

ANNEX I

CUSTOMS DUTIES ON PRODUCTS ORIGINATING IN ESA STATES

1. Without prejudice to paragraph 2, customs duties of the UK shall be entirely eliminated on all products of Chapters 1 to 97 of the Harmonised System, except those of Chapter 93 thereof, originating in an ESA State upon the entry into force of this Agreement. For products of Chapter 93 the UK shall continue to impose the applied MFN duties.
2.
 - (a) For the purpose of the application of the provisions of Article 20 (Bilateral safeguards), disturbances in the markets of products of tariff heading 1701 may be deemed to arise in situations where the UK market price of white sugar falls during two consecutive months below 80 percent of the UK market price for white sugar prevailing during the previous marketing year ⁽¹⁾.
 - (b) Subparagraph 2(a) shall not apply for a period of five (5) years from the date of entry into force of this Agreement or, if the Agreement is provisionally applied, the date such provisional application takes effect.
 - (c) The Parties agree to review subparagraph 2(a) with a view to reaching agreement on a percentage of the UK market price for white sugar prevailing during the previous marketing year, which if the UK market price of white sugar falls below during two consecutive months, may be deemed a disturbance in the market of products of tariff heading 1701. In the event that such an agreement is not reached within five (5) years of the date of entry into force of this Agreement or if the Agreement is provisionally applied, the date such provisional application takes effect, subparagraph 2(a) shall reapply at the end of this five (5) year period.

ANNEX II

LIST OF ESA STATES TAKING COMMITMENTS UNDER CHAPTER II AND CUSTOMS DUTIES ON PRODUCTS ORIGINATING IN THE UK INTO THE SIGNATORY ESA STATES

The ESA States referred to in Article 5 shall be:

Union of Comoros

Republic of Madagascar

Republic of Mauritius

Republic of Seychelles

Republic of Zambia

Republic of Zimbabwe

¹ For the purpose of paragraph 2, 'marketing year' means the period between 1 October and 30 September.