



Canada No.1 (2020)

# Agreement

on Trade Continuity between the United Kingdom of Great Britain and Northern  
Ireland and Canada

Ottawa, 9 December 2020

[The Agreement is not in force]

*Presented to Parliament  
by the Secretary of State for Foreign, Commonwealth and Development Affairs  
by Command of Her Majesty  
December 2020*



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**AGREEMENT ON TRADE CONTINUITY BETWEEN THE UNITED  
KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND  
CANADA**

The United Kingdom of Great Britain and Northern Ireland (“the United Kingdom” or “UK”) and Canada (hereinafter referred to as “the Parties”),

RECOGNISING that the Canada-European Union Comprehensive Economic and Trade Agreement (“CETA”) done at Brussels, on 30 October 2016, will cease to apply to the United Kingdom at the end of the transition period provided for in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, done at Brussels and London on 24 January 2020 (“transition period”);

DESIRING that the rights and obligations between them as provided for by CETA should continue following the departure of the United Kingdom from the European Union and following the end of the transition period, subject to the provisions of this Agreement, including the modifications provided for in Annexes A and B;

REAFFIRMING the preamble of CETA,

Have agreed as follows:

ARTICLE I

**Incorporation of CETA**

1. The provisions of CETA are incorporated by reference into and made part of this Agreement, *mutatis mutandis*, subject to the provisions of this Agreement, including the modifications provided for in Annexes A and B.
2. For greater certainty, a reference to “this Agreement” in Articles I through VII, Annexes A and B or the incorporated provisions of CETA, shall be understood as reference to the Agreement on Trade Continuity between the United Kingdom of Great Britain and Northern Ireland and Canada (“Trade Continuity Agreement” or “TCA”).
3. For greater certainty, a reference to the “provisions of CETA” in this Agreement includes tables, lists, annexes, reservations and footnotes.
4. Provisions of CETA, or parts of such provisions, that apply exclusively to EU Member States and not to the UK, or that are in languages other than English and French, are not incorporated by reference into and made part of this Agreement.
5. For greater certainty, nothing in this Agreement shall provide any rights to any non-Party to this Agreement.

6. In the event of any inconsistency between Articles I through VII and the provisions of CETA, as incorporated, Articles I through VII shall prevail to the extent of the inconsistency.

## ARTICLE II

### **Further provision in relation to the Canada-UK Joint Committee**

1. The Canada-UK Joint Committee, which the Parties establish under incorporated Article 26.1 (Canada-UK Joint Committee), shall ensure that this Agreement operates properly.
2. Upon entry into force of this Agreement, any decisions adopted by the CETA Joint Committee or specialised committees established by Article 26.2 (Specialised committees) of CETA before CETA ceased to apply to the United Kingdom shall, to the extent that those decisions relate to the Parties to this Agreement, be deemed to have been adopted by the Canada-UK Joint Committee, mutatis mutandis and subject to the provisions of this Agreement, including the modifications provided for in Annexes A and B.
3. Nothing in paragraph 2 prevents the Canada-UK Joint Committee from making decisions that are different from, revoke or supersede the decisions deemed to have been adopted by it under that paragraph.

## ARTICLE III

### **Retained Law**

1. References to EU law in this Agreement are to be understood as references to EU law as incorporated into the law of the UK on the date the transition period ends.
2. Subject to the provisions of this Agreement, in incorporating EU law into UK domestic law, or in making amendments to UK law to address a deficiency in retained EU law, the UK shall not decrease the conformity of a measure, as it existed before the incorporation or amendment, with the provisions of this Agreement.
3. Nothing in paragraph 2 prevents the UK from withdrawing treatment it was granting to Canada only as a result of the UK's participation in the internal market of the European Union.
4. A dispute arising in relation to paragraph 2 shall be considered urgent within the meaning of incorporated paragraph 29.4.4 (Consultations) and incorporated Article 29.11 (Urgent proceedings), except that:
  - (a) consultations shall commence within 5 days of the date of receipt of Canada's request by the UK; and

- (b) the UK may not make the type of request referred to in the final sentence of incorporated Article 29.11 (Urgent proceedings).

#### ARTICLE IV

##### **Subsequent Negotiations**

1. The Parties shall commence negotiations on a new Canada-United Kingdom free trade agreement no later than one year after the date of entry into force of this Agreement.
2. A Party shall give positive consideration to any proposal by the other Party regarding topics to be included in the scope of the negotiations referred to in paragraph 1, including topics not covered by this Agreement.
3. In pursuing the negotiations referred to in paragraph 1, the Parties shall endeavour to develop their trade and economic relations further by aiming for an agreement that is ambitious, modern and comprehensive, and that is tailored to their interests.
4. The Parties shall strive to conclude the negotiations referred to in paragraph 1 within three years of the date of entry into force of this Agreement.

#### ARTICLE V

##### **Review of procedures for the resolution of investment disputes between investors and states**

1. Incorporated Articles 8.18 (Scope) through 8.43 (Consolidation), as well as incorporated paragraphs 8.44.2 and 8.44.3 (Committee on Services and Investment), except for sub-paragraph (d), shall not apply upon entry into force of this Agreement.
2. Within 90 days of the entry into force of this Agreement, the Parties shall commence a comprehensive review of the incorporated provisions listed in paragraph 1.
3. The review under paragraph 2 shall be completed within three years of the entry into force of this Agreement. No later than 30 months after the entry into force of this Agreement, the Parties shall consult as to whether the three-year period should be extended. If they agree, the period may be extended by decision of the Canada-UK Joint Committee.
4. If the review under paragraph 2 has not been completed within the time period set out in paragraph 3 or as extended by the Canada-UK Joint Committee, the incorporated provisions listed in paragraph 1 shall apply, provided that the equivalent provisions of CETA have entered into force.

5. For greater certainty, following the Parties' review under paragraph 2, the amendment procedures established in incorporated paragraph 30.2.1 (Amendments) apply.

6. Incorporated paragraph 13.2.4 (Scope), incorporated sub-paragraph 13.18.3(c) (Financial Services Committee), incorporated Article 13.21 (Investment disputes in financial services) as well as incorporated Annex 13-B (Understanding on the Application of Articles 13.16.1 and 13.21), to the extent that it relates to the process under incorporated Article 13.21, shall not apply unless and until the incorporated provisions referred to in paragraph 1 apply.

7. Further to Article II.2 (Further provision in relation to the Canada-UK Joint Committee), any decisions, or parts of decisions, related to the incorporated provisions listed in paragraph 1 that were adopted by the CETA Joint Committee or the Committee on Services and Investment established under Articles 26.1 (CETA Joint Committee) and 26.2 (Specialised committees) of CETA before it ceased to apply to the United Kingdom shall not be deemed to have been adopted by the Canada-UK Joint Committee under this Agreement.

## ARTICLE VI

### **Integral parts of this Agreement**

Unless otherwise provided for, the protocols, annexes, and footnotes to this Agreement, including those incorporated under Article I (Incorporation of CETA), constitute integral parts thereof. The agreement, in the form of an exchange of letters between Canada and the United Kingdom, entitled "WTO Cheese TRQ – UK Transitional Access to the European Union Reserve", dated 9 December 2020, also constitutes an integral part of this Agreement.

## ARTICLE VII

### **Entry into force and provisional application**

1. This Agreement shall be approved by the Parties in accordance with their domestic procedures.

2. This Agreement shall enter into force on:

(a) the later of:

(i) the date on which CETA ceases to apply to the United Kingdom;  
or

(ii) the date of the later of the Parties' notifications that they have completed their domestic procedures;

or

(b) such other date as the Parties may otherwise agree.

3. Pending the entry into force of this Agreement, the Parties may provisionally apply this Agreement or provisions thereof by an exchange of written notifications. Such provisional application shall take effect on the later of:

(a) the date on which CETA ceases to apply to the United Kingdom; or

(b) the date of the later of the Parties' notifications that they have completed their respective internal requirements and procedures necessary for provisional application of this Agreement.

4. A Party may terminate the provisional application of this Agreement by written notice to the other Party. Such termination shall take effect on the first day of the second month following the date the notification is received, unless the notification provides for a later date.

5. If the Parties provisionally apply this Agreement, or certain provisions of it, the term "entry into force of this Agreement" in this Agreement, or in those provisions, shall be deemed to refer to the date that such provisional application takes effect.

6. The United Kingdom shall submit notifications under this Article to Canada's Department of Foreign Affairs, Trade and Development or its successor. Canada shall submit notifications under this Article to the United Kingdom's Foreign, Commonwealth and Development Office or its successor.

7. The Canada-UK Joint Committee and other bodies established under this Agreement may exercise their functions during the provisional application of this Agreement. Any decisions adopted in the exercise of their functions will cease to be effective if the provisional application of this Agreement is terminated under paragraph 4.

IN WITNESS WHEREOF the undersigned, being duly authorised thereto by their respective Governments, have signed this Agreement.

DONE in Duplicate at Ottawa this 9th day of December 2020 in the English and French languages, both texts being equally authentic.

**For the United Kingdom of  
Great Britain and Northern Ireland:**

**DAVID REED**

**For Canada:**

**JOHN HANNAFORD**

## Annex A

### Part A – General modifications

1. Unless otherwise provided for in this Annex:
  - a) the terms, "European Union", "EU", "EU Party", "European Commission", "European", "European Union Member State", "European Union and its Member States", "Member State", and "Member State of the European Union", as well as similar terms, are replaced with "United Kingdom" or "UK";
  - b) “CETA Joint Committee” is replaced with “Canada-UK Joint Committee”;
  - c) “Joint Customs Cooperation Committee (JCCC)” is replaced with “Committee on Customs and Trade Facilitation (“CCTF Committee”)”;
  - d) “CETA Committee on Geographical Indications” is replaced with “Canada-UK Committee on Geographical Indications”;
  - e) “CETA contact points” is replaced with “Canada-UK contact points”; and
  - f) “Canada-European Union Comprehensive Economic and Trade Agreement” and “CETA” are replaced with “Canada-United Kingdom Trade Continuity Agreement (“TCA”)”.

### Part B – Chapter-specific modifications

#### CHAPTER 1

1. In Article 1.1, the definition of **Parties** is replaced with “**Parties** means, on the one hand, Canada, and on the other hand, the UK;”.
2. In Article 1.2:
  - a) in the definition of **citizen**, sub-paragraph (b) is replaced with “(b) for the UK, a natural person who is a national of the United Kingdom, as defined in the *New Declaration by the Government of the United Kingdom of Great Britain and Northern Ireland of 31 December 1982 on the definition of the term ‘nationals’ together with Declaration No 63 annexed to the Final Act of the intergovernmental conference which adopted the Treaty of Lisbon*<sup>1</sup>.”;
  - b) in the definition of **central government**, sub-paragraph (b) is replaced with “(b) for the UK, the Government of the UK.”.

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<sup>1</sup> Signed on 13 December 2007.

3. In Article 1.3, paragraph (b) is replaced with “(b) for the UK, to the extent that and under the conditions which CETA applied immediately before it ceased to apply to the UK to the territory of the UK and the following territories for whose international relations it is responsible:

- i. Gibraltar;
- ii. The Channel Islands and the Isle of Man.”

## **CHAPTER 2**

1. In Article 2.1, “over a transitional period starting from the entry into force of this Agreement” is deleted.

2. Paragraph 2.3.2 is replaced with “2. Paragraph 1 means, with respect to a government in Canada or the United Kingdom other than the central government, treatment no less favourable than that accorded by that government to like, directly competitive or substitutable goods of Canada or the United Kingdom, respectively.”.

3. In paragraph 2.5.3, “three years after the date of entry into force of this Agreement” is replaced with “21 September 2020”.

4. The second footnote to paragraph 2.10.2 is deleted.

5. The footnote to paragraph 2.10.4 is deleted.

6. In sub-paragraph 2.11.4(b), “for a period of three years following the entry into force of this Agreement” is replaced with “until 21 September 2020”.

7. In paragraph 2.13.3:

- a) “and” is removed after sub-paragraph (b) and added after sub-paragraph (c); and
- b) the following new sub-paragraph is added after sub-paragraph (c):  
“(d) provide a forum for cooperation and exchange of information on agriculture issues not covered under this Agreement.”.

8. Paragraph 2.13.4 is deleted.

## **Annexes 2-A and 2-B**

Modifications to these Annexes are set out in Annex B.

### **CHAPTER 5**

1. Sub-paragraph 5.1.1(e) is deleted.
2. In sub-paragraph 5.5.2(a), “and” is added after “pest-free production site,” and “and a protected zone” is deleted.
3. In sub-paragraph 5.14.2(d), “unless the Parties decide otherwise,” is added after “at least once a year,”.
4. Paragraph 5.14.7 is replaced with “7. Unless the Parties decide otherwise, the Joint Management Committee shall meet and establish its rules of procedure no later than one year after the entry into force of this Agreement, and shall endeavour to establish its work programme.”.
5. In paragraph 5.14.9, “, as necessary, its” is added after “The Joint Management Committee shall report annually on its activities and”.

### **Annex 5-A**

1. Paragraph 1 is replaced with:
  - “1. The following are responsible for the application of SPS measures with respect to domestically produced, exported and imported animals and animal products, plants and plant products, and for issuing health certificates attesting to the agreed SPS measures unless otherwise noted:
    - (a) an entity notified to Canada upon entry into force of this Agreement; or
    - (b) a successor entity notified to Canada.”.

### **Annex 5-E**

1. In Section A, in the table "Sanitary Measures":
  - a) Under the sub-heading “Ruminants, equidae, pigs, poultry and farmed game”, in each place this occurs under the headings “Meat products”, “Processed animal proteins for human consumption” and “Rendered animal fat intended for human consumption”, in paragraph 1 of column 4, “special condition 4” is replaced with “special condition 6(a)”.

- b) Under the heading "Horizontal Issues", paragraph 1 of column 7 is replaced with "1. Lists of Canadian establishments and plants are entered by Canada into the UK electronic import control system established by the UK, provided that the system is readily accessible to Canada; and".

#### **Annex 5-I**

1. In sub-paragraph 4(a), "at least one of the official languages of the Member State of the border inspection post of introduction of the consignment into the European Union" is replaced with "English".
2. In paragraph 6, "Trade Control and Expert System ("TRACES")" is replaced with "the UK electronic import control system".

#### **CHAPTER 6**

1. In paragraph 6.13.3, "the Agreement between Canada and the European Community on Customs Cooperation and Mutual Assistance in Customs Matters, done at Ottawa on 4 December 1997 (the 'Canada-EU Customs Cooperation Agreement')" is replaced with "any agreement or arrangement governing customs cooperation and mutual assistance in customs matters between the UK and Canada".
2. In paragraph 6.13.4, "the Canada-EU Customs Cooperation Agreement" is replaced with "any agreement or arrangement governing customs cooperation and mutual assistance in customs matters between the UK and Canada" and "or arrangement" is added after "as defined in that agreement".
3. Article 6.14 is replaced with:

#### **"Article 6.14**

#### **Committee on Customs and Trade Facilitation**

1. The Committee on Customs and Trade Facilitation ("CCTF Committee"), established under sub-paragraph 26.2.1(c) (Specialised committees), shall meet on request of the Committee on Trade in Goods or upon request of a Party and shall ensure the proper functioning of this Chapter, as well as Articles 2.8 (Temporary suspension of preferential tariff treatment) and 20.43 (Scope of border measures).
2. The CCTF Committee may consider:
  - (a) further measures aimed at facilitating trade between the Parties;

- (b) any issues related to the interpretation, application and administration of this Chapter and Articles 2.8 (Temporary suspension of preferential tariff treatment) and 20.43 (Scope of border measures) in accordance with the objectives of this Agreement; or
  - (c) any issue regarding customs and trade facilitation that are referred to it by a Party.
3. The CCTF Committee shall submit any recommendations to the Committee on Trade in Goods that it considers necessary for the attainment of the common objectives and sound functioning of the mechanisms established in this Chapter and Articles 2.8 (Temporary suspension of preferential tariff treatment) and 20.43 (Scope of border measures)."

## CHAPTER 8

### 1. In Article 8.1:

- a) in the definition of **covered investment**, in sub-paragraph (d), "the date of entry into force of this Agreement" is replaced with "21 September 2017";
- b) in the definition of **natural person**:
  - (i) the text in sub-paragraph (b) is replaced with "in the case of the UK, a natural person who is a national of the UK.";
  - (ii) in the second paragraph, "has the nationality of one of the Member States of the European Union" is replaced with "a national of the UK"; and
  - (iii) in the third paragraph, "has the nationality of one of the Member States of the European Union" is replaced with "is a national of the UK".
- c) the definition of **non-disputing Party** is replaced with: "**non-disputing Party** means Canada, if the UK is the respondent, or the UK, if Canada is the respondent;"
- d) the definition of **respondent** is replaced with: "**respondent** means Canada or the UK;"

2. In paragraph 8.2.1, the footnote following the word "territory" is modified by replacing "to which the Treaty on European Union and the Treaty on the Functioning of the European Union are applied" with "of the UK".

3. In paragraph 8.2.5, "the Agreement on Air Transport between Canada and the European Community and its Member States, done at Brussels on 17 December 2009 and Ottawa on 18 December 2009" is replaced with "any agreement or arrangement governing air services between Canada and the United Kingdom".

4. In paragraphs 8.6.3 and 8.7.2, in each place it occurs, “government of or in a Member State of the European Union” is replaced with “in the UK, other than the central government”.
5. In paragraph 8.9.4:
  - a) the footnote following the word “subsidy” is deleted; and
  - b) in the footnote following the term “competent authority”, everything after “competent authority” is replaced with “is an authority or agency notified in writing by the United Kingdom to Canada through the Canada-UK contact points”.
6. In sub-paragraph 8.15.1(a), sub-sub-paragraph (i) is deleted.
7. In Section F (Resolution of investment disputes between investors and states), incorporated Articles 8.18 through 8.43 as well as incorporated paragraphs 8.44.2 and 8.44.3, except for sub-paragraph (d), do not apply upon entry into force of this Agreement and are subject to a comprehensive review in accordance with Article V (Review of procedures for the resolution of investment disputes between investors and states).
8. In paragraph 8.19.2, sub-paragraphs 8.19.2 (a) through (c) are replaced with:
  - “(a) Ottawa, if the measures challenged are measures of Canada; or
  - (b) London, if the measures challenged are measures of the UK.”.
9. Paragraph 8.19.7 is deleted.
10. In paragraph 8.19.8, “and, if applicable, its notice requesting a determination of the respondent,” is deleted.
11. Article 8.21 is deleted.
12. In sub-paragraph 8.22.1(b), “and, if applicable, at least 90 days to elapse from the submission of the notice requesting a determination of the respondent” is deleted.
13. Sub-paragraph 8.22.1(c) is deleted.
14. In paragraph 8.36.2, “the notice requesting a determination of the respondent, the notice of determination of the respondent,” is deleted.
15. In paragraph 8.37.2, “, as applicable, the European Union, Member States of the European Union and” is deleted.
16. In sub-paragraph 8.38.1(a), “a notice requesting a determination of the respondent, a notice of determination of the respondent,” is deleted.

## CHAPTER 9

1. In paragraph 9.2.3, “*the Agreement on Air Transport between Canada and the European Community and its Member States*, done at Brussels on 17 December 2009 and Ottawa on 18 December 2009” is replaced with “any agreement or arrangement governing air services between Canada and the United Kingdom”.
2. In paragraphs 9.3.2 and 9.5.2, “of or in a Member State of the European Union” is replaced with “in the UK other than the central government”.
3. Sub-sub-paragraph 9.7.1(a)(i) is deleted.

### Annex 9-A

1. In paragraph 1, “of or in a Member State of the European Union” is replaced with “in the UK other than the central government”.
2. Sub-paragraph 2(b) is replaced with:  
“(b) in the case of the UK, a regional government of the UK accords more favourable treatment to a service supplier which is a person of another regional government of the UK, or to a service supplied by this supplier; and”.
3. Paragraph 3 is deleted.
4. In paragraph 4, “*Canadian Agreement on Internal Trade*, dated 18 July 1994” is replaced with “*Canadian Free Trade Agreement*, dated 1 July 2017” and “AIT” is replaced with “CFTA”.

### Annex 9-C

1. In paragraph 2, “*the Agreement on Air Transport between Canada and the European Community and its Member States*, done at Brussels on 17 December 2009 and Ottawa on 18 December 2009” is replaced with “any agreement or arrangement governing air services between Canada and the United Kingdom”.

## CHAPTER 10

1. Sub-paragraph 10.5.1(a) is replaced with:  
“(a) in the case of Canada:  
Director  
Temporary Resident Policy and Programs  
Immigration Branch  
Department of Citizenship and Immigration”.

2. Sub-paragraph 10.5.1(b) is replaced with:  
“(b) In the case of the UK:  
Head of Services  
Department for International Trade”.
3. Sub-paragraph 10.5.1(c) is deleted.
4. In paragraph 10.5.2, “, and as appropriate the contact points for Member States of the European Union,” is deleted.
5. The footnote to sub-paragraph 10.7.5(d) is deleted.
6. The footnote to paragraph 10.9.3 is deleted.

#### **Annex 10-A**

Annex 10-A is deleted.

#### **Annex 10-B**

1. In the heading, replace “specific Member States of the European Union” with “the UK”.
2. Paragraph 2 and its footnote are deleted.
3. In each table in paragraphs 3 through 6:
  - a) in the first column, add “UK –” before “All Sectors”; and
  - b) in the second column, delete “UK:”.
4. In the table in paragraph 7:
  - a) in the first row, in the first column, add “UK –” before “All Activities in Annex 10-D”, and in the second column, delete “UK:”; and
  - b) delete the remaining rows of the table.

#### **Annex 10-E**

1. Paragraph 6 is deleted.
2. The footnote to sub-paragraph 9(a) is deleted.
3. The footnote to sub-paragraph 10(a) is deleted.
4. In the table in paragraph 11, in the second column:

- a) in each place where it occurs before “UK”, “In” is deleted;
- b) in the row relating to “UK – All Sectors”, the entry relating to Technologists is replaced with the following: “Annex 10-C does not apply to the UK”; and
- c) in the row relating to “Research and Development Services”-
  - (i) the footnotes are deleted; and
  - (ii) the EU’s entries for CSS and IP are replaced with the following “UK: None, except: A hosting agreement with an approved research organisation is required.”.

### **Annex 10-F**

1. Paragraph 1 is deleted.
2. In paragraph 2, “in the Member State of origin of the European Union intra-corporate transferee” is replaced with “to the UK”.

### **CHAPTER 11**

1. In Article 11.1, in the definition of **jurisdiction**, “each of the Member States of the European Union” is replaced with “the UK”.
2. In paragraph 11.2.2, “in all or some Member States of the European Union and” is deleted.

### **CHAPTER 13**

1. Sub-sub-paragraph 13.10.1(a)(i) is deleted.
2. Sub-sub-paragraph 13.10.2(a)(i) is deleted.
3. The following sentence is added at the end of paragraph 13.18.1: “For the UK, the Committee representative is an official from Her Majesty’s Treasury, or its successor.”.
4. The following sentence is added at the end of paragraph 13.19.2: “For the UK, this means officials from Her Majesty’s Treasury, or its successor.”.

## Annex 13-A

### Schedule of the United Kingdom

1. In the title, “(applicable to all Member States of the European Union unless otherwise indicated)” is deleted.
2. The footnote in paragraph 1 is deleted.
3. In paragraph 15, “the entry into force of this Agreement” is replaced with “21 September 2017”.

### CHAPTER 14

1. In Article 14.1, in the definitions of **international cargo** and **international maritime transport services**, “, or between a port of one Member State of the European Union and a port of another Member State of the European Union” is deleted.
2. The footnote to sub-paragraph 14.2.2(a) is deleted.
3. Sub-sub-paragraph 14.4.1(a)(i) is deleted.

### CHAPTER 17

1. In paragraph 17.2.3, “in accordance with the *Agreement between the European Communities and the Government of Canada Regarding the Application of their Competition Laws*, done at Bonn on 17 June 1999” is deleted.

### CHAPTER 19

1. Sub-paragraph 19.4.1(b) is replaced with:  
“(b) within the UK, treatment no less favourable than that accorded by a sub-central region, including its procuring entities, to goods and services of, and suppliers located in, that sub-central region, as the case may be.”.
2. In paragraph 19.6.2, “the date of entry into force of this Agreement” is replaced with “21 September 2017”.
3. In paragraph 19.17.8, “the entry into force of this Agreement” is replaced with “21 September 2017”.

## **Market Access Schedule of Canada**

### **Annex 19-1**

1. Under the heading *Notes to Canada's Annex 19-1*, in paragraph 1, “for a five-year period following the entry into force of this Agreement” is replaced with “for five years from 21 September 2017”.

### **Annex 19-4**

1. Under the heading *Notes to Canada's Annex 19-4*, sub-paragraph 1(g), “after entry into force of this Agreement” is replaced with “from 21 September 2017”.

## **Market Access Schedule of the United Kingdom**

### **Annex 19-1**

1. Section A is deleted.

2. A footnote is added to the heading of Section B:

“Where the functions of an entity listed in this Annex have been or are transferred to another entity, which is itself a contracting authority, the successor entity shall be deemed to be included in this Annex (for sub-central contracting authorities, only for those functions). This footnote shall be no longer applicable after the UK has initiated the process under Article 19.18 (Modifications and rectifications to coverage) to update entities under Annex 19-1.”.

### **Annex 19-2**

#### **Section A**

1. In paragraph 1, “as defined by Regulation 1059/2003 – NUTS Regulation”, is replaced with “falling under Territorial Units 1, 2 and 3 as described in Paragraph 3 of the General Notes in Annex 19-7”.

2. In paragraph 2, “NUTS 1 and 2, as referred to by Regulation 1059/2003 – NUTS Regulation”, is replaced with “Territorial Units 1 and 2 as described in Paragraph 3 of the General Notes in Annex 19-7”.

3. In paragraph 3, “NUTS 3 and smaller administrative units, as referred to by Regulation 1059/2003 – NUTS Regulation” is replaced with “Territorial Unit 3 as described in Paragraph 3 of the General Notes in Annex 19-7.”.

## **Section B**

1. The heading “Section B: All contracting authorities which are bodies governed by public law as defined by European Union procurement directive” is replaced with:  
“Section B: All contracting authorities which are bodies governed by public law for England, Wales, and Northern Ireland, as defined by the Public Contracts Regulations 2015; and for Scotland, as defined by the Public Contracts (Scotland) Regulations 2015”.

### **Annex 19-3**

1. The first paragraph is amended as follows:

- a) “contracting entities” is replaced with “utilities”;
- b) “the European Union utilities directive” is replaced with “the Utilities Contracts Regulations 2016 and the Utilities Contracts (Scotland) Regulations 2016”; and
- c) The text in the footnote in the first paragraph following the listing of thresholds is replaced with:

“According to the Utilities Contracts Regulations 2016, a ‘public undertaking’ means any undertaking over which contracting authorities may exercise directly or indirectly a dominant influence by virtue of:

- (a) their ownership of that undertaking;
- (b) their financial participation in that undertaking; or
- (c) the rules which govern that undertaking.

According to the Utilities Contracts (Scotland) Regulations 2016, a ‘public undertaking’ means a person over which one or more contracting authorities are able to exercise, directly or indirectly, a dominant influence by virtue of one or more of the following:

- (a) their ownership of that person;
- (b) their financial participation in that person;
- (c) the rights accorded to them by the rules which govern that person.

According to both the Utilities Contract Regulations 2016 and the Utilities Contracts (Scotland) Regulations 2016, a dominant influence on the part of the contracting authorities is presumed in any of the following cases in which those authorities, directly or indirectly:

- (a) hold the majority of the undertaking’s subscribed capital;
  - (b) control the majority of the votes attaching to shares issues by the undertaking;
  - (c) can appoint more than half the undertaking’s administrative, management or supervisory body.”.
2. Under the heading Notes to the United Kingdom’s Annex 19-3:
- a) In paragraph 2(b), “in a non-European Economic Area country” is replaced with “outside of the United Kingdom”.
  - b) The footnote in sub-paragraph 5(a)(i) is replaced with “**“affiliated undertaking”** means any undertaking over which the procuring entity may exercise, directly or indirectly, a dominant influence, or which may exercise a dominant influence over the procuring entity, or which, in common with the procuring entity, is subject to the dominant influence of another undertaking by virtue of ownership, financial participation, or the rules which govern it.”.

#### **Annex 19-4**

1. The opening paragraph of paragraph 2 is replaced with:  
 “2. This Chapter covers only the supplies and equipment that are described in the Chapters of the Combined Nomenclature (CN) specified below and that are purchased by Ministry of Defence and Agencies for defence or security activities in the United Kingdom that are covered by this Agreement.”.

#### **Annex 19-7**

1. Sub-sub-paragraph 1(c)(iii) is replaced with:  
 “(iii) local contracting authorities covered in Section B of Annex 19-2 (identified therein as Territorial Unit 3 and smaller); or”.
2. Paragraph 2 is replaced with:  
 “2. The Territorial Units for the purposes of paragraphs 1, 2 and 3 in Annex 19-2 and sub-sub-paragraph 1(c)(iii) in Annex 19-7 are set out in the List of Territorial Units table below.”.
3. The following table is added after paragraph 3:

## List of Territorial Units

Territorial Unit 1	Territorial Unit 2	Territorial Unit 3
North East (England)	Tees Valley and Durham	Hartlepool and Stockton-on-Tees
		South Teeside
		Darlington
		Durham County Council
	Northumberland and Tyne and Wear	Northumberland
		Tyneside
North West (England)	Cumbria	West Cumbria
		East Cumbria
	Cheshire	Warrington
		Cheshire East
		Cheshire West and Chester
	Greater Manchester	Greater Manchester South East
		Greater Manchester South West
		Greater Manchester North East
		Greater Manchester North West
		Manchester
	Lancashire	Blackburn with Darwen
		Blackpool
		Chorley and West Lancashire
		East Lancashire
		Mid Lancashire
		Lancaster and Wyre
Merseyside	East Merseyside	

		Liverpool
		Sefton
		Wirral
Yorkshire and the Humber	East Yorkshire and Northern Lincolnshire	City of Kingston upon Hull
		East Riding of Yorkshire
		North and North East Lincolnshire
	North Yorkshire	York
		North Yorkshire County Council
	South Yorkshire	Barnsley, Doncaster and Rotherham
		Sheffield
	West Yorkshire	Bradford
		Leeds
		Calderdale and Kirklees
	Wakefield	
East Midlands (England)	Derbyshire and Nottinghamshire	Derby
		East Derbyshire
		South and West Derbyshire
		Nottingham
		North Nottinghamshire
		South Nottinghamshire
	Leicestershire, Rutland and Northamptonshire	Leicester
		Leicestershire County Council and Rutland
		West Northamptonshire
		North Northamptonshire
	Lincolnshire	

West Midlands (England)	Herefordshire, Worcestershire and Warwickshire	County of Herefordshire
		Worcestershire
		Warwickshire
	Shropshire and Staffordshire	Telford and Wrekin
		Shropshire County Council
		Stoke-on-Trent
		Staffordshire County Council
	West Midlands	Birmingham
		Solihull
		Coventry
		Dudley
		Walsall
		Sandwell
		Wolverhampton
East of England	East Anglia	Norwich and East Norfolk
		North and West Norfolk
		Breckland and South Norfolk
		Peterborough
		Suffolk
		Cambridgeshire County Council
	Bedfordshire and Hertfordshire	Luton
		Bedford
		Central Bedfordshire
		Hertfordshire
Essex	Heart of Essex	

		Essex Thames Gateway
		Essex Haven Gateway
		West Essex
		Southend-on-Sea
		Thurrock
London	Inner London - West	Camden and City of London
		Kensington & Chelsea and Hammersmith & Fulham
		Wandsworth
		Westminster
	Inner London - East	Haringey and Islington
		Hackney and Newham
		Lambeth
		Lewisham and Southwark
	Outer London – East and North East	Tower Hamlets
		Bexley and Greenwich
		Enfield
		Redbridge and Waltham Forest
	Outer London - South	Bromley
		Croydon
		Merton, Kingston upon Thames and Sutton
	Outer London – West and North West	Barnet
		Brent
	Ealing	
	Harrow and Hillingdon	

			Hounslow and Richmond upon Thames
South (England)	East	Berkshire, Buckinghamshire and Oxfordshire	Berkshire
			Milton Keynes
			Buckinghamshire County Council
			Oxfordshire
		Surrey, East and West Sussex	Brighton and Hove
			East Surrey
			East Sussex County Council
			West Surrey
			West Sussex (North East)
			West Sussex (South West)
		Hampshire and Isle of Wight	Portsmouth
			Southampton
			Isle of Wight
			Central Hampshire
			South Hampshire
			North Hampshire
		Kent	Kent Thames Gateway
			Mid Kent
			West Kent
			East Kent
	Medway		
South (England)	West	Gloucestershire, Wiltshire and Bristol/Bath area	City of Bristol
			Bath and North East Somerset and South Gloucestershire

		Gloucestershire
		Swindon
		Wiltshire County Council
	Dorset and Somerset	Bournemouth and Poole
		Dorset County Council
		Somerset
	Cornwall and Isles of Scilly	Cornwall and Isles of Scilly
	Devon	Plymouth
		Torbay
		Devon County Council
Scotland	Eastern Scotland	Angus and Dundee City
		Clackmannanshire and Fife
		East Lothian and Midlothian
		Scottish Borders
		City of Edinburgh
		Falkirk
		Perth & Kinross and Stirling
		West Lothian
	Highlands and Islands	Caithness & Sutherland and Ross & Cromarty
		Inverness & Nairn and Moray, Badenoch & Strathspey
		Lochaber, Skye & Loachals, Arran & Cumbrae and Argyll & Bute
		Eilean Siar (Western Isles)
		Orkney Islands
		Shetland Islands
North Eastern Scotland	Aberdeen City and Aberdeenshire	

	Western Scotland	East Dunbartonshire, West Dunbartonshire and Helensburgh & Lomond
		Glasgow City
		Inverclyde, East Renfrewshire and Renfrewshire
		North Lanarkshire
	Southern Scotland	Dumfries & Galloway
		East Ayrshire and North Ayrshire mainland
		South Ayrshire
		South Lanarkshire
Wales	West Wales	Isle of Anglesey
		Gwynedd
		Conwy and Denbighshire
		South West Wales
		Central Valleys
		Gwent Valleys
		Bridgend and Neath Port Talbot
		Swansea
	East Wales	Monmouthshire and Newport
		Cardiff and Vale of Glamorgan
		Flintshire and Wrexham
		Powys
Northern Ireland	Northern Ireland	Belfast
		Armagh City, Banbridge and Craigavon
		Newry, Mourne and Down
		Ards and North Down
		Derry City and Strabane

		Mid Ulster
		Causeway Coast and Glens
		Antrim and Newtownabbey
		Lisburn and Castlereagh
		Mid and East Antrim
		Fermanagh and Omagh

**Annex 19-8**

1. In Section B, in paragraph 28.1, “Official Journal of the European Union” is replaced with “Upon entry into force of this Agreement, the United Kingdom shall provide Canada with the United Kingdom’s electronic or paper media utilised for the publication of notices required by Articles 19.6, 19.8.7 and 19.15.2, pursuant to Article 19.5.”.
  
2. In Section C, paragraph 1 is replaced with “1. Upon entry into force of this Agreement, the United Kingdom shall provide Canada with details of the website address or website addresses where the United Kingdom publishes procurement statistics pursuant to Article 19.15.5 and notices concerning awarded contracts pursuant to Article 19.15.6.”.

**CHAPTER 20**

1. In Article 20.21, paragraphs 1, 2, 3, 4, 11, 12 and 13 and the footnotes to these paragraphs are deleted.
  
2. In paragraph 20.22.2:
  - a) “the date of signing of this Agreement is” is replaced with “30 October 2016 was”;  
and
  
  - b) the expression “Register of the European Union” is not modified by paragraph 1 of Part A.

## **Annex 20-A**

1. All entries listed in the Table in Part A, except for the first row containing the headings, are deleted.

## **Annex 20-B**

1. Annex 20-B is deleted.

## **CHAPTER 21**

1. Paragraph 21.2.5 is deleted.
2. Paragraph 21.7.4 is replaced with “The Parties may establish reciprocal exchange of information on the safety of consumer products and on preventive, restrictive and corrective measures taken. In particular, a Party may receive selected information from the other Party’s database containing information relating to market surveillance and product safety with respect to consumer products and cosmetics. This reciprocal exchange of information shall be done on the basis of an arrangement setting out the measures referred to under paragraph 5.”.
3. In sub-paragraph 21.9.1(b), “the International Affairs Unit of the Directorate General for Internal Market, Industry, Entrepreneurship and SMEs, European Commission” is replaced with “the Trade Policy Group of the Department for International Trade”.

## **CHAPTER 25**

1. In sub-paragraph 25.1.1(a), “Dialogue on Biotech Market Access Issues” is replaced with “Dialogue on Agricultural Biotech Market Access Issues, as referred to in Article 25.2”.
2. The title of Article 25.2 is replaced with “Dialogue on Agricultural Biotech Market Access Issues”.
3. In paragraph 25.2.1, the opening paragraph is replaced with:  
“The Parties agree that cooperation and information exchange on issues in connection with biotechnology products are of mutual interest. Such cooperation and exchange of information shall take place in a bilateral Dialogue on Agricultural Biotech Market Access Issues. The bilateral Dialogue on Agricultural Biotech Market Access Issues covers any relevant issue of mutual interest to the Parties, including:”.
4. In sub-paragraph 25.2.1(d), “including measures of Member States of the European Union” is deleted.
5. In paragraph 25.5.3, “*Agreement for Scientific and Technological Cooperation between the European Community and Canada, done at Halifax on 17 June 1995*” is replaced with

“Memorandum of Understanding between the Department of Foreign Affairs, Trade and Development of Canada and the Department for Business, Energy, and Industrial Strategy of the United Kingdom of Great Britain and Northern Ireland concerning Science, Technology and Innovation, signed at Ottawa on 18 September 2017”.

## CHAPTER 26

1. In paragraph 26.1.1, “Member of the European Commission responsible for Trade” is replaced with “Secretary of State responsible for International Trade in the UK”.
2. In paragraph 26.2.1, “, or in the case of the Joint Customs Cooperation Committee referred to in subparagraph (c), is granted authority to act under the auspices of the CETA Joint Committee” is deleted.
3. Sub-paragraph 26.2.1(c) is replaced with “the Committee on Customs and Trade Facilitation, which addresses matters concerning customs and trade facilitation”.
4. After sub-paragraph 26.2.1(h), “and” is deleted.
5. In sub-paragraph 26.2.1(i), “.” is replaced with “; and”.
6. After sub-paragraph 26.2.1(i), the following sub-paragraph is added:  
“(j) the Committee on Rules of Origin and Origin Procedures, which addresses matters concerning rules of origin and origin procedures.”.

## CHAPTER 28

1. In Article 28.2:
  - a) in the definition of **competition authority**, sub-paragraph (b) is replaced with “for the UK, the Competition Markets Authority or a regulator listed in section 54(1) of the Competition Act 1998(c.41) or a successor notified to the other Party through the Canada-UK contact points;”;
  - b) in the definition of **competition laws**, sub-paragraph (b) is replaced with “for the UK, the Competition Act 1998 (c.41), and Part 3 of, and Schedules 7, 8, and 10 to, the Enterprise Act 2002 (c.40); and”; and
  - c) in the definition of **information protected under its competition laws**, sub-paragraph (b) is replaced with “for the UK, information obtained by a competition authority under the Competition Act 1998 (c.41) and Part 3 of the Enterprise Act 2002 (c.40).”.

2. In paragraph 28.3.1, “Article 30.8.5 (Termination, suspension or incorporation of other existing agreements),” is deleted.
3. Article 28.4 is deleted.
4. In Article 28.5, “Where Canada or a Member State that is not a member of the European Monetary Union” is replaced with “If a Party”.
5. In sub-paragraph 28.7.7(d), the final “.” is replaced with “, or its successor. For the UK, this means officials from Her Majesty’s Revenue and Customs, or its successor.”

#### **Annex 29-A**

1. In paragraph 27, “Brussels” is replaced with “London”.

#### **CHAPTER 30**

1. In paragraph 30.2.2, “, except for Annex 10-A (List of Contact Points of the Member States of the European Union)” is deleted.
2. Article 30.7 is deleted.
3. Paragraphs 30.8.1, 30.8.2, 30.8.5, 30.8.6 and 30.8.7 are deleted.
4. In paragraph 30.9.1, “General Secretariat of the Council of the European Union” is replaced with “UK Foreign, Commonwealth and Development Office”.
5. After paragraph 30.9.2, the following paragraph is added:  
“3. For greater certainty, Article 30.9.2 of CETA shall not apply between the United Kingdom and Canada from the date CETA ceases to apply to the United Kingdom.”.
6. Articles 30.10 and 30.11 are deleted.

Modifications to the agreements incorporated by reference pursuant to paragraph 30.8.3, as amended by Annex 30-B, and modifications to Annex 30-B, are set out in Part C of this Annex.

#### **Annex 30-D**

1. Annex 30-D is deleted.

#### **Protocol on rules of origin and origin procedures**

1. In Article 1, in the definition of **customs authority**, “or, for the EU, where provided for, the competent services of the European Commission” is deleted.

2. After paragraph 3.2, the following paragraphs are added:

“2A. For the purposes of paragraph 1, a material produced in the EU that would have satisfied the rules of origin had the territory of the EU been part of the free trade area established by this Agreement shall be deemed as originating when used in the production of a product in a Party.

2B. For the purposes of determining the originating status of a product, an exporter may take into account production carried out on a non-originating material in the EU.

2C. Paragraphs 2A and 2B will cease to apply three years after the date of entry into force of this Agreement. Not more than 30 months after the entry into force of this Agreement the Parties shall discuss and decide whether the period should be extended. If they agree, the application of paragraphs 2A and 2B may be extended by decision of the Canada UK Joint Committee.

2D. The Parties shall continue to seek and work towards mutually beneficial and more liberal rules of origin that best reflect Canada’s and the UK’s supply chains and sectoral interests.”

3. In new paragraph 2A, the following footnote to the term “territory of the EU” is added: “For the purposes of this Protocol, “territory of the European Union” means the territories in which the Treaty on European Union and the Treaty on the Functioning of the European Union are applied and under the conditions laid down in those Treaties and shall also apply to the areas of the European Union customs territory.”.

4. In paragraph 3.3, “and 2” is replaced with “through 2B”.

5. In paragraph 3.4, “paragraph 2” is replaced with “paragraphs 2 or 2B”.

6. In sub-paragraph 4.1(h), “or taken within the limits of the territorial sea of a Member State of the European Union by a vessel fulfilling the conditions of paragraph 2 with respect to the UK;” is added after “vessel”.

7. In sub-sub-paragraphs 4.2(a)(ii) through 4.2(b)(ii), in each place it occurs, “a Member State of the European Union” is replaced with “the UK or a Member State of the European Union”.

8. In paragraph 7.2, “in the European Union” is replaced with “in the UK, in the European Union”.

9. In sub-paragraph 19.1(a), “the relevant European Union legislation” is replaced with “requirements pursuant to the Taxation (Cross Border Trade) Act 2018, (c.22)”.

10. In paragraph 28.2, “, through the European Commission,” is deleted.

11. In paragraphs 29.13 and 29.15, “the Joint Customs Cooperation Committee” is replaced with “the Committee on Rules of Origin and Origin Procedures”.

12. In the heading to Article 34, after “Committee”, “on Rules of Origin and Origin Procedures” is added.

13. The text in Article 34 is replaced by:

- “1. The Committee on Rules of Origin and Origin Procedures (“ROOP Committee”), established under Article 26.2.1(j) (Specialised committees), shall meet on request of the Committee on Trade in Goods or on request of a Party, and shall consider any matters arising under this Protocol and recommend amendments to its provisions to the Committee on Trade in Goods.
2. The ROOP Committee shall consult with a view to ensuring that this Protocol is administered effectively, uniformly and consistently with the spirit and objectives of this Agreement.
3. The ROOP Committee may consider:
  - a) the uniform administration of the rules of origin, including tariff classification and valuation matters relating to this Protocol;
  - b) technical, interpretative, or administrative matters relating to this Protocol; or
  - c) the priorities in relation to origin verifications and other matters arising from origin verifications.”.

#### **Annex 2**

1. In the third footnote of the Origin Declaration, “When the origin declaration relates, in whole or in part, to products originating in Ceuta and Melilla, the exporter must clearly indicate the symbol 'CM'.” is deleted.

#### **Annex 4**

1. Paragraph 1 is replaced with "For the purposes of this Protocol, reference to the European Union does not include Ceuta and Melilla."

2. Paragraphs 2 through 7 are deleted.

#### **Annex 5**

1. In the table headed "Product specific rule for sufficient production pursuant to Article 5", for HS classification 87.01, in the footnote to the description, “The application of cumulation

and of the new rule of origin will be published in the Official Journal of the European Union for information purposes.” is deleted.

2. In the same table, for HS classification 87.03, in the footnote to the description, “seven years after the entry into force of this Agreement” is replaced with “on 17 September 2024”.

#### **Annex 5-A**

1. In paragraph 7, “Year 1” is replaced with “the year of entry into force of this Agreement, for the period from the date of entry into force until December 31 of that year,”.

2. In paragraph 8, “European Commission” is replaced with “UK Customs Authority”.

3. The following paragraph is added after paragraph 10:

“11. The annual quotas set out in this Annex will cease to apply three years after entry into force of this Agreement. Not more than 30 months after the entry into force of this Agreement, the Parties shall discuss and decide whether the period should be extended. If they agree, the application of the annual quotas set out in this Annex may be extended by decision of the Canada-UK Joint Committee.”.

4. The following paragraph is added after paragraph 11:

“12. If the annual quotas set out in this Annex cease to apply in accordance with paragraph 11, the Parties shall calculate the volumes of these quotas in the final year by discounting the volume corresponding to the period running between the date the origin quota ceased to apply and 31 December of that year.”.

#### **Section A – Agriculture**

1. In “Table A.1 - Annual Quota Allocation for High-Sugar Containing Products Exported from Canada to the United Kingdom”, in the 4<sup>th</sup> column, “30,000” is replaced with “12,600”.

2. In “Table A.2 – Annual Quota Allocation for Sugar Confectionery and Chocolate Preparation Exported from Canada to the United Kingdom”, in the 4<sup>th</sup> column, “10,000” is replaced with “4,200”.

3. In “Table A.3 – Annual Quota for Allocation for Processed Foods Exported from Canada to the United Kingdom”, in the 4<sup>th</sup> column, “35,000” is replaced with “19,250”.

4. In “Table A.4 – Annual Quota Allocation for Dog and Cat Food Exported from Canada to the United Kingdom”, in the 4<sup>th</sup> column, “60,000” is replaced with “16,200”.

5. In “Table B.1 – Annual Quota Allocation for Fish and Seafood Exported from Canada to the United Kingdom”:

- a) for HS classification ex. 0306.12, in the 3<sup>rd</sup> column, “2,000” is replaced with “840”;
  - b) for HS classification 1604.11, in the 3<sup>rd</sup> column, “3,000” is replaced with “2,400”;  
and
  - c) for HS classification 1605.21-1605.29, in the 3<sup>rd</sup> column, “5,000” is replaced with “2,700”.
6. In “Table D.1 – Annual Quota Allocation for Vehicles Exported from Canada to the United Kingdom”, in the 4<sup>th</sup> column, “100,000” is replaced with “60,000”.
7. In Note 1:
- a) in the 4<sup>th</sup> paragraph, “in the Official Journal of the European Union” is replaced with “on-line”; and
  - b) in the 10<sup>th</sup> paragraph, “the conclusion of negotiations on” is deleted.
8. In Note 2, in the 4<sup>th</sup> paragraph, “in the Official Journal of the European Union” is replaced with “on-line”.

## **Annex 7**

1. The paragraphs under the heading “Joint Declaration Concerning the Principality of Andorra” are deleted and replaced with:

“Products produced in the Principality of Andorra falling within Chapters 25 to 97 of the Harmonised System that would have satisfied the rules of origin in this Protocol, had the territory of the Principality of Andorra been part of the free trade area established by this Agreement, shall be deemed as originating when used in the production of a product in the territory of a Party.”.

2. The paragraphs under the heading “Joint Declaration Concerning the Republic of San Marino” are deleted and replaced with:

“Products produced in the Republic of San Marino that would have satisfied the rules of origin in this Protocol, had the territory of the Republic of San Marino been part of the free trade area established by this Agreement, shall be deemed as originating when used in the production of a product in the territory of a Party.”.

## **Protocol on the mutual acceptance of the results of conformity assessment**

1. In Article 1,
  - a) the definition of **European Union technical regulation** is deleted and replaced with “**UK technical regulation** means a technical regulation of the UK”;
  - b) in the definition of **in-house body**, “an accredited in-house body fulfilling the requirements in Article R21 of Annex I to Decision 768/2008/EC” is replaced with “an accredited in-house body fulfilling the requirements in UK law which correspond to requirements in Article R21 of Annex I to Decision 768/2008/EC”; and
  - c) the definition of **Mutual Recognition Agreement** is deleted.
2. In sub-paragraph 2.5(f), “the Agreement on Civil Aviation Safety between Canada and the European Community, done at Prague on 6 May 2009” is replaced with “any agreement or arrangement governing civil aviation safety between Canada and the UK”.
3. In sub-sub-paragraph 3.1(b)(ii), “by a Member State of the European Union” is deleted.
4. In paragraph 3.3, “The European Union shall assign an identification number to conformity assessment bodies established in Canada that are recognised under this Protocol, and shall list those conformity assessment bodies in the information system of the European Union, namely the New Approach Notified and Designated Organisations (‘NANDO’) or a successor system.” is deleted.
5. In paragraph 5.1, “The European Union shall allow Canada to use the European Union’s electronic notification tool for those purposes.” is deleted.
6. In sub-paragraph 5.2(a), “the conformity assessment body meets the requirements set out in Article R17” is replaced with “the conformity assessment body meets the requirements set out in UK law which correspond to requirements set out in Article R17”.
7. In paragraph 5.3, “The Parties shall deem the applicable requirements of Article R17” is replaced with “The Parties shall deem the applicable requirements in UK law which correspond to requirements in Article R17”, and “that the conformity assessment body meet requirements equivalent to the applicable requirements of Article R17” is replaced with “that the conformity assessment body meet requirements equivalent to the applicable requirements of UK domestic law modelled on Article R17”.
8. In paragraph 5.4, “If the European Union considers revising the requirements set out in Article R17” is replaced with “If the UK considers revising the requirements set out in UK law which correspond to requirements in Article R17”.

9. In Article 16, “Transition from the Mutual Recognition Agreement” is replaced with “Transition from CETA” and “a conformity assessment body, which had been designated under the Mutual Recognition Agreement” is replaced with “a conformity assessment body, established in the territory of one of the Parties, which had been designated under CETA”.

**Protocol on the mutual recognition of the compliance and enforcement programme  
regarding good manufacturing practices for pharmaceutical products**

1. In Article 12.6, “recognised as equivalent under the Agreement on Mutual Recognition Between the European Community and Canada, done at London on 14 May 1998” is replaced with “listed in Annex 2”.

**Annex I – Reservations for existing measures and liberalisation commitments**

**Headnote**

1. In sub-sub-sub-paragraph 3(f)(iii)(A), "at Member State level" is replaced with "in the UK".
2. Paragraph 8 is deleted.

**UK**

**Reservations applicable in the UK**

1. In the title, “(applicable in all Member States of the EU unless otherwise indicated)” is deleted.
2. Unless otherwise indicated below, “EU level” is deleted from the Level of Government element of each reservation.
3. The following reservations are modified as follows:
  - a. **Sector:** All sectors  
**Sub-sector:**  
**Type of Reservation:** National treatment
    - i. In the Measures element, “Treaty on the Functioning of the European Union” is replaced with “As set out in the **Description** element”.
    - ii. In the Description element:
      - A. The first paragraph is replaced with:  
“Companies or firms formed in accordance with the law of the UK and having their registered office, central administration or principal place of business in the UK,

including those established in the UK by Canadian investors, may, as regards the right of establishment, be treated more favourably than branches or agencies of companies or firms established outside the UK.”.

B. The following paragraph is added after the second paragraph:

“For greater certainty, the scope of this reservation shall not be interpreted more broadly than the scope of the national treatment reservation in Annex I of CETA that is applicable in the European Union and that, for the Measures element, refers to the Treaty on the Functioning of the European Union.”.

- b. **Sector:** Research and development services  
**Sub-Sector:** Research and experimental development services on natural sciences and engineering, interdisciplinary research and experimental development services  
**Type of Reservation:** National treatment, market access
  - i. The Measures element is replaced with:  
“**Measures:** All currently existing and all future research or innovation programmes.”.
  - ii. In the first paragraph of the Description element, “EU at EU level” is replaced with “UK”.
  - iii. The second paragraph of the Description element is deleted.
- c. **Sector:** Agriculture  
**Sub-Sector:**  
**Type of Reservation:** Performance requirements
  - i. In the Level of Government element, “EU level” is replaced with “National”.
- d. **Sector:** Transport  
**Sub-Sector:** Supporting services for air transport  
**Type of Reservation:** national treatment, market access, most-favoured-nation treatment
  - i. In the Industry Classification element, the following is added after “Rental of aircraft”:  
  
“CPC 7461, CPC 7469, CPC 83104”
  - ii. In the Type of Reservation element, “CPC 7461, CPC 7469, CPC 83104” is deleted.
  - iii. In the Description element:

- A. In the first paragraph, “the Member State of the EU licensing the carrier or, if the licensing Member State of the EU so allows, elsewhere in the EU” is replaced with “the UK”.
- B. In the second paragraph, “the Member State of the EU licensing the air carrier of the EU” is replaced with “the UK”.
- C. In the third paragraph, “the Agreement on Air Transport between Canada and the European Community and its Member States” is replaced with “any agreement or arrangement governing air services between Canada and the UK”.
- D. In the fifth paragraph, each instance of “non-EU” is replaced with “non-UK”.
- e. **Sector:** Transport  
**Sub-Sector:** Internal waterways transport, supporting services for internal waterways transport  
**Type of Reservation:** National treatment, market access, obligations
  - i. In the Level of Government element, “EU level” is replaced with “National”.
- f. **Sector:** Transport  
**Sub-Sector:** Other transport services (provision of combined transport services)  
**Type of Reservation:** Market access
  - i. In the first paragraph of the Description element, each instance of “between Member States of the EU” is replaced with “in the UK”.
- g. **Sector:** Supporting services for all modes of transport  
**Sub-Sector:** Customs clearance services  
**Type of Reservation:** National treatment, market access
  - i. In the Measures element, “Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code, and subsequent amendments” is replaced with “Taxation (Cross-border Trade) Act 2018 (c.22)”.
  - ii. In the Measures element, after “Taxation (Cross-border Trade) Act 2018 (c.22)”, a new footnote is inserted as follows:

“For greater certainty, the scope of this reservation shall not be interpreted more broadly than the scope of the corresponding reservation in Annex I of CETA that is applicable in the European Union and that refers to Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code, and subsequent amendments. Paragraph 4 of Article III (Retained Law) of the TCA applies to a dispute arising in relation to the scope of this reservation.”

- h. **Sector:** Business services  
**Sub-Sector:** Legal services  
**Type of Reservation:** National treatment, market access
    - i. In the second paragraph of the Description element, “EU law and the law of Member States of the EU” is replaced with “the law of the UK”.
  - i. **Sector:** Energy  
**Sub-Sector:** Extraction of crude petroleum and natural gas, services incidental to mining, related scientific and technical consulting services  
**Type of Reservation:** Market access
    - i. In the Measures element, “Petroleum Act 1988” is replaced with “Petroleum Act 1998”.
4. The title, “Reservations applicable in the United Kingdom”, is deleted.

## ANNEX II

### Headnote

#### Reservation for future measures

5. Paragraph 5 is replaced with:
- “5. A reservation taken by Canada or the UK at the national level of government applies to a measure of a government at the regional, provincial, territorial or local level within that country.”.
6. Paragraph 9 is deleted.

## UK

### Reservations applicable in the UK

7. In the title, “(applicable in all Member States of the EU unless otherwise indicated)” is deleted.
8. The following reservations are modified as follows:
- a. **Sector:** Fishing, aquaculture, services incidental to fishing  
**Sub-Sector:**  
**Type of Reservation:** Market access, national treatment, most-favoured-nation treatment, performance requirements  
**Description:** Investment and Cross-Border Trade in Services

- i. In the first paragraph of the Description element, “the Common Fisheries Policy, and of” is deleted.
  - ii. In sub-paragraph (c) of the second paragraph of the Description element, the “a” before “Canada” is deleted.
  - iii. The fifth paragraph of the Description element is deleted.
- b. **Sector:** Business services  
**Sub-Sector:** Legal services, services of notaries, services by bailiffs  
**Type of Reservation:** Market access, national treatment, senior management and boards of directors  
**Description:** Investment and Cross-Border Trade in Services
  - i. In the Description element, “‘huissiers de justice’ or other ‘officiers publics et ministériels’,” is deleted.
- c. **Sector:** Distribution and health services  
**Sub-Sector:** Retail sales of pharmaceutical, medical and orthopaedic goods and other services provided by pharmacists  
**Type of Reservation:** Market access  
**Description:** Cross-Border Trade in Services
  - i. The paragraphs of the Description element are replaced with:
 

“Mail order is only possible from the UK, thus establishment in the UK is required for the retail of pharmaceuticals and specific medical goods to the general public in the UK.”
- d. **Sector:** Distribution and health services  
**Sub-Sector:** Retail sales of pharmaceutical, medical and orthopaedic goods and other services provided by pharmacists  
**Type of Reservation:** Market access  
**Description:** Investment
  - i. This reservation is deleted.
- e. **Sector:** Health services  
**Sub-Sector:**  
**Type of Reservation:** Market access, national treatment, performance requirements, senior management and boards of directors  
**Description:** Investment
  - i. The fifth paragraph of the Description element is replaced with:
 

“Complementary reservations may be found further below.”.

- f. **Sector:** Health services  
**Sub-Sector:** Health-related professional services: medical and dental services, midwife services, nursing services, physiotherapeutic and para-medical services, psychologist services  
**Type of Reservation:** Market access  
**Description:** Cross-Border Trade in Services
- i. The third paragraph of the Description element is replaced with:  
“Complementary reservations may be found further below.”.
- g. **Sector:** Social services  
**Sub-Sector:**  
**Type of Reservation:** Market access, national treatment, performance requirements, senior management and boards of directors  
**Description:** Investment
- i. The third paragraph of the Description element is replaced with:  
“Complementary reservations may be found further below.”.
- h. **Sector:** Financial services  
**Sub-Sector:** Banking and other financial services (excluding insurance)  
**Type of Reservation:** Market access, national treatment, cross-border supply of financial services  
**Description:** Financial services
- i. In the Description element, “the same Member State of the EU” is replaced with “the UK”.
- i. **Sector:** Transport  
**Sub-Sector:** Water transport  
**Type of Reservation:** national treatment, market access, senior management and board of directors  
**Description:** Investment
- i. In the Description element, each of the following is replaced with “the UK”:  
A. “the State of establishment”; and  
B. “the Member State of the EU concerned”.
- j. **Sector:** Transport  
**Sub-Sector:** Water transport, supporting services for water transport  
**Type of Reservation:** Market access, national treatment, senior management and boards of directors, most-favoured-nation treatment, obligations  
**Description:** Investment, Cross-Border Trade in Services and International Maritime Transport Services

- i. In the second paragraph of the Description element, “the same Member State of the EU” is replaced with “the UK”.
  
- k. **Sector:** Transport  
**Sub-Sector:** Internal waterways transport  
**Type of Reservation:** Most-favoured-nation treatment  
**Description:** Investment and Cross-Border Trade in Services
  - i. In the first paragraph of the Description element, “(including agreements following the Rhine-Main-Danube link)” is deleted.
  
- l. **Sector:** Transport  
**Sub-Sector:** Road transport: passenger transportation, freight transportation, international truck transport services  
**Type of Reservation:** Market access, national treatment  
**Description:** Investment and Cross-Border Trade in Services
  - i. The second paragraph of the Description element is deleted.
  
- m. **Sector:** Transport  
**Sub-Sector:** Road and rail transport  
**Type of Reservation:** Most-favoured-nation treatment  
**Description:** Investment and Cross-Border Trade in Services
  - i. In the first paragraph of the Description element, “the EU or the Member States of the EU” is replaced with “the UK”.
  
- n. **Sector:** Energy  
**Sub-Sector:** Electricity and gas transmission systems, Oil and gas pipeline transport  
**Type of Reservation:** National treatment, market access, performance requirements, senior management and boards of directors  
**Description:** Investment
  - i. In the first paragraph of the Description element, “the EU as a whole, or of an individual Member State of the EU” is replaced with “the UK”.
  
- 9. The title, “Reservations applicable in the United Kingdom”, is deleted.

## **Annex I - Reservations for existing measures and liberalisation commitments**

### **Schedule of Canada – Federal**

#### **Reservations applicable in Canada (applicable in all Provinces and Territories)**

1. In reservation I-C-1, in paragraph 3 of the Description element, “CAD \$369 million in 2015” is replaced with “CAD \$398 million in 2018”.

### **Schedule of Canada – Provincial and Territorial**

#### **Reservations applicable in Québec**

1. In reservation I-PT-146, in paragraph 1 of the Description element, “Agreement on Internal Trade” is replaced with “Canadian Free Trade Agreement”.

## **Annex II – Reservations for future measures**

### **Schedule of Canada**

#### **Reservations applicable in Canada (applicable in all Provinces and Territories)**

1. In reservation II-C-13, in paragraph 2 of the Description element, “the Agreement on Air Transport Between Canada and the European Community and its Member States, done at Brussels on 17 December 2009 and Ottawa on 18 December 2009” is replaced with “any agreement or arrangement governing air services between Canada and the United Kingdom”.
2. In reservation II-C-14,
  - (a) in sub-sub-paragraph 4(b)(i) of the Description element, “the first (national) registries referred to in paragraph 1 of the Annex to Commission communication C(2004) 43 – Community guidelines on State Aid to maritime transport” is replaced with “the first national register of the United Kingdom”;
  - (b) in sub-sub-paragraph 4(b)(ii) of the Description element, “first (national) or second (international) registries referred to in paragraphs 1, 2, and 4 of the Annex to Commission communication C(2004) 43 – Community guidelines on State Aid to maritime transport” is replaced with “first national register of the United Kingdom or the Gibraltar registry”.
3. In reservation II-C-18, in paragraph 2 of the Description element, “the Agreement on Air Transport Between Canada and the European Community and its Member States, done at Brussels on 17 December 2009 and Ottawa on 18 December 2009” is replaced with “any agreement or arrangement governing air services between Canada and the United Kingdom”.

## **Part C**

### **Modifications to the agreements incorporated by reference pursuant to paragraph 30.8.3 and modifications to Annex 30-B**

#### **Modifications to the 1989 Alcoholic Beverages Agreement**

The 1989 Alcoholic Beverages Agreement, as incorporated by reference pursuant to paragraph 30.8.3, is modified as follows:

1. The title is replaced with “Agreement between the United Kingdom of Great Britain and Northern Ireland and Canada concerning trade and commerce in alcoholic beverages (the “Canada-UK Alcoholic Beverages Agreement”)”.
2. Throughout the Canada-UK Alcoholic Beverages Agreement, “European Economic Community” and “Community” are replaced with “United Kingdom” and “UK”, respectively.
3. Notwithstanding Article I.2 of the TCA, a reference to “this Agreement” in the Canada-UK Alcoholic Beverages Agreement means the Canada-UK Alcoholic Beverages Agreement.
4. In Article 1:
  - a) “Canadian competent authority” is replaced with “competent authority”;
  - b) the definition of “the Community” is deleted; and
  - c) in the definition of “product of the UK”, “the customs territory of” is deleted.
5. Article 8 is deleted.
6. For greater certainty, the two Exchanges of Letters concerning the 1989 Alcoholic Beverages Agreement between the Government of Canada and the Council of the European Communities, done at Brussels on 28 February 1989, are not incorporated into or made part of the Canada-UK Alcoholic Beverages Agreement.

#### **Modifications to the 2003 Wines and Spirit Drinks Agreement**

The 2003 Wines and Spirit Drinks Agreement, as incorporated by reference pursuant to paragraph 30.8.3, is modified as follows:

1. The title is replaced with “Agreement between the United Kingdom of Great Britain and Northern Ireland and Canada on trade in wines and spirit drinks (the “Canada-UK Wines and Spirit Drinks Agreement”)”.
2. Throughout the Canada-UK Wines and Spirit Drinks Agreement, including its Annexes:

- a) “European Community” is replaced with “United Kingdom”;
  - b) “Community”, “Community or one of its Member States” and “a Member State of the Community” are replaced with “UK” or “the UK”, as appropriate; and
  - c) “1989 Agreement” is replaced with “Canada-UK Alcoholic Beverages Agreement”.
3. Notwithstanding Article I.2 of the TCA, a reference to “this Agreement” in the Canada-UK Wines and Spirit Drinks Agreement means the Canada-UK Wines and Spirit Drinks Agreement.
  4. In paragraph 3.1, “Agreement between the European Economic Community and Canada concerning trade and commerce in alcoholic beverages concluded on 28 February 1989” is replaced with “Agreement between the United Kingdom of Great Britain and Northern Ireland and Canada concerning trade and commerce in alcoholic beverages”.
  5. Article 12 is deleted.
  6. Paragraph 17.1 is deleted.
  7. In paragraph 17.2, “By the end of a transitional period of two years from the date of entry into force of this Agreement,” is deleted.
  8. In paragraph 17.3, “paragraphs 1 and 2” are replaced with “paragraph 2”.
  9. Paragraph 19.2 is deleted.
  10. Paragraph 24.2 is replaced with “The certification, analysis or testing requirements referred to in paragraph 1 shall be no more restrictive than necessary.”
  11. In Article 25, the phrases “, if produced in Canada or Luxembourg,” and “or, if produced in Austria or Germany, 'Eiswein',” are deleted.
  12. Article 33 is deleted.
  13. Paragraph 34.3 is deleted.
  14. In paragraph 36.1, “Wines or spirit drinks which, at the date of or prior to the entry into force of this Agreement, have been produced” is replaced with “Wines or spirit drinks which, at 1 June 2004, had been produced”.
  15. Sub-sub-paragraph 36.1(b)(i) is deleted.
  16. Article 40 is deleted.
  17. Article 41 is deleted.

18. In paragraph 42.1, “Any reliance by Canada on the first sentence of Article 24(6) of the TRIPS Agreement shall be subject to Article 12.” is deleted.
19. In Annex I, Section B – UK, paragraphs 29 and 30 are deleted.
20. In Annex II, Section B – UK, sub-paragraph 1.2(b) is replaced with “(b) for certain wines originating in the UK, as laid down in UK rules: 1,5 g/l (25 meq/l).”
21. In Annex II, Section B – UK, sub-paragraph 1.4(a), “(b), (c), (d) and (e)” is replaced by “(b) and (c)”; and sub-paragraphs 1.4(d) and 1.4(e) are deleted.
22. In Annex II, Section C – Analysis Methods, “International Vine and Wine Office” is replaced with “International Organisation of Vine and Wine”; and “Office” is replaced with “Organisation”.
23. In Annex III(a):
- a) geographical indications relating to parts of the EU that are not the UK are deleted;
  - b) the title “IN THE UNITED KINGDOM” is deleted; and
  - c) the following footnote is added after the word “regions”: ““English vineyards” and “Welsh vineyards” are not Protected Designations of Origin or Protected Geographical Indications under the Statutory Instrument 2011, No 2936 The Wine Regulations 2011. The Parties shall consider an appropriate amendment to this Annex in accordance with Article 13 to consider the inclusion of the UK’s Protected Designations of Origin and Protected Geographical Indications.”
24. The content of Annex IV(a), with the exception of the title, is replaced with the following text:
1. (a) **Whisky**  
  
Scotch Whisky  
Irish Whisky  
  
(These may be supplemented by the terms 'malt' or 'grain'.)
  1. (b) **Whiskey**  
  
Irish Whiskey  
Uisce Beatha Eireannach/Irish Whiskey  
  
(These may be supplemented by the terms 'Pot Still'.)

2. **Liqueur**

Irish Cream

25. The terms listed in Appendix 1(i) of Annex V, Terms as referred to in Article A, are deleted.
26. The terms listed in Appendix 1(ii) of Annex V, Terms as referred to in Articles B and D, are deleted.
27. In Annex VI (a), the term “British Columbia Wine Institute” is replaced with “British Columbia Wine Authority”.
28. For greater certainty, the Final Act, Joint Declarations attached to the Final Act and Declarations attached to the Final Act are not incorporated into or made part of the Canada-UK Wines and Spirit Drinks Agreement.

## **Modifications to Annex 30-B**

1. Section A is deleted.
2. In Section D,
  - (a) in Article 4a.3, “differential” is added after “cost of service”; and
  - (b) the text in Article 4a.4 is replaced with “The cost of service differential shall be justified in line with standard accounting procedures by independent auditors on the basis of an audit. Upon a Party’s request, the other Party shall make available its most recently completed audit that explains the cost of service differential applicable to the products of the requesting Party.”.

## **DECLARATIONS**

In relation to the TCA:

1. Canada and the United Kingdom of Great Britain and Northern Ireland adopt the “Joint Declaration on WTO negotiations”, “Joint Declaration on labelling” and “Joint Declaration on outlets” attached to the Final Act of the Agreement between the European Community and Canada on trade in wines and spirit drinks, subject to the modifications set out below:
  - (a) “Community” is replaced with “UK”; and
  - (b) “Annex VIII, Article C” is replaced with “Canada-UK Alcoholic Beverages Agreement, Article 2”.
2. Canada and the United Kingdom of Great Britain and Northern Ireland note the “Declaration by Canada on geographical indications” and “Declaration by the Community on geographical indications” attached to the Final Act of the Agreement between the European Community and Canada on trade in wines and spirit drinks, subject to the modifications set out below:
  - (a) “Community” is replaced with “UK”; and
  - (b) “Annex III(a) and” is deleted.

The joint declarations in paragraph 1 and the declarations in paragraph 2 are not an integral part of the TCA.

## **Annex B**

1. Annexes 2-A and 2-B are deleted and replaced with the following text:

### **“Annex 2-A**

#### **Tariff Elimination**

1. For the purposes of this Annex including each Party's Schedule to this Annex, Year 1 means the period of time beginning on 21 September 2017 and ending on 31 December 2017. Year 2 shall begin on 1 January 2018 and shall encompass calendar year 2018. Each subsequent tariff reduction shall take effect on January 1 of each subsequent year.
2. Except as otherwise provided in this Annex, the Parties shall eliminate all customs duties on originating goods, of Chapters 1 through 97 of the Harmonized System that provide for a most-favoured-nation ("MFN") rate of customs duty, imported from the other Party upon 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 2.4:
  - (a) duties on originating goods provided for in the items in staging category A in a Party's Schedule shall be eliminated on the date this Agreement enters into force;
  - (b) duties on originating goods provided for in the items in staging category B in a Party's Schedule shall be removed in four equal stages beginning on 21 September 2017, and such goods shall be duty-free, effective 1 January 2020;
  - (c) duties on originating goods provided for in the items in staging category C in a Party's Schedule shall be removed in six equal stages beginning on 21 September 2017, and such goods shall be duty-free, effective 1 January 2022;
  - (d) duties on originating goods provided for in the items in staging category D in a Party's Schedule shall be removed in eight equal stages beginning on 21 September 2017, and such goods shall be duty-free, effective 1 January 2024.
    - (d.1.) For greater certainty, if the United Kingdom applies a customs duty for the items 1001 11 00, 1001 19 00, high quality common wheat of items ex 1001 99 00, 1002 10 00 and 1002 90 00, at a level and in a manner so that the duty-paid import price for a specified cereal will not be greater than the effective intervention price, or if there is a modification of the current system, the effective support price, increased by 55 per cent as set out in any law or regulation of the United Kingdom that applies such a system which may be adopted on or after the date of entry into force of this Agreement, the United Kingdom shall apply the tariff elimination staging category towards any calculated duty that would be applied, as follows:

<b>Year</b>	<b>Applied Duty</b>
2021	37.5% of the duty calculated as per the relevant MFN customs tariff law or regulation of the United Kingdom
2022	25% of the duty calculated as per the relevant MFN customs tariff law or regulation of the United Kingdom
2023	12.5% of the duty calculated as per the relevant MFN customs tariff law or regulation of the United Kingdom
2024 and each subsequent year	0% of the duty calculated as per the relevant MFN customs tariff law or regulation of the United Kingdom (duty-free)

(d.2.) A customs duty applied by the United Kingdom under paragraph (d.1.) shall not exceed the customs duty applied by the European Union under CETA in relation to the same good originating in Canada. If the United Kingdom decides to apply such a customs duty to this good, the United Kingdom shall provide a notice in writing to Canada 30 days before any law or regulation that applies such a duty enters into force.

- (e) duties on originating goods provided for in the items in staging category S in a Party's Schedule shall be removed in three equal stages beginning on 21 September 2022, and these goods shall be duty-free, effective 1 January 2024;
- (f) the ad valorem component of the customs duties on originating goods provided for in the items in staging category "AV0+EP" in a Party'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 resulting from the entry price system applicable for these originating goods, which may be introduced by the United Kingdom on or after the date of entry into force of this Agreement, may be applied; this specific duty shall not exceed the relevant specific duty that would result from the base rate set out in the United Kingdom's Schedule to this Annex. If the United Kingdom applies such a specific duty, the United Kingdom shall provide a notice in writing to Canada 30 days before any law or regulation that applies such a duty enters into force; and
- (g) duties on originating goods provided for in the items in staging category E in a Party's Schedule are exempt from tariff elimination.

4. The base rate for determining the interim staged rate of customs duty for an item shall be the MFN customs duty rate applied on 9 June 2009.

5. For the purpose of the elimination of customs duties in accordance with Article 2.4, interim staged 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 0.001 of the official monetary unit of the Party.

6. For greater certainty, dates that precede the entry into force of this Agreement are for the purposes of calculating interim staged rates of customs duty that shall apply once this Agreement enters into force, and do not provide for retroactive preferential tariffs prior to the entry into force of this Agreement.

### **Tariff Rate Quotas**

7. For the administration in 2021 of each tariff rate quota established under this Agreement, the Parties shall calculate the volume of that tariff rate quota by discounting the prorated volume corresponding to the period running between January 1 and the date of entry into force of this Agreement. This calculated in-quota quantity shall be made available on the date this Agreement enters into force.

Processed shrimps transitional tariff rate quota

8. (a) Originating goods in the following aggregate quantities and provided for in items with the notation "TQShrimps" in the United Kingdom's Schedule to this Annex and listed in subparagraph (d) shall be duty-free in the years specified below:

Year	Aggregate Annual Quantity (Metric Tonnes <sup>2</sup> )
2021 through to 2023	12,443

(b) The United Kingdom shall:

- (i) administer this tariff rate quota on a first-come first-served basis;
- (ii) administer this tariff rate quota on a calendar year basis with the full in-quota quantity to be made available on January 1 of each year; and
- (iii) not impose any end-use restriction on the imported good as a condition of the application for or use of this tariff rate quota.

(c) Prepared or preserved shrimps and prawns exported from Canada under Section B of Appendix 1 (Origin Quotas) to Annex 5 (Product Specific Rules of Origin) of the Protocol on rules of origin and origin procedures shall not be imported into the United Kingdom under this tariff rate quota.

(d) Subparagraphs (a) and (b) apply to processed shrimps classified in the following tariff lines: 1605 29 00, 1605 21 90, ex 0306 16 10, ex 0306 17 10, ex 0306 26 10, and ex 0306 27 10, excluding in immediate packings of a net content not exceeding 2 kg.

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<sup>2</sup> Expressed in net weight

Frozen cod transitional tariff rate quota

9. (a) Originating goods in the following aggregate quantities and provided for in items with the notation "TQCod" in the United Kingdom's Schedule to this Annex and listed in subparagraph (c) shall be duty-free in the years specified below:

<b>Year</b>	<b>Aggregate Annual Quantity (Metric Tonnes<sup>3</sup>)</b>
2021 through to 2023	791

- (b) The United Kingdom shall:
- (i) administer this tariff rate quota on a first-come first-served basis;
  - (ii) administer this tariff rate quota on a calendar year basis with the full in-quota quantity to be made available on January 1 of each year; and
  - (iii) not impose any specific end-use restriction on the imported good as a condition of the application for or use of this tariff rate quota.
- (c) This paragraph applies to frozen cod, classified in tariff lines 0304 71 90 and 0304 79 10.

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<sup>3</sup> Expressed in net weight

Low and Medium Quality Common Wheat transitional tariff rate quota

10. (a) Originating goods in the following aggregate quantities and provided for in items with the notation "TQCW" in the United Kingdom's Schedule to this Annex and listed in subparagraph (d) shall be duty-free in the years specified below:

<b>Year</b>	<b>Aggregate Annual Quantity (Metric Tonnes)</b>
2021 through to 2023	51,600

- (b) The United Kingdom shall administer this tariff rate quota:
- (i) on a first-come first-served basis; and
  - (ii) on a calendar year basis with the full in-quota quantity to be made available on January 1 of each year.
- (c) The above aggregate duty-free quantities shall include, beginning on the date of entry into force of this Agreement, the quantity allocated to Canada under the United Kingdom's WTO tariff rate quota for low and medium quality common wheat as reflected in the United Kingdom's schedule of commitments at the WTO (as attached to G/MA/TAR/RS/570). For greater certainty, the reference to the quantity allocated to Canada applies both before and after certification of the United Kingdom's schedule of commitments at the WTO. A change to this quantity resulting from the United Kingdom's action under Article XXVIII of the GATT 1994 shall apply for the purposes of this Agreement from the date on which that change takes effect.
- (d) This paragraph applies to common wheat of a quality, other than high quality, classified in tariff line ex 1001 99 00.

## Sweetcorn Tariff Rate Quota

11. (a) Originating goods in the following aggregate quantities and provided for in items with the notation "TQSC" in the United Kingdom's Schedule to this Annex and listed in subparagraph (c) shall be duty-free in the years specified below:

<b>Year</b>	<b>Aggregate Annual Quantity (Metric Tonnes<sup>4</sup>)</b>
2021	3,380
2022 and each subsequent year	4,056

- (b) The United Kingdom shall administer this tariff rate quota:
- (i) on a first-come first-served basis; and
  - (ii) on a calendar year basis with the full in-quota quantity to be made available on January 1 of each year.
- (c) This paragraph applies to the following tariff lines: 0710 40 00 (only available during the time period leading up to the elimination of duties for such good as per the staging category applicable to this item in the United Kingdom's Schedule to this Annex) and 2005 80 00.

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<sup>4</sup> Expressed in net weight

Bison Tariff Rate Quota

12. (a) Originating goods in the following aggregate quantities and provided for in items with the notation "TQB3" in the United Kingdom's Schedule to this Annex and listed in subparagraph (d) shall be duty-free in the years specified below:

Year	Aggregate Annual Quantity (Metric Tonnes – Carcass Weight Equivalent)
2021 and each subsequent year	232

- (b) When calculating quantities imported, the conversion factors specified in paragraph 19 shall be utilized to convert Product Weight to Carcass Weight Equivalent.
- (c) The United Kingdom shall administer this tariff rate quota:
- (i) on a first-come first-served basis; and
  - (ii) on a calendar year basis with the full in-quota quantity to be made available on January 1 of each year.
- (d) This paragraph applies to bison classified in the following tariff lines:  
ex 0201 10 00, ex 0201 20 20, ex 0201 20 30, ex 0201 20 50, ex 0201 20 90,  
ex 0201 30 00, ex 0202 10 00, ex 0202 20 10, ex 0202 20 30, ex 0202 20 50,  
ex 0202 20 90, ex 0202 30 10, ex 0202 30 50, ex 0202 30 90, ex 0206 10 95,  
ex 0206 29 91, ex 0210 20 10, ex 0210 20 90, ex 0210 99 51, ex 0210 99 59.

Fresh or Chilled Beef and Veal Tariff Rate Quota

13. (a) Originating goods in the following aggregate quantities and provided for in items with the notation "TQB1" in the United Kingdom's Schedule to this Annex and listed in subparagraph (e) shall be duty-free in the years specified below:

<b>Year</b>	<b>Aggregate Annual Quantity (Metric Tonnes – Carcass Weight Equivalent)</b>
2021	2,311
2022 and each subsequent year	2,708

- (b) When calculating quantities imported, the conversion factors specified in paragraph 19 shall be utilized to convert Product Weight to Carcass Weight Equivalent.
- (c) The United Kingdom shall administer this tariff rate quota:
- (i) on a first-come first-served basis; and
  - (ii) on a calendar year basis with the full in-quota quantity to be made available on January 1 of each year.
- (d) Notwithstanding subparagraph (c), paragraphs 17 and 18 shall apply to this paragraph.
- (e) This paragraph applies to beef and veal classified in the following tariff lines: ex 0201 10 00, ex 0201 20 20, ex 0201 20 30, ex 0201 20 50, ex 0201 20 90, ex 0201 30 00 and ex 0206 10 95.

Frozen or Other Beef and Veal Tariff Rate Quota

14. (a) Originating goods in the following aggregate quantities and provided for in items with the notation "TQB2" in the United Kingdom's Schedule to this Annex and listed in subparagraph (e) shall be duty-free in the years specified below:

<b>Year</b>	<b>Aggregate Annual Quantity (Metric Tonnes – Carcass Weight Equivalent)</b>
2021	968
2022 and each subsequent year	1,161

- (b) When calculating quantities imported, the conversion factors specified in paragraph 19 shall be utilized to convert Product Weight to Carcass Weight Equivalent.
- (c) The United Kingdom shall administer this tariff rate quota:
- (i) on a first-come first-served basis; and
  - (ii) on a calendar year basis with the full in-quota quantity to be made available on January 1 of each year.
- (d) Notwithstanding subparagraph (c), paragraphs 17 and 18 shall apply to this paragraph.
- (e) This paragraph applies to beef and veal classified in the following tariff lines: ex 0202 10 00, ex 0202 20 10, ex 0202 20 30, ex 0202 20 50, ex 0202 20 90, ex 0202 30 10, ex 0202 30 50, ex 0202 30 90, ex 0206 29 91, ex 0210 20 10, ex 0210 20 90, ex 0210 99 51 and ex 0210 99 59.

## High Quality Fresh, Chilled and Frozen Meat of Bovine Animals Tariff Rate Quota

15. Originating goods that are exported from Canada and are imported into the United Kingdom under the United Kingdom's WTO tariff quota for high quality fresh, chilled and frozen meat of bovine animals covered by CN tariff headings ex 0201 and ex 0202 and for products covered by CN tariff lines ex 0206 10 95 and ex 0206 29 91 of the quantity reflected in the United Kingdom's schedule of commitments at the WTO (as attached to G/MA/TAR/RS/570), shall be duty-free on the date this Agreement enters into force. For greater certainty, the reference to the quantity allocated to Canada applies both before and after certification of the United Kingdom's schedule of commitments at the WTO. A change to this quantity resulting from the United Kingdom's action under Article XXVIII of the GATT 1994 shall apply for the purposes of this Agreement from the date on which that change takes effect.

## Pork Tariff Rate Quota

16. (a) Originating goods in the following aggregate quantities and provided for in items listed with the notation "TQP" in the United Kingdom's Schedule to this Annex and listed in subparagraph (f) shall be duty-free in the years specified below:

<b>Year</b>	<b>Aggregate Annual Quantity (Metric Tonnes – Carcass Weight Equivalent)</b>
2021	4,838
2022 and each subsequent year	5,805

- (b) The aggregate annual duty-free quantities in the table above shall be increased, beginning on the date of entry into force of this Agreement, by the quantity established in the United Kingdom's Canada-specific WTO tariff quota for meat of swine, fresh, chilled or frozen (cuts of domestic swine, fresh, chilled or frozen, with or without bone, excluding tenderloin presented separately) as reflected in the United Kingdom's schedule of commitments at the WTO (as attached to G/MA/TAR/RS/570). For greater certainty, the reference to the quantity allocated to Canada applies both before and after certification of the United Kingdom's schedule of commitments at the WTO. A change to this quantity resulting from the United Kingdom's action under Article XXVIII of the GATT 1994 shall apply for the purposes of this Agreement from the date on which that change takes effect.
- (c) When calculating quantities imported, the conversion factors specified in paragraph 19 shall be utilized to convert Product Weight to Carcass Weight Equivalent.
- (d) The United Kingdom shall administer this tariff rate quota, including the additional quantities from the United Kingdom's Canada-specific WTO tariff quota for meat of swine, fresh, chilled or frozen (cuts of domestic swine, fresh, chilled or frozen, with or without bone, excluding tenderloin presented separately) as outlined in subparagraph (b):
- (i) on a first-come first-served basis; and

- (ii) on a calendar year basis with the full in-quota quantity to be made available on January 1 of each year.
- (e) Notwithstanding subparagraph (d), paragraphs 17 and 18 shall apply to this paragraph.
- (f) This paragraph applies to the following tariff lines:  
0203 12 11, 0203 12 19, 0203 19 11, 0203 19 13, 0203 19 15, 0203 19 55, 0203 19 59, 0203 22 11, 0203 22 19, 0203 29 11, 0203 29 13, 0203 29 15, 0203 29 55, 0203 29 59, 0210 11 11, 0210 11 19, 0210 11 31, and 0210 11 39.

#### Change of administration system mechanism

- 17. With respect to the tariff rate quotas set out in paragraphs 13, 14 and 16:
  - (a) If 75 per cent or more of the annual aggregate quantity is actually imported into the Party under a tariff rate quota in a given year, the Parties shall meet, upon the request of a Party, in the framework of the Committee on Agriculture established under Article 26.2.1 (a) (Specialised committees) in order to promptly address any questions affecting the smooth operation of the tariff rate quota.
  - (b) If 75 per cent or more of the annual aggregate quantity is actually imported into the Party under a tariff rate quota in a given year for three consecutive years, provided that the Parties agree, the administration of the quota for the following year(s) may be changed to an import licensed basis as outlined in Annex 2-B: Declaration of the Parties concerning Tariff Rate Quota Administration.
  - (c) If, subsequent to the situation referred to in subparagraph (b), less than 75 per cent of the annual aggregate quantity is actually imported into the Party under a tariff rate quota in a given year for two consecutive years, the Parties may consider returning to a first-come first-served system following consultations between the Parties on the necessity and opportunity of such reversion.

#### Review clause

- 18. (a) With respect to the tariff rate quotas set out in paragraphs 13, 14, and 16, at the end of the phase-in period of any of these tariff rate quotas, or at any other time upon motivated request of a Party, the Parties shall review the operation of the relevant tariff rate quota administration system in light notably of its effectiveness in ensuring quota utilisation, market conditions, and administrative burdens associated with the system for the economic operators and for the Parties.
- (b) With respect to the tariff rate quotas set out in paragraphs 13, 14, and 16, the review referred to in subparagraph (a) shall also include the consequences of any tariff rate quota administration modalities agreed with a third country for the same goods in the framework of other trade negotiations involving the Parties and would include the

possibility of providing the option to the exporting Party of transitioning to the approach agreed to in another agreement. The conditions of competition in North America will be a necessary part of the review.

#### Conversion Factors

19. With respect to the tariff rate quotas set out in paragraphs 12, 13, 14, and 16, the following conversion factors shall be utilized to convert Product Weight to Carcass Weight Equivalent:

- (a) Tariff Rate Quotas set out in paragraphs 12, 13, and 14:

<b>Tariff Item</b>	<b>Tariff Line Description</b> (for illustrative purposes only)	<b>Conversion Factor</b>
0201 10 00	Carcases or half-carcases of bovine animals, fresh or chilled	100 %
0201 20 20	"Compensated" quarters of bovine animals with bone in, fresh or chilled	100 %
0201 20 30	Unseparated or separated forequarters of bovine animals, with bone in, fresh or chilled	100 %
0201 20 50	Unseparated or separated hindquarters of bovine animals, with bone in, fresh or chilled	100 %
0201 20 90	Fresh or chilled bovine cuts, with bone in (excl. carcasses and half-carcasses, "compensated quarters", forequarters and hindquarters)	100 %
0201 30 00	Fresh or chilled bovine meat, boneless	130 %
0206 10 95	Fresh or chilled bovine thick and thin skirt (excl. for manufacture of pharmaceutical products)	100 %
0202 10 00	Frozen bovine carcasses and half-carcasses	100 %
0202 20 10	Frozen "compensated" bovine quarters, with bone in	100 %
0202 20 30	Frozen unseparated or separated bovine forequarters, with bone in	100 %

<b>Tariff Item</b>	<b>Tariff Line Description</b> (for illustrative purposes only)	<b>Conversion Factor</b>
0202 20 50	Frozen unseparated or separated bovine hindquarters, with bone in	100 %
0202 20 90	Frozen bovine cuts, with bone in (excl. carcasses and half-carcasses, "compensated" quarters, forequarters and hindquarters)	100 %
0202 30 10	Frozen bovine boneless forequarters, whole or cut in max. 5 pieces, each quarter in 1 block; "compensated" quarters in 2 blocks, one containing the forequarter, whole or cut in max. 5 pieces, and the other the whole hindquarter, excl. the tenderloin, in one piece	130 %
0202 30 50	Frozen bovine boneless crop, chuck and blade and brisket cuts	130 %
0202 30 90	Frozen bovine boneless meat (excl. forequarters, whole or cut into a maximum of five pieces, each quarter being in a single block "compensated" quarters in two blocks, one of which contains the forequarter, whole or cut into a maximum of five pieces, and the other the whole hindquarter, excl. the tenderloin, in one piece)	130 %
0206 29 91	Frozen bovine thick and thin skirt (excl. for manufacture of pharmaceutical products)	100 %
0210 20 10	Meat of bovine animals, salted, in brine, dried or smoked, with bone in	100 %
0210 20 90	Boneless meat of bovine animals, salted, in brine, dried or smoked	135 %
0210 99 51	Edible thick skirt and thin skirt of bovine animals, salted, in brine, dried or smoked	100 %
0210 99 59	Edible offal of bovine animals, salted, in brine, dried or smoked (excl. thick skirt and thin skirt)	100 %

(b) Tariff Rate Quota set out in paragraph 16:

<b>Tariff Item</b>	<b>Tariff Line Description</b> (for illustrative purposes only)	<b>Conversion Factor</b>
0203 12 11	Fresh or chilled with bone in, domestic swine hams and cuts thereof	100 %
0203 12 19	Fresh or chilled with bone in, domestic swine shoulders and cuts thereof	100 %
0203 19 11	Fresh or chilled fore-ends and cuts thereof of domestic swine	100 %
0203 19 13	Fresh or chilled loins and cuts bone-in thereof of domestic swine	100 %
0203 19 15	Fresh or chilled bellies "streaky" and cuts thereof of domestic swine	100 %
0203 19 55	Fresh or chilled boneless meat of domestic swine (excl. bellies and cuts thereof)	120 %
0203 19 59	Fresh or chilled meat of domestic swine, with bone in (excl. carcasses and half-carcasses, hams, shoulders and cuts thereof, and fore-ends, loins, bellies and cuts thereof)	100 %
0203 22 11	Frozen bone-in hams and cuts thereof of domestic swine	100 %
0203 22 19	Frozen bone-in shoulders and cuts thereof of domestic swine	100 %
0203 29 11	Frozen fore-ends and cuts thereof of domestic swine	100 %
0203 29 13	Frozen loins and cuts thereof of domestic swine, with bone in	100 %
0203 29 15	Frozen bellies "streaky" and cuts thereof of domestic swine	100 %

<b>Tariff Item</b>	<b>Tariff Line Description</b> (for illustrative purposes only)	<b>Conversion Factor</b>
0203 29 55	Frozen boneless meat of domestic swine (excl. bellies and cuts thereof)	120 %
0203 29 59	Frozen meat of domestic swine, with bone in (excl. carcasses and half-carcasses, hams, shoulders and cuts thereof, and fore-ends, loins, bellies and cuts thereof)	100 %
0210 11 11	Domestic swine hams and cuts thereof, salted or in brine, with bone in	100 %
0210 11 19	Domestic swine shoulders and cuts thereof, salted or in brine, with bone in	100 %
0210 11 31	Domestic swine hams and cuts thereof, dried or smoked, with bone in	120 %
0210 11 39	Domestic swine shoulders and cuts thereof, dried or smoked, with bone in	120 %

### Tariff Schedule of Canada

Tariff Item (1 Jan 2015)	Description	Base Rate	Staging Category	Note
0105.11.22	Broilers for domestic production: Over access commitment	238% but not less than 30.8¢ each	E	SSG
0105.94.92	Other: Over access commitment	238% but not less than \$1.25/kg	E	SSG
0105.99.12	Turkeys: Over access commitment	154.5% but not less than \$1.60/kg	E	SSG
0207.11.92	Other: Over access commitment	238% but not less than \$1.67/kg	E	SSG
0207.12.92	Other: Over access commitment	238% but not less than \$1.67/kg	E	SSG
0207.13.92	Other: Over access commitment, bone in	249% but not less than \$3.78/kg	E	SSG
0207.13.93	Other: Over access commitment, boneless	249% but not less than \$6.74/kg	E	SSG
0207.14.22	Livers: Over access commitment	238% but not less than \$6.45/kg	E	SSG
0207.14.92	Other: Over access commitment, bone in	249% but not less than \$3.78/kg	E	SSG
0207.14.93	Other: Over access commitment, boneless	249% but not less than \$6.74/kg	E	SSG
0207.24.12	Canner pack: Over access commitment	154.5% but not less than \$2.11/kg	E	SSG
0207.24.92	Other: Over access commitment	154.5% but not less than \$1.95/kg	E	SSG
0207.25.12	Canner pack: Over access commitment	154.5% but not less than \$2.11/kg	E	SSG
0207.25.92	Other: Over access commitment	154.5% but not less than \$1.95/kg	E	SSG
0207.26.20	Over access commitment, bone in	165% but not less than \$2.94/kg	E	SSG
0207.26.30	Over access commitment, boneless	165% but not less than \$4.82/kg	E	SSG
0207.27.12	Livers: Over access commitment	154.5% but not less than \$4.51/kg	E	SSG
0207.27.92	Other: Over access commitment, bone in	165% but not less than \$2.94/kg	E	SSG
0207.27.93	Other: Over access commitment, boneless	165% but not less than \$4.82/kg	E	SSG
0209.90.20	Fat of fowls of the species <i>Gallus domesticus</i> , over access commitment	249% but not less than \$6.74/kg	E	SSG

<b>Tariff Item (1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
0209.90.40	Fat of turkeys, over access commitment	165% but not less than \$4.82/kg	E	SSG
0210.99.12	Meat of poultry: Of fowls of the species Gallus domesticus, over access commitment, bone in	249% but not less than \$5.81/kg	E	SSG
0210.99.13	Meat of poultry: Of fowls of the species Gallus domesticus, over access commitment, boneless	249% but not less than \$10.36/kg	E	SSG
0210.99.15	Meat of poultry: Of turkeys, over access commitment, bone in	165% but not less than \$3.67/kg	E	SSG
0210.99.16	Meat of poultry: Of turkeys, over access commitment, boneless	165% but not less than \$6.03/kg	E	SSG
0401.10.20	Over access commitment	241% but not less than \$34.50/hl	E	SSG
0401.20.20	Over access commitment	241% but not less than \$34.50/hl	E	SSG
0401.40.20	Over access commitment	292.5% but not less than \$2.48/kg	E	SSG
0401.50.20	Over access commitment	292.5% but not less than \$2.48/kg	E	SSG
0402.10.20	Over access commitment	201.5% but not less than \$2.01/kg	E	SSG
0402.21.12	Milk: Over access commitment	243% but not less than \$2.82/kg	E	SSG
0402.21.22	Cream: Over access commitment	295.5% but not less than \$4.29/kg	E	SSG
0402.29.12	Milk: Over access commitment	243% but not less than \$2.82/kg	E	SSG
0402.29.22	Cream: Over access commitment	295.5% but not less than \$4.29/kg	E	SSG
0402.91.20	Over access commitment	259% but not less than 78.9¢/kg	E	SSG
0402.99.20	Over access commitment	255% but not less than 95.1¢/kg	E	SSG
0403.10.20	Over access commitment	237.5% but not less than 46.6¢/kg	E	SSG
0403.90.12	Powdered buttermilk: Over access commitment	208% but not less than \$2.07/kg	E	SSG

<b>Tariff Item (1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
0403.90.92	Other: Over access commitment	216.5% but not less than \$2.15/kg	E	SSG
0404.10.22	Powdered whey: Over access commitment	208% but not less than \$2.07/kg	E	SSG
0404.10.90	Other	11%	C	
0404.90.20	Over access commitment	270% but not less than \$3.15/kg	E	SSG
0405.10.20	Over access commitment	298.5% but not less than \$4.00/kg	E	SSG
0405.20.20	Over access commitment	274.5% but not less than \$2.88/kg	E	SSG
0405.90.20	Over access commitment	313.5% but not less than \$5.12/kg	E	SSG
0406.10.20	Over access commitment	245.5% but not less than \$4.52/kg	E	SSG
0406.20.12	Cheddar and Cheddar types: Over access commitment	245.5% but not less than \$3.58/kg	E	SSG
0406.20.92	Other: Over access commitment	245.5% but not less than \$5.11/kg	E	SSG
0406.30.20	Over access commitment	245.5% but not less than \$4.34/kg	E	SSG
0406.40.20	Over access commitment	245.5% but not less than \$5.33/kg	E	SSG
0406.90.12	Cheddar and Cheddar types: Over access commitment	245.5% but not less than \$3.53/kg	E	SSG
0406.90.22	Camembert and Camembert types: Over access commitment	245.5% but not less than \$5.78/kg	E	SSG
0406.90.32	Brie and Brie types: Over access commitment	245.5% but not less than \$5.50/kg	E	SSG
0406.90.42	Gouda and Gouda types: Over access commitment	245.5% but not less than \$4.23/kg	E	SSG
0406.90.52	Provolone and Provolone types: Over access commitment	245.5% but not less than \$5.08/kg	E	SSG
0406.90.62	Mozzarella and Mozzarella types: Over access commitment	245.5% but not less than \$3.53/kg	E	SSG
0406.90.72	Swiss/Emmental and Swiss/Emmental types: Over access commitment	245.5% but not less than \$4.34/kg	E	SSG

<b>Tariff Item (1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
0406.90.82	Gruyère and Gruyère types: Over access commitment	245.5% but not less than \$5.26/kg	E	SSG
0406.90.92	Other: Havarti and Havarti types, over access commitment	245.5% but not less than \$4.34/kg	E	SSG
0406.90.94	Other: Parmesan and Parmesan types, over access commitment	245.5% but not less than \$5.08/kg	E	SSG
0406.90.96	Other: Romano and Romano types, over access commitment	245.5% but not less than \$5.15/kg	E	SSG
0406.90.99	Other: Other, over access commitment	245.5% but not less than \$3.53/kg	E	SSG
0407.11.12	Hatching, for broilers: Over access commitment	238% but not less than \$2.91/dozen	E	SSG
0407.11.92	Other: Over access commitment	163.5% but not less than 79.9¢/dozen	E	SSG
0407.21.20	Over access commitment	163.5% but not less than 79.9¢/dozen	E	SSG
0407.90.12	Of the fowls of the species Gallus domesticus: Over access commitment	163.5% but not less than 79.9¢/dozen	E	SSG
0408.11.20	Over access commitment	\$6.12/kg	E	SSG
0408.19.20	Over access commitment	\$1.52/kg	E	SSG
0408.91.20	Over access commitment	\$6.12/kg	E	SSG
0408.99.20	Over access commitment	\$1.52/kg	E	SSG
0603.11.00	Roses	10.5%	B	
0603.13.10	Cymbidium	16%	B	
0603.13.90	Other	12.5%	B	
0603.14.00	Chrysanthemums	8%	B	
1003.10.12	For malting purposes: Over access commitment	94.5%	C	
1003.90.12	For malting purposes: Over access commitment	94.5%	C	
1107.10.12	Whole: Over access commitment	\$157.00/tonne	C	
1107.10.92	Other: Over access commitment	\$160.10/tonne	C	
1107.20.12	Whole: Over access commitment	\$141.50/tonne	C	
1108.13.00	Potato starch	10.5%	C	

<b>Tariff Item (1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
1517.10.20	Over access commitment	82.28¢/kg	E	SSG
1517.90.22	Substitutes for butter: Over access commitment	218% but not less than \$2.47/kg	E	SSG
1601.00.22	Of fowls of the species Gallus domesticus, other than in cans or glass jars: Other than spent fowl, over access commitment	238%	E	SSG
1601.00.32	Of turkeys, other than in cans or glass jars: Over access commitment	154.5%	E	SSG
1602.20.22	Paste, of fowls of the species Gallus domesticus, not in cans or glass jars: Over access commitment	238%	E	SSG
1602.20.32	Paste, of turkeys, not in cans or glass jars: Over access commitment	154.5%	E	SSG
1602.31.13	Prepared meals: Other, over access commitment, bone in	169.5% but not less than \$3.76/kg	E	SSG
1602.31.14	Prepared meals: Other, over access commitment, boneless	169.5% but not less than \$6.18/kg	E	SSG
1602.31.94	Other: Other, over access commitment, bone in	165% but not less than \$3.67/kg	E	SSG
1602.31.95	Other: Other, over access commitment, boneless	165% but not less than \$6.03/kg	E	SSG
1602.32.13	Prepared meals: Other, over access commitment, bone in	253% but not less than \$5.91/kg	E	SSG
1602.32.14	Prepared meals: Other, over access commitment, boneless	253% but not less than \$10.54/kg	E	SSG
1602.32.94	Other: Other, over access commitment, bone in	249% but not less than \$5.81/kg	E	SSG
1602.32.95	Other: Other, over access commitment, boneless	249% but not less than \$10.36/kg	E	SSG
1701.91.90	Other	\$30.86/tonne	S	
1701.99.90	Other	\$30.86/tonne	S	

<b>Tariff Item (1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
1806.20.22	Chocolate ice cream mix or ice milk mix: Over access commitment	265% but not less than \$1.15/kg	E	SSG
1806.90.12	Chocolate ice cream mix or ice milk mix: Over access commitment	265% but not less than \$1.15/kg	E	SSG
1901.20.12	In packages of a weight not exceeding 11.34 kg each: Containing more than 25% by weight of butterfat, not put up for retail sale, over access commitment	246% but not less than \$2.85/kg	E	SSG
1901.20.22	In bulk or in packages of a weight exceeding 11.34 kg each: Containing more than 25% by weight of butterfat, not put up for retail sale, over access commitment	244% but not less than \$2.83/kg	E	SSG
1901.90.32	Food preparations of goods of headings 04.01 to 04.04, containing more than 10% but less than 50% on a dry weight basis of milk solids: Ice cream mixes or ice milk mixes, over access commitment	267.5% but not less than \$1.16/kg	E	SSG
1901.90.34	Food preparations of goods of headings 04.01 to 04.04, containing more than 10% but less than 50% on a dry weight basis of milk solids: Other, not put up for retail sale, over access commitment	250.5% but not less than \$2.91/kg	E	SSG

<b>Tariff Item (1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
1901.90.52	Food preparations of goods of headings 04.01 to 04.04, containing 50% or more on a dry weight basis of milk solids: Ice cream mixes or ice milk mixes, over access commitment	267.5% but not less than \$1.16/kg	E	SSG
1901.90.54	Food preparations of goods of headings 04.01 to 04.04, containing 50% or more on a dry weight basis of milk solids: Other, not put up for retail sale, over access commitment	250.5% but not less than \$2.91/kg	E	SSG
2105.00.92	Other: Over access commitment	277% but not less than \$1.16/kg	E	SSG
2106.90.32	Milk, cream or butter substitutes and preparations suitable for use as butter substitutes: Milk, cream or butter substitutes, containing 50% or more by weight of dairy content, over access commitment	212% but not less than \$2.11/kg	E	SSG
2106.90.34	Milk, cream or butter substitutes and preparations suitable for use as butter substitutes: Preparations, containing more than 15% by weight of milk fat but less than 50% by weight of dairy content, suitable for use as butter substitutes, over access commitment	212% but not less than \$2.11/kg	E	SSG
2106.90.52	Egg preparations: Over access commitment	\$1.45/kg	E	SSG

<b>Tariff Item (1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
2106.90.94	Other: Containing 50% or more by weight of dairy content, over access commitment	274.5% but not less than \$2.88/kg	E	SSG
2202.90.43	Beverages containing milk: Other, containing 50% or more by weight of dairy content, not put up for retail sale, over access commitment	256% but not less than \$36.67/hl	E	SSG
2309.90.32	Complete feeds and feed supplements, including concentrates: Containing 50% or more by weight in the dry state of non-fat milk solids, over access commitment	205.5% but not less than \$1.64/kg	E	SSG
3502.11.20	Over access commitment	\$6.12/kg	E	SSG
3502.19.20	Over access commitment	\$1.52/kg	E	SSG
8702.10.10	For the transport of 16 or more persons, including the driver	6.1%	C	
8702.10.20	For the transport of ten to 15 persons, including the driver	6.1%	C	
8702.90.10	For the transport of 16 or more persons, including the driver	6.1%	C	
8702.90.20	For the transport of ten to 15 persons, including the driver	6.1%	C	
8703.21.90	Other	6.1%	C	
8703.22.00	Of a cylinder capacity exceeding 1,000 cc but not exceeding 1,500 cc	6.1%	D	
8703.23.00	Of a cylinder capacity exceeding 1,500 cc but not exceeding 3,000 cc	6.1%	D	
8703.24.00	Of a cylinder capacity exceeding 3,000 cc	6.1%	D	
8703.31.00	Of a cylinder capacity not exceeding 1,500 cc	6.1%	D	

<b>Tariff Item (1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
8703.32.00	Of a cylinder capacity exceeding 1,500 cc but not exceeding 2,500 cc	6.1%	D	
8703.33.00	Of a cylinder capacity exceeding 2,500 cc	6.1%	D	
8703.90.00	Other	6.1%	C	
8704.21.90	Other	6.1%	B	
8704.22.00	g.v.w. exceeding 5 tonnes but not exceeding 20 tonnes	6.1%	B	
8704.23.00	g.v.w. exceeding 20 tonnes	6.1%	B	
8704.31.00	g.v.w. not exceeding 5 tonnes	6.1%	B	
8704.32.00	g.v.w. exceeding 5 tonnes	6.1%	B	
8901.10.10	Of dimensions exceeding a length of 294.13 m and a beam of 32.31 m	25%	D	
8901.10.90	Other	25%	D	
8901.30.00	Refrigerated vessels, other than those of subheading 8901.20	25%	B	
8901.90.10	Open vessels	15%	B	
8901.90.91	Other: Of dimensions exceeding a length of 294.13 m and a beam of 32.31 m	25%	B	
8901.90.99	Other: Other	25%	B	
8904.00.00	Tugs and pusher craft.	25%	D	
8905.20.19	Drilling platforms: Other	20%	B	
8905.20.20	Production platforms	25%	B	
8905.90.19	Drill-ships, drilling barges and floating drilling rigs: Other	20%	B	
8905.90.90	Other	25%	B	
8906.90.19	Open vessels: Other	15%	B	
8906.90.91	Other: Of dimensions exceeding a length of 294.13 m and a beam of 32.31 m	25%	B	
8906.90.99	Other: Other	25%	B	

**Tariff Schedule of the United Kingdom**

<b>Tariff Item (EU Combined Nomenclature of 1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
0105 11 91	- - - - Laying stocks	52 €/1 000 p/st	E	
0105 11 99	- - - - Other	52 €/1 000 p/st	E	
0105 94 00	- - Fowls of the species Gallus domesticus	20.9 €/100 kg/net	E	
0105 99 30	- - - Turkeys	23.8 €/100 kg/net	E	
0201 10 00	- Carcases and half- carcases	12.8 + 176.8 €/100 kg/net	E	TQB1, TQB3
0201 20 20	- - 'Compensated' quarters	12.8 + 176.8 €/100 kg/net	E	TQB1, TQB3
0201 20 30	- - Unseparated or separated forequarters	12.8 + 141.4 €/100 kg/net	E	TQB1, TQB3
0201 20 50	- - Unseparated or separated hindquarters	12.8 + 212.2 €/100 kg/net	E	TQB1, TQB3
0201 20 90	- - Other	12.8 + 265.2 €/100 kg/net	E	TQB1, TQB3
0201 30 00	- Boneless	12.8 + 303.4 €/100 kg/net	E	TQB1, TQB3
0202 10 00	- Carcases and half- carcases	12.8 + 176.8 €/100 kg/net	E	TQB2, TQB3
0202 20 10	- - 'Compensated' quarters	12.8 + 176.8 €/100 kg/net	E	TQB2, TQB3
0202 20 30	- - Unseparated or separated forequarters	12.8 + 141.4 €/100 kg/net	E	TQB2, TQB3
0202 20 50	- - Unseparated or separated hindquarters	12.8 + 221.1 €/100 kg/net	E	TQB2, TQB3
0202 20 90	- - Other	12.8 + 265.3 €/100 kg/net	E	TQB2, TQB3

<b>Tariff Item (EU Combined Nomenclature of 1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
0202 30 10	-- Forequarters, whole or cut into a maximum of five pieces, each quarter being in a single block; 'compensated' quarters in two blocks, one of which contains the forequarter, whole or cut into a maximum of five pieces, and the other, the hindquarter, excluding the tenderloin, in one piece	12.8 + 221.1 €/100 kg/net	E	TQB2, TQB3
0202 30 50	-- Crop, chuck- and-blade and brisket cuts	12.8 + 221.1 €/100 kg/net	E	TQB2, TQB3
0202 30 90	-- Other	12.8 + 304.1 €/100 kg/net	E	TQB2, TQB3
0203 12 11	---- Hams and cuts thereof	77.8 €/100 kg/net	E	TQP
0203 12 19	---- Shoulders and cuts thereof	60.1 €/100 kg/net	E	TQP
0203 19 11	---- Fore- ends and cuts thereof	60.1 €/100 kg/net	E	TQP
0203 19 13	---- Loins and cuts thereof, with bone in	86.9 €/100 kg/net	E	TQP
0203 19 15	---- Bellies (streaky) and cuts thereof	46.7 €/100 kg/net	E	TQP
0203 19 55	----- Boneless	86.9 €/100 kg/net	E	TQP
0203 19 59	----- Other	86.9 €/100 kg/net	E	TQP
0203 22 11	---- Hams and cuts thereof	77.8 €/100 kg/net	E	TQP
0203 22 19	---- Shoulders and cuts thereof	60.1 €/100 kg/net	E	TQP
0203 29 11	---- Fore- ends and cuts thereof	60.1 €/100 kg/net	E	TQP
0203 29 13	---- Loins and cuts thereof, with bone in	86.9 €/100 kg/net	E	TQP
0203 29 15	---- Bellies (streaky) and cuts thereof	46.7 €/100 kg/net	E	TQP

<b>Tariff Item (EU Combined Nomenclature of 1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
0203 29 55	----- Boneless	86.9 €/100 kg/net	E	TQP
0203 29 59	----- Other	86.9 €/100 kg/net	E	TQP
0205 00 80	- Frozen	5.1	B	
0206 10 95	- - - Thick skirt and thin skirt	12.8 + 303.4 €/100 kg/net	E	TQB1, TQB3
0206 29 91	----- Thick skirt and thin skirt	12.8 + 304.1 €/100 kg/net	E	TQB2, TQB3
0206 80 91	- - - Of horses, asses, mules and hinnies	6.4	B	
0206 90 91	- - - Of horses, asses, mules and hinnies	6.4	B	
0207 11 10	- - - Plucked and gutted, with heads and feet, known as '83 % chickens'	26.2 €/100 kg/net	E	
0207 11 30	- - - Plucked and drawn, without heads and feet but with necks, hearts, livers and gizzards, known as '70 % chickens'	29.9 €/100 kg/net	E	
0207 11 90	- - - Plucked and drawn, without heads and feet and without necks, hearts, livers and gizzards, known as '65 % chickens', or otherwise presented	32.5 €/100 kg/net	E	
0207 12 10	- - - Plucked and drawn, without heads and feet but with necks, hearts, livers and gizzards, known as '70 % chickens'	29.9 €/100 kg/net	E	
0207 12 90	- - - Plucked and drawn, without heads and feet and without necks, hearts, livers and gizzards, known as '65 % chickens', or otherwise presented	32.5 €/100 kg/net	E	

<b>Tariff Item (EU Combined Nomenclature of 1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
0207 13 10	----- Boneless	102.4 €/100 kg/net	E	
0207 13 20	----- Halves or quarters	35.8 €/100 kg/net	E	
0207 13 30	----- Whole wings, with or without tips	26.9 €/100 kg/net	E	
0207 13 40	----- Backs, necks, backs with necks attached, rumps and wing- tips	18.7 €/100 kg/net	E	
0207 13 50	----- Breasts and cuts thereof	60.2 €/100 kg/net	E	
0207 13 60	----- Legs and cuts thereof	46.3 €/100 kg/net	E	
0207 13 70	----- Other	100.8 €/100 kg/net	E	
0207 13 91	----- Livers	6.4	E	
0207 13 99	----- Other	18.7 €/100 kg/net	E	
0207 14 10	----- Boneless	102.4 €/100 kg/net	E	
0207 14 20	----- Halves or quarters	35.8 €/100 kg/net	E	
0207 14 30	----- Whole wings, with or without tips	26.9 €/100 kg/net	E	
0207 14 40	----- Backs, necks, backs with necks attached, rumps and wing- tips	18.7 €/100 kg/net	E	
0207 14 50	----- Breasts and cuts thereof	60.2 €/100 kg/net	E	
0207 14 60	----- Legs and cuts thereof	46.3 €/100 kg/net	E	
0207 14 70	----- Other	100.8 €/100 kg/net	E	
0207 14 91	----- Livers	6.4	E	
0207 14 99	----- Other	18.7 €/100 kg/net	E	
0207 24 10	--- Plucked and drawn, without heads and feet but with necks, hearts, livers and gizzards, known as '80 % turkeys'	34 €/100 kg/net	E	

<b>Tariff Item (EU Combined Nomenclature of 1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
0207 24 90	- - - Plucked and drawn, without heads and feet and without necks, hearts, livers and gizzards, known as '73 % turkeys', or otherwise presented	37.3 €/100 kg/net	E	
0207 25 10	- - - Plucked and drawn, without heads and feet but with necks, hearts, livers and gizzards, known as '80 % turkeys'	34 €/100 kg/net	E	
0207 25 90	- - - Plucked and drawn, without heads and feet and without necks, hearts, livers and gizzards, known as '73 % turkeys', or otherwise presented	37.3 €/100 kg/net	E	
0207 26 10	- - - - Boneless	85.1 €/100 kg/net	E	
0207 26 20	- - - - - Halves or quarters	41 €/100 kg/net	E	
0207 26 30	- - - - - Whole wings, with or without tips	26.9 €/100 kg/net	E	
0207 26 40	- - - - - Backs, necks, backs with necks attached, rumps and wing- tips	18.7 €/100 kg/net	E	
0207 26 50	- - - - - Breasts and cuts thereof	67.9 €/100 kg/net	E	
0207 26 60	- - - - - Drumsticks and cuts of drumsticks	25.5 €/100 kg/net	E	
0207 26 70	- - - - - Other	46 €/100 kg/net	E	
0207 26 80	- - - - - Other	83 €/100 kg/net	E	
0207 26 91	- - - - Livers	6.4	E	
0207 26 99	- - - - Other	18.7 €/100 kg/net	E	
0207 27 10	- - - - Boneless	85.1 €/100 kg/net	E	
0207 27 20	- - - - - Halves or quarters	41 €/100 kg/net	E	

<b>Tariff Item (EU Combined Nomenclature of 1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
0207 27 30	----- Whole wings, with or without tips	26.9 €/100 kg/net	E	
0207 27 40	----- Backs, necks, backs with necks attached, rumps and wing- tips	18.7 €/100 kg/net	E	
0207 27 50	----- Breasts and cuts thereof	67.9 €/100 kg/net	E	
0207 27 60	----- Drumsticks and cuts thereof	25.5 €/100 kg/net	E	
0207 27 70	----- Other	46 €/100 kg/net	E	
0207 27 80	----- Other	83 €/100 kg/net	E	
0207 27 91	----- Livers	6.4	E	
0207 27 99	----- Other	18.7 €/100 kg/net	E	
0210 11 11	----- Hams and cuts thereof	77.8 €/100 kg/net	E	TQP
0210 11 19	----- Shoulders and cuts thereof	60.1 €/100 kg/net	E	TQP
0210 11 31	----- Hams and cuts thereof	151.2 €/100 kg/net	E	TQP
0210 11 39	----- Shoulders and cuts thereof	119 €/100 kg/net	E	TQP
0210 20 10	-- With bone in	15.4 + 265.2 €/100 kg/net	E	TQB2, TQB3
0210 20 90	-- Boneless	15.4 + 303.4 €/100 kg/net	E	TQB2, TQB3
0210 92 91	----- Meat	130 €/100 kg/net	B	
0210 92 92	----- Offal	15.4	B	
0210 92 99	----- Edible flours and meals of meat or meat offal	15.4 + 303.4 €/100 kg/net	D	
0210 99 10	----- Of horses, salted, in brine or dried	6.4	B	
0210 99 21	----- With bone in	222.7 €/100 kg/net	D	
0210 99 29	----- Boneless	311.8 €/100 kg/net	D	
0210 99 31	----- Of reindeer	15.4	B	
0210 99 39	----- Other	130 €/100 kg/net	B	
0210 99 51	----- Thick skirt and thin skirt	15.4 + 303.4 €/100 kg/net	E	TQB2, TQB3
0210 99 59	----- Other	12.8	E	TQB2, TQB3

<b>Tariff Item (EU Combined Nomenclature of 1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
0210 99 79	----- Other	6.4	B	
0210 99 85	----- Other	15.4	B	
0210 99 90	- - - Edible flours and meals of meat or meat offal	15.4 + 303.4 €/100 kg/net	D	
0304 71 90	- - - Other	7.5	D	TQCod
0304 79 10	- - - Fish of the species <i>Boreogadus saida</i>	7.5	D	TQCod
0305 43 00	- - Trout ( <i>Salmo trutta</i> , <i>Oncorhynchus mykiss</i> , <i>Oncorhynchus clarki</i> , <i>Oncorhynchus aguabonita</i> , <i>Oncorhynchus gilae</i> , <i>Oncorhynchus apache</i> and <i>Oncorhynchus chrysogaster</i> )	14	D	
ex 0305 72 00 (see note 2)	- - Fish heads, tails and maws	13	D	
ex 0305 79 00 (see note 2)	- - Other	13	D	
0306 12 05	- - - Smoked, whether in shell or not, whether or not cooked before or during the smoking process, not otherwise prepared	20	C	
0306 12 10	- - - - Whole	6	B	
0306 12 90	- - - - Other	16	B	
0306 14 05	- - - Smoked, whether in shell or not, whether or not cooked before or during the smoking process, not otherwise prepared	8	D	
0306 14 90	- - - - Other	7.5	B	

<b>Tariff Item (EU Combined Nomenclature of 1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
ex 0306 16 10 (see note 3)	- - - Smoked, whether in shell or not, whether or not cooked before or during the smoking process, not otherwise prepared	20	D	TQShrimps
ex 0306 17 10 (see note 3)	- - - Smoked, whether in shell or not, whether or not cooked before or during the smoking process, not otherwise prepared	20	D	TQShrimps
0306 22 30	- - - - Smoked, whether in shell or not, whether or not cooked before or during the smoking process, not otherwise prepared	20	C	
0306 24 10	- - - Smoked, whether in shell or not, whether or not cooked before or during the smoking process, not otherwise prepared	8	D	
ex 0306 26 10 (see note 3)	- - - Smoked, whether in shell or not, whether or not cooked before or during the smoking process, not otherwise prepared	20	D	TQShrimps
ex 0306 27 10 (see note 3)	- - - Smoked, whether in shell or not, whether or not cooked before or during the smoking process, not otherwise prepared	20	D	TQShrimps

<b>Tariff Item (EU Combined Nomenclature of 1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
0307 19 10	- - - Smoked, whether in shell or not, whether or not cooked before or during the smoking process, not otherwise prepared	20	C	
0307 29 05	- - - Smoked, whether in shell or not, whether or not cooked before or during the smoking process, not otherwise prepared	20	C	
0307 39 05	- - - Smoked, whether in shell or not, whether or not cooked before or during the smoking process, not otherwise prepared	20	D	
0307 49 05	- - - Smoked, whether or not cooked before or during the smoking process, not otherwise prepared	20	C	
0307 59 05	- - - Smoked, whether or not cooked before or during the smoking process, not otherwise prepared	20	C	
0307 60 10	- - Smoked, whether in shell or not, whether or not cooked before or during the smoking process, not otherwise prepared	20	C	
0307 79 10	- - - Smoked, whether in shell or not, whether or not cooked before or during the smoking process, not otherwise prepared	20	C	

<b>Tariff Item (EU Combined Nomenclature of 1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
0307 89 10	- - - Smoked, whether in shell or not, whether or not cooked before or during the smoking process, not otherwise prepared	20	C	
0307 99 10	- - - Smoked, whether in shell or not, whether or not cooked before or during the smoking process, not otherwise prepared	20	C	
0407 11 00	- - Of fowls of the species Gallus domesticus	35 €/1 000 p/st	E	
0407 19 19	- - - - Other	35 €/1 000 p/st	E	
0407 21 00	- - Of fowls of the species Gallus domesticus	30.4 €/100 kg/net	E	
0407 29 10	- - - Of poultry, other than of fowls of the species Gallus domesticus	30.4 €/100 kg/net	E	
0407 90 10	- - Of poultry	30.4 €/100 kg/net	E	
0408 11 80	- - - Other	142.3 €/100 kg/net	E	
0408 19 81	- - - - Liquid	62 €/100 kg/net	E	
0408 19 89	- - - - Other, including frozen	66.3 €/100 kg/net	E	
0408 91 80	- - - Other	137.4 €/100 kg/net	E	
0408 99 80	- - - Other	35.3 €/100 kg/net	E	
0702 00 00	Tomatoes, fresh or chilled	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679-718)	AV0+EP	

<b>Tariff Item (EU Combined Nomenclature of 1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
0707 00 05	- Cucumbers	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
0709 91 00	- - Globe artichokes	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
0709 93 10	- - - Courgettes	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
0710 40 00	- Sweetcorn	5.1 + 9.4 €/100 kg/net	D	TQSC
0805 10 20	- - Sweet oranges, fresh	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
0805 20 10	- - Clementines	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
0805 20 30	- - Monreales and satsumas	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	

<b>Tariff Item (EU Combined Nomenclature of 1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
0805 20 50	- - Mandarins and wilkings	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
0805 20 70	- - Tangerines	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
0805 20 90	- - Other	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
0805 50 10	- - Lemons ( <i>Citrus limon, Citrus limonum</i> )	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
0806 10 10	- - Table grapes	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
0808 10 80	- - Other	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	

<b>Tariff Item (EU Combined Nomenclature of 1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
0808 30 90	- - Other	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
0809 10 00	- Apricots	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
0809 21 00	- - Sour cherries (Prunus cerasus)	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
0809 29 00	- - Other	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
0809 30 10	- - Nectarines	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
0809 30 90	- - Other	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	

<b>Tariff Item (EU Combined Nomenclature of 1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
0809 40 05	- - Plums	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
1001 11 00	- - Seed	148 €/t	D	
1001 19 00	- - Other	148 €/t	D	
1001 91 90	- - - Other	95 €/t	D	
1001 99 00	- - Other	95 €/t	D	TQCW
1002 10 00	- Seed	93 €/t	D	
1002 90 00	- Other	93 €/t	D	
1003 90 00	- Other	93 €/t	D	
1004 10 00	- Seed	89 €/t	D	
1004 90 00	- Other	89 €/t	D	
1108 11 00	- - Wheat starch	224 €/t	D	
1108 12 00	- - Maize (corn) starch	166 €/t	D	
1108 13 00	- - Potato starch	166 €/t	D	
1108 14 00	- - Manioc (cassava) starch	166 €/t	D	
1108 19 10	- - - Rice starch	216 €/t	D	
1108 19 90	- - - Other	166 €/t	D	
1604 14 21	- - - - - In vegetable oil	24	D	
1604 14 26	- - - - - Fillets known as 'loins'	24	D	
1604 14 28	- - - - - Other	24	D	
1604 14 31	- - - - - In vegetable oil	24	D	
1604 14 36	- - - - - Fillets known as 'loins'	24	D	
1604 14 38	- - - - - Other	24	D	
1604 14 41	- - - - - In vegetable oil	24	D	
1604 14 46	- - - - - Fillets known as 'loins'	24	D	
1604 14 48	- - - - - Other	24	D	
1604 14 90	- - - Bonito ( <i>Sarda</i> spp.)	25	D	
1604 20 70	- - - Of tuna, skipjack or other fish of the genus <i>Euthynnus</i>	24	D	
1605 10 00	- Crab	8	D	

<b>Tariff Item (EU Combined Nomenclature of 1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
1605 21 90	- - - Other	20	D	TQShrimps
1605 29 00	- - Other	20	D	TQShrimps
1605 30 90	- - Other	20	C	
1605 51 00	- - Oysters	20	C	
1605 52 00	- - Scallops, including queen scallops	20	C	
1605 53 10	- - - In airtight containers	20	D	
1605 53 90	- - - Other	20	D	
1605 54 00	- - Cuttlefish and squid	20	C	
1605 55 00	- - Octopus	20	C	
1605 56 00	- - Clams, cockles and arkshells	20	C	
1605 57 00	- - Abalone	20	C	
1605 58 00	- - Snails, other than sea snails	20	C	
1605 59 00	- - Other	20	C	
1701 12 10	- - - For refining	33.9 €/100 kg/net	D	
1701 12 90	- - - Other	41.9 €/100 kg/net	D	
1701 13 10	- - - For refining	33.9 €/100 kg/net	D	
1701 13 90	- - - Other	41.9 €/100 kg/net	D	
1701 14 10	- - - For refining	33.9 €/100 kg/net	D	
1701 14 90	- - - Other	41.9 €/100 kg/net	D	
1701 91 00	- - Containing added flavouring or colouring matter	41.9 €/100 kg/net	D	
1701 99 10	- - - White sugar	41.9 €/100 kg/net	D	
1701 99 90	- - - Other	41.9 €/100 kg/net	D	
2005 80 00	- Sweetcorn (Zea mays var.saccharata)	5.1 + 9.4 €/100 kg/net	E	TQSC
2009 61 10	- - - Of a value exceeding € 18 per 100 kg net weight	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	

<b>Tariff Item (EU Combined Nomenclature of 1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
2009 69 19	----- Other	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
2009 69 51	----- Concentrated	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
2009 69 59	----- Other	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
2204 30 92	----- Concentrated	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
2204 30 94	----- Other	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
2204 30 96	----- Concentrated	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	

<b>Tariff Item (EU Combined Nomenclature of 1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
2204 30 98	---- Other	See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679- 718)	AV0+EP	
8702 10 11	--- New	16	C	
8702 10 19	--- Used	16	C	
8702 10 91	--- New	10	C	
8702 10 99	--- Used	10	C	
8702 90 11	---- New	16	C	
8702 90 19	---- Used	16	C	
8702 90 31	---- New	10	C	
8702 90 39	---- Used	10	C	
8702 90 90	-- With other engines	10	C	
8703 21 10	--- New	10	C	
8703 22 10	--- New	10	D	
8703 22 90	--- Used	10	D	
8703 23 11	---- Motor caravans	10	D	
8703 23 19	---- Other	10	D	
8703 23 90	--- Used	10	D	
8703 24 10	--- New	10	D	
8703 24 90	--- Used	10	D	
8703 31 10	--- New	10	D	
8703 31 90	--- Used	10	D	
8703 32 11	---- Motor caravans	10	D	
8703 32 19	---- Other	10	D	
8703 32 90	--- Used	10	D	
8703 33 11	---- Motor caravans	10	D	
8703 33 19	---- Other	10	D	
8703 33 90	--- Used	10	D	
8703 90 10	-- With electric motors	10	C	
8703 90 90	-- Other	10	C	
8704 21 10	--- Specially designed for the transport of highly radioactive materials (Euratom)	3.5	B	
8704 21 31	----- New	22	B	
8704 21 39	----- Used	22	B	

<b>Tariff Item (EU Combined Nomenclature of 1 Jan 2015)</b>	<b>Description</b>	<b>Base Rate</b>	<b>Staging Category</b>	<b>Note</b>
8704 21 91	----- New	10	B	
8704 21 99	----- Used	10	B	
8704 22 10	--- Specially designed for the transport of highly radioactive materials (Euratom)	3.5	B	
8704 22 91	---- New	22	B	
8704 22 99	---- Used	22	B	
8704 23 10	--- Specially designed for the transport of highly radioactive materials (Euratom)	3.5	B	
8704 23 91	---- New	22	B	
8704 23 99	---- Used	22	B	
8704 31 10	--- Specially designed for the transport of highly radioactive materials (Euratom)	3.5	B	
8704 31 31	----- New	22	B	
8704 31 39	----- Used	22	B	
8704 31 91	----- New	10	B	
8704 31 99	----- Used	10	B	
8704 32 10	--- Specially designed for the transport of highly radioactive materials (Euratom)	3.5	B	
8704 32 91	---- New	22	B	
8704 32 99	---- Used	22	B	
Note 1:	the scope of products in this list being determined by CN codes as they exist in Commission Implementing Regulation (EU) No 1101/2014			
Note 2:	ex 0305 72 00 and ex 0305 79 00 - only of trout as specified in CN code 0305 43 00			
Note 3:	ex 0306 16 10, ex 0306 17 10, ex 0306 26 10 and ex 0306 27 10 - excluding in immediate packings of a net content not exceeding 2 kg			
Note 4:	notwithstanding Article III (Retained Law), references to “See Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679-718)” in this Schedule shall be understood as referring to the entry prices and rates of duty contained in Annex 2 of Commission Implementing Regulation (EU) No 1101/2014 (p. 679-718)			

## **Annex 2B**

### **DECLARATION OF THE PARTIES CONCERNING TARIFF RATE QUOTA ADMINISTRATION**

#### **Declaration concerning United Kingdom administration for beef and veal, and pork tariff rate quotas under this Agreement**

1. The general principle is that tariff rate quota administration should be as conducive to trade as possible. More specifically, it must not impair or nullify the market access commitments negotiated by the Parties; it must be transparent, predictable, minimise transactional costs for traders, maximise fill rates and aim to avoid potential speculation.

#### **Structure of the import licensing system Quarterly sub-periods with carryover between periods for unused tariff rate quota quantities**

2. In each of the four quarters of the marketing year, 25 per cent of the annual tariff rate quota quantity will be made available for licence applications.

3. Any quantities remaining available at the end of one quarter will be automatically rolled over into the subsequent quarter until the end of the marketing year.

#### **Application period for import licences**

4. An application for an import licence will be accepted:

- (a) for the first quarter, within seven working days beginning on 17 November; and
- (b) for the other quarters, within seven working days beginning on the first day of the month which precedes the commencement of the quarter, and an import licence shall be issued:
  - (i) for the first quarter, no later than 16 December of the preceding year; and
  - (ii) for the other quarters, no later than the end of the month in which the licence application was received.

5. If demand for licences during the application period exceeds the quantities available for that quarter, licences will be allocated on a pro-rated basis.

6. If the available quantity for any quarter is not fully allocated during the application period, the remaining quantity will be made available for eligible applicants to apply within seven working days beginning on the first day of each month remaining in that quarter. Applications cannot be made during the last month of the marketing year.

## **Validity of licences**

7. An import licence is valid:
  - (a) from the date of the beginning of the quarter for which the import licence is issued, or for applications under paragraph 6, the first day of the month following receipt of the licence application; and
  - (b) for six months from the applicable date in subparagraph (a) or until the end of the marketing year, whichever comes first.
8. Import licences may be used at any United Kingdom customs entry point and for multiple shipments.

## **Eligibility criteria**

9. The eligibility criteria and allocation method should result in the quotas going to those persons that are most likely to use it and must not create barriers to imports.
10. Eligible applicants include historical importers of beef, bison or veal for beef and veal imports and historical importers of beef, bison, veal or pork for pork imports.
11. Wholesalers and accredited meat processors are eligible to apply for the quota.

## **Securities**

### **Securities tied to import licence applications**

12. A security of not more than 95 euro (€) per tonne of beef and 65 euro (€) per tonne of pork will be lodged with the application for a licence.

### **Transfer of licence and release of security**

13. An importer may apply to transfer a licence, provided that the transferee meets the eligibility criteria. Any release of security will be made to the person who lodged the security.

## **Return of licence**

14. Unused licence quantities may be returned before expiration and up to four months prior to the end of the marketing year.
15. All returned quantities will be rolled over to subsequent application periods.

**Release of security and release of full security when 95 per cent of imports occur**

16. Securities shall be released in proportion to the quantity of goods actually imported.
17. Once 95 per cent of an importer's individual licence quantity is actually imported the full security shall be released.”

**WTO CHEESE TRQ – UK TRANSITIONAL ACCESS TO THE  
EUROPEAN UNION RESERVE**

David Reed  
Deputy High Commissioner to Canada

9 December 2020

Dear Deputy High Commissioner David Reed,

I have the honour to confirm the following agreement reached by the Governments of Canada and the United Kingdom of Great Britain and Northern Ireland (“the United Kingdom”), further to bilateral discussions on the Canada-United Kingdom relationship and as part of the Agreement on Trade Continuity between Canada and the United Kingdom of Great Britain and Northern Ireland (“the Trade Continuity Agreement”).

On March 29, 2017, the United Kingdom invoked Article 50 of the Treaty on European Union, as amended, and notified the European Union of its intention to withdraw from the European Union. As a Member State of the European Union and during the transition period established under the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, signed in Brussels and London on January 24, 2020, the United Kingdom has been eligible to access the allocation reserved for the European Union under Canada’s World Trade Organization (WTO) cheese Tariff Rate Quota (TRQ). In order to facilitate an orderly transition out of the European Union and the transition period, and to ensure stability for Canadian allocation holders under the WTO cheese TRQ, cheese originating in the United Kingdom shall continue to be eligible to be imported into Canada under the reserve for the European Union within Canada’s WTO cheese TRQ until no later than December 31, 2023. After this date, cheese originating in the United Kingdom shall in any case be eligible to be imported under the reserve for non European Union WTO Members within Canada’s WTO cheese TRQ, and Canada and the United Kingdom shall endeavour to reach an arrangement on cheese as part of the negotiations referred to in Article IV of the Trade Continuity Agreement no later than June 30, 2023.

Canada and the United Kingdom shall use mechanisms under the Trade Continuity Agreement to discuss any matter related to the agreement recorded in this letter and the letter of reply of the Government of the United Kingdom confirming the terms as set out above.

I have the further honour to propose that this letter, equally authentic in English and French, and the Government of the United Kingdom’s reply confirming the terms as set out above, constitute an agreement between our two Governments that applies from the date the Trade Continuity Agreement enters into force or is provisionally applied pursuant to Article VII.3 of that Agreement. This letter and the Government of the United Kingdom’s reply shall constitute an integral part of the Trade Continuity Agreement.

Sincerely,

John F.G. Hannaford  
Deputy Minister of International Trade

John F.G Hannaford  
Deputy Minister for International Trade

9 December 2020

Dear Deputy Minister Hannaford,

I am pleased to acknowledge your letter, dated 9 December 2020, which reads as follows:

I have the honour to confirm the following agreement reached by the Governments of Canada and the United Kingdom of Great Britain and Northern Ireland (“the United Kingdom”), further to bilateral discussions on the Canada-United Kingdom relationship and as part of the Agreement on Trade Continuity between Canada and the United Kingdom of Great Britain and Northern Ireland (“the Trade Continuity Agreement”).

On March 29, 2017, the United Kingdom invoked Article 50 of the Treaty on European Union, as amended, and notified the European Union of its intention to withdraw from the European Union. As a Member State of the European Union and during the transition period established under the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, signed in Brussels and London on January 24, 2020, the United Kingdom has been eligible to access the allocation reserved for the European Union under Canada’s World Trade Organization (WTO) cheese Tariff Rate Quota (TRQ). In order to facilitate an orderly transition out of the European Union and the transition period, and to ensure stability for Canadian allocation holders under the WTO cheese TRQ, cheese originating in the United Kingdom shall continue to be eligible to be imported into Canada under the reserve for the European Union within Canada’s WTO cheese TRQ until no later than December 31, 2023. After this date, cheese originating in the United Kingdom shall in any case be eligible to be imported under the reserve for non European Union WTO Members within Canada’s WTO cheese TRQ, and Canada and the United Kingdom shall endeavour to reach an arrangement on cheese as part of the negotiations referred to in Article IV of the Trade Continuity Agreement no later than June 30, 2023.

Canada and the United Kingdom shall use mechanisms under the Trade Continuity Agreement to discuss any matter related to the agreement recorded in this letter and the letter of reply of the Government of the United Kingdom confirming the terms as set out above.

I have the further honour to propose that this letter, equally authentic in English and French, and the Government of the United Kingdom’s reply confirming the terms as set out above, constitute an agreement between our two Governments that applies from the date the Trade Continuity Agreement enters into force or is provisionally applied pursuant to Article VII.3 of that Agreement. This letter and the Government of the United Kingdom’s reply shall constitute an integral part of the Trade Continuity Agreement.

I have the further honour of confirming that the United Kingdom agrees to this proposal. Accordingly, your letter, equally authentic in English and French, and this letter in reply, constitute an agreement between the Governments of Canada and the United Kingdom. This agreement shall enter into force on the date the Trade Continuity Agreement enters into force or is provisionally applied pursuant to Article VII.3 of that Agreement. The Government of Canada's letter and this reply shall constitute an integral part of the Trade Continuity Agreement.

Sincerely,

David Reed  
Deputy High Commissioner to Canada

# JOINT INTERPRETATIVE INSTRUMENT ON THE AGREEMENT ON TRADE CONTINUITY BETWEEN THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND CANADA

## 1. Preamble

- a) The United Kingdom of Great Britain and Northern Ireland (“the United Kingdom” or “UK”) and Canada make the following Joint Interpretative Instrument at the time of signature of the Agreement on Trade Continuity between the United Kingdom of Great Britain and Northern Ireland and Canada (“TCA”).
- b) The TCA embodies the shared commitment of Canada and the United Kingdom to free and fair trade in a vibrant and forward-looking society. It is a modern and progressive trade agreement which will help boost trade and economic activity, while also promoting and protecting our shared values and perspectives on the role of government in society.
- c) The TCA creates new opportunities for trade and investment for people of the United Kingdom and Canada, its outcome reflects the strength and depth of the United Kingdom-Canada relationship, as well as the fundamental values that we cherish. In particular, we wish to recall:
  - that integration with the world economy is a source of prosperity for our citizens;
  - our strong commitment to free and fair trade, whose benefits must accrue to the broadest sections of our societies;
  - that the principal purpose of trade is to increase the well-being of citizens, by supporting jobs and creating sustainable economic growth;
  - that Canada and the United Kingdom recognise the importance of the right to regulate in the public interest and have reflected it in the Agreement;
  - that economic activity must take place within a framework of clear and transparent regulation defined by public authorities.
- d) The United Kingdom and Canada will therefore continue to have the ability to achieve the legitimate public policy objectives that their democratic institutions set, such as public health, social services, public education, safety, environment, public morals, privacy and data protection and the promotion and protection of cultural diversity. The TCA will also not lower our respective standards and regulations related to food safety, product safety, consumer protection, health, environment or labour protection. Imported goods, service suppliers and investors must continue to respect domestic requirements, including rules and regulations. The United Kingdom and Canada reaffirm the commitments with respect to precaution that they have

undertaken in international agreements.

- e) This interpretative instrument provides, in the sense of Article 31 of the Vienna Convention on the Law of Treaties, a clear and unambiguous statement of what Canada and the United Kingdom agreed in a number of TCA provisions that have been and continue to be the object of public debate and concerns and provides an agreed interpretation thereof. This includes, in particular, the impact of TCA on the ability of governments to regulate in the public interest, as well as the provisions on investment protection and dispute resolution, and on sustainable development, labour rights and environmental protection.

## 2. **Right to regulate**

The TCA preserves the ability of the United Kingdom and Canada to adopt and apply their own laws and regulations that regulate economic activity in the public interest, to achieve legitimate public policy objectives such as the protection and promotion of public health, social services, public education, safety, the environment, public morals, social or consumer protection, privacy and data protection and the promotion and protection of cultural diversity.

## 3. **Regulatory cooperation**

The TCA provides Canada and the United Kingdom with a platform to facilitate cooperation between their regulatory authorities, with the objective of achieving better quality of regulation and more efficient use of administrative resources. This cooperation will be voluntary: regulatory authorities can cooperate on a voluntary basis but do not have an obligation to do so, or to apply the outcome of their cooperation.

## 4. **Public Services**

- a) The United Kingdom and Canada affirm and recognise the right of governments, at all levels, to provide and support the provision of services that they consider public services including in areas such as public health and education, social services and housing and the collection, purification and distribution of water.
- b) The TCA does not prevent governments from defining and regulating the provision of these services in the public interest. The TCA will not require governments to privatise any service nor prevent governments from expanding the range of services they supply to the public.
- c) The TCA will not prevent governments from providing public services previously supplied by private service suppliers or from bringing back under public control services that governments had chosen to privatise. The TCA does not mean that contracting a public service to private providers makes it irreversibly part of the commercial sector.

## 5. Social Security or Insurance

Canada and the United Kingdom may regulate the provision of public services such as social security and insurance in the public interest. The United Kingdom and Canada confirm that compulsory social security and insurance schemes are excluded from the Agreement pursuant to Article 13.2(5) or are exempted from liberalisation obligations of the Agreement on the basis of the reservations the United Kingdom and Canada have taken on social and health services.

## 6. Investment Protection<sup>1</sup>

- a) The TCA includes modern rules on investment that preserve the right of governments to regulate in the public interest including when such regulations affect a foreign investment, while ensuring a high level of protection for investments and providing for fair and transparent dispute resolution. The TCA will not result in foreign investors being treated more favourably than domestic investors. The TCA does not privilege recourse to the investment court system set up by the Agreement. Investors may choose instead to pursue available recourse in domestic courts.
- b) The TCA clarifies that governments may change their laws, regardless of whether this may negatively affect an investment or investor's expectations of profits. Furthermore, the TCA clarifies that any compensation due to an investor will be based on an objective determination by the Tribunal and will not be greater than the loss suffered by the investor.
- c) The TCA includes clearly defined investment protection standards, including on fair and equitable treatment and expropriation and provides clear guidance to dispute resolution Tribunals on how these standards should be applied.
- d) The TCA requires a real economic link with the economies of Canada or the United Kingdom in order for a firm to benefit from the Agreement and prevents “shell” or “mail box” companies established in Canada or the United Kingdom by investors of other countries from bringing claims against Canada or the United Kingdom. The United Kingdom and Canada are committed to review regularly the content of the obligation to provide fair and equitable treatment, to ensure that it reflects their intentions (including as stated in this Instrument) and that it will not be interpreted in a broader manner than they intended.
- e) In order to ensure that Tribunals in all circumstances respect the intent of the Parties as set out in the Agreement, the TCA includes provisions that allow Parties to issue binding notes of interpretation. Canada and the United Kingdom are committed to using these provisions to avoid and correct any misinterpretation of the

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<sup>1</sup> Pursuant to Article V (Review of procedures for the resolution of investment disputes between investors and states) of the TCA, the incorporated provisions listed in paragraphs 1 and 6 of that Article do not apply upon entry into force of the TCA and are subject to a comprehensive review. Accordingly, the interpretative notes included in this paragraph that relate to those incorporated provisions will not be used for interpretative purposes pending the review.

## TCA by Tribunals.

- f) The TCA moves decisively away from the traditional approach of investment dispute resolution and establishes independent, impartial and permanent investment Tribunals, inspired by the principles of public judicial systems in the United Kingdom and Canada, as well as international courts such as the International Court of Justice and the European Court of Human Rights. Accordingly, the members of these Tribunals will be individuals qualified for judicial office in their respective countries, and these will be appointed by the United Kingdom and Canada for a fixed term. Cases will be heard by three randomly selected members. Strict ethical rules for these individuals have been set to ensure their independence and impartiality, the absence of conflict of interest, bias or appearance of bias. The United Kingdom and Canada have agreed to begin immediately further work on a code of conduct to further ensure the impartiality of the members of the Tribunals, on the method and level of their remuneration and the process for their selection. The common aim is to conclude the work by the entry into force of Section F of Chapter 8 of the TCA.
- g) The TCA includes an Appeal mechanism which will allow the correction of errors and ensure the consistency of the decisions of the Tribunal of first instance.
- h) Canada and the United Kingdom are committed to monitoring the operation of all these investment rules, to addressing in a timely manner any shortcomings that may emerge and to exploring ways in which to continually improve their operation over time.
- i) Therefore, the TCA represents an important and radical change in investment rules and dispute resolution. It lays the basis for a multilateral effort to develop further this new approach to investment dispute resolution into a Multilateral Investment Court. The United Kingdom and Canada will work expeditiously towards the creation of the Multilateral Investment Court. It should be set up once a minimum critical mass of participants is established, and immediately replace bilateral systems such as the one in TCA, and be fully open to accession by any country that subscribes to the principles underlying the Court.

## 7. Trade and Sustainable Development

- a) The TCA reconfirms the longstanding commitment of Canada and the United Kingdom to sustainable development and is designed to foster the contribution of trade to this objective.
- b) Accordingly, the TCA includes comprehensive and binding commitments for the protection of workers' rights and the environment. The United Kingdom and Canada attach the highest priority to ensuring the TCA delivers tangible outcomes in these areas, thereby maximising the benefits the Agreement will bring for workers and for the environment.

## 8. Labour Protection

- a) The TCA commits Canada and the United Kingdom to improving their laws and policies with the goal of providing high levels of labour protection. The TCA provides that they cannot relax their labour laws in order to encourage trade or attract investment and, in case of any violation of this commitment, governments can remedy such violations regardless of whether these negatively affect an investment or investor's expectations of profit. The TCA does not change the rights of workers to negotiate, conclude and enforce collective agreements and to take collective action.
- b) The TCA commits the United Kingdom and Canada to the ratification and effective implementation of the fundamental Conventions of the International Labour Organisation (ILO). Canada has ratified seven of the fundamental Conventions and has launched the process to ratify the remaining Convention (*Right to Organise and Collective Bargaining Convention, 1949 (C98)*).
- c) The TCA also creates a framework for Canada and the United Kingdom to cooperate on trade-related labour issues of common interest, including through involvement of the ILO and a sustained dialogue with civil society, to ensure that the TCA encourages trade in a way that benefits workers and in a manner supportive of labour protection measures.

## 9. Environmental Protection

- a) The TCA commits the United Kingdom and Canada to provide for and encourage high levels of environmental protection, as well as to strive to continue to improve such laws and policies and their underlying levels of protection.
- b) The TCA explicitly recognises the right of Canada and of the United Kingdom, to set their own environmental priorities, to establish their own levels of environmental protection and to adopt or modify their relevant laws and policies accordingly, mindful of their international obligations, including those set by multilateral environmental agreements. At the same time in the TCA the United Kingdom and Canada have agreed not to lower levels of environmental protection in order to encourage trade or investment and, in case of any violation of this commitment, governments can remedy such violations regardless of whether these negatively affect an investment or investor's expectations of profit.
- c) The TCA includes commitments towards the sustainable management of forests, fisheries, and aquaculture. It also includes commitments to cooperate on trade-related environmental issues of common interest such as climate change where the implementation of the Paris Agreement will be an important shared responsibility for the United Kingdom and Canada.

## 10. **Review and Stakeholder Consultation**

- a) Commitments related to trade and sustainable development, trade and labour and trade and environment are subject to dedicated and binding assessment and review mechanisms. Canada and the United Kingdom are fully committed to make effective use of these mechanisms throughout the life of the Agreement. Furthermore, they are committed to initiating an early review of these provisions, including with a view to the effective enforceability of the TCA provisions on trade and labour and trade and the environment.
- b) Stakeholders, including employers, unions, labour and business organisations and environmental groups, have a key role to play in supporting the effective implementation of the TCA. The United Kingdom and Canada are committed to seeking regularly the advice of stakeholders to assess the implementation of the TCA. They support their active involvement, including through the establishment of a TCA Civil Society Forum.

## 11. **Water**

The TCA does not oblige Canada or the United Kingdom to permit the commercial use of water if they do not wish to do so. The TCA fully preserves their ability to decide how to use and protect water sources. Furthermore, the TCA will not prevent the reversal of a decision to allow the commercial use of water.

## 12. **Government Procurement**

The TCA maintains the ability of procuring entities within the United Kingdom and Canada, in accordance with their respective legislation, to use environmental, social and labour-related criteria, such as the obligation to comply with and adhere to collective agreements, in procurement tenders. Canada and the United Kingdom will be able to use such criteria in their procurement in a way that is not discriminatory and does not constitute an unnecessary obstacle to international trade. They will be able to continue to do so under the TCA.

## 13. **Benefits for Small and Medium Sized Enterprises**

The TCA also provides benefits to small and medium sized enterprises (SME's) for whom trying to meet the cost requirements of customers is a constant challenge. The TCA will address this issue by: allowing virtually all manufactured goods to be exported duty-free; reducing processing times at the border and making the movement of goods cheaper, faster, more predictable and efficient; reducing regulatory hurdles, in particular with the possibility to have their products tested and certified to Canadian standards within the United Kingdom and vice-versa; facilitating the movement of service providers such as contractual suppliers, independent professionals, and short-term business visitors, so that SMEs can more easily meet with clients and offer after-sales servicing; and greatly expanding access to government procurement

opportunities for SMEs at the central, sub-central and local government levels. Small farmers will equally benefit by easier access to markets and better selling opportunities, including for distinctive quality products.

#### **14. Preferences for Canada's Aboriginal Peoples**

In the TCA Canada has included exceptions and carve-outs to ensure its ability to adopt measures that preserve rights and preferences for Aboriginal peoples. Canada is committed to active engagement with Indigenous partners to ensure the ongoing implementation of the TCA continues to reflect their interests.

## Concordance Table – Joint Interpretative Instrument referenced to the TCA text

This table is meant to assist in the interpretation of the TCA, by relating the statement of the intention of the Parties in this Instrument with the relevant provisions of the TCA, including those provisions of the Canada-European Union Comprehensive Economic and Trade Agreement that have been incorporated and modified by the TCA (“TCA Incorporated Provisions”). The below list of references is meant to be as complete as possible but is non-exhaustive.

### Concordance Table – Joint Interpretative Instrument referenced to the TCA Incorporated Provisions (unless otherwise indicated<sup>2</sup>)

<b>Recital Joint Interpretative Instrument</b>	<b>Reference TCA Incorporated Provisions</b>
1. Preamble 1.c) and d)	TCA Preamble, Art. 5.4, Art. 6.1.5, Art. 21.2.1, Art. 21.2.2, Art. 22.1, Art 23.3, Art. 23.4, Art. 24.3, Art. 24.4, Art. 24.5 and Art. 28.3
2. Right to Regulate	TCA Preamble, Art. 5.4, Art. 6.1.5, Art. 8.9, Annex 8-A, Art. 21.2.1, Art. 21.2.2, Art. 22.1, Art. 23.3, Art. 23.4, Art. 24.3, Art. 24.4, Art. 24.5 and Art. 28.3
3. Regulatory Co-operation	Art. 21.2.6
4. Public Services	Art. 8.2.2 (b), Art. 8.9, Art. 8.15, Art. 9.2.2 (a) (b)( f) and (g), Art. 9.7, Art. 13.2.5, Art. 13.10, Art.13.16, Art. 13.17, Art. 28.3, Annex I Reservations and Annex II Reservations
5. Social Security or Insurance	Art. 13.2.5, Art. 13.10, Art. 28.3 Annex I Reservations and Annex II Reservations
6. Investment Protection	Preamble, Art. 8.2.2 (b), Art. 8.36, Art. 8.6, Art. 8.9, Annex 8-A,
6. a)	Art. 8.22.1 (f, g) and Art. 28.3
6. b)	Art. 8.9.1, 8.12, Annex 8- A and Art. 8.39.3
6. c)	Art. 8.9, Art. 8.10, Art. 8.11, Art. 8.12 and Annex 8- A
6. d)	Art. 8.1 and Art. 8.18.3,
6. e)	Art 8.31.3
6. f)	Art. 8.27, Art. 8.28, Art. 8.30 and Art. 8.44
6. g)	Art. 8.28
6. h)	Art. 8.31.3 and Art.8.44.3
6. i)	Art. 8.29
7. b) Trade and Sustainable Development	Art. 22.1, Chapters 23 and 24

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<sup>2</sup> Some references are to the TCA rather than the provisions of CETA that are incorporated.

Concordance Table – Joint Interpretative Instrument referenced to the TCA Incorporated Provisions (unless otherwise indicated<sup>2</sup>)

<b>Recital Joint Interpretative Instrument</b>	<b>Reference TCA Incorporated Provisions</b>
8. Labour Protection	Art. 23.2, Art. 23.3.1, Art. 23.4.2, Art. 23.4.3
8. a)	Art. 23.3.4
8. b)	Art. 23.7 and Art. 23.8
8. c)	
9. Environmental Protection	Art. 24.3
9. a)	Art. 24.3 and Art. 24.5
9. b)	Art. 24.10, Art. 24.11 and Art. 24.12
9. c)	
10. Review and Stakeholder Consultation	Art. 22.3.3, Art. 22.4, Art. 23.8, Art. 23.9, Art. 23.10 and Art. 23.11
10. a)	Art. 22.1.3, Art. 22.4.3, Art. 22.4.4, Art. 23.6, Art. 23.8.4, Art. 24.13, Art. 24.14, Art. 24.15, Art. 24.16 and Art. 24.7,
10. b)	
11. Water	Art. 1.9
12. Government Procurement	Art. 19.9.6 and Art. 19.3.2
13. Benefits for SME's	Annex 2- A, Chapter 4, Chapter 6, Chapter 19, Chapter 20-subsection C
14. Preferences for Canada's Aboriginal Peoples	Art. 12.2.2 and relevant Canadian reservations

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