

Disclaimer: *In view of the Commission and New Zealand's respective transparency policies, the Commission and New Zealand are publishing the texts of the Agreement following the announcement of conclusion of the negotiations on 30 June 2022 (Brussels time).*

The texts are published in view of the public interest in the negotiations for information purposes only and they may undergo further modifications, including as a result of the process of legal revision. These texts are without prejudice to the final outcome of the Agreement between the EU and New Zealand.

The texts will be final upon signature. The Agreement will become binding on the Parties under international law only after completion by each Party of its internal legal procedures necessary for the entry into force of the Agreement.

ANNEX [X-x]

TARIFF ELIMINATION SCHEDULES

SECTION A

GENERAL PROVISIONS

1. For the purposes of this Annex, “Year 0” means the period of time beginning on the date of entry into force of this Agreement and ending on 31 December of the same calendar year that this Agreement enters into force. “Year 1” shall begin on 1 January following the date of entry into force of this Agreement, with each subsequent tariff reduction taking effect on 1 January of each subsequent year.
2. Except as otherwise provided in this Annex, the Parties shall reduce or eliminate all customs duties on originating goods of the other Party on the date of entry into force of this Agreement.
3. For originating goods from the other Party set out in each Party’s Schedule to this Annex, the following staging categories apply to the elimination of customs duties by each Party pursuant to Article X.5:
 - (a) Customs duties on originating goods provided for in the items in staging category “A” in a Party’s Schedule shall be duty free upon the entry into force of the Agreement.
 - (b) Customs duties on originating goods provided for in the items in staging category “B3” in a Party’s Schedule shall be eliminated in four equal annual stages beginning at the entry into force of this agreement and such goods shall be duty-free on 1 January of Year 3.

- (c) Customs duties on originating goods provided for in the items in staging category “B5” in a Party’s Schedule shall be eliminated in six equal annual stages beginning at the entry into force of this agreement and such goods shall be duty-free on 1 January of Year 5.
 - (d) Customs duties on originating goods provided for in the items in staging category “B7” in a Party’s Schedule shall be eliminated in eight equal annual stages beginning at the entry into force of this agreement and such goods shall be duty-free on 1 January of Year 7.
 - (e) The ad valorem component of the customs duties on originating goods provided for in the items in staging category "A (EP)" in the European Union’s Schedule shall be eliminated upon the date of entry into force of this Agreement. The tariff elimination shall apply to the ad valorem duty only. The specific duty on originating goods triggered in a situation where the import price falls below the entry price, shall be maintained.
 - (f) The ad valorem component of the customs duties on originating goods provided for in the items in staging category "B3 (EP)" in the European Union’s Schedule shall be eliminated in four equal annual stages beginning at the entry into force of this agreement and shall be duty-free on 1 January of Year 3. The tariff elimination shall apply to the ad valorem duty only. The specific duty on originating goods triggered in a situation where the import price falls below the entry price, shall be maintained.
4. The base rate for determining the interim staged rate of customs duty for an item shall be the most favoured nation customs duty rate applied on 1 July 2018.
 5. For the purpose of the elimination of customs duties in accordance with Article X.5, interim staged duty rates shall be rounded down at least to the nearest tenth of a percentage point or, if the rate of duty is expressed in monetary units, at least to the nearest 0.01 of the official monetary unit of the Party.
 6. This Annex is based on the Harmonised System, as amended on 1 January 2017.

SECTION B

ADMINISTRATION OF TARIFF RATE QUOTAS

7. Parties shall administer TRQs established under this Agreement in a transparent, objective and non-discriminatory manner.
8. This Section sets out the Tariff Rate Quotas (“TRQs”) established under this Agreement that the importing Party shall apply from the date of entry into force of this Agreement to specified originating goods of the exporting Party.
9. The products covered by each TRQ are informally identified in the title to the paragraph setting out the TRQ in Section C. These titles are included solely to assist in understanding this Schedule and shall not alter or supersede the coverage established through the identification of tariff lines specified for each TRQ below.
10. Where the date of entry into force of this Agreement is during a year, the TRQ quantities specified for that year shall be calculated as a proportion of the annual TRQ quantity equal to the number of days remaining in the year. In all subsequent years thereafter, whilst the TRQ is in operation, the full annual TRQ quantities shall be available from 1 January.
11. Any quantity of originating goods imported under a TRQ established under this Agreement shall not be counted toward the in-quota quantity of any TRQ provided for those goods under the importing Party’s WTO Tariff Schedule or any other trade agreement.
12. No Party shall apply or maintain a bilateral safeguard measure on any product imported under a TRQ established by the Party under this Agreement.
13. To access a TRQ established under this Agreement, the importer must present a valid certificate of eligibility issued by the exporting Party or a delegated authority of that Party that is in effect for the goods. The exporting Party shall ensure that certificates of eligibility are issued only up to the relevant quantity for each TRQ.
14. The following import requirements will apply:
 - a. Imports for TRQ-2 Fresh/Chilled Sheep Meat, TRQ-3 Frozen Sheep Meat, and TRQ-7 Dairy PAPs and High Protein Whey shall be on a first-come, first-served basis upon

- presentation by the importer of a valid certificate of eligibility as set out in paragraph 19. No import licences shall be required.
- b. Imports for TRQ-8 Sweetcorn and TRQ-9 Ethanol shall be administered by the importing Party in a transparent, objective and non-discriminatory manner, including by making publicly available in a timely and continuous manner all relevant information concerning quota administration, including volume available.
 - c. Imports for all other TRQs established under this Agreement – TRQ-1-Beef, TRQ-4 Milk Powders, TRQ-5 Butter (subparagraph a), and TRQ-6 Cheese (subparagraph a) – shall be on the basis of an import licence, issued on demand, conditional only on presentation by the importer of a valid certificate of eligibility set out in paragraph 19. Import licences shall be issued without delay, as soon as possible after presentation of the certificate of eligibility, and shall be valid until the end of the quota year.
15. Imports under TRQs established under this Agreement shall not be subject to any additional requirements, conditions or restrictions, unless mutually agreed.
16. With the exception of TRQs specified in paragraph 14(a), the importing Party shall provide a mechanism for the return and reissue of unused import licences in a timely and transparent manner, until the end of the quota year.
17. The exporting Party shall promptly notify the importing Party of the identity of the issuing authorities authorised to issue certificates of eligibility and the format of the certificate used.
18. The issuing authorities of the exporting Party shall send the importing Party, without delay, as soon as possible, a copy of each authenticated certificate of eligibility including description of the goods, total quantity of product covered, and validity period (until the end of the applicable quota year). Where appropriate, it shall notify of any cancellation of a certificate, or any corrections or amendments.
19. Certificates of eligibility shall:
- (a) bear an individual serial number allocated by the issuing authorities;

- (b) be valid only if they are duly completed and endorsed by the issuing authority, specifying the order number or order numbers of the TRQ(s) concerned;
- (c) be considered to have been duly endorsed if they state the date and place of issue and bear a printed seal or the stamp of the issuing authority and the signature of the person or persons empowered to sign them.

Any further requirements of the certificate of eligibility shall be subject to mutual agreement.

20. If a matter arises concerning TRQs or any related matter, a Party may make a written request to the other Party to:
- (a) hold a meeting of the Committee on Trade in Goods;
 - (b) promptly respond to specific questions; or
 - (c) promptly provide information relating to TRQs.

SECTION C

TARIFF RATE QUOTAS

Tariff rate quotas of the European Union

21. **TRQ-1 Beef** tariff rate quota
- a) Originating goods provided for in items with the notation “TRQ-1 Beef” in the Schedule of the European Union and listed in subparagraph (b) shall be subject to the following quota treatment as from the entry into force of this Agreement:

Year	Aggregate quantity (metric tonnes – carcass weight equivalent)	In-quota tariff
Year 0 (Entry into Force)	3,333 MT	7.5%
Year 1	4,286 MT	7.5%
Year 2	5,238 MT	7.5%
Year 3	6,190 MT	7.5%
Year 4	7,143 MT	7.5%

Year 5	8,095 MT	7.5%
Year 6	9,048 MT	7.5%
Year 7 and subsequent years	10,000 MT	7.5%

- b) This paragraph applies to originating goods classified in the following tariff lines: 0201, 0202, 0206 10 95, 0206 29 91, 0210 20 10, 0210 20 90, 0210 99 51, 0210 99 59, 1502 10 90, ex 1502 90 90 (beef only), and 1602 50,¹ to product from animals that have been raised under New Zealand’s pastoral farming conditions. For greater certainty, this does not include commercial feedlots.
- c) Originating goods from New Zealand that are imported into the European Union under the European Union's existing WTO country-specific quota for New Zealand for beef, as set out in Commission Implementing Regulation (EU) 2020/761 of 17 December 2019 with quota order number 09.4454, shall be subject to a 7.5% duty on the date this Agreement enters into force.
- d) Originating goods entered under this Agreement in excess of the aggregate quantities set out in subparagraph (a) shall be subject to the base rate of customs duty set out in [Appendix X-x-1], or the applicable most favoured nation rate, whichever is lower.

22. TRQ-2 Fresh/Chilled Sheep Meat tariff rate quota

- a) Originating goods provided for in items with the notation “TRQ-2 Fresh/Chilled Sheep Meat” in the Schedule of the European Union and listed in subparagraph (b) shall be subject to the following quota treatment as from the entry into force of this Agreement:

Year	Aggregate quantity (metric tonnes – carcass weight equivalent)	In-quota tariff
Year 0 (Entry into Force)	4,433 MT	0%
Year 1	5,911 MT	0%
Year 2	7,389 MT	0%

¹ For tariff lines 1502 10 90 and ex 1502 90 90, the applicable in-quota tariff rate shall be 3.2%, the base rate of customs duty set out in [Appendix X-x-1].

Year 3	8,867 MT	0%
Year 4	10,344 MT	0%
Year 5	11,822 MT	0%
Year 6 and subsequent years	13,300 MT	0%

- b) This paragraph applies to originating goods classified in the following tariff lines: 0204 10 00, 0204 21 00, 0204 22 10, 0204 22 30, 0204 22 50, 0204 22 90, 0204 23 00, 0204 50 11, 0204 50 13, 0204 50 15, 0204 50 19, 0204 50 31, 0204 50 39, ex 0210 99 21 (only fresh/chilled), and ex 0210 99 29 (only fresh/chilled).
- c) Originating goods entered under this Agreement in excess of the aggregate quantities set out in subparagraph (a) shall be subject to the base rate of customs duty set out in [Appendix X-x-1], or the applicable most favoured nation rate, whichever is lower.

23. TRQ-3 Frozen Sheep Meat tariff rate quota

- a) Originating goods provided for in items with the notation “TRQ-3 Frozen Sheep Meat” in the Schedule of the European Union and listed in subparagraph (b) shall be subject to the following quota treatment as from the entry into force of this Agreement:

Year	Aggregate quantity (metric tonnes)	In-quota tariff
Year 0 (Entry into Force)	8,233 MT	0%
Year 1	10,978 MT	0%
Year 2	13,722 MT	0%
Year 3	16,467 MT	0%
Year 4	19,211 MT	0%
Year 5	21,956 MT	0%
Year 6 and subsequent years	24,700 MT	0%

- b) This paragraph applies to originating goods classified in the following tariff lines: 0204 30 00, 0204 41 00, 0204 42 10, 0204 42 30, 0204 42 50, 0204 42 90, 0204 43 10, 0204 43 90, 0204 50 51, 0204 50 53, 0204 50 55, 0204 50 59, 0204 50 71, 0204 50 79, ex 0210 99 21 (only frozen), and ex 0210 99 29 (only frozen).

- c) Originating goods entered under this Agreement in excess of the aggregate quantities set out in subparagraph (a) shall be subject to the base rate of customs duty set out in [Appendix X-x-1], or the applicable most favoured nation rate, whichever is lower.

24. TRQ-4 Milk Powders tariff rate quota

- a) Originating goods provided for in items with the notation “TRQ-4 Milk Powders” in the Schedule of the European Union and listed in subparagraph (b) shall be subject to the following quota treatment as from the entry into force of this Agreement:

Year	Aggregate quantity (metric tonnes)	In-quota tariff
Year 0 (Entry into Force)	5,000 MT	20% of the MFN rate
Year 1	6,428 MT	20% of the MFN rate
Year 2	7,857 MT	20% of the MFN rate
Year 3	9,286 MT	20% of the MFN rate
Year 4	10,714 MT	20% of the MFN rate
Year 5	12,143 MT	20% of the MFN rate
Year 6	13,571 MT	20% of the MFN rate
Year 7 and subsequent years	15,000 MT	20% of the MFN rate

- b) This paragraph applies to originating goods classified in the tariff lines of the following subheadings: 0402 10, 0402 21, and 0402 29.
- c) Originating goods entered under this Agreement in excess of the aggregate quantities set out in subparagraph (a) shall be subject to the base rate of customs duty set out in [Appendix X-x-1], or the applicable most favoured nation rate, whichever is lower.

25. TRQ-5 Butter tariff rate quota

- a) Originating goods provided for in items with the notation “TRQ-5 Butter” in the Schedule of the European Union and listed in subparagraph (b) shall be subject to the following quota treatment as from the entry into force of this Agreement:

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Year	Aggregate quantity (metric tonnes)	In-quota tariff (percentage of the MFN rate)
Year 0 (Entry into Force)	5,000 MT	20% of the MFN rate
Year 1	6,428 MT	15% of the MFN rate
Year 2	7,857 MT	13.33% of the MFN rate
Year 3	9,286 MT	11.64% of the MFN rate
Year 4	10,714 MT	9.98% of the MFN rate
Year 5	12,143 MT	8.32% of the MFN rate
Year 6	13,571 MT	6.66% of the MFN rate
Year 7 and subsequent years	15,000 MT	5% of the MFN rate

- b) Subparagraph (a) applies to originating goods classified in the tariff lines of the following subheadings: 0405 10, 0405 20, and 0405 90.
- c) Originating goods entered under this Agreement in excess of the aggregate quantities set out in subparagraph (a) shall be subject to the base rate of customs duty set out in [Appendix X-x-1], or the applicable most favoured nation rate, whichever is lower.
- d) Originating goods from New Zealand that are imported into the European Union under the European Union's existing WTO country-specific quotas for New Zealand for butter, as set out in Commission Implementing Regulation (EU) 2020/761 of 17 December 2019 with quota order numbers 09.4182 and 09.4195, shall be subject to the treatment set out in the following tables on the date this Agreement enters into force, and shall be subject to the additional tariff quota administration provisions set out in subparagraph (f):

Year	Aggregate quantity (metric tonnes)	In-quota tariff (percentage of the MFN rate)
Year 0 (Entry into Force)	21,000 MT	20% of the MFN rate
Year 1	21,000 MT	15% of the MFN rate
Year 2	21,000 MT	13.33% of the MFN rate
Year 3	21,000 MT	11.64% of the MFN rate
Year 4	21,000 MT	9.98% of the MFN rate
Year 5	21,000 MT	8.32% of the MFN rate

Year 6	21,000 MT	6.66% of the MFN rate
Year 7 and subsequent years	21,000 MT	5% of the MFN rate

and:

Year	Aggregate quantity (metric tonnes)	In-quota tariff (percentage of the MFN rate)
Year 0 (Entry into Force)	14,000 MT	30% of the MFN rate
Year 1	14,000 MT	30% of the MFN rate
Year 2	14,000 MT	30% of the MFN rate
Year 3	14,000 MT	30% of the MFN rate
Year 4	14,000 MT	30% of the MFN rate
Year 5	14,000 MT	30% of the MFN rate
Year 6	14,000 MT	30% of the MFN rate
Year 7 and subsequent years	14,000 MT	30% of the MFN rate

- e) The WTO quota specified in subparagraph (d) applies to goods classified in the tariff lines of the subheading 0405 10.
- f) The order numbers for the WTO quota specified in subparagraph (d) shall be merged, and a split between traditional and new importers shall cease to apply. Quota sub-periods shall also cease to apply.

26. TRQ-6 Cheese tariff rate quota

- a) Originating goods provided for in items with the notation “TRQ-6 Cheese” in the Schedule of the European Union and listed in subparagraph (b) shall be subject to the following quota treatment as from the entry into force of this Agreement:

Year	Aggregate quantity (metric tonnes)	In-quota tariff
Year 0 (Entry into Force)	8,333 MT	0%
Year 1	10,714 MT	0%
Year 2	13,095 MT	0%

Year 3	15,467 MT	0%
Year 4	17,857 MT	0%
Year 5	20,238 MT	0%
Year 6	22,619 MT	0%
Year 7 and subsequent years	25,000 MT	0%

- b) This paragraph applies to originating goods classified in the tariff lines of the following subheadings: 0406 10, 0406 20, 0406 30, 0406 40, and 0406 90. Starting on 1 January of Year 7, originating goods of New Zealand for tariff lines in subheadings 0406 30 and 0406 40 shall not count towards the quantities specified in subparagraph (a).
- c) Originating goods entered under this Agreement in excess of the aggregate quantities set out in subparagraph (a) shall be subject to the base rate of customs duty set out in [Appendix X-x-1], or the applicable most favoured nation rate, whichever is lower, with the exception of tariff lines in subheadings 0406 30 and 0406 40, for which customs duties shall be removed in accordance with the provisions of staging category “B7”.
- d) Originating goods from New Zealand that are imported into the European Union under the European Union's existing WTO country-specific quotas for New Zealand for cheese, as set out in Commission Implementing Regulation (EU) 2020/761 of 17 December 2019 with quota order number 09.4514 and 09.4515,² shall be duty free in the aggregate annual quantity of 6,031 tonnes on the date this Agreement enters into force.

27. TRQ-7 Dairy PAPs and High Protein Whey tariff rate quota

- a) Originating goods provided for in items with the notation “TRQ-7 Dairy PAPs and High Protein Whey” in the Schedule of the European Union and listed in subparagraph (b) shall be subject to the following quota treatment as from the entry into force of this Agreement:

Year	Aggregate quantity (metric tonnes)	In-quota tariff
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² These two quotas shall be merged on the date of entry into force of this agreement, and the product coverage shall be expanded to all 0406 tariff lines.

Year 0 (Entry into Force)	1,167 MT	0%
Year 1	1,556 MT	0%
Year 2	1,945 MT	0%
Year 3	2,334 MT	0%
Year 4	2,722 MT	0%
Year 5	3,111 MT	0%
Year 6 and subsequent years	3,500 MT	0%

- b) This paragraph applies to originating goods classified in the following tariff lines: 0404 10 12, 0404 10 14, 0404 10 16, 0404 90 21, 0404 90 23, 0404 90 29, 0404 90 81, 0404 90 83, 0404 90 89, 1806 20 70, 1901 90 99, 2106 90 92, 2106 90 98, 3502 20 91, and 3502 20 99.
- c) Originating goods entered under this Agreement in excess of the aggregate quantities set out in subparagraph (a) shall be subject to the base rate of customs duty set out in [Appendix X-x-1], or the applicable most favoured nation rate, whichever is lower.

28. TRQ-8 Sweetcorn tariff rate quota

- a) Originating goods provided for in items with the notation “TRQ-8 Sweetcorn” in the Schedule of the European Union and listed in subparagraph (b) shall be duty-free in the aggregate annual quantity of 800 metric tonnes as from the entry into force of this Agreement.
- b) This paragraph applies to originating goods classified in the following tariff lines: 0710 40 00, and 2005 80.
- c) Originating goods entered in excess of the aggregate quantities set out in subparagraph (a) shall be subject to the base rate of customs duty set out in [Appendix X-x-1], or the applicable most favoured nation rate, whichever is lower.

29. TRQ-9 Ethanol tariff rate quota

- a) Originating goods provided for in items with the notation “TRQ-9 Ethanol” in the Schedule of the European Union and listed in subparagraph (b) shall be duty-free in the

aggregate annual quantity of 4,000 metric tonnes as from the entry into force of this Agreement.

- b) This paragraph applies to originating goods classified in the following tariff lines: 2207 10 00, 2207 20 00, and 2208 90 99.
- c) Originating goods entered under this Agreement in excess of the aggregate quantities set out in subparagraph (a) shall be subject to the base rate of customs duty set out in [Appendix X-x-1], or the applicable most favoured nation rate, whichever is lower.