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PROPOSAL

From:	Secretary-General of the European Commission, signed by Mr Jordi AYET PUIGARNAU, Director
date of receipt:	3 October 2016
To:	Mr Jeppe TRANHOLM-MIKKELSEN, Secretary-General of the Council of the European Union
No. Cion doc.:	COM(2016) 630 final - ANNEX 1
Subject:	ANNEX to the Proposal for a Council Decision on the conclusion of the Agreement in the form of an Exchange of Letters between the European Union and the Federative Republic of Brazil pursuant to Article XXIV:6 and Article XXVIII of the General Agreement on Tariffs and Trade (GATT) 1994 relating to the modification of concessions in the schedule of the Republic of Croatia in the course of its accession to the European Union

Delegations will find attached document COM(2016) 630 final - ANNEX 1.

Encl.: COM(2016) 630 final - ANNEX 1



EUROPEAN
COMMISSION

Brussels, 3.10.2016
COM(2016) 630 final

ANNEX 1

ANNEX

to the

Proposal for a Council Decision

on the conclusion of the Agreement in the form of an Exchange of Letters between the European Union and the Federative Republic of Brazil pursuant to Article XXIV:6 and Article XXVIII of the General Agreement on Tariffs and Trade (GATT) 1994 relating to the modification of concessions in the schedule of the Republic of Croatia in the course of its accession to the European Union

AGREEMENT IN THE FORM OF AN EXCHANGE OF LETTERS

between the European Union and the Federative Republic of Brazil pursuant to Article XXIV:6 and Article XXVIII of the General Agreement on Tariffs and Trade (GATT) 1994 relating to the modification of concessions in the schedule of the Republic of Croatia in the course of its accession to the European Union

A. Letter from the European Union

Sir/Madam,

Following negotiations under Article XXIV:6 and Article XXVIII of the General Agreement on Tariffs and Trade 1994 (GATT) relating to the modification of the Schedule of the Republic of Croatia in the course of its accession to the European Union, I have the honour to propose the following:

The European Union shall incorporate in its schedule, for the customs territory of the EU 28, the concessions contained in the schedule of the EU 27 with the following modifications:

Add 4 766 tonnes to the country allocated (Brazil) EU tariff rate quota 'Cut of fowls of the species *gallus domesticus*, frozen', tariff item numbers 0207.14.10, 0207.14.50 and 0207.14.70, maintaining the present in quota rate of 0%.

Add 610 tonnes to the country allocated (Brazil) EU tariff rate quota 'Cut of turkey, frozen', tariff item numbers 0207.27.10, 0207.27.20 and 0207.27.80, maintaining the present in quota rate of 0%.

Add 36 000 tonnes under the *erga omnes* part of the EU tariff rate quota 'Raw cane sugar, for refining', tariff item 1701.13.10 and 1701.14.10, maintaining the present in quota rate of €8 per tonne.

Add 78 000 tonnes to the allocation for Brazil under the EU tariff rate quota 'Raw cane sugar, for refining', tariff item 1701.13.10 and 1701.14.10, maintaining the present in quota rate of €8 per tonne.

As regards the volume of 78 000 tonnes allocated to Brazil under the EU tariff rate quota 'Raw cane sugar, for refining', tariff item 1701.13.10 and 1701.14.10, notwithstanding the bound in quota rate of €8 per tonne, the EU shall autonomously apply:

- during the first six years during which this volume is available, an in quota rate of no more than €1 per tonne, and
- in the seventh year during which this volume is available, an in quota rate of no more than €4 per tonne.

The European Union and the Federative Republic of Brazil shall notify each other of the completion of their internal procedures for the entry into force of the agreement. The agreement shall enter into force 14 days after the date of receipt of the latest notification.

I should be obliged if you would confirm that your Government is in agreement with the above. I have the honour to propose that, if the above is acceptable to your Government, this letter and your confirmation shall together constitute an Agreement in the form of an Exchange of Letters between the European Union and the Federative Republic of Brazil.

Please accept, Sir/Madam, the assurance of my highest consideration.

For the European Union

B. Letter from the Federative Republic of Brazil

Sir/Madam,

I have the honour to acknowledge the receipt of your letter of, which reads as follows:

“Following negotiations under Article XXIV:6 and Article XXVIII of the General Agreement on Tariffs and Trade 1994 (GATT) relating to the modification of the Schedule of the Republic of Croatia in the course of its accession to the European Union, I have the honour to propose the following:

The European Union shall incorporate in its schedule, for the customs territory of the EU 28, the concessions contained in the schedule of the EU 27 with the following modifications:

Add 4 766 tonnes to the country allocated (Brazil) EU tariff rate quota 'Cut of fowls of the species *gallus domesticus*, frozen', tariff item numbers 0207.14.10, 0207.14.50 and 0207.14.70, maintaining the present in quota rate of 0%.

Add 610 tonnes to the country allocated (Brazil) EU tariff rate quota 'Cut of turkey, frozen', tariff item numbers 0207.27.10, 0207.27.20 and 0207.27.80, maintaining the present in quota rate of 0%.

Add 36 000 tonnes under the *erga omnes* part of the EU tariff rate quota 'Raw cane sugar, for refining', tariff item 1701.13.10 and 1701.14.10, maintaining the present in quota rate of €8 per tonne.

Add 78 000 tonnes to the allocation for Brazil under the EU tariff rate quota 'Raw cane sugar, for refining', tariff item 1701.13.10 and 1701.14.10, maintaining the present in quota rate of €8 per tonne.

As regards the volume of 78 000 tonnes allocated to Brazil under the EU tariff rate quota 'Raw cane sugar, for refining', tariff item 1701.13.10 and 1701.14.10, notwithstanding the bound in quota rate of €8 per tonne, the EU shall autonomously apply:

- during the first six years during which this volume is available, an in quota rate of no more than €1 per tonne, and
- in the seventh year during which this volume is available, an in quota rate of no more than €4 per tonne.

The European Union and the Federative Republic of Brazil shall notify each other of the completion of their internal procedures for the entry into force of the agreement. The agreement shall enter into force 14 days after the date of receipt of the latest notification.

I should be obliged if you would confirm that your Government is in agreement with the above. I have the honour to propose that, if the above is acceptable to your Government, this letter and your confirmation shall together constitute an Agreement in the form of an Exchange of Letters between the European Union and the Federative Republic of Brazil.”

Please accept, Sir/Madam, the assurance of my highest consideration.

For the Federative Republic of Brazil