

## **Appendix 2-A-1**

### **Tariff Rate Quota Administration: Korea**

1. This Appendix applies to TRQs provided for in this Agreement and sets out modifications to the HSK that reflect the TRQs that Korea shall apply to certain originating goods under this Agreement. In particular, originating goods of New Zealand included under this Appendix shall be subject to the rates of duty as set out in this Appendix in lieu of the rates of duty specified in Chapters 1 through 97 of the HSK. Notwithstanding any other provision of the HSK, originating goods of New Zealand in the quantities described in this Appendix shall be permitted entry into the territory of Korea as provided in this Appendix. Furthermore, any quantity of originating goods imported from New Zealand under a TRQ provided for in this Appendix shall not be counted toward the in-quota amount of any TRQ provided for such goods elsewhere in the HSK.

*Milk or Cream Powder less than 1.5% fat and buttermilk,  
Milk and Cream Powder sweetened and unsweetened over 1.5% fat (Whole Milk Powder),  
Milk and Cream (Evaporated) sweetened or unsweetened and/or not concentrated*

2. (a) The aggregate quantity of originating goods of New Zealand described in subparagraph (c) that shall be permitted to enter duty free in a particular year is specified below:

Year	Quantity (Metric Tonnes)
1	1,500
2	1,545
3	1,591
4	1,639
5	1,688
6	1,739
7	1,791
8	1,845
9	1,900
10	1,957

After year 10, the in-quota quantity shall remain the same as the quantity of year 10.

- (b) Duties on goods entered in aggregate quantities in excess of the quantities listed in subparagraph (a) shall be treated in accordance with staging category E as described in paragraph 3(p) of Annex 2-A.
- (c) Subparagraphs (a) and (b) apply to the following HSK provisions:  
0402101010, 0402101090, 0402109000, 0403901000, 0402211000,  
0402219000, 0402290000, 0402911000, 0402919000, 0402991000,  
and 0402999000.

*Butter and other fats and oils derived from milk*

3. (a) The aggregate quantity of originating goods of New Zealand described in subparagraph (c) that shall be permitted to enter duty free in a particular year is specified below:

Year	Quantity (Metric Tonnes)
1	800
2	824
3	849
4	874
5	900
6	927
7	955
8	984
9	1,013
10	Unlimited

- (b) Duties on goods entered in aggregate quantities in excess of the quantities listed in subparagraph (a) shall be removed in accordance with staging category 10 as described in paragraph 3(f) of Annex 2-A.
- (c) Subparagraphs (a) and (b) apply to the following HSK provisions: 0405100000 and 0405900000.

*Fresh, grated or powdered, processed, and all other cheeses*

4. (a) The aggregate quantity of originating goods of New Zealand described in subparagraph (c) that shall be permitted to enter duty free in a particular year is specified below:

Year	Quantity (Metric Tonnes)
1	7,000
2	7,210
3	7,426
4	7,649
5	7,879
6	8,115
7	5,669
8	5,839
9	6,014
10	6,194
11	6,380
12	2,112
13	2,175
14	2,241
15	Unlimited

The Korea Dairy and Beef Farmers Association shall administer these TRQs and allocate the in-quota quantity to historical and new importers through a licensing system. Quotas will be allocated in commercially viable shipping quantities and, to the maximum extent possible, in the amounts that importers request.

- (b) Duties on goods entered in aggregate quantities in excess of the quantities listed in subparagraph (a) shall be removed in accordance with:
- (i) staging category 7 as described in paragraph 3(e) of Annex 2-A for the following HSK provision: 0406901000;
  - (ii) staging category 12 as described in paragraph 3(g) of Annex 2-A for the following HSK provision: 0406101010; and
  - (iii) staging category 15 as described in paragraph 3(i) of Annex 2-A for the following HSK provisions: 0406101020, 0406101090, 0406200000, 0406300000, 0406902000, 0406903000, 0406904000 and 0406909000.
- (c) Subparagraphs (a) and (b) apply to the following HSK provisions:

- (i) from year 1 through year 6, 0406101010, 0406101020, 0406101090, 0406200000, 0406300000, 0406901000, 0406902000, 0406903000, 0406904000 and 0406909000;
- (ii) from year 7 through year 11, 0406101010, 0406101020, 0406101090, 0406200000, 0406300000, 0406902000, 0406903000, 0406904000 and 0406909000; and
- (iii) from year 12 through year 14, 0406101020, 0406101090, 0406200000, 0406300000, 0406902000, 0406903000, 0406904000 and 0406909000.

*Mussels*

5. (a) The aggregate quantity of originating goods of New Zealand described in subparagraph (c) that shall be permitted to enter duty free in a particular year is specified below:

Year	Quantity (metric tonnes)
1	1,600
2	1,701
3	1,808
4	1,922
5	2,043
6	2,172
7	2,308
8	2,454
9	2,608
10	2,773
11	2,947
12	3,133
13	3,331
14	3,540
15	3,763
16	3,999

After year 16, the in-quota quantity shall remain the same as the quantity of year 16.

From the first day of the quota year, 50 percent of the in-quota quantity for mussels shall enter on a first-come, first-served basis. Where Korea uses a first-come, first-served basis, Korea shall, on the request of New Zealand, provide information on the quantity of quota filled for this product.

- (b) Duties on goods entered in aggregate quantities in excess of the quantities listed in subparagraph (a) shall be treated in accordance with staging category E as described in paragraph 3(p) of Annex 2-A.
- (c) Subparagraphs (a) and (b) apply to the following HSK provision: 1605909040.

*Prepared dry milk and other*

6. (a) The aggregate quantity of originating goods of New Zealand described in subparagraph (c) that shall be permitted to enter duty free in a particular year is specified below:

Year	Quantity (Metric Tonnes)
1	230
2	235
3	239
4	244
5	249
6	254
7	259
8	264
9	269
10	275
11	280
12	286
13	3
14	3
15	Unlimited

The Korea Dairy and Beef Farmers Association shall administer these TRQs and allocate the in-quota quantity to historical and new importers through a licensing system. Quotas will be allocated in commercially viable shipping quantities and, to the maximum extent possible, in the amounts that importers request.

- (b) Duties on goods entered in aggregate quantities in excess of the quantities listed in subparagraph (a) shall be removed in accordance with:
- (i) staging category 13 as described in paragraph 3(h) of Annex 2-A for the following HSK provision: 1901101010; and
  - (ii) staging category 15 as described in paragraph 3(i) of Annex 2-A for the following HSK provision: 1901101090.
- (c) Subparagraphs (a) and (b) apply to the following HSK provisions:
- (i) from year 1 through year 12, 1901101010 and 1901101090; and
  - (ii) from year 13 through year 14, 1901101090.

## ANNEX 2-B

### AGRICULTURAL SAFEGUARD MEASURES

#### Schedule of Korea

1. This Annex sets out those originating goods that may be subject to agricultural safeguard measures under Article 2.14, the trigger levels for applying such measures, and the maximum duty that may be applied each year for each such good.

For beef as covered below;

Coverage: HSK provisions 0201100000, 0201201000, 0201209000, 0201300000, 0202100000, 0202201000, 0202209000 and 0202300000

Year	1	2	3	4	5	6
Trigger Level (MT)	37,000	37,740	38,495	39,265	40,050	40,851
Safeguard Duty (%)	40	40	40	40	40	30

Year	7	8	9	10	11	12
Trigger Level (MT)	41,668	42,501	43,351	44,218	45,103	46,005
Safeguard Duty (%)	30	30	30	30	24	24

Year	13	14	15	16
Trigger Level (MT)	46,925	47,863	48,821	NA
Safeguard Duty (%)	24	24	24	0

2. For greater certainty, no agricultural safeguard measure shall be applied or maintained after the date the safeguard duties set out above are zero.