

## **ANNEX II**

### **REFERRED TO IN SUB-PARAGRAPH 1(c) OF ARTICLE 2**

For the products listed in the Table to this Annex originating in an EFTA State Turkey will apply a reduction of customs duties of 60 per cent upon the entry into force of the Agreement as set out in paragraph 2 in Annex V.

## ANNEX II<sup>1</sup>

### REFERRED TO IN SUB-PARAGRAPH 1 (c) OF ARTICLE 2

#### FISH AND OTHER MARINE PRODUCTS

##### Article 1

1. Fish and other marine products are covered by the provisions of the Agreement to the extent laid down in Tables 1 and 2, unless otherwise provided for in this Annex.

2.<sup>2</sup>

##### Table 1<sup>3</sup>

Fish and other marine products covered by the provisions of the Agreement so far as trade relations between, on the one side, Iceland and Norway and, on the other side, Turkey, are concerned

<b>HS heading No.</b>	<b>Description of products</b>
<b>02.08</b>	<b>Other meat and edible meat offal, fresh, chilled or frozen:</b>
ex 0208.40	- Of whales, dolphins and porpoises (mammals of the order Cetacea); of manatees and dugongs (mammals of the order Sirenia):
	-- Of whale <sup>4</sup>
Chapter 3	<b>Fish and crustaceans, molluscs and other aquatic invertebrates</b>

<sup>1</sup> As amended by Joint Committee Decisions No. 4 of 1992 (19 November 1992), No. 3 of 2000 (16 November 2000) and No. 2 of 2002 (5 November 2002)

<sup>2</sup> Paragraph 2 was deleted by Joint Committee Decision No. 3 of 2000 (16 November 2000).

<sup>3</sup> The reference to Finland and Sweden in the title of Table 1 was deleted as these two countries ceased to be Parties to the Agreement.

<sup>4</sup> Import ban for whale products is applied by Liechtenstein and Switzerland on the basis of the CITES Convention

HS heading No.	Description of products
15.04	<b>Fats and oils and their fractions, of fish or marine mammals, whether or not refined, but not chemically modified</b> <sup>4</sup>
15.16	<b>Animal or vegetable fats and oils and their fractions, partly or wholly hydrogenated, inter-esterified, re-esterified or elaidinised, whether or not refined, but not further prepared</b>
ex 1516.10	- Animal fats and oils and their fractions: -- Obtained entirely from fish or marine mammals <sup>1</sup>
16.03	<b>Extracts and juices of meat, fish or crustaceans, molluscs or other aquatic invertebrates</b>
ex 1603.00	- Extracts and juices of whale meat, fish or crustaceans, molluscs or other aquatic invertebrates <sup>1</sup>
16.04	<b>Prepared or preserved fish; caviar and caviar substitutes prepared from fish eggs</b>
16.05	<b>Crustaceans, molluscs and other aquatic invertebrates, prepared or preserved</b>
23.01	<b>Flours, meals and pellets, of meat or meat offal, of fish or of crustaceans, molluscs or other aquatic invertebrates, unfit for human consumption; greaves</b>
ex 2301.10	- Flours, meals and pellets, of meat or meat offal; greaves: -- Whale meal <sup>1</sup>
2301.20	- Flours, meals and pellets of fish or of crustaceans, molluscs or other aquatic invertebrates
23.09	<b>Preparations of a kind used in animal feeding</b>
ex 2309.90	- Other: -- Fish solubles

<sup>1</sup> Import ban for whale products is applied by Liechtenstein and Switzerland on the basis of the CITES Convention

Table 2<sup>1</sup>

The fish and other marine products covered by the provisions of the Agreement so far as trade relations between, on the one side, Liechtenstein and Switzerland and, on the other side, Turkey, are concerned

<b>HS heading No.</b>	<b>Description of products</b>
Chapter 03	<b>Fish and crustaceans, molluscs and other aquatic invertebrates</b> <sup>2</sup>
16.05	<b>Crustaceans, molluscs and other aquatic invertebrates, prepared or preserved</b>

Article 2

1. Unless otherwise mentioned in paragraphs 2 to 4, after 31 December 1993 aid measures to the fishing sector shall fall under the disciplines of Article 18 of the Agreement and its agreed interpretation in Annex X.

2. The following aid measures to the fishing sector are considered normally not to be in accordance with the Agreement:

- General aid measures concerning the sector as a whole and which are not fully directed towards structural measures in accordance with the provisions of paragraph (c)(ii) of Annex X.
- Tax concessions other than those that directly offset cost disadvantages clearly linked to special conditions prevailing in the fishing sector.
- Social measures if the subsidy element of such measures exceeds what is generally applied in other sectors, taking into account the special conditions prevailing in the fishing sector.

3. The following aid measures shall normally be considered to be in accordance with the provisions of Article 18 of the Agreement:

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<sup>1</sup> Table 2 was amended by Joint Committee Decision No. 3 of 2000 (16 November 2000)..

<sup>2</sup> Import ban for whale products is applied by Liechtenstein and Switzerland on the basis of the CITES Convention

- Aid measures in the form of lowest permitted domestic first hand sales prices for fish and the purchase of surpluses that are applied in order to offset serious market disturbances.
- Regional aid measures to the extent that they are necessary for maintaining fishing activities in regions that are to an above-average degree dependent on such activities and where income from fishing is clearly below the national average in the fishing sector. Such regional measures shall not more than offset cost disadvantages in relation to other locations for fisheries. States Parties to the Agreement introducing or maintaining such measures shall, in accordance with the provisions of the agreed interpretation of Article 18, provide sufficient information on the regional situation leading to the introduction or maintenance of such measures.

4. The following aid measures are considered not to be in accordance with the Agreement:

- Aid in accordance with paragraph (c)(vi) of the agreed interpretation, as concerns the fishing sector.
- Aid in accordance with paragraph (c)(viii) of the agreed interpretation, as concerns fishing activities.

Article 3<sup>1</sup>

Article 4<sup>2</sup>

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<sup>1</sup> Article 3 was deleted as Finland ceased to be a Party to the Agreement.

<sup>2</sup> Article 4 was deleted as Sweden ceased to be a Party to the Agreement.