

PROTOCOL A

**CONCERNING PRODUCTS REFERRED TO IN
SUB-PARAGRAPH (b) OF ARTICLE 2**

PROTOCOL A^{1, 2}

CONCERNING PRODUCTS REFERRED TO IN SUB-PARAGRAPH (b) OF ARTICLE 2

Article 1

The provisions of the Agreement shall apply to the products listed in Table I.

Article 2

1. In order to take account of differences in the cost of the agricultural raw materials incorporated in the goods specified in the Tables referred to in this Article, the Agreement does not preclude:

- i) the levying, upon import, of a fixed duty;
- ii) the application of measures adopted upon export.

2. The fixed duties as outlined in paragraph 1 shall not exceed the differences between the domestic price and the world market price of the agricultural raw materials incorporated in the goods concerned. If, however, the domestic price of an agricultural raw material in the country of origin is lower than the world market price, the importing country may take this fact into account when calculating the compensatory amounts. The industrial elements of the customs duties shall be abolished, unless otherwise specified in Tables IV, VI, VII and VIII.

3. The measures as outlined in paragraph 1 and 2 shall not restrict in any way the pursuance of the respective agricultural policies of the EFTA States and of Romania or the taking of any measures under such policies.

Article 3

For products listed in Tables IV, VI and VII, originating in Romania, the respective EFTA State shall accord the concessions indicated in those Tables.

¹ As amended by Joint Committee Decision No. 2 of 1999 (21 December 1999).

² Tables II, III and V were deleted as Austria, Finland and Sweden ceased to be Parties to the Agreement.

Article 4

For products listed in Table VIII, originating in an EFTA State, Romania shall accord the concessions indicated in that Table.

Article 5

1. The EFTA States shall notify Romania and Romania shall notify the EFTA States of all measures applied under this Protocol.
2. Romania and the EFTA States shall inform each other of all changes in the treatment accorded to the European Economic Community.

Article 6

The EFTA States and Romania shall periodically review the development of their trade in products covered by this Protocol. In the light of these reviews and taking into account the arrangements between the States Parties and the European Community in this field and the commitments in the WTO, the EFTA States and Romania shall decide on possible changes to the product coverage of this Protocol, as well as on a possible development of the measures applied under this Protocol.
