



**Statement of Joel Nelsen
President, California Citrus Mutual**

**Unites States Trade Representative
Trade Policy Staff Committee
Concerning the Proposed Transatlantic
Trade and Investment Agreement**

[Docket No. USTR-2013-0019]

May 10, 2013

California Citrus Mutual is providing these comments to the U.S. Trade Representative for the benefit of the negotiation of the Transatlantic Trade and Investment Partnership.

California Citrus Mutual, founded in 1977, is a non-profit citrus grower trade association established in order to unite California citrus growers. California Citrus Mutual is comprised of 2,200 grower members, which is roughly 60% of the California citrus industry. The organization monitors all areas of the California citrus industry in order to enable their members to be more effective in their business domestically and globally. In addition to industry related information, CCM monitors state and federal regulatory issues that impact citrus growers including pesticide matters, food safety regulations, global trade and other important issues.

As the United States enters into negotiations with the European Union regarding the Transatlantic Trade and Investment Partnership, we see many hindrances for the U.S. industry to effectively enter the EU market and historically have not entered this market to the full extent because the cost to participate is much too high to make this market a viable option for our industry.

The California citrus industry produces citrus mostly for fresh consumption. As with much of the rest of the world citrus production countries, the U.S. domestic market consumes much of its production. The U.S. imports relatively small quantities of oranges and lemons in comparison to its production and exports, and most imports offset lower U.S. supplies during the U.S. off-season of late summer and fall.¹

The EU is the world's largest citrus importer but the U.S. citrus industry is a minor player in Europe because of regulations and cost issues. Of citrus grower industries in the EU, the Spanish citrus industry dominates the market with some production

¹ USITC, *Conditions of Competition for Certain Oranges and Lemons in the U.S. Fresh Market*, Investigation No. 332-469, 2-18.

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coming from Greece and Italy. Spain exports large amounts of citrus to other EU member-states. Spain's citrus production generally consists of roughly 40 percent each of oranges and tangerines, and about 20 percent lemons, with less than one percent of other types of citrus fruit.² Citrus exporters to the EU include South Africa, Morocco, Egypt, Uruguay and Argentina. Most of these non-EU imports come during Spain's off-season.

Because the U.S. fresh citrus market is centered on the West Coast of the U.S., the European market is not considered a viable market for the California citrus industry. One reason is that costs to transit the U.S. in addition to Trans-Atlantic shipping makes the EU market an extremely expensive market for the California citrus industry in which to participate.

Secondly, the European consumer demands much more in the way of packaging, food safety, environmental oversight and other non-production elements that cost considerably more than the return that the California grower could demand. Many of these non-production categories are offset by European Commission's assistance programs to European citrus growers and thereby creating a false price point for the EU citrus industry. In comparison to the U.S. citrus grower theoretically in the EU market, the EU citrus grower does not have to capture all of their profit from the sale of citrus as there are many costs the EU government covers with the assistance programs to citrus growers, whereas the U.S. does very little in government support for the fresh citrus industry.³ "The U.S. industry is supported indirectly through agriculture extension services, soil and conservation programs, and phytosanitary regulation designed to protect domestic production and consumers from harmful pests and diseases."⁴

Phytosanitary Issues

Historically, Spain has had pest and disease problems with Mediterranean fruit fly. In 2001, Medfly was found in shipments of Spanish clementines shipped to the U.S. This discovery prompted the U.S. to require specific protocols for Spanish citrus fruit imports including increased time in cold treatment to prevent the spread of the Mediterranean fruit fly. Currently, there are specific quarantine areas where Medfly has been found in California that restrict the movement of citrus.

European Commission Assistance Programs

As discussed earlier, the California citrus industry finds it hard to consider the EU a viable market considering the support programs that EU member-states benefit from for fruit and vegetable regimes. The U.S. specialty crop industry does not benefit from U.S. governmental direct support in the same manner as the EU specialty crop

² USITC Inv. No. 332-469, 2-15.

³ USITC Inv. No. 332-469, 3-10.

⁴ Ibid.

industry therefore causing the California citrus industry to not pursue the EU market. “The main mechanism of government assistance to citrus growers is through the Common Market Organization (CMO) for all fruits and vegetables as part of the EC’s Common Agriculture Policy (CAP). For citrus, the primary support mechanisms include compensation for withdrawals, compensation to encourage fruit processing, co-financing of operational funds for producer organizations, export refunds, and other types of support. Most of the direct support to citrus farmers is dispensed through the Producer Organizations (POs) operational funds for the purpose of improving product quality and marketing, reducing production costs and developing sustainable production methods.”⁵ Growers of fruits and vegetables in the EU are encouraged by the EU central government to join producer organizations in which the EC provides funding to support operational mechanisms.⁶

US-EU Trade in Citrus

The U.S. receives the largest amount of EU citrus from Spain, and the majority of the imports are mandarins. Over the past decade though, the Spanish mandarin imports are trending downward. The U.S. has increased its production of mandarins over the same time frame leaving an assumption that the U.S. domestic production is fulfilling domestic demand for the easy peeler mandarins.

U.S. Import of Citrus by HTS from Europe										
<i>(in \$1,000)</i>										
HTS Number	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012
0805.20 - mandarins (including tangerines and satsumas); clementines, wilkings and similar citrus hybrids, fresh or dried	106,777	75,764	100,927	111,790	100,585	88,197	72,453	80,068	79,734	65,480
0805.50 - lemons (citrus limon, citrus limonum) and limes (citrus aurantifolia, citrus latifolia), fresh or dried	2,286	2,890	837	4,965	12,756	530	2,664	880	1,020	1,953
0805.10 - oranges, fresh	271	419	1,767	862	28,076	1,624	828	1,230	1,244	461
0805.90 - citrus fruit, including kumquats, citrons and bergamots, nesoi, fresh or dried	57	48	76	284	70	111	45	114	160	262
Total	109,391	79,122	103,606	117,902	141,487	90,462	75,989	82,292	82,159	68,156

Prepared by Schramm, Williams & Associates, Inc. using data from U.S. Department of Commerce.

Tariffs

Despite a downward trend in Spanish citrus imports, the California citrus industry

⁵ USITC Inv. No. 332-469, 11-13

⁶ http://ec.europa.eu/agriculture/fruit-and-vegetables/producer-organisations/index_en.htm

finds concern with the potential tariff restructuring resulting from a free trade agreement. Currently, the tariffs on citrus entering the EU are very complicated and very high. The California citrus industry has found this to be another hindrance to trade with the EU. Should the U.S. tariff be reduced over time to zero, we are concerned that the citrus imports from Spain and other EU member-states will greatly increase. For the Transatlantic Trade and Investment Partnership to be successful for the U.S. agriculture industry, especially the California citrus industry, EC tariffs must be restructured and be comparable to U.S. tariffs for citrus imports upon implementation of the agreement.

Included in this statement is the EC tariff schedule for citrus (Attachment A) and for comparison purposes, the Harmonized Tariff Schedule of the United States for citrus (Attachment B).

Conclusion

In conclusion, because the California citrus industry does not find the EU market a viable market for our production, we believe that the final agreement between the U.S. and the EU would need to be highly favorable for U.S. agriculture to move forward. We do not believe that the Transatlantic Trade and Investment Partnership is poised to aid the citrus sector of the U.S.

CN code	Description	Conventional rate of duty (%)	Supplementary unit
1	2	3	4
0804 20 90	- - Dried	8	—
0804 30 00	- Pineapples	5,8	—
0804 40 00	- Avocados	(¹)	—
0804 50 00	- Guavas, mangoes and mangosteens	Free	—
0805	Citrus fruit, fresh or dried:		
0805 10	- Oranges:		
0805 10 20	- - Sweet oranges, fresh	(²)	—
0805 10 80	- - Other	(³)	—
0805 20	- Mandarins (including tangerines and satsumas); clementines, wilkings and similar citrus hybrids:		
0805 20 10	- - Clementines	(²)	—
0805 20 30	- - Monreales and satsumas	(²)	—
0805 20 50	- - Mandarins and wilkings	(²)	—
0805 20 70	- - Tangerines	(²)	—
0805 20 90	- - Other	(²)	—
0805 40 00	- Grapefruit, including pomelos	(⁴)	—
0805 50	- Lemons (<i>Citrus limon</i>, <i>Citrus limonum</i>) and limes (<i>Citrus aurantifolia</i>, <i>Citrus latifolia</i>):		
0805 50 10	- - Lemons (<i>Citrus limon</i> , <i>Citrus limonum</i>)	(²)	—
0805 50 90	- - Limes (<i>Citrus aurantifolia</i> , <i>Citrus latifolia</i>)	12,8	—
0805 90 00	- Other	12,8	—
0806	Grapes, fresh or dried:		
0806 10	- Fresh:		
0806 10 10	- - Table grapes	(²)	—
0806 10 90	- - Other	(⁵)	—
0806 20	- Dried:		
0806 20 10	- - Currants	2,4	—

(¹) — From 1 January to 31 May: 4,
— from 1 June to 30 November: 5,1,
— from 1 to 31 December: 4.

(²) See Annex 2.

(³) — From 1 January to 31 March: 16,
— from 1 April to 15 October: 12,
— from 16 October to 31 December: 16.

(⁴) — From 1 January to 30 April: 1,5,
— from 1 May to 31 October: 2,4,
— from 1 November to 31 December: 1,5.

(⁵) — From 1 January to 14 July: 14,4,
— from 15 July to 31 October: 17,6,
— from 1 November to 31 December: 14,4.

Annex 2

CN code	Description	Conventional rate of duty (%)
1	2	3
0709 93 10	<p>(cont'd)</p> <p>----- Not less than € 67,8 but less than € 69,2 12,8 + 1,4 €/100 kg/net</p> <p>----- Not less than € 66,4 but less than € 67,8 12,8 + 2,8 €/100 kg/net</p> <p>----- Not less than € 65 but less than € 66,4 12,8 + 4,2 €/100 kg/net</p> <p>----- Not less than € 63,7 but less than € 65 12,8 + 5,5 €/100 kg/net</p> <p>----- Less than € 63,7 12,8 + 15,2 €/100 kg/net</p> <p>----- From 1 June to 31 July:</p> <p>----- With an entry price per 100 kg net weight of:</p> <p>----- Not less than € 41,3 12,8</p> <p>----- Not less than € 40,5 but less than € 41,3 12,8 + 0,8 €/100 kg/net</p> <p>----- Not less than € 39,6 but less than € 40,5 12,8 + 1,7 €/100 kg/net</p> <p>----- Not less than € 38,8 but less than € 39,6 12,8 + 2,5 €/100 kg/net</p> <p>----- Not less than € 38 but less than € 38,8 12,8 + 3,3 €/100 kg/net</p> <p>----- Less than € 38 12,8 + 15,2 €/100 kg/net</p> <p>----- From 1 August to 31 December:</p> <p>----- With an entry price per 100 kg net weight of:</p> <p>----- Not less than € 48,8 12,8</p> <p>----- Not less than € 47,8 but less than € 48,8 12,8 + 1 €/100 kg/net</p> <p>----- Not less than € 46,8 but less than € 47,8 12,8 + 2 €/100 kg/net</p> <p>----- Not less than € 45,9 but less than € 46,8 12,8 + 2,9 €/100 kg/net</p> <p>----- Not less than € 44,9 but less than € 45,9 12,8 + 3,9 €/100 kg/net</p> <p>----- Less than € 44,9 12,8 + 15,2 €/100 kg/net</p>	
0805	Citrus fruit, fresh or dried:	
0805 10	- Oranges:	
0805 10 20	- - Sweet oranges, fresh:	
	- - - From 1 January to 31 March:	
	- - - - With an entry price per 100 kg net weight of:	
	- - - - - Not less than € 35,4 16 ⁽¹⁾	
	- - - - - Not less than € 34,7 but less than € 35,4 16 + 0,7 €/100 kg/net ⁽¹⁾	
	- - - - - Not less than € 34 but less than € 34,7 16 + 1,4 €/100 kg/net ⁽¹⁾	

⁽¹⁾ WTO tariff quota: see Annex 7.

Annex 2

CN code	Description	Conventional rate of duty (%)
1	2	3
0805 10 20	<i>(cont'd)</i>	
	----- Not less than € 33,3 but less than € 34	16 + 2,1 €/100 kg/ net ⁽¹⁾
	----- Not less than € 32,6 but less than € 33,3	16 + 2,8 €/100 kg/ net ⁽¹⁾
	----- Less than € 32,6	16 + 7,1 €/100 kg/ net ⁽¹⁾
	--- From 1 to 30 April:	
	----- With an entry price per 100 kg net weight of:	
	----- Not less than € 35,4	10,4 ⁽¹⁾
	----- Not less than € 34,7 but less than € 35,4	10,4 + 0,7 €/100 kg/ net ⁽¹⁾
	----- Not less than € 34 but less than € 34,7	10,4 + 1,4 €/100 kg/ net ⁽¹⁾
	----- Not less than € 33,3 but less than € 34	10,4 + 2,1 €/100 kg/ net ⁽¹⁾
	----- Not less than € 32,6 but less than € 33,3	10,4 + 2,8 €/100 kg/ net ⁽¹⁾
	----- Less than € 32,6	10,4 + 7,1 €/100 kg/ net ⁽¹⁾
	--- From 1 to 15 May:	
	----- With an entry price per 100 kg net weight of:	
	----- Not less than € 35,4	4,8
	----- Not less than € 34,7 but less than € 35,4	4,8 + 0,7 €/100 kg/ net
	----- Not less than € 34 but less than € 34,7	4,8 + 1,4 €/100 kg/ net
	----- Not less than € 33,3 but less than € 34	4,8 + 2,1 €/100 kg/ net
	----- Not less than € 32,6 but less than € 33,3	4,8 + 2,8 €/100 kg/ net
	----- Less than € 32,6	4,8 + 7,1 €/100 kg/ net
	--- From 16 to 31 May:	
	----- With an entry price per 100 kg net weight of:	
	----- Not less than € 35,4	3,2
	----- Not less than € 34,7 but less than € 35,4	3,2 + 0,7 €/100 kg/ net
	----- Not less than € 34 but less than € 34,7	3,2 + 1,4 €/100 kg/ net
	----- Not less than € 33,3 but less than € 34	3,2 + 2,1 €/100 kg/ net
	----- Not less than € 32,6 but less than € 33,3	3,2 + 2,8 €/100 kg/ net

⁽¹⁾ WTO tariff quota: see Annex 7.

Annex 2

CN code	Description	Conventional rate of duty (%)
1	2	3
0805 10 20	<p><i>(cont'd)</i></p> <p>— — — — Less than € 32,6</p> <p>— — — From 1 June to 15 October</p> <p>— — — From 16 October to 30 November</p> <p>— — — From 1 to 31 December:</p> <p>— — — — With an entry price per 100 kg net weight of:</p> <p>— — — — — Not less than € 35,4</p> <p>— — — — — Not less than € 34,7 but less than € 35,4</p> <p>— — — — — Not less than € 34 but less than € 34,7</p> <p>— — — — — Not less than € 33,3 but less than € 34</p> <p>— — — — — Not less than € 32,6 but less than € 33,3</p> <p>— — — — — Less than € 32,6</p>	<p>3,2 + 7,1 €/100 kg/net</p> <p>3,2</p> <p>16</p> <p>16</p> <p>16 + 0,7 €/100 kg/net</p> <p>16 + 1,4 €/100 kg/net</p> <p>16 + 2,1 €/100 kg/net</p> <p>16 + 2,8 €/100 kg/net</p> <p>16 + 7,1 €/100 kg/net</p>
0805 20	<p>— Mandarins (including tangerines and satsumas); clementines, wilkings and similar citrus hybrids:</p>	
0805 20 10	<p>— — Clementines:</p> <p>— — — From 1 January to end February:</p> <p>— — — — With an entry price per 100 kg net weight of:</p> <p>— — — — — Not less than € 64,9</p> <p>— — — — — Not less than € 63,6 but less than € 64,9</p> <p>— — — — — Not less than € 62,3 but less than € 63,6</p> <p>— — — — — Not less than € 61 but less than € 62,3</p> <p>— — — — — Not less than € 59,7 but less than € 61</p> <p>— — — — — Less than € 59,7</p> <p>— — — From 1 March to 31 October</p> <p>— — — From 1 November to 31 December:</p> <p>— — — — With an entry price per 100 kg net weight of:</p> <p>— — — — — Not less than € 64,9</p> <p>— — — — — Not less than € 63,6 but less than € 64,9</p> <p>— — — — — Not less than € 62,3 but less than € 63,6</p> <p>— — — — — Not less than € 61 but less than € 62,3</p> <p>— — — — — Not less than € 59,7 but less than € 61</p>	<p>16</p> <p>16 + 1,3 €/100 kg/net</p> <p>16 + 2,6 €/100 kg/net</p> <p>16 + 3,9 €/100 kg/net</p> <p>16 + 5,2 €/100 kg/net</p> <p>16 + 10,6 €/100 kg/net</p> <p>16</p> <p>16</p> <p>16 + 1,3 €/100 kg/net</p> <p>16 + 2,6 €/100 kg/net</p> <p>16 + 3,9 €/100 kg/net</p> <p>16 + 5,2 €/100 kg/net</p>

Annex 2

CN code	Description	Conventional rate of duty (%)
1	2	3
0805 20 10	(cont'd)	
	- - - - - Less than € 59,7	16 + 10,6 €/100 kg/net
0805 20 30	- - Monreales and satsumas:	
	- - - From 1 January to end February:	
	- - - - With an entry price per 100 kg net weight of:	
	- - - - - Not less than € 28,6	16
	- - - - - Not less than € 28 but less than € 28,6	16 + 0,6 €/100 kg/net
	- - - - - Not less than € 27,5 but less than € 28	16 + 1,1 €/100 kg/net
	- - - - - Not less than € 26,9 but less than € 27,5	16 + 1,7 €/100 kg/net
	- - - - - Not less than € 26,3 but less than € 26,9	16 + 2,3 €/100 kg/net
	- - - - - Less than € 26,3	16 + 10,6 €/100 kg/net
	- - - From 1 March to 31 October	16
	- - - From 1 November to 31 December:	
	- - - - With an entry price per 100 kg net weight of:	
	- - - - - Not less than € 28,6	16
	- - - - - Not less than € 28 but less than € 28,6	16 + 0,6 €/100 kg/net
	- - - - - Not less than € 27,5 but less than € 28	16 + 1,1 €/100 kg/net
	- - - - - Not less than € 26,9 but less than € 27,5	16 + 1,7 €/100 kg/net
	- - - - - Not less than € 26,3 but less than € 26,9	16 + 2,3 €/100 kg/net
	- - - - - Less than € 26,3	16 + 10,6 €/100 kg/net
0805 20 50	- - Mandarins and wilkings:	
	- - - From 1 January to end February:	
	- - - - With an entry price per 100 kg net weight of:	
	- - - - - Not less than € 28,6	16
	- - - - - Not less than € 28 but less than € 28,6	16 + 0,6 €/100 kg/net
	- - - - - Not less than € 27,5 but less than € 28	16 + 1,1 €/100 kg/net
	- - - - - Not less than € 26,9 but less than € 27,5	16 + 1,7 €/100 kg/net
	- - - - - Not less than € 26,3 but less than € 26,9	16 + 2,3 €/100 kg/net
	- - - - - Less than € 26,3	16 + 10,6 €/100 kg/net

Annex 2

CN code	Description	Conventional rate of duty (%)
1	2	3
0805 20 50	<p><i>(cont'd)</i></p> <p>— — — From 1 March to 31 October 16</p> <p>— — — From 1 November to 31 December:</p> <p>— — — — With an entry price per 100 kg net weight of:</p> <p>— — — — — Not less than € 28,6 16</p> <p>— — — — — Not less than € 28 but less than € 28,6 16 + 0,6 €/100 kg/net</p> <p>— — — — — Not less than € 27,5 but less than € 28 16 + 1,1 €/100 kg/net</p> <p>— — — — — Not less than € 26,9 but less than € 27,5 16 + 1,7 €/100 kg/net</p> <p>— — — — — Not less than € 26,3 but less than € 26,9 16 + 2,3 €/100 kg/net</p> <p>— — — — — Less than € 26,3 16 + 10,6 €/100 kg/net</p>	
0805 20 70	<p>— — Tangerines:</p> <p>— — — From 1 January to end February:</p> <p>— — — — With an entry price per 100 kg net weight of:</p> <p>— — — — — Not less than € 28,6 16</p> <p>— — — — — Not less than € 28 but less than € 28,6 16 + 0,6 €/100 kg/net</p> <p>— — — — — Not less than € 27,5 but less than € 28 16 + 1,1 €/100 kg/net</p> <p>— — — — — Not less than € 26,9 but less than € 27,5 16 + 1,7 €/100 kg/net</p> <p>— — — — — Not less than € 26,3 but less than € 26,9 16 + 2,3 €/100 kg/net</p> <p>— — — — — Less than € 26,3 16 + 10,6 €/100 kg/net</p> <p>— — — From 1 March to 31 October 16</p> <p>— — — From 1 November to 31 December:</p> <p>— — — — With an entry price per 100 kg net weight of:</p> <p>— — — — — Not less than € 28,6 16</p> <p>— — — — — Not less than € 28 but less than € 28,6 16 + 0,6 €/100 kg/net</p> <p>— — — — — Not less than € 27,5 but less than € 28 16 + 1,1 €/100 kg/net</p> <p>— — — — — Not less than € 26,9 but less than € 27,5 16 + 1,7 €/100 kg/net</p> <p>— — — — — Not less than € 26,3 but less than € 26,9 16 + 2,3 €/100 kg/net</p>	

Annex 2

CN code	Description	Conventional rate of duty (%)
1	2	3
0805 20 70	(cont'd)	
	----- Less than € 26,3	16 + 10,6 €/100 kg/net
0805 20 90	-- Other:	
	--- From 1 January to end February:	
	---- With an entry price per 100 kg net weight of:	
	----- Not less than € 28,6	16 ⁽¹⁾
	----- Not less than € 28 but less than € 28,6	16 + 0,6 €/100 kg/net ⁽¹⁾
	----- Not less than € 27,5 but less than € 28	16 + 1,1 €/100 kg/net ⁽¹⁾
	----- Not less than € 26,9 but less than € 27,5	16 + 1,7 €/100 kg/net ⁽¹⁾
	----- Not less than € 26,3 but less than € 26,9	16 + 2,3 €/100 kg/net ⁽¹⁾
	----- Less than € 26,3	16 + 10,6 €/100 kg/net ⁽¹⁾
	--- From 1 March to 31 October	16 ⁽¹⁾
	--- From 1 November to 31 December:	
	---- With an entry price per 100 kg net weight of:	
	----- Not less than € 28,6	16
	----- Not less than € 28 but less than € 28,6	16 + 0,6 €/100 kg/net
	----- Not less than € 27,5 but less than € 28	16 + 1,1 €/100 kg/net
	----- Not less than € 26,9 but less than € 27,5	16 + 1,7 €/100 kg/net
	----- Not less than € 26,3 but less than € 26,9	16 + 2,3 €/100 kg/net
	----- Less than € 26,3	16 + 10,6 €/100 kg/net
0805 50	- Lemons (<i>Citrus limon</i> , <i>Citrus limonum</i>) and limes (<i>Citrus aurantifolia</i> , <i>Citrus latifolia</i>):	
0805 50 10	-- Lemons (<i>Citrus limon</i> , <i>Citrus limonum</i>):	
	--- From 1 January to 30 April:	
	---- With an entry price per 100 kg net weight of:	
	----- Not less than € 46,2	6,4 ⁽¹⁾
	----- Not less than € 45,3 but less than € 46,2	6,4 + 0,9 €/100 kg/net ⁽¹⁾
	----- Not less than € 44,4 but less than € 45,3	6,4 + 1,8 €/100 kg/net ⁽¹⁾
	----- Not less than € 43,4 but less than € 44,4	6,4 + 2,8 €/100 kg/net ⁽¹⁾
	----- Not less than € 42,5 but less than € 43,4	6,4 + 3,7 €/100 kg/net ⁽¹⁾

⁽¹⁾ WTO tariff quota: see Annex 7.

Annex 2

CN code	Description	Conventional rate of duty (%)
1	2	3
0805 50 10	<p data-bbox="282 405 342 430"><i>(cont'd)</i></p> <p data-bbox="282 457 1243 483">----- Less than € 42,5</p> <p data-bbox="282 531 558 556">--- From 1 May to 31 May:</p> <p data-bbox="282 583 773 609">---- With an entry price per 100 kg net weight of:</p> <p data-bbox="282 636 1243 661">----- Not less than € 46,2</p> <p data-bbox="282 688 1243 714">----- Not less than € 45,3 but less than € 46,2</p> <p data-bbox="282 741 1243 766">----- Not less than € 44,4 but less than € 45,3</p> <p data-bbox="282 793 1243 819">----- Not less than € 43,4 but less than € 44,4</p> <p data-bbox="282 846 1243 871">----- Not less than € 42,5 but less than € 43,4</p> <p data-bbox="282 898 1243 924">----- Not less than € 41,6 but less than € 42,5</p> <p data-bbox="282 951 1243 976">----- Not less than € 40,7 but less than € 41,6</p> <p data-bbox="282 1003 1243 1029">----- Not less than € 39,7 but less than € 40,7</p> <p data-bbox="282 1056 1243 1081">----- Not less than € 38,8 but less than € 39,7</p> <p data-bbox="282 1108 1243 1134">----- Less than € 38,8</p> <p data-bbox="282 1161 558 1186">--- From 1 June to 31 July:</p> <p data-bbox="282 1213 773 1239">---- With an entry price per 100 kg net weight of:</p> <p data-bbox="282 1266 1243 1291">----- Not less than € 55,8</p> <p data-bbox="282 1318 1243 1344">----- Not less than € 54,7 but less than € 55,8</p> <p data-bbox="282 1371 1243 1396">----- Not less than € 53,6 but less than € 54,7</p> <p data-bbox="282 1423 1243 1449">----- Not less than € 52,5 but less than € 53,6</p> <p data-bbox="282 1476 1243 1501">----- Not less than € 51,3 but less than € 52,5</p> <p data-bbox="282 1528 1243 1554">----- Not less than € 50,2 but less than € 51,3</p> <p data-bbox="282 1581 1243 1606">----- Not less than € 49,1 but less than € 50,2</p>	<p data-bbox="1266 457 1461 504">6,4 + 25,6 €/100 kg/ net ⁽¹⁾</p> <p data-bbox="1266 636 1380 661">6,4 ⁽¹⁾</p> <p data-bbox="1266 688 1461 735">6,4 + 0,9 €/100 kg/ net ⁽¹⁾</p> <p data-bbox="1266 762 1461 808">6,4 + 1,8 €/100 kg/ net ⁽¹⁾</p> <p data-bbox="1266 835 1461 882">6,4 + 2,8 €/100 kg/ net ⁽¹⁾</p> <p data-bbox="1266 909 1461 955">6,4 + 3,7 €/100 kg/ net ⁽¹⁾</p> <p data-bbox="1266 982 1461 1029">6,4 + 4,6 €/100 kg/ net ⁽¹⁾</p> <p data-bbox="1266 1056 1461 1102">6,4 + 5,5 €/100 kg/ net ⁽¹⁾</p> <p data-bbox="1266 1129 1461 1176">6,4 + 6,5 €/100 kg/ net ⁽¹⁾</p> <p data-bbox="1266 1203 1461 1249">6,4 + 7,4 €/100 kg/ net ⁽¹⁾</p> <p data-bbox="1266 1276 1461 1323">6,4 + 25,6 €/100 kg/ net ⁽¹⁾</p> <p data-bbox="1266 1444 1380 1470">6,4 ⁽¹⁾</p> <p data-bbox="1266 1497 1461 1543">6,4 + 1,1 €/100 kg/ net ⁽¹⁾</p> <p data-bbox="1266 1570 1461 1617">6,4 + 2,2 €/100 kg/ net ⁽¹⁾</p> <p data-bbox="1266 1644 1461 1690">6,4 + 3,3 €/100 kg/ net ⁽¹⁾</p> <p data-bbox="1266 1717 1461 1764">6,4 + 4,5 €/100 kg/ net ⁽¹⁾</p> <p data-bbox="1266 1791 1461 1837">6,4 + 5,6 €/100 kg/ net ⁽¹⁾</p> <p data-bbox="1266 1864 1461 1911">6,4 + 6,7 €/100 kg/ net ⁽¹⁾</p>

⁽¹⁾ WTO tariff quota: see Annex 7.

Annex 2

CN code	Description	Conventional rate of duty (%)
1	2	3
0805 50 10	<i>(cont'd)</i>	
	- - - - - Not less than € 48 but less than € 49,1	6,4 + 7,8 €/100 kg/ net ⁽¹⁾
	- - - - - Not less than € 46,9 but less than € 48	6,4 + 8,9 €/100 kg/ net ⁽¹⁾
	- - - - - Less than € 46,9	6,4 + 25,6 €/100 kg/ net ⁽¹⁾
	- - - From 1 August to 15 August:	
	- - - - - With an entry price per 100 kg net weight of:	
	- - - - - Not less than € 55,8	6,4
	- - - - - Not less than € 54,7 but less than € 55,8	6,4 + 1,1 €/100 kg/ net
	- - - - - Not less than € 53,6 but less than € 54,7	6,4 + 2,2 €/100 kg/ net
	- - - - - Not less than € 52,5 but less than € 53,6	6,4 + 3,3 €/100 kg/ net
	- - - - - Not less than € 51,3 but less than € 52,5	6,4 + 4,5 €/100 kg/ net
	- - - - - Not less than € 50,2 but less than € 51,3	6,4 + 5,6 €/100 kg/ net
	- - - - - Not less than € 49,1 but less than € 50,2	6,4 + 6,7 €/100 kg/ net
	- - - - - Not less than € 48 but less than € 49,1	6,4 + 7,8 €/100 kg/ net
	- - - - - Less than € 48	6,4 + 25,6 €/100 kg/ net
	- - - From 16 August to 31 October:	
	- - - - - With an entry price per 100 kg net weight of:	
	- - - - - Not less than € 55,8	6,4
	- - - - - Not less than € 54,7 but less than € 55,8	6,4 + 1,1 €/100 kg/ net
	- - - - - Not less than € 53,6 but less than € 54,7	6,4 + 2,2 €/100 kg/ net
	- - - - - Not less than € 52,5 but less than € 53,6	6,4 + 3,3 €/100 kg/ net
	- - - - - Not less than € 51,3 but less than € 52,5	6,4 + 4,5 €/100 kg/ net
	- - - - - Less than € 51,3	6,4 + 25,6 €/100 kg/ net
	- - - From 1 November to 31 December:	
	- - - - - With an entry price per 100 kg net weight of:	
	- - - - - Not less than € 46,2	6,4
	- - - - - Not less than € 45,3 but less than € 46,2	6,4 + 0,9 €/100 kg/ net
	- - - - - Not less than € 44,4 but less than € 45,3	6,4 + 1,8 €/100 kg/ net

⁽¹⁾ WTO tariff quota: see Annex 7.

Annex 2

CN code	Description	Conventional rate of duty (%)
1	2	3
0805 50 10	(cont'd)	
	- - - - - Not less than € 43,4 but less than € 44,4	6,4 + 2,8 €/100 kg/ net
	- - - - - Not less than € 42,5 but less than € 43,4	6,4 + 3,7 €/100 kg/ net
	- - - - - Less than € 42,5	6,4 + 25,6 €/100 kg/ net
0806	Grapes, fresh or dried:	
0806 10	- Fresh:	
0806 10 10	- - Table grapes:	
	- - - From 1 January to 14 July:	
	- - - - Of the variety Emperor (<i>Vitis vinifera</i> cv.) from 1 to 31 January ⁽¹⁾	8
	- - - - Other	11,5
	- - - From 15 to 20 July	14,1
	- - - From 21 July to 31 October:	
	- - - - With an entry price per 100 kg net weight of:	
	- - - - - Not less than € 54,6	14,1 ⁽²⁾
	- - - - - Not less than € 53,5 but less than € 54,6	17,6 + 1,1 €/100 kg/ net ⁽²⁾
	- - - - - Not less than € 52,4 but less than € 53,5	17,6 + 2,2 €/100 kg/ net ⁽²⁾
	- - - - - Not less than € 51,3 but less than € 52,4	17,6 + 3,3 €/100 kg/ net ⁽²⁾
	- - - - - Not less than € 50,2 but less than € 51,3	17,6 + 4,4 €/100 kg/ net ⁽²⁾
	- - - - - Less than € 50,2	17,6 + 9,6 €/100 kg/ net ⁽²⁾
	- - - From 1 to 20 November:	
	- - - - With an entry price per 100 kg net weight of:	
	- - - - - Not less than € 47,6	11,5
	- - - - - Not less than € 46,6 but less than € 47,6	14,4 + 1 €/100 kg/net
	- - - - - Not less than € 45,7 but less than € 46,6	14,4 + 1,9 €/100 kg/ net
	- - - - - Not less than € 44,7 but less than € 45,7	14,4 + 2,9 €/100 kg/ net
	- - - - - Not less than € 43,8 but less than € 44,7	14,4 + 3,8 €/100 kg/ net
	- - - - - Less than € 43,8	14,4 + 9,6 €/100 kg/ net
	- - - From 21 November to 31 December:	
	- - - - Of the variety Emperor (<i>Vitis vinifera</i> cv.) from 1 to 31 December ⁽¹⁾	8

⁽¹⁾ Entry under this subheading is subject to the conditions laid down in section II, paragraph F, of the preliminary provisions.

⁽²⁾ WTO tariff quota: see Annex 7.

Annex 7

Order No	CN code	Description	Quota quantity	Rate of duty (%)	Other terms and conditions
1	2	3	4	5	6
63	0714 20 90	Sweet potatoes, other than for human consumption	5 000 t	0	Allocated to countries other than China
64	0802 11 90 0802 12 90	Almonds	90 000 t	2	
65	0805 10 20	High quality oranges	20 000 t	10	During the period 1 February to 30 April
66	0805 20 90	Minneolas	15 000 t	2	During the period 1 February to 30 April
67	0805 50 10	Lemons	10 000 t	6	During the period 15 January to 14 June
68	0806 10 10	Table grapes, fresh, from 21 July to 31 October	1 500 t	<i>Ad valorem</i> duty reduced to 9	
69	0808 10 80	Apples, fresh, from 1 April to 31 July	696 t	<i>Ad valorem</i> duty reduced to 0	
70	0808 30 90	Pears, fresh, from 1 August to 31 December	1 000 t	<i>Ad valorem</i> duty reduced to 5	
71	0809 10 00	Apricots, fresh, from 1 August to 31 May	500 t	10	
72	0809 10 00	Apricots, fresh, from 1 June to 31 July	2 500 t	<i>Ad valorem</i> duty reduced to 10	
73	0809 29 00	Fresh (sweet) cherries, from 21 May to 15 July	800 t	<i>Ad valorem</i> duty reduced to 4	
74	1001 19 00	Durum wheat (with a minimum vitreous kernel content of 73 %)	50 000 t	0	
75	1001 19 00 1001 99 00	Quality wheat	300 000 t	0	
76	1001 99 00	Common wheat of a quality other than high quality	3 112 030 t	12 €/t	Allocated to supplying countries as follows: — United States of America 572 000 t — Canada 38 853 t — Other 2 501 177 t
77	1003 10 00 1003 90 00	Barley	307 105 t	16 €/t	
78	1003 10 00 1003 90 00	Malting barley	50 890 t	8 €/t	
79	1005 10 90 1005 90 00	Maize	277 988 t	0	
80	1005 90 00	Other maize	500 000 t	MAX 50 €/1 000 kg/net	To be imported into Portugal
81	1005 90 00 1007 10 90 1007 90 00	Other maize Other grain sorghum	2 000 000 t 300 000 t	(²) (²)	To be imported into Spain In addition, the quota quantity is reduced by quantities of imports into Spain from third countries of maize gluten feed, brewer's grains and citrus pulp

Harmonized Tariff Schedule of the United States (2013)

Annotated for Statistical Reporting Purposes

CHAPTER 8

EDIBLE FRUIT AND NUTS; PEEL OF CITRUS FRUIT OR MELONS

II
8-1

Notes

1. This chapter does not cover inedible nuts or fruit.
2. Chilled fruit and nuts are to be classified in the same headings as the corresponding fresh fruit and nuts.
3. Dried fruit or dried nuts of this chapter may be partially rehydrated, or treated for the following purposes.
 - (a) For additional preservation or stabilization (for example, by moderate heat treatment, sulfuring, the addition of sorbic acid or potassium sorbate),
 - (b) To improve or maintain their appearance (for example., by the addition of vegetable oil or small quantities of glucose syrup), provided that they retain the character of dried fruits or dried nuts.

Additional U.S. Note:

1. No allowance shall be made for dirt or other impurities in nuts of any kind, shelled or not shelled.

Statistical Note

1. For the purposes of this chapter, the expression "Certified organic" refers to a fresh or processed agricultural product that is certified to the United States Department of Agriculture National Organic Program Regulation (7 CFR 205), the Canadian Organic Products Regulations (SOR/2006-338 COPR), or the European Union (EU) Council Regulation (EC) No.834/2007 and Commission Regulations (EC) No. 889/2008 and 1235/2008.

Harmonized Tariff Schedule of the United States (2013)

Annotated for Statistical Reporting Purposes

II
8-6

Heading/ Subheading	Stat. Suf- fix	Article Description	Unit of Quantity	Rates of Duty		
				1		2
				General	Special	
0805		Citrus fruit, fresh or dried:				
0805.10.00		Oranges.		1.9¢/kg	Free (AU,BH,CA, CL,CO,D,E,IL,J, JO,KR,MA,MX, OM,P,PA,PE,SG)	2.2¢/kg
	20	Temple oranges.	kg			
	40	Other.	kg			
0805.20.00		Mandarins (including tangerines and satsumas); clementines, wilkings and similar citrus hybrids.		1.9¢/kg	Free (AU,BH,CA, CL,CO,D,E,IL,J, JO,KR,MA,MX, OM,P,PA,PE,SG)	2.2¢/kg
	20	Tangerines.	kg			
	60	Clementines.	kg			
	80	Other.	kg			
0805.40		Grapefruit, including pomelos:				
0805.40.40	00	If entered during the period from August 1 to September 30, inclusive, in any year.	kg.	1.9¢/kg	Free (AU,BH,CA, CL,CO,D,E,IL, J,JO,MA,MX, OM,P,PA,PE,SG)	3.3¢/kg
					1.1¢/kg (KR)	
0805.40.60	00	If entered during the month of October.	kg.	1.5¢/kg	Free (CA,CL,CO, D,E,IL,J,JO,MX, OM,P,PA,PE,SG)	3.3¢/kg
					0.3¢/kg (BH)	
					0.7¢/kg (AU,MA)	
					0.9¢/kg (KR)	
0805.40.80	00	If entered at any other time.	kg.	2.5¢/kg	Free (CA,CL,CO, D,E,IL,J,JO,MX,P, PA,PE,SG)	3.3¢/kg
					0.5¢/kg (BH)	
					1.1¢/kg (MA)	
					1.2¢/kg (AU)	
					1.2¢/kg (OM)	
					1.7¢/kg (KR)	
0805.50		Lemons (<i>Citrus limon</i> , <i>Citrus limonum</i>) and limes (<i>Citrus aurantifolia</i> , <i>Citrus latifolia</i>):				
0805.50.20	00	Lemons.	kg.	2.2¢/kg	Free (A+,AU,BH, CA,CL,CO,D,E, IL,J,JO,KR,MA, MX,OM,P,PA,PE, SG)	5.5¢/kg
		Limes:				
0805.50.30	00	Tahitian limes, Persian limes and other limes of the <i>Citrus latifolia</i> variety.	kg.	0.8%	Free (A*,AU,BH, CA,CL,CO,E,IL,J, JO,KR,MA,MX, OM,P,PA,PE,SG)	35%
0805.50.40	00	Other.	kg.	1.8¢/kg	Free (A,AU,BH,CA, CL,CO,E,IL,J,JO, KR,MA,MX,OM, P,PA,PE,SG)	4.4¢/kg
0805.90.01	00	Other, including kumquats, citrons and bergamots.	kg.	0.8%	Free (A*,AU,BH, CA,CL,CO,E,IL,J, JO,KR,MA,MX, OM,P,PA,PE,SG)	35%