Council Regulation (EC) No 1528/2007 of 20 December 2007 applying the arrangements for products originating in certain states which are part of the African, Caribbean and Pacific (ACP) Group of States provided for in agreements establishing, or leading to the establishment of, Economic Partnership Agreements (repealed)

CHAPTER I

SUBJECT MATTER, SCOPE AND MARKET ACCESS

| Article 1 | Subject matter |
|-----------|----------------|
| Article 2 | Scope |
| Article 3 | Market access |

Rules of Origin

Article 4

Article 5

CHAPTER II

RULES OF ORIGIN AND ADMINISTRATIVE COOPERATION

| CHAPTER III |
|---------------------------|
| TRANSITIONAL ARRANGEMENTS |
| SECTION 1 |
| Rice |

Administrative cooperation

Article 6 Zero duty tariff rate quotas and eventual elimination of duties

SECTION 2

Sugar

| Article 7 | Zero duty tariff rate quotas and eventual elimination of duties |
|------------|---|
| Article 8 | Transitional arrangement |
| Article 9 | Transitional safeguard mechanism for sugar |
| Article 10 | Transitional surveillance mechanism |
| | |

CHAPTER IV

GENERAL SAFEGUARD PROVISIONS

| Article 11 | Definitions |
|------------|--|
| Article 12 | Principles |
| Article 13 | Determination of the conditions to impose safeguard measures |
| Article 14 | Initiation of proceedings |
| Article 15 | The investigation |
| Article 16 | Imposition of provisional safeguard measures |
| | |

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| Article 17 Article 18 Article 19 Article 20 Article 21 Article 22 | Termination of investigation and proceeding without measures Imposition of definitive measures Duration and review of safeguard measures Surveillance measures Consultations Exceptional measures with limited territorial application |
|--|--|
| | CHAPTER V |
| | PROCEDURAL PROVISIONS |
| Article 23 Article 24 | Adaptation to technical developments Committee |
| | CHAPTER VI |
| | FINAL PROVISIONS |
| Article 25 Article 26 Article 27 | Amendments Repeal Entry into force Signature |
| | |
| | ANNEX I |
| List of regions or | states which have concluded negotiations within the meaning of Article 2(2) |
| | ANTIGUA AND BARBUDA THE COMMONWEALTH OF THE BAHAMAS BARBADOS BELIZE |
| | ANNEX II |
| | Rules of origin |
| | TITLE I |
| GENERAL PROVISIONS | |
| Article 1 | Definitions |
| | TITLE II |
| DEFI | NITION OF THE CONCEPT OF 'ORIGINATING PRODUCTS' |
| Article 2 Article 3 Article 4 Article 5 Article 6 Article 7 Article 8 | General requirements Wholly obtained products Sufficiently worked or processed products Insufficient working or processing operations Cumulation of origin Unit of qualification Accessories, spare parts and tools |

 $\textbf{\textit{Status:}} \ \ \textit{This is the original version (as it was originally adopted)}.$

| Article 9 Article 10 | Sets Neutral elements |
|--------------------------|--|
| | TITLE III |
| | TERRITORIAL REQUIREMENTS |
| Article 11 | Principle of territoriality |
| Article 12 | Direct transport |
| Article 13 | Exhibitions |
| | TITLE IV |
| | PROOF OF ORIGIN |
| Article 14 | General requirements |
| Article 15 | Procedure for the issue of a movement certificate EUR.1 |
| Article 16 | Movement certificates EUR.1 issued retrospectively |
| Article 17 | Issue of a duplicate movement certificate EUR.1 |
| Article 18 | Issue of movement certificates EUR.1 on the basis of a proof of origin issued or made out previously |
| Article 19 | Conditions for making out an invoice declaration |
| Article 20 | Approved exporter |
| Article 21 | Validity of proof of origin |
| Article 22 | Transit procedure |
| Article 23 | Submission of proof of origin |
| Article 24 | Importation by instalments |
| Article 25 | Exemptions from proof of origin |
| Article 26 | Information procedure for cumulation purposes |
| Article 27 | Supporting documents |
| Article 28 | Preservation of proof of origin and supporting documents |
| Article 29 | Discrepancies and formal errors |
| Article 30 | Amounts expressed in euro |
| | TITLE V |
| A | RRANGEMENTS FOR ADMINISTRATIVE COOPERATION |
| Article 31 | Mutual assistance |
| Article 32 | Verification of proofs of origin |
| Article 33 | Verification of suppliers' declarations |
| Article 34 | Penalties |
| Article 35 | Free zones |
| Article 36 | Derogations |
| | TITLE VI |
| | CEUTA AND MELILLA |
| Article 37 | Special conditions |
| | TITLE VII |
| | TRANSITIONAL AND FINAL PROVISIONS |
| Article 38 Article 39 | Transitional provision for goods in transit or storage Appendices |
| 1 11 HOIC 37 | 1 appendices |

Appendix 1

Introductory notes to the list in this Annex

Note 1:

Note 2:

- 1. First two columns in the list describe the product obtained....
- 2. Where several heading numbers are grouped together in column 1...
- 3. Where there are different rules in the list applying to...
- 4. Where, for an entry in the first two columns, a...

Note 3:

- 1. The provisions of Article 4 of this Annex concerning products... Example:
- 2. The rule in the list represents the minimum amount of...
- 3. Without prejudice to Note 3.2 where a rule states that...
- 4. When a rule in the list specifies that a product... Example:
- 5. Where a rule in the list specifies that a product...

Example:

Example:

6. Where, in a rule in the list, two percentages are...

Note 4:

- 1. The term 'natural fibres' is used in the list to...
- 2. The term 'natural fibres' includes horsehair of heading No 0503,...
- 3. The terms 'textile pulp', 'chemical materials' and 'paper-making materials' are
- 4. The term 'man-made staple fibres' is used in the list...

Note 5:

- 1. Where for a given product in the list a reference...
- 2. However, the tolerance mentioned in Note 5.1 may only be...

Example:

Example:

Example:

Example:

- 3. In the case of products incorporating 'yarn made of polyurethane...
- 4. In the case of products incorporating 'strip consisting of a...

Note 6:

- 1. In the case of those textile products, which are marked...
- 2. Any non-textile trimmings and accessories or other materials used which...
- 3. In accordance with Note 3.5, any non-originating non-textile trimmings and...
- 4. Where a percentage rule applies, the value of trimmings and...

Note 7:

- 1. For the purposes of heading Nos ex 2707, 2713 to...
- 2. For the purposes of heading Nos 2710, 2711 and 2712,...
- 3. For the purposes of heading Nos ex 2707, 2713 to...

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Appendix 2

List of working or processing required to be carried out on non-originating materials in order that the product manufactured can obtain originating status

The products mentioned in the list may not all be...

Appendix 2A

Derogations from the list of working or processing required to be carried out on non-originating materials in order that the product manufactured can obtain originating status, accordingly to Article 4 of this Annex

The products mentioned in the list may not all be... Common provisions For the products described in the table below, the following...

Appendix 3

Form for movement certificate

Movement certificates EUR.1 shall be made out on the form...

Appendix 4 Invoice declaration

| Bulgarian version | |
|-------------------|--|
| Spanish version | |
| Czech version | |
| Danish version | |
| German version | |
| Estonian version | |
| Greek version | |
| English version | |
| French version | |
| Italian version | |
| Latvian version | |

Lithuanian version

| Hungarian version |
|---|
| Maltese version |
| Dutch version |
| Polish version |
| Portuguese version |
| Romanian version |
| Slovenian version |
| Slovak version |
| Finnish version |
| Swedish version |
| |
| Appendix 5A |
| Supplier declaration for products having preferential origin status |
| I, the undersigned, declare that the goods listed on this were produced in and satisfy the rules of origin I undertake to make available to the customs authorities, if |
| |
| Note |
| |
| Appendix 5B |
| Supplier declaration for products not having preferential original status |
| I, the undersigned, declare that the goods listed on this |
| |

I undertake to make available to the customs authorities, if...

Note

... ...

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Appendix 6

Information Certificate

The form of information certificate given in this Appendix shall...

Appendix 7

Products to which Article 6(5) of this Annex shall not be applicable

Industrial Products (1)

Motor cars and other motor vehicles Chassis fitted with engines

Bodies (including cabs), for the motor vehicles

Parts and accessories of the motor vehicles

87081010 87081090 87082110 87082190 87082910 87082990 87083110 87083191 87083199 87083910...

Industrial Products (2)

Unwrought aluminium

Aluminium powders and flakes

Agricultural Products (1)

Live horses, asses, mules and hinnies

Milk and cream, not concentrated

Buttermilk, curdled milk and cream, yogurt, kephir

Potatoes, fresh or chilled

Leguminous vegetables, shelled or unshelled, fresh or chilled

Other vegetables, fresh or chilled

Vegetables (uncooked or cooked by steaming or boiled)

Vegetables provisionally preserved

Dates, figs, pineapples, avocados, guavas, mangoes

Grapes, fresh or dried

Melons (including watermelons) and papaws (papayas)

Apricots, cherries, peaches (including nectarines)

Other fruit, fresh

Fruit and nuts, provisionally preserved

Fruit, dried

Pepper of the genus Piper; dried or crushed

Soya-bean oil and its fractions

Sunflower-seed, safflower or cotton-seed oil

Rape, colza or mustard oil and fractions thereof

Fruit, nuts and other edible parts of plants

Fruit juices (including grape must)

Unmanufactured tobacco; tobacco refuse

Agricultural Products (2)

Cut flowers and flower buds

Onions, shallots, garlic, leeks

Cabbages, cauliflowers, kohlrabi, kale and similar

Lettuce (Lactuca sativa) and chicory

Carrots, turnips, salad beetroot, salsify, celeriac

Leguminous vegetables, shelled or unshelled, fresh or chilled

Other vegetables, fresh or chilled

Vegetables (uncooked or cooked by steaming or boiled)

Vegetables provisionally preserved

Dried vegetables, whole, cut, sliced, broken

Manioc, arrowroot, salep, Jerusalem artichokes

Other nuts, fresh or dried, whether or not shelled

Bananas, including plantains, fresh or dried

Dates, figs, pineapples, avocados, guavas, mangoes

Citrus fruit, fresh or dried

Grapes, fresh or dried

Apples, pears and quinces, fresh

Apricots, cherries, peaches (including nectarines)

Other fruit, fresh

Fruit and nuts, uncooked or cooked by steaming

Fruit and nuts, provisionally preserved

Fruit, dried

Wheat and meslin

Buckwheat, millet and canary seed; other cereals

Flour, meal, powder, flakes, granules and pellets

Flour, meal and powder of the dried leguminous vegetables

Fats and oils and their fractions, of fish

Other prepared or preserved meat, meat offal

Vegetables, fruit, nuts and other edible parts

Mushrooms and truffles, prepared or preserved

Other vegetables prepared or preserved otherwise

Other vegetables prepared or preserved otherwise

Vegetables, fruit, nuts, fruit-peel

Jams, fruit jellies, marmalades, fruit or nut puree

Fruit, nuts and other edible parts of plants

Fruit juices (including grape must)

Other fermented beverages (for example, cider)

Wine lees; argol

Vegetable materials and vegetable waste

Agricultural Products (3)

Live swine

Live sheep and goats

Live poultry, that is to say, fowls of the species...

Meat of swine, fresh, chilled or frozen

Meat of sheep or goats, fresh, chilled or frozen

Meat and edible offal

Pig fat, free of lean meat, and poultry fat

Meat and edible meat offal, salted, in brine

Milk and cream, concentrated

Buttermilk, curdled milk and cream, yogurt, kephir

Whey, whether or not concentrated

Cheese and curd

Birds' eggs, in shell, fresh, preserved or cooked

Birds' eggs, not in shell, and egg yolks, fresh

Natural honey

Tomatoes, fresh or chilled

Cucumbers and gherkins, fresh or chilled

Other vegetables, fresh or chilled

Vegetables provisionally preserved

Dried vegetables, whole, cut, sliced, broken

Manioc, arrowroot, salep, Jerusalem artichokes

Citrus fruit, fresh or dried

Grapes, fresh or dried

Apricots, cherries, peaches (including nectarines)

Other fruit, fresh

Fruit and nuts, uncooked or cooked by steaming

Wheat and meslin

Rye

Barley

Oats

Buckwheat, millet and canary seed; other cereals

Wheat or meslin flour

Cereal flours other than of wheat or meslin

Cereal groats, meal and pellets

Cereal grains otherwise worked

Flour, meal and powder of the dried leguminous vegetables

Malt, whether or not roasted

Locust beans, seaweeds and other algae, sugar beet

Pig fat (including lard) and poultry fat

Olive oil and its fractions, whether or not refined

Other oils and their fractions

Degras

Sausages and similar products, of meat, meat offal

Other prepared or preserved meat, meat offal

Other sugars, including chemically pure lactose

Pasta, whether or not cooked or stuffed

Jams, fruit jellies, marmalades, fruit or nut puree

Fruit, nuts and other edible parts of plants

Fruit juices (including grape must)

Food preparations not elsewhere specified

Wine of fresh grapes, including fortified wines

Undenatured ethyl alcohol

Bran, sharps and other residues

Oil-cake and other solid residues

Preparations of a kind used in animal feeding

Albumins

Agricultural Products (4)

Buttermilk, curdled milk and cream, yogurt, kephir

Butter and other fats and oils derived from milk

Vegetable saps and extracts; pectic substances

Margarine

Other sugars, including chemically pure lactose

Sugar confectionery (including white chocolate)

Chocolate and other food preparations

Malt extract; food preparations of flour, meal

Pasta, whether or not cooked or stuffed

Tapioca and substitutes

Prepared foods

Bread, pastry, cakes, biscuits

Vegetables, fruit, nuts

Other vegetables

Other vegetables

Fruit, nuts and other edible parts of plants

Fruit juices (including grape must)

Extracts, essences and concentrates, of coffee

Yeasts (active or inactive)

Sauces and preparations therefore; mixed condiments

Ice cream and other edible ice

Food preparations not elsewhere specified or included

Waters, including mineral waters and aerated water

Vinegar and substitutes for vinegar

Acyclic alcohols and their halogenated derivatives

Mixtures of odoriferous substances and mixtures

Finishing agents, dye carriers

Prepared binders for foundry moulds or cores

Agricultural Products (5)

Cut flowers and flower buds

Fruit and nuts, uncooked or cooked by steaming

Fruit, nuts and other edible parts of plants

Fruit juices (including grape must)

Wine of fresh grapes, including fortified wines

Agricultural Products (6)

Live bovine animals

Meat of bovine animals, fresh or chilled:

Meat of bovine animals, frozen

Edible offal of bovine animals, swine, sheep, goats

Meat and edible meat offal, salted, in brine

Milk and cream, concentrated

Buttermilk, curdled milk and cream, yogurt, kephir

Whey, whether or not concentrated

Butter and other fats and oils derived from milk

Cut flowers and flower buds

Other vegetables, fresh or chilled

Vegetables (uncooked or cooked by steaming or boiling)

Vegetables provisionally preserved

Bananas, including plantains, fresh or dried

Citrus fruit, fresh or dried

Grapes, fresh or dried

Apples, pears and quinces, fresh

Maize (corn)

Rice

Grain sorghum

Cereal flours other than of wheat or meslin

Cereal groats, meal and pellets

Cereal grains otherwise worked

Starches; inulin

Wheat gluten, whether or not dried

Other prepared or preserved meat, meat offal

Cane or beet sugar and chemically pure sucrose

Other sugars, including chemically pure lactose

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Vegetables, fruit, nuts and other edible parts

Tomatoes prepared or preserved

Other vegetables prepared or preserved

Other vegetables prepared or preserved

Jams, fruit jellies, marmalades, fruit or nut puree

Fruit, nuts and other edible parts of plants

Fruit juices (including grape must)

Food preparations not elsewhere specified or included

Wine of fresh grapes, including fortified wines

Vermouth and other wine of fresh grapes

Undenatured ethyl alcohol

Undenatured ethyl alcohol

Bran, sharps and other residues

Residues of starch manufacture and similar residues

Dextrins and other modified starches

Agricultural Products (7)

Cheese and curd

Wine of fresh grapes, including fortified wines

Undenatured ethyl alcohol

Footnotes

- (1) (16/5-15/9)
- (2) (1/6-15/10)
- (3) (1/1-31/5) Excluding Emperor variety
- (4) Emperor variety or (1/6-31/12)
- (5) (1/1-31/3)
- (6) (1/10-31/12)
- (7) (1/4-31/12)
- (8) (1/1-30/9)
- (9) (16/10-31/5)
- (10) (16/9-15/5)
- (11) Under the Agreement on Trade, Development and Co-operation between the...
- (12) Under the Agreement on Trade, Development and Co-operation between the...

Appendix 8

Fishery products to which Article 6(5) of this Annex shall temporarily not be applicable

Fish Products (1)

Live fish

Fish, fresh or chilled, excluding fish fillets

Fish, frozen, excluding fish fillets

Fish fillets and other fish meat

Pasta, whether or not cooked or stuffed

Fish Products (2)

Live fish

Fish, fresh or chilled, excluding fish fillets

Fish, frozen, excluding fish fillets

Fish fillets and other fish meat

Fish, dried, salted or in brine; smoked fish

Crustaceans, whether in shell or not, live, fresh Molluscs, whether in shell or not, live, fresh Prepared or preserved fish; caviar and caviar substitutes Crustaceans, molluscs and other aquatic invertebra

Fish Products (3)

Live fish

Fish, fresh or chilled, excluding fish fillets

Fish, frozen, excluding fish fillets

Fish fillets and other fish meat

Prepared or preserved fish; caviar and caviar substitutes

Fish Products (4)

Live fish

Fish, fresh or chilled, excluding fish fillets

Fish, frozen, excluding fish fillets

Fish fillets and other fish meat

Fish, dried, salted or in brine; smoked fish

Crustaceans, whether in shell or not, live, fresh

Prepared or preserved fish; caviar and caviar substitutes

Fish Products (5)

Fish, fresh or chilled, excluding fish fillets

Fish, frozen, excluding fish fillets

Fish fillets and other fish meat

Prepared or preserved fish; caviar and caviar substitutes

Appendix 9

Neighbouring developing countries

For the implementation of Article 6(13) of this Annex, the...

Appendix 10

Products for which the cumulation provisions referred to in Articles 2(2), 6(1) and 6(2) of this Annex apply after 1 October 2015 and to which the provisions of Articles 6(5), 6(9) and 6(12) of this Annex shall not be applicable

Appendix 11

Products for which the cumulation provisions referred to in Articles 2(2), 6(1) and 6(2) of this Annex apply after 1 January 2010 and to which the provisions of Articles 6(5), 6(9) and 6(12) of this Annex shall not be applicable

Appendix 12

Overseas Countries and Territories

Within the meaning of this Annex 'overseas countries and territories'...

(This list does not prejudge the status of these countries... Country having special relations with the Kingdom of Denmark: Greenland....

- (1) OJ L 317, 15.12.2000, p. 3. Agreement as amended by Agreement of 22 December 2005 (OJ L 209, 11.8.2005, p. 27).
- (2) OJ L 311, 4.12.1999, p. 1. Agreement as amended by the Additional Protocol of 25 June 2005 (OJ L 68, 15.3.2005, p. 33).
- (3) OJ L 169, 30.6.2005, p. 1. Regulation as last amended by Commission Regulation (EC) No 606/2007 (OJ L 141, 2.6.2007, p. 4).
- (4) OJ L 82, 22.3.1997, p. 1. Regulation as amended by Regulation (EC) No 807/2003 (OJ L 122, 16.5.2003, p. 36).
- Council Decision 2007/627/EC of 28 September 2007 denouncing on behalf of the Community Protocol 3 on ACP sugar appearing in the ACP-EEC Convention of Lomé and the corresponding declarations annexed to that Convention, contained in Protocol 3 attached to Annex V to the ACP-EC Partnership Agreement, with respect to Barbados, Belize, the Republic of Congo, the Republic of Côte d'Ivoire, the Republic of the Fiji Islands, the Republic of Guyana, Jamaica, the Republic of Kenya, the Republic of Madagascar, the Republic of Malawi, the Republic of Mauritius, the Republic of Mozambique, the Federation of Saint Kitts and Nevis, the Republic of Suriname, the Kingdom of Swaziland, the United Republic of Tanzania, the Republic of Trinidad and Tobago, the Republic of Uganda, the Republic of Zambia and the Republic of Zimbabwe (OJ L 255, 29.9.2007, p. 38).
- (6) OJ L 184, 17.7.1999, p. 23. Decision as last amended by Decision 2006/512/EC (OJ L 200, 22.7.2006, p. 11).
- (7) OJ L 348, 21.12.2002, p. 3.
- **(8)** OJ L 348, 21.12.2002, p. 5.
- (9) OJ L 316, 2.12.2005, p. 1.