers (<i>Capsicum annum var. annum</i>)	219.0%	8.23	0.80	Free

Tariff heading			Description of Products	Bound Rate of Duty, <i>ad valorem</i>	Bound Rate of Duty, Specific	MFN-Rate of Duty	Tariff Concession
1			2	3	4	5	6
07.10.80	9	9	--- Other	219.0%	8.23	8.23	10%
07.12			Dried vegetables, whole, cut, sliced, broken or in powder, but not further prepared.				
07.12.20	0	0	- Onions	209.0%	12.38	Free	Free
			- Mushrooms, wood ears (<i>Auricularia spp.</i>), jelly fungi (<i>Tremella spp.</i>) and truffles:				
			-- Other:				
07.12.39	0	1	--- Truffles		0,06	Free	Free
07.12.39	0	9	--- Other		0,06	Free	Free
			- Other vegetables; mixtures of vegetables:				
			-- Potatoes:				
07.12.90	1	1	--- Whether or not cut or sliced but not further prepared	209.0%	12.38	12.38	15%
07.12.90	1	2	--- Broken or in powder	209.0%	12.38	12.38	15%
07.12.90	2	0	-- Garlic		0.03	Free	Free
			-- Sweet Corn:				
07.12.90	4	0	--- Other	Free		Free	Free
			-- Other:				
07.12.90	9	1	--- Tomatoes	209.0%	12.38	Free	Free
07.12.90	9	2	--- Carrots	209.0%	12.38	Free	Free
07.12.90	9	9	--- Other, including mixtures of vegetables	209.0%	12.38	Free	Free
08.05			Citrus fruit, fresh or dried.				
			- Oranges:				
08.05.10	9	0	-- Other		0,40 H	Free	Free
			- Mandarins (including tangerines and satsumas); clementines, wilkings and similar citrus hybrids:				
08.05.20	9	0	-- Other		0,40 H	Free	Free
			- Grapefruit, including pomelos:				
08.05.40	9	0	-- Other		0,40 H	Free	Free
			- Lemons (<i>Citrus limon</i> , <i>Citrus limonum</i>) and limes (<i>Citrus aurantifolia</i> , <i>Citrus latifolia</i>):				
			-- Other:				
08.05.50	2	0	--- Lemons	Free		Free	Free
08.05.50	3	0	--- Limes		0,40 H	Free	Free
			- Other:				

Tariff heading			Description of Products	Bound Rate of Duty, <i>ad valorem</i>	Bound Rate of Duty, Specific	MFN-Rate of Duty	Tariff Concession
1			2	3	4	5	6
08.05.90	9	0	-- Other		0,40 H	Free	Free
08.06			Grapes, fresh or dried.				
			- Fresh:				
			-- From 1 August to 28/29 February:				
08.06.10	1	1	--- Table grapes		0,40 H	Free	Free
08.06.10	1	9	--- Other		0,40 H	Free	Free
			-- From 1 March to 31 July:				
08.06.10	9	1	--- Table grapes		0,20 H	Free	Free
08.06.10	9	9	--- Other		0,20 H	Free	Free
08.06.20	0	0	- Dried	Free		Free	Free
08.07			Melons (including watermelons) and papaws (papayas), fresh.				
			- Melons (including watermelons):				
08.07.11	0	0	-- Watermelons	Free		Free	Free
08.09			Apricots, cherries, peaches (including nectarines), plums and sloes, fresh.				
			- Peaches, including nectarines:				
			-- Peaches:				
08.09.30	1	0	--- From 16 May to 15 August		0.12	0.12	Free
08.09.30	2	0	--- From 16 August to 15 May		0.24	0.24	Free
			-- Nectarines:				
08.09.30	3	0	--- From 16 May to 15 August		0.12	0.12	Free
08.09.30	9	0	--- From 16 August to 15 May		0.24	0.24	Free
08.10			Other fruit, fresh.				
			- Raspberries, blackberries, mulberries and loganberries:				
08.10.20	1	0	-- Raspberries	100.0%	13.29	13.29	5%
			-- Other:				
08.10.20	9	1	--- Blackberries		0.09	Free	Free
08.10.20	9	9	--- Other		0.09	Free	Free
			- Cranberries, bilberries and other fruits of the genus <i>Vaccinium</i> :				
08.10.40	1	0	-- Cowberries	Free		Free	Free
08.10.40	9	0	-- Other		0.09	Free	Free
08.10.50	0	0	- Kiwifruit		0.06	Free	Free

Tariff heading			Description of Products	Bound Rate of Duty, <i>ad valorem</i>	Bound Rate of Duty, Specific	MFN-Rate of Duty	Tariff Concession
1			2	3	4	5	6
15.09			Olive oil and its fractions, whether or not refined, but not chemically modified.				
			- Virgin:				
15.09.10	9	0	-- Other	Free		Free	Free
			- Other:				
15.09.90	9	0	-- Other	Free		Free	Free
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.				
22.01.10	0	0	- Mineral waters and aerated waters		0,06 L	Free	Free
			- Other:				
22.01.90	0	1	-- Drinking water, put up for retail sale	Free		Free	Free
22.01.90	0	9	-- Other	Free		Free	Free
22.04			Wine of fresh grapes, including fortified wines; grape must other than that of heading 20.09.				
			- Sparkling wine:				
22.04.10	0	1	-- Of an alcoholic strength by volume not exceeding 2,5%	Free		Free	Free
22.04.10	0	9	-- Other	Free		Free	Free
			- Other wine; grape must with fermentation prevented or arrested by the addition of alcohol:				
			-- In containers holding 2 l or less:				
22.04.21	0	9	--- Other	Free		Free	Free
			-- Other:				
22.04.29	0	1	--- Of an alcoholic strength by volume not exceeding 2,5%	Free		Free	Free
22.04.29	0	9	--- Other	Free		Free	Free
			- Other grape must:				
			-- Of an alcoholic strength by volume not exceeding 2,5%:				
22.04.30	0	2	--- In fermentation or with fermentation arrested otherwise than by the addition of alcohol	Free		Free	Free

Tariff heading			Description of Products	Bound Rate of Duty, <i>ad valorem</i>	Bound Rate of Duty, Specific	MFN-Rate of Duty	Tariff Concession
1			2	3	4	5	6
22.04.30	0	3	--- Other	Free		Free	Free
			-- Other:				
22.04.30	0	4	--- In fermentation or with fermentation arrested otherwise than by the addition of alcohol	Free		Free	Free
22.04.30	0	9	--- Other	Free		Free	Free
23.09			Preparations of a kind used in animal feeding.				
			- Dog or cat food, put up for retail sale:				
			-- Containing meat or meat offal of land animals, in airtight containers:				
23.09.10	1	1	--- Dog food		0.42	0.42	Free
23.09.10	1	2	--- Cat food		0.42	0.42	Free
			-- Other:				
23.09.10	9	1	--- Dog food	Free		Free	Free
23.09.10	9	2	--- Cat food	Free		Free	Free

ANNEX II

REFERRED TO IN ARTICLE 2

TARIFF CONCESSIONS OF MONTENEGRO

Tariff heading	Description of Products	MFN Rate of Duty	Tariff Concession
0204	Meat of sheep or goats, fresh, chilled or frozen.	30	20
0207	Meat and edible offal, of the poultry of heading 01.05, fresh, chilled or frozen.		
	– Of fowls of the species <i>Gallus domesticus</i> :		
0207 11	– – Not cut in pieces, fresh or chilled	30+0,10€/kg	20
0207 12	– – Not cut in pieces, frozen	30+0,10€/kg	20
0207 13	– – Cuts and offal, fresh or chilled	30+0,10€/kg	20
0207 14	– – Cuts and offal, frozen	30+0,10€/kg	20
	– Of turkeys:		
0207 24	– – Not cut in pieces, fresh or chilled	30	20
0207 25	– – Not cut in pieces, frozen	30	20
0207 26	– – Cuts and offal, fresh or chilled	30	20
0207 27	– – Cuts and offal, frozen	30	20
	– Of ducks, geese or guinea fowls:		
0207 32	– – Not cut in pieces, fresh or chilled	15	12
0207 33	– – Not cut in pieces, frozen	15	12
0207 34	– – Fatty livers, fresh or chilled	15	12
0207 35	– – Other, fresh or chilled	15	12
0207 36	– – Other, frozen	15	12
0208	Other meat and edible meat offal, fresh, chilled or frozen.	20	15
0406	Cheese and curd.		
0406 90	– Other cheese:		
	– – – – Other:		
0406 90 13	– – – – – Emmentaler	30+0,30€/kg	30
0406 90 15	– – – – – Gruyère, Sbrinz	30+0,30€/kg	25
0406 90 17	– – – – – Bergkäse, Appenzell	30+0,30€/kg	25
0406 90 18	– – – – Fromage fribourgeois, Vacherin Mont d'Or and Tête de Moine	30+0,30€/kg	25
0406 90 19	– – – – Glarus herb cheese (known as Schabziger) made from skimmed milk and mixed with finely ground herbs	30+0,30€/kg	25
0406 90 25	– – – – Tilsit	30+0,30€/kg	25
0406 90 39	Jarlsberg	30+0,30€/kg	15+0,15€/kg
	– – – – – Exceeding 47 % but not exceeding 72%:		
0406 90 76	– – – – – Danbo, Fontal, Fontina, Fynbo, Havarti, Maribo, Samsø	30+0,30€/kg	30

Tariff heading	Description of Products	MFN Rate of Duty	Tariff Concession
0406 90 79	----- Esrom, Italico, Kernhem, Saint-Nectaire, Saint-Paulin, Taleggio	30+0,30€/kg	30
0406 90 84	----- Brie	30+0,30€/kg	30
0602	Other live plants (including their roots), cuttings and slips; mushroom spawn.		
0602 10	– Unrooted cuttings and slips	0	0
0602 20	– Trees, shrubs and bushes, grafted or not, of kinds which bear edible fruit or nuts	10	5
0602 40	– Roses, grafted or not	10	5
0602 90	– Other:	10	5
ex 0602 90 10	– – Mushroom spawn	3	0
0604	Foliage, branches and other parts of plants, without flowers or flower buds, and grasses, mosses and lichens, being goods of a kind suitable for bouquets or for ornamental purposes, fresh, dried, dyed, bleached, impregnated or otherwise prepared.		
0604 10	– Mosses and lichens	0	0
1507	Soya-bean oil and its fractions, whether or not refined, but not chemically modified.		
1507 10	– Crude oil, whether or not degummed:		
1507 10 10	– – For technical or industrial uses other than the manufacture of foodstuffs for human consumption	3	0
1507 10 90	– – Other	0	0
1507 90	– – Other		
1507 90 10	– – For technical or industrial uses other than the manufacture of foodstuffs for human consumption	3	0
1507 90 90	– – Other	0	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.		
2201 10	– Mineral waters and aerated waters	30+0,10€/kg	0
2201 90	– Other	30+0,10€/kg	0
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 20.09.		
2202 10	– Waters, including mineral waters and aerated waters, containing added sugar or other sweetening matter or flavoured	30+0,10€/kg	0
2202 90	– Other	30+0,10€/kg	30

Tariff heading	Description of Products	MFN Rate of Duty	Tariff Concession
2208	Undenatured ethyl alcohol of an alcoholic strength by volume less than 80% vol; spirits, liqueurs and other spirituous beverages.		
2208 60	– Vodka	30	0
2208 90	– Other	30	0
2309	Preparations of a kind used in animal feeding.		
2309 10	– Dog or cat food, put up for retail sale:	20	0
2309 90	– Other	5	0

ANNEX III

TRANSITIONAL ARRANGEMENT

Considering that Article 6 of this Agreement refers to WTO Agreement on Agriculture without incorporating it, the Parties agree that until Montenegro becomes a full Member of the WTO, the WTO Agreement on Agriculture shall be considered to be part of this Agreement and apply, *mutatis mutandis*, between the Parties.
