



**Brussels, 9 July 2019  
(OR. en)**

**10752/19**

---

**Interinstitutional File:  
2019/0131 (NLE)**

---

**COEST 158  
WTO 192  
VETER 50  
AGRI 369**

#### **LEGISLATIVE ACTS AND OTHER INSTRUMENTS**

---

Subject: Agreement in the form of an exchange of letters between the European Union and Ukraine amending the trade preferences for poultry meat and poultry meat preparations provided for by the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Ukraine, of the other part

---

AGREEMENT  
IN THE FORM OF AN EXCHANGE OF LETTERS  
BETWEEN THE EUROPEAN UNION AND UKRAINE  
AMENDING THE TRADE PREFERENCES  
FOR POULTRY MEAT AND POULTRY MEAT PREPARATIONS  
PROVIDED FOR BY THE ASSOCIATION AGREEMENT  
BETWEEN THE EUROPEAN UNION  
AND THE EUROPEAN ATOMIC ENERGY COMMUNITY  
AND THEIR MEMBER STATES, OF THE ONE PART,  
AND UKRAINE, OF THE OTHER PART

A. Letter from the European Union

Sir/Madam,

I have the honour to refer to the negotiations between the European Union and Ukraine (the "Parties") regarding trade preferences for poultry meat and poultry meat preparations, concluded on 19 March 2019.

Those negotiations resulted in the following agreement:

- (1) In point A of the Appendix to Annex I-A to Chapter 1 of Title IV of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Ukraine, of the other part (the "Association Agreement"), the entry for "Poultry meat and poultry meat preparations" shall be replaced by the following:

Poultry meat and poultry meat preparations	0207 11 (30-90)	50 000 tons/year expressed in net weight + 18 400 tons/year expressed in net weight with an incremental increase of 800 tons/year expressed in net weight in year 2020 and in year 2021  + 20 000 tons/year expressed in net weight (for CN code 0207 12 (10-90))
	0207 12 (10-90)	
	0207 13 (10-20-30-50-60-70-99)*	
	0207 14 (10-20-30-50-60-70-99)*	
	0207 24 (10-90)	
	0207 25 (10-90)	
	0207 26 (10-20-30-50-60-70-80-99)	
	0207 27 (10-20-30-50-60-70-80-99)	
	0207 32 (15-19-51-59-90)	
	0207 33 (11-19-59-90)	
	0207 35 (11-15-21-23-25-31-41-51-53-61-63-71-79-99)	
	0207 36 (11-15-21-23-31-41-51-53-61-63-79-90)	
	0210 99 (39)	
	1602 31 (11-19-30-90)	
	1602 32 (11-19-30-90)	
1602 39 (21)		

\* For the sake of clarity, tariff lines 0207 13 70 and 0207 14 70 set out in the Tariff schedules of EU in Annex I-A to Chapter 1 of Title IV of the Association Agreement shall be subject to the TRQ set out in the third column "Quantity".

- (2) In the Tariff schedules of EU in Annex I-A to Chapter 1 of Title IV of the Association Agreement the text in the fourth column "Staging category" shall be replaced by "50 000 tons/year expressed in net weight + 18 400 tons/year expressed in net weight with an incremental increase of 800 tons/year expressed in net weight in year 2020 and in year 2021" for the following CN 2008 tariff lines:

0207 11 (30-90)  
0207 13 (10-20-30-50-60-70-99)  
0207 14 (10-20-30-50-60-70-99)  
0207 24 (10-90)  
0207 25 (10-90)  
0207 26 (10-20-30-50-60-70-80-99)  
0207 27 (10-20-30-50-60-70-80-99)  
0207 32 (15-19-51-59-90)  
0207 33 (11-19-59-90)  
0207 35 (11-15-21-23-25-31-41-51-53-61-63-71-79-99)  
0207 36 (11-15-21-23-31-41-51-53-61-63-79-90)  
0210 99 (39)  
1602 31 (11-19-30-90)  
1602 32 (11-19-30-90)  
1602 39 (21)

- (3) In the Tariff schedules of EU in Annex I-A to Chapter 1 of Title IV of the Association Agreement, for the CN 2008 tariff line 0207 12 (10-90), the text in the fourth column "Staging category" shall be replaced by "50 000 tons/year expressed in net weight + 18 400 tons/year expressed in net weight with an incremental increase of 800 tons/year expressed in net weight in year 2020 and in year 2021 + 20 000 tons/year expressed in net weight".
- (4) For the remaining part of the calendar year in which this agreement in the form of an exchange of letters enters into force, the additional quantity of 50 000 tons to be added to the existing poultry meat and poultry meat preparations quota set out in the Association Agreement, shall be calculated on a pro rata basis.

- (5) The most favoured nation duty of 100,8 EUR/100 kg net established for tariff lines 0207 13 70 and 0207 14 70 in the Tariff schedules of EU in Annex I-A to Chapter 1 of Title IV of the Association Agreement shall apply for imports in excess of the aggregate TRQ for poultry meat and poultry meat preparations referred to in point (1).

This agreement in the form of an exchange of letters shall enter into force on the first day of the month following the date of receipt of the last notification of the Parties by the Depositary referred to in Article 484 of the Association Agreement.

Pending its entry into force, this agreement in the form of an exchange of letters shall be applied on a provisional basis from the first day of the month following the date of receipt by the Depositary referred to in Article 484 of the Association Agreement of:

- the Union's notification on the completion of the procedures necessary for this purpose; and
- Ukraine's notification of the completion of ratification in accordance with its procedures and applicable legislation,

whichever is later.

I would be grateful if you could confirm the agreement of Ukraine with the above.

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

For the European Union

B. Letter from Ukraine

Sir/Madam,

I have the honour to acknowledge receipt of your letter of today's date concerning trade preferences for poultry meat and poultry meat preparations, which reads as follows:

'I have the honour to refer to the negotiations between the European Union and Ukraine (the "Parties") regarding trade preferences for poultry meat and poultry meat preparations, concluded on 19 March 2019.

Those negotiations resulted in the following agreement:

- (1) In point A of the Appendix to Annex I-A to Chapter 1 of Title IV of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Ukraine, of the other part (the "Association Agreement"), the entry for "Poultry meat and poultry meat preparations" shall be replaced by the following:

Poultry meat and poultry meat preparations	0207 11 (30-90)	50 000 tons/year expressed in net weight + 18 400 tons/year expressed in net weight with an incremental increase of 800 tons/year expressed in net weight in year 2020 and in year 2021  + 20 000 tons/year expressed in net weight (for CN code 0207 12 (10-90))
	0207 12 (10-90)	
	0207 13 (10-20-30-50-60-70-99)*	
	0207 14 (10-20-30-50-60-70-99)*	
	0207 24 (10-90)	
	0207 25 (10-90)	
	0207 26 (10-20-30-50-60-70-80-99)	
	0207 27 (10-20-30-50-60-70-80-99)	
	0207 32 (15-19-51-59-90)	
	0207 33 (11-19-59-90)	
	0207 35 (11-15-21-23-25-31-41-51-53-61-63-71-79-99)	
	0207 36 (11-15-21-23-31-41-51-53-61-63-79-90)	
	0210 99 (39)	
	1602 31 (11-19-30-90)	
	1602 32 (11-19-30-90)	
1602 39 (21)		

\* For the sake of clarity, tariff lines 0207 13 70 and 0207 14 70 set out in the Tariff schedules of EU in Annex I-A to Chapter 1 of Title IV of the Association Agreement shall be subject to the TRQ set out in the third column "Quantity".

(2) In the Tariff schedules of EU in Annex I-A to Chapter 1 of Title IV of the Association Agreement the text in the fourth column "Staging category" shall be replaced by "50 000 tons/year expressed in net weight + 18 400 tons/year expressed in net weight with an incremental increase of 800 tons/year expressed in net weight in year 2020 and in year 2021" for the following CN 2008 tariff lines:

0207 11 (30-90)  
0207 13 (10-20-30-50-60-70-99)  
0207 14 (10-20-30-50-60-70-99)  
0207 24 (10-90)  
0207 25 (10-90)  
0207 26 (10-20-30-50-60-70-80-99)  
0207 27 (10-20-30-50-60-70-80-99)  
0207 32 (15-19-51-59-90)  
0207 33 (11-19-59-90)



0207 35 (11-15-21-23-25-31-41-51-53-61-63-71-79-99)  
0207 36 (11-15-21-23-31-41-51-53-61-63-79-90)  
0210 99 (39)  
1602 31 (11-19-30-90)  
1602 32 (11-19-30-90)  
1602 39 (21)

- (3) In the Tariff schedules of EU in Annex I-A to Chapter 1 of Title IV of the Association Agreement, for the CN 2008 tariff line 0207 12 (10-90), the text in the fourth column "Staging category" shall be replaced by "50 000 tons/year expressed in net weight + 18 400 tons/year expressed in net weight with an incremental increase of 800 tons/year expressed in net weight in year 2020 and in year 2021 + 20 000 tons/year expressed in net weight".
- (4) For the remaining part of the calendar year in which this agreement in the form of an exchange of letters enters into force, the additional quantity of 50 000 tons to be added to the existing poultry meat and poultry meat preparations quota set out in the Association Agreement, shall be calculated on a pro rata basis.
- (5) The most favoured nation duty of 100,8 EUR/100 kg net established for tariff lines 0207 13 70 and 0207 14 70 in the Tariff schedules of EU in Annex I-A to Chapter 1 of Title IV of the Association Agreement shall apply for imports in excess of the aggregate TRQ for poultry meat and poultry meat preparations referred to in point (1).

This agreement in the form of an exchange of letters shall enter into force on the first day of the month following the date of receipt of the last notification of the Parties by the Depositary referred to in Article 484 of the Association Agreement.

Pending its entry into force, this agreement in the form of an exchange of letters shall be applied on a provisional basis from the first day of the month following the date of receipt by the Depositary referred to in Article 484 of the Association Agreement of:

- the Union's notification on the completion of the procedures necessary for this purpose; and
- Ukraine's notification of the completion of ratification in accordance with its procedures and applicable legislation,

whichever is later.'

I have the honour to confirm that the above is acceptable to Ukraine and that your letter and this letter constitute an agreement in accordance with your proposal.

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

For Ukraine

---