

DECISION OF THE EFTA-MOROCCO JOINT COMMITTEE

No. 2 of 2010

(Adopted on 5 October 2010)

AMENDMENTS TO PROTOCOL B
CONCERNING THE DEFINITION OF THE CONCEPT OF “ORIGINATING
PRODUCTS” AND METHODS OF ADMINISTRATIVE COOPERATION

THE JOINT COMMITTEE,

Having regard to the establishment and development of a Pan-Euro-Mediterranean cumulation system and the creation of a model protocol on rules of origin to be implemented in the free trade agreements of the Pan-Euro-Mediterranean cumulation zone,

Recognizing that the extension of the Pan-Euro-Mediterranean cumulation system to the countries covered by the Stabilisation and Association process, the EU's policy for the Western Balkans¹, will improve the effectiveness of this Agreement, by allowing not only the use of materials originating in Morocco and the EFTA States but also the use of materials originating in the European Union, Turkey, the Faroe Islands, the countries or territories participating in the Euro-Mediterranean partnership as set out in Annex V to Protocol B of the Agreement, and the countries covered by the Stabilisation and Association process,

Having regard to Article 34 of the Agreement empowering the Joint Committee to amend the Protocols and Annexes,

DECIDES:

1. Paragraph 2 of Article 3 of Protocol B shall be replaced with the following text:

“2. Without prejudice to the provisions of Article 2 (1), products shall be considered as originating in an EFTA State if such products are obtained there, incorporating materials originating in the Faroe Islands, in any country which is a participant in the Euro-Mediterranean partnership, based on the Barcelona

¹ Republic of Albania, Bosnia and Herzegovina, Republic of Croatia, Former Yugoslav Republic of Macedonia, Montenegro, Republic of Serbia and Kosovo (under Resolution 1244 (1999) of the United Nations Security Council).

Declaration adopted at the Euro-Mediterranean Conference held on 27 and 28 November 1995¹, other than Turkey, or in any country participating to the Stabilisation and Association Process², provided that the working or processing carried out in an EFTA State goes beyond the operations referred to in Article 7. It shall not be necessary that such materials have undergone sufficient working or processing.”

2. Paragraph 2 of Article 4 of Protocol B shall be replaced with the following text:

“2. Without prejudice to the provisions of Article 2 (2), products shall be considered as originating in Morocco if such products are obtained there, incorporating materials originating in the Faroe Islands, in any country which is a participant in the Euro-Mediterranean partnership, based on the Barcelona Declaration adopted at the Euro-Mediterranean Conference held on 27 and 28 November 1995², other than Turkey, or in any country participating to the Stabilisation and Association Process³, provided that the working or processing carried out in Morocco goes beyond the operations referred to in Article 7. It shall not be necessary that such materials have undergone sufficient working or processing.”

3. This Decision shall enter into force on the first day of the second month after the last Party has notified the Depositary that its internal requirements have been fulfilled.

4. The Secretary-General of the European Free Trade Association shall deposit the text of this Decision with the Depositary.

¹ A list of the countries or territories participating in the Euro-Mediterranean partnership is set out in Annex V.

² Republic of Albania, Bosnia and Herzegovina, Republic of Croatia, Former Yugoslav Republic of Macedonia, Montenegro, Republic of Serbia and Kosovo (under Resolution 1244 (1999) of the United Nations Security Council).