

GENERAL NOTES
TARIFF SCHEDULE OF THE DOMINICAN REPUBLIC

1. The provisions of this Schedule are generally expressed in terms of the *Arancel de la República Dominicana de Importación*, and the interpretation of the provisions of this Schedule, including the product coverage of subheadings of this Schedule, shall be governed by the General Notes, Section Notes, and Chapter Notes of the *Arancel de la República Dominicana de Importación*. To the extent that provisions of this Schedule are identical to the corresponding provisions of the *Arancel de la República Dominicana de Importación*, the provisions of this Schedule shall have the same meaning as the corresponding provisions of the *Arancel de la República Dominicana de Importación*.
2. The base rates of duty set out in this Schedule reflect the MFN tariff rates of the *Arancel de la República Dominicana de Importación* in effect on January 1, 2003.
3. In addition to the staging categories listed in Annex 3.3, paragraph 1, this Schedule contains staging categories **M, N, O, V, W, X, Y**.
 - (a) Duties on originating goods provided for in the items in staging category M shall be removed in ten stages. On the date this Agreement enters into force, duties shall be reduced by two percent of the base rate, and by an additional two percent of the base rate on January 1 of year two. On January 1 of year three duties shall be reduced by an additional eight percent of the base rate, and by an additional eight percent of the base rate each year thereafter through year six. On January 1 of year seven duties shall be reduced by an additional 16 percent of the base rate, and by an additional 16 percent of the base rate each year thereafter through year nine, and such goods shall be duty-free effective January 1 of year ten.
 - (b) Duties on originating goods provided for in the items in staging category N shall be removed in 12 equal annual stages beginning on the date this Agreement enters into force, and such goods shall be duty-free, effective January 1 of year 12.
 - (c) Duties on originating goods provided for in the items in staging category O shall remain at base rates for years one through six. On January 1 of year seven, duties shall be reduced by ten percent of the base rate, and by an additional ten percent of the base rate each year thereafter through year ten. On January 1 of year 11, duties shall be reduced by an additional 12 percent of the base rate, and by an additional 12 percent of the base rate each year thereafter through year 14, and such goods shall be duty-free effective January 1 of year 15.
 - (d) Duties on originating goods provided for in the items in staging category V shall remain at base rates for years one through ten. On January 1 of year 11, duties shall be reduced by eight percent of the base rate, and by an additional eight percent of the base rate each year thereafter through year 15. On January 1 of year 16, duties shall be reduced by an additional 12 percent of the base rate, and by an additional 12 percent of the base rate

each year thereafter through year 19, and such goods shall be duty-free effective January 1 of year 20.

- (e) Duties on originating goods provided for in the items in staging category W shall be removed in four equal annual stages beginning on the date this Agreement enters into force, and such goods shall be duty-free effective January 1 of year four.
- (f) Duties on originating goods provided for in the items in staging category X shall remain at base rates of duty for year one. Beginning January 1 of year two, duties shall be removed in four equal annual stages, and such goods shall be duty-free effective January 1 of year five.
- (g) Duties on originating goods provided for in the items in staging category Y shall be removed in ten stages. Beginning on the date this Agreement enters into force, duties shall be reduced by 15 percent of the base rate, and by an additional 15 percent of the base rate each year thereafter through year five. On January 1 of year six, duties shall be reduced by an additional five percent of the base rate, and by an additional five percent of the base rate each year thereafter through year nine, and such goods shall be duty-free effective January 1 of year ten.

4. During the transition period, only a qualifying good is eligible for the in-quota tariff rate for each such good specified in Appendix I; originating goods that are not qualifying goods shall be subject to the over-quota tariff rate for the good specified in Appendix I. For purposes of this note, “qualifying good” means a good that satisfies the requirements of Chapter Four (Rules of Origin and Origin Procedures), except that operations performed in or material obtained from a Central American Party or the Dominican Republic shall be considered as if the operations were performed in a non-Party and the material was obtained from a non-Party.

5. Originating goods imported into the Dominican Republic shall not be subject to any duties applied pursuant to Article 5 of the WTO Agreement on Agriculture.

6. With respect to goods provided for in heading 1701 and subheadings 0901.11, 0901.12, 0901.21, 0901.22, the tariff commitments set out in this Schedule shall apply only to a United States originating good. For purposes of this note, a “United States originating good” means a good that satisfies the requirements of Chapter Four (Rules of Origin and Origin Procedures), except that operations performed in or material obtained from a Central American Party or the Dominican Republic shall be considered as if the operations were performed in a non-Party or the material was obtained from a non-Party. In the event that the Dominican Republic provides preferential tariff treatment to a good covered by this note pursuant to an agreement with one or more Central American Parties, this note shall no longer apply to such good.

- 7. (a) Except as the Dominican Republic and Costa Rica may otherwise agree, the tariff commitments set out in this Schedule shall not apply to an originating good classified under subheading 0703.10, 0713.31, 0713.32, 0713.33, 1006.10, 1006.20, 1006.30, or 1006.40, heading 2203, 2207, or 2208, or subheadings

2401.20, 2402.20.20, or 2403.10 that is imported directly from the territory of Costa Rica.

- (b) The Dominican Republic and Costa Rica shall conclude negotiations on the tariff treatment to be applied to originating goods classified under subheadings 0207.11, 0207.12, 0207.13, 0207.14, 0402.10, 0402.21, 0402.29, 0703.20, and 1101.00, and headings 2710, except mineral solvents, 2712, 2713, except subheading 2713.20, and 2715 that are imported directly into the territory of the Dominican Republic from the territory of Costa Rica no later than the date that is one year after the date on which this Agreement enters into force with respect to the Dominican Republic and Costa Rica, and any agreed tariff treatment shall form part of this Schedule. During this one-year period, duties on such goods shall remain at base rates. At the expiration of the one-year period, if the Dominican Republic and Costa Rica have not reached an agreement regarding the tariff treatment of any such good, duties on the good shall remain at base rates for years one through ten. On January 1 of year 11, duties on the good shall be reduced by eight percent of the base rate, and by an additional eight percent of the base rate each year thereafter through year 15. On January 1 of year 16, duties on the good shall be reduced by an additional 12 percent of the base rate, and by an additional 12 percent through year 19, and the good shall be duty-free effective January 1 of year 20.
8. (a) Except as the Dominican Republic and El Salvador may otherwise agree, the tariff commitments set out in this Schedule shall not apply to an originating good classified under subheading 0207.11, 0207.12, 0207.13, 0207.14, 0402.10, 0402.21, 0402.29, 0713.31, 0713.32, 0713.33, 1006.10, 1006.20, 1006.30, 1006.40, or 1101.00, heading 2203 or 2207, or subheading 2208.90.10, 2401.20, 2402.20.20, or 2403.10 that is imported directly from the territory of El Salvador.
- (b) The Dominican Republic and El Salvador shall conclude negotiations on the tariff treatment to be applied to originating goods classified under subheadings 0703.10 and 0703.20, and headings 2710, except mineral solvents, 2712, 2713, except subheading 2713.20, and 2715 that are imported directly into the territory of the Dominican Republic from the territory of El Salvador no later than the date that is one year after the date on which this Agreement enters into force with respect to the Dominican Republic and El Salvador, and any agreed tariff treatment shall form part of this Schedule. During this one-year period, duties on such goods shall remain at base rates. At the expiration of the one-year period, if the Dominican Republic and El Salvador have not reached an agreement regarding the tariff treatment of any such good, duties on the good shall remain at base rates for years one through ten. On January 1 of year 11, duties on the good shall be reduced by eight percent of the base rate, and by an additional eight percent of the base rate each year thereafter through year 15. On January 1 of year 16, duties on the good shall be reduced by an additional 12 percent of the base rate, and by an

additional 12 percent through year 19, and the good shall be duty-free effective January 1 of year 20.

9. (a) Except as the Dominican Republic and Guatemala may otherwise agree, the tariff commitments set out in this Schedule shall not apply to an originating good classified under subheading 0207.11, 0207.12, 0207.13, 0207.14, 0402.10, 0402.21, 0402.29, 0713.31, 0713.32, 0713.33, 1006.10, 1006.20, 1006.30, 1006.40, or 1101.00, heading 2203, 2207, or 2208, or subheading 2401.20, 2402.20.20, or 2403.10 that is imported directly from the territory of Guatemala.
 - (b) The Dominican Republic and Guatemala shall conclude negotiations on the tariff treatment to be applied to originating goods classified under subheadings 0703.10 and 0703.20, and headings 2710, except mineral solvents, 2712, 2713, except subheading 2713.20, and 2715 that are imported directly into the territory of the Dominican Republic from the territory of Guatemala no later than the date that is one year after the date on which this Agreement enters into force with respect to the Dominican Republic and Guatemala, and any agreed tariff treatment shall form part of this Schedule. During this one-year period, duties on such goods shall remain at base rates. At the expiration of the one-year period, if the Dominican Republic and Guatemala have not reached an agreement regarding the tariff treatment of any such good, duties on the good shall remain at base rates for years one through ten. On January 1 of year 11, duties on the good shall be reduced by eight percent of the base rate, and by an additional eight percent of the base rate each year thereafter through year 15. On January 1 of year 16, duties on the good shall be reduced by an additional 12 percent of the base rate, and by an additional 12 percent through year 19, and the good shall be duty-free effective January 1 of year 20.
10. (a) Except as the Dominican Republic and Honduras may otherwise agree, the tariff commitments set out in this Schedule shall not apply to an originating good classified under subheading 0207.11, 0207.12, 0207.13, 0207.14, 0402.10, 0402.21, 0402.29, 0713.31, 0713.32, 0713.33, 1006.10, 1006.20, 1006.30, 1006.40, or 1101.00, heading 2203, 2207, or 2208, or subheadings 2401.20, 2402.20.20, or 2403.10 that is imported directly from the territory of Honduras.
 - (b) The Dominican Republic and Honduras shall conclude negotiations on the tariff treatment to be applied to originating goods classified under subheadings 0703.10 and 0703.20, and headings 2710, except mineral solvents, 2712, 2713, except subheading 2713.20, and 2715 that are imported directly into the territory of the Dominican Republic from the territory of Honduras no later than the date that is one year after the date on which this Agreement enters into force with respect to the Dominican Republic and Honduras, and any agreed tariff treatment shall form part of this Schedule. During this one-year period, duties on such goods shall remain at base rates. At the expiration of the one-year period, if the Dominican Republic and Honduras have not reached an agreement regarding the tariff

treatment of any such good, duties on the good shall remain at base rates for years one through ten. On January 1 of year 11, duties on the good shall be reduced by eight percent of the base rate, and by an additional eight percent of the base rate each year thereafter through year 15. On January 1 of year 16, duties on the good shall be reduced by an additional 12 percent of the base rate, and by an additional 12 percent through year 19, and the good shall be duty-free effective January 1 of year 20.

11. (a) Except as the Dominican Republic and Nicaragua may otherwise agree, the tariff commitments set out in this Schedule shall not apply to an originating good classified under heading 2203, 2207, or 2208, or subheading 2401.20, 2402.20.20, or 2403.10 that is imported directly from the territory of Nicaragua.

(b) The Dominican Republic and Nicaragua shall conclude negotiations on the tariff treatment to be applied to originating goods classified under subheading 0207.11, 0207.12, 0207.13, 0207.14, 0402.10, 0402.21, 0402.29, 0703.10, 0703.20, 0713.31, 0713.32, 0713.33, 1006.10, 1006.20, 1006.30, 1006.40, or 1101.00, or headings 2710, except mineral solvents, 2712, 2713, except subheading 2713.20, and 2715 that are imported directly into the territory of the Dominican Republic from the territory of Nicaragua no later than the date that is one year after the date on which this Agreement enters into force with respect to the Dominican Republic and Nicaragua, and any agreed tariff treatment shall form part of this Schedule. During this one-year period, duties on such goods shall remain at base rates. At the expiration of the one-year period, if the Dominican Republic and Nicaragua have not reached an agreement regarding the tariff treatment of any such good, duties on the good shall remain at base rates for years one through ten. On January 1 of year 11, duties on the good shall be reduced by eight percent of the base rate, and by an additional eight percent of the base rate each year thereafter through year 15. On January 1 of year 16, duties on the good shall be reduced by an additional 12 percent of the base rate, and by an additional 12 percent through year 19, and the good shall be duty-free effective January 1 of year 20.

12. The Dominican Republic shall apply the following tariff treatment to originating goods classified under tariff item 1507.90.00, 1508.90.00, 1509.90.00, 1510.00.00, 1511.90.00 (except palm stearin), 1512.19.00, 1512.29.00, 1513.19.00, 1513.29.10, 1513.29.20, 1514.91.00, 1514.99.00, 1515.19.00, 1515.29.00, 1515.30.00, 1515.40.00, 1515.50.00, 1515.90.90, 1516.10.00, 1516.20.00, 1517.10.00, 1517.90.00, 1518.00.10, or 1518.00.90 that are imported directly from the territory of a Central American Party: Duties on these goods shall remain at base rates for years one through five. Beginning on January 1 of year six, duties shall be reduced by eight percent of the base rate annually through year ten. Beginning on January 1 of year 11, duties shall be reduced by an additional 12 percent of the base rate annually through year 14, and such goods shall be duty-free effective January 1 of year 15.

13. Appendix II provides tariff-rate quotas with respect to goods set out in that Appendix.

14. Appendix III provides tariff-rate quotas with respect to goods set out in that Appendix.

15. For purposes of these General Notes, a good shall not be considered to be imported directly from the territory of a Central American Party if the good:

- (a) undergoes subsequent production or any other operation outside the territory of the Central American Party, other than unloading, reloading, or any other operation necessary to preserve the good in good condition or to transport the good to the territory of the Dominican Republic; or
- (b) does not remain under the control of customs authorities in the territory of a non-Party.

Appendix I

Tariff-Rate Quotas

Notes

1. This Appendix contains modifications of the provisions of the *Arancel de la República Dominicana de Importación*. Subject to note 4 of the General Notes of the Dominican Republic, originating goods included in this Appendix are subject to the rates of duty set out in this Appendix in lieu of the rates of duty set out in Chapters 1 through 97 of the *Arancel de la República Dominicana de Importación*. Notwithstanding any tariff-rate quota provisions provided for elsewhere in the *Arancel de la República Dominicana de Importación*, originating goods shall be permitted entry into the Dominican Republic as provided in this Appendix. Furthermore, any quantity of goods imported from the United States under a tariff-rate quota provided in this Appendix shall not be counted toward the in-quota amount of any tariff-rate quota provided for such goods elsewhere in the *Arancel de la República Dominicana de Importación*.

2. Except as otherwise provided in this Appendix, the Dominican Republic shall allocate the in-quota quantities of each qualifying good to persons based on the proportion of the total quantity of imports of the good that each person imported during a previous representative period, while also allocating a reasonable proportion of the in-quota quantities to new entrants, if any. The Dominican Republic shall establish, on entry into force of this Agreement, a mechanism for reallocating unused in-quota quantities to interested persons.

Prime and Choice Beef

3. (a) The aggregate quantity of goods entered under the provisions listed in subparagraph (c) shall be free of duty in any calendar year specified herein, and shall not exceed the quantity specified below for the United States in each such year:

<u>Year</u>	<u>Quantity</u> (Metric tons)
1	1,100
2	1,200
3	1,300
4	1,400
5	1,500
6	1,600
7	1,700
8	1,800
9	1,900

10	2,000
11	2,100
12	2,200
13	2,300
14	2,400
15	unlimited

- (b) Duties on goods entered in aggregate quantities in excess of the quantities listed in subparagraph (a), shall be removed in accordance with the provisions of staging category D in Annex 3.3, paragraph 1(d).
- (c) Subparagraphs (a) and (b) apply to prime and choice beef entered under the following provisions: 02012010, 02013010, and 02022010. **Prime and choice beef** shall mean prime and choice grades of beef as defined in the United States Standards for Grades of Carcass Beef, promulgated pursuant to the Agricultural Marketing Act of 1946 (7 U.S.C. §§ 1621-1627), as amended.

Beef Trimmings

4. (a) The aggregate quantity of goods entered under the provisions listed in subparagraph (c) shall be free of duty in any calendar year specified herein, and shall not exceed the quantity specified below for the United States in each such year:

Year	Quantity (Metric tons)
1	220
2	240
3	260
4	280
5	300
6	320
7	340
8	360
9	380
10	400
11	420
12	440
13	460
14	480
15	unlimited

(b) Duties on goods entered in aggregate quantities in excess of the quantities listed in subparagraph (a), shall be removed in accordance with the provisions of staging category D in Annex 3.3, paragraph 1(d).

(c) Subparagraphs (a) and (b) apply to the following provision: 02023010.

Pork Cuts

5. (a) The aggregate quantity of goods entered under the provisions listed in subparagraph (c) shall be free of duty in any calendar year specified herein, and shall not exceed the quantity specified below for the United States in each such year:

Year	Quantity
	(Metric tons)
1	3,465
2	3,780
3	4,095
4	4,410
5	5,000
6	5,500
7	6,000
8	6,500
9	7,000
10	7,500
11	8,000
12	8,500
13	9,000
14	9,500
15	unlimited

(b) Duties on goods entered in aggregate quantities in excess of the quantities listed in subparagraph (a), shall be removed in accordance with the provisions of staging category O in paragraph 3(c) of the General Notes of the Dominican Republic to Annex 3.3.

(c) Subparagraphs (a) and (b) apply to the following provisions: 02031100, 02031200, 02031900, 02032100, 02032200, 02032910 and 02032990.

Bacon

6. (a) The aggregate quantity of goods entered under the provisions listed in subparagraph (c) shall be free of duty in any calendar year specified herein, and

shall not exceed the quantity specified below for the United States in each such year:

Year	Quantity (Metric tons)
1	220
2	240
3	260
4	280
5	300
6	320
7	340
8	360
9	380
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 the provisions of staging category C in Annex 3.3, paragraph 1(c).
- (c) Subparagraphs (a) and (b) apply to the following provisions: 02090010 and 02101200.

Chicken Leg Quarters

- 7. (a) The aggregate quantity of goods entered under the provisions listed in subparagraph (c) shall be free of duty in any calendar year specified herein, and shall not exceed the quantity specified below for the United States in each such year:

Year	Quantity (Metric tons)
1	550
2	600
3	650
4	700
5	750
6	800
7	850
8	900
9	950
10	1,000
11	1,050
12	1,100
13	1,150

14	1,200
15	1,250
16	1,300
17	1,350
18	1,400
19	1,450
20	unlimited

- (b) Duties on goods entered in aggregate quantities in excess of the quantities listed in subparagraph (a), shall be removed in accordance with the provisions of staging category V in paragraph 3(d) of the General Notes of the Dominican Republic to Annex 3.3.
- (c) Subparagraphs (a) and (b) apply to the following provision: 02071492.

Mechanically De-Boned Chicken Meat

8. (a) The aggregate quantity of goods entered under the provisions listed in subparagraph (c) shall be free of duty in any calendar year specified herein, and shall not exceed the quantity specified below for the United States in each such year:

Year	Quantity (Metric tons)
1	440
2	480
3	520
4	560
5	600
6	640
7	680
8	720
9	760
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 the provisions of staging category C in Annex 3.3, paragraph 1(c).
- (c) Subparagraphs (a) and (b) apply to the following provisions: 02071300 and 02071410.

Turkey Meat

9. (a) The aggregate quantity of goods entered under the provisions listed in subparagraph (c) shall be free of duty in any calendar year specified herein, and shall not exceed the quantity specified below for the United States in each such year:

Year	Quantity (Metric tons)
1	3,850
2	4,200
3	4,550
4	4,900
5	5,250
6	5,600
7	5,950
8	6,300
9	6,650
10	7,000
11	7,350
12	unlimited

- (b) Duties on goods entered in aggregate quantities in excess of the quantities listed in subparagraph (a), shall be removed in accordance with the provisions of staging category N in paragraph 3(b) of the General Notes of the Dominican Republic to Annex 3.3.
- (c) Subparagraphs (a) and (b) apply to the following provisions: 02072612, 02072710, 02072792, and 02072793.

Liquid Milk

10. (a) The aggregate quantity of goods entered under the provisions listed in subparagraph (c) shall be free of duty in any calendar year specified herein, and shall not exceed the quantity specified below for the United States in each such year:

Year	Quantity (Metric tons)
1	220
2	240
3	260
4	280
5	300

6	320
7	340
8	360
9	380
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 the provisions of staging category C in Annex 3.3, paragraph 1(c).

(c) Subparagraphs (a) and (b) apply to the following provisions: 04012000, 04011000, and 04013000.

Milk Powder

11. (a) The aggregate quantity of goods entered under the provisions listed in subparagraph (c) shall have in-quota duties removed in accordance with the provisions of staging category X in paragraph 3(f) of the General Notes of the Dominican Republic to Annex 3.3, and shall not exceed the quantity specified below for the United States in each such year:

Year	Quantity (Metric tons)
1	2,970
2	3,240
3	3,510
4	3,780
5	4,050
6	4,320
7	4,590
8	4,860
9	5,130

10	5,400
11	5,670
12	5,940
13	6,210
14	6,480
15	6,750
16	7,020
17	7,290
18	7,560
19	7,830
20	unlimited

- (b) Duties on goods entered in aggregate quantities in excess of the quantities listed in subparagraph (a), shall be removed in accordance with the provisions of staging category F in Annex 3.3, paragraph 1(f).
- (c) Subparagraphs (a) and (b) apply to the following provisions: 04021000, 04021090, 04022110, 04022190, 04022910, and 04022990.

Butter

12. (a) The aggregate quantity of goods entered under the provisions listed in subparagraph (c) shall be free of duty in any calendar year specified herein, and shall not exceed the quantity specified below for the United States in each such year:

Year	Quantity
	(Metric tons)
1	220
2	240
3	260
4	280
5	300
6	320
7	340
8	360
9	380
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 the provisions of staging category C in Annex 3.3, paragraph 1(c).
- (c) Subparagraphs (a) and (b) apply to the following provision: 04051000.

Mozzarella Cheese

- 13. (a) The aggregate quantity of goods entered under the provisions listed in subparagraph (c) shall be free of duty in any calendar year specified herein, and shall not exceed the quantity specified below for the United States in each such year:

Year	Quantity (Metric tons)
1	138
2	150
3	163
4	175
5	188
6	200
7	213
8	225
9	238
10	250
11	263
12	275
13	288
14	300
15	313
16	325
17	338
18	350
19	363
20	unlimited

- (b) Duties on goods entered in aggregate quantities in excess of the quantities listed in subparagraph (a), shall be removed in accordance with the provisions of staging category V in paragraph 3(d) of the General Notes of the Dominican Republic to Annex 3.3.

- (c) Subparagraphs (a) and (b) apply to the following provision: 04061010.

Cheddar Cheese

14. (a) The aggregate quantity of goods entered under the provisions listed in subparagraph (c) shall be free of duty in any calendar year specified herein, and shall not exceed the quantity specified below for the United States in each such year:

Year	Quantity (Metric tons)
1	138
2	150
3	163
4	175
5	188
6	200
7	213
8	225
9	238
10	250
11	263
12	275
13	288
14	300
15	unlimited

- (b) Duties on goods entered in aggregate quantities in excess of the quantities listed in subparagraph (a) shall be removed in accordance with the provisions of staging category D in Annex 3.3, paragraph 1(d).

- (c) Subparagraphs (a) and (b) apply to the following provision: 04069020.

Other Cheeses

15. (a) The aggregate quantity of goods entered under the provisions listed in subparagraph (c) shall be free of duty in any calendar year specified herein, and shall not exceed the quantity specified below for the United States in each such year:

Year	Quantity
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	(Metric tons)
1	138
2	150
3	163
4	175
5	188
6	200
7	213
8	225
9	238
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 the provisions of staging category C in Annex 3.3, paragraph 1(c).

(c) Subparagraphs (a) and (b) apply to the following provisions: 04061090, 04062000, 04063000, 04064000, 04069010, 04069030, and 04069090.

Ice Cream

16. (a) The aggregate quantity of goods entered under the provisions listed in subparagraph (c) shall be free of duty in any calendar year specified herein, and shall not exceed the quantity specified below for the United States in each such year:

Year	Quantity
	(Metric tons)
1	165
2	180
3	195
4	210
5	225
6	240
7	255
8	270
9	285
10	300
11	315
12	unlimited

- (b) Duties on goods entered in aggregate quantities in excess of the quantities listed in subparagraph (a), shall be removed in accordance with the provisions of staging category N in paragraph 3(b) of the General Notes of the Dominican Republic to Annex 3.3.
- (c) Subparagraphs (a) and (b) apply to the following provision: 21050000.

Yogurt

- 17. (a) The aggregate quantity of goods entered under the provisions listed in subparagraph (c) shall be free of duty in any calendar year specified herein, and shall not exceed the quantity specified below for the United States in each such year:

Year	Quantity (Metric tons)
1	110
2	120
3	130
4	140
5	150
6	160
7	170
8	180
9	190
10	200
11	210
12	220
13	230
14	240
15	250
16	260
17	270
18	280
19	290
20	unlimited

- (b) Duties on goods entered in aggregate quantities in excess of the quantities listed in subparagraph (a), shall be removed in accordance with the provisions of staging category F in Annex 3.3, paragraph 1(f).

- (c) Subparagraphs (a) and (b) apply to the following provision: 04031000.

Brown Rice

18. (a) The aggregate quantity of goods entered under the provisions listed in subparagraph (c) shall be free of duty in any calendar year specified herein, and shall not exceed the quantity specified below for the United States in each such year:

Year	Quantity
	(Metric tons)
1	2,140
2	2,280
3	2,420
4	2,560
5	2,700
6	2,840
7	2,980
8	3,120
9	3,260
10	3,400
11	3,540
12	3,680
13	3,820
14	3,960
15	4,100
16	4,240
17	4,380
18	4,520
19	4,660
20	unlimited

- (b) Duties on goods entered in aggregate quantities in excess of the quantities listed in subparagraph (a), shall be removed in accordance with the provisions of staging category V in paragraph 3(d) of the General Notes of the Dominican Republic to Annex 3.3.
- (c) Subparagraphs (a) and (b) apply to the following provision: 10062000.

Milled Rice

19. (a) The aggregate quantity of goods entered under the provisions listed in subparagraph (c) shall be free of duty in any calendar year specified herein, and shall not exceed the quantity specified below for the United States in each such year:

Year	Quantity
	(Metric tons)
1	8,560
2	9,120
3	9,680
4	10,240
5	10,800
6	11,360
7	11,920
8	12,480
9	13,040
10	13,600
11	14,160
12	14,720
13	15,280
14	15,840
15	16,400
16	16,960
17	17,520
18	18,080
19	18,640
20	unlimited

For a period not greater than three years from the date of entry into force of the Agreement, the Dominican Republic shall allocate the in-quota quantities on an objective basis consistent with Article 3.13. Thereafter, the Dominican Republic shall allocate the in-quota quantities to persons based on the proportion of the total quantity of the good that each person imported during a previous representative period, while also allocating a reasonable proportion of the in-quota quantities to new entrants, if any. The Dominican Republic shall establish a mechanism for reallocating unused in-quota quantities to interested persons.

- (b) Duties on goods entered in aggregate quantities in excess of the quantities listed in subparagraph (a), shall be removed in accordance with the provisions of

staging category V in paragraph 3(d) of the General Notes of the Dominican Republic to Annex 3.3.

- (c) Subparagraphs (a) and (b) apply to the following provision: 10063000.

Beans

20. (a) The aggregate quantity of goods entered under the provisions listed in subparagraph (c) shall be free of duty in any calendar year specified herein, and shall not exceed the quantity specified below for the United States in each such year:

Year	Quantity
	(Metric tons)
1	8,560
2	9,120
3	9,680
4	10,240
5	10,800
6	11,360
7	11,920
8	12,480
9	13,040
10	13,600
11	14,160
12	14,720
13	15,280
14	15,840
15	unlimited

- (b) Duties on goods entered in aggregate quantities in excess of the quantities listed in subparagraph (a), shall be removed in accordance with the provisions of staging category D in Annex 3.3, paragraph 1(d).

- (c) Subparagraphs (a) and (b) apply to the following provisions: 07133100, 07133200, and 07133300.

Glucose

21. (a) The aggregate quantity of goods entered under the provisions listed in subparagraph (c) shall be free of duty in any calendar year specified herein, and

shall not exceed the quantity specified below for the United States in each such year:

Year	Quantity (Metric tons)
1	1,320
2	1,440
3	1,560
4	1,680
5	1,800
6	1,920
7	2,040
8	2,160
9	2,280
10	2,400
11	2,520
12	unlimited

- (b) Duties on goods entered in aggregate quantities in excess of the quantities listed in subparagraph (a), shall be removed in accordance with the provisions of staging category N in paragraph 3(b) of the General Notes of the Dominican Republic to Annex 3.3.
- (c) Subparagraphs (a) and (b) apply to the following provision: 17023021.

Pig Fat

- 22. (a) The aggregate quantity of goods entered under the provisions listed in subparagraph (c) shall be free of duty in any calendar year specified herein, and shall not exceed the quantity specified below for the United States in each such year:

Year	Quantity (Metric tons)
1	550
2	600
3	650
4	700
5	750
6	800
7	850

8	900
9	950
10	1,000
11	1,050
12	unlimited

- (b) Duties on goods entered in aggregate quantities in excess of the quantities listed in subparagraph (a), shall be removed in accordance with the provisions of staging category N in paragraph 3(b) of the General Notes of the Dominican Republic to Annex 3.3.
- (c) Subparagraphs (a) and (b) apply to the following provision: 15010010.

Appendix II

Tariff-Rate Quotas

Notes

1. This Appendix contains modifications of the provisions of the *Arancel de la República Dominicana de Importación*. Pursuant to note 13 of the General Notes of the Dominican Republic, originating goods imported directly from the territory of Costa Rica and included in this Appendix are subject to the rates of duty set out in this Appendix in lieu of the rates of duty set out in Chapters 1 through 97 of the *Arancel de la República Dominicana de Importación*. Notwithstanding any tariff-rate quota provisions provided for elsewhere in the *Arancel de la República Dominicana de Importación*, originating goods imported directly from the territory of Costa Rica shall be permitted entry into the Dominican Republic as provided in this Appendix. Furthermore, any quantity of goods imported from Costa Rica under a tariff-rate quota provided in this Appendix shall not be counted toward the in-quota amount of any tariff-rate quota provided for such goods elsewhere in the *Arancel de la República Dominicana de Importación*.

2. The Dominican Republic shall allocate the in-quota quantities of each qualifying good to persons based on the proportion of the total quantity of imports of the good that each person imported during a previous representative period, while also allocating a reasonable proportion of the in-quota quantities to new entrants, if any. The Dominican Republic shall establish, on entry into force of this Agreement, a mechanism for reallocating unused in-quota quantities to interested persons.

Chicken Breasts

3. (a) In any calendar year, an aggregate quantity of 2,070 metric tons of goods classified under the provisions listed in subparagraph (c) may be entered subject to the following duty treatment: 12.5 percent *ad valorem*.
- (b) Duties on goods entered in aggregate quantities in excess of the quantity set out in subparagraph (a), shall be applied in accordance with the provisions of note 7(b) of the Dominican Republic's General Notes.
- (c) Subparagraphs (a) and (b) apply to chicken breasts entered under the following provisions: 0207.13.91 and 0207.14.91.

Milk Powder

4. (a) In any calendar year, an aggregate quantity of 2,200 metric tons of goods classified under the provisions listed in subparagraph (c) may be entered subject to the following duty treatment: Beginning January 1 of year one, duties shall be 20 percent *ad valorem*. Duties shall be removed in seven equal annual stages

beginning January 1 of year two, and such goods shall be duty-free effective January 1 of year eight.

- (b) Duties on goods entered in aggregate quantities in excess of the quantity set out in subparagraph (a), shall be applied in accordance with the provisions of note 7(b) of the Dominican Republic's General Notes.
- (c) Subparagraphs (a) and (b) apply to milk powder entered under the following provisions: 0402.10, 0402.21, and 0402.29.

Appendix III

Tariff-Rate Quotas

Notes

1. This Appendix contains modifications of the provisions of the *Arancel de la República Dominicana de Importación*. Pursuant to note 14 of the General Notes of the Dominican Republic, originating goods imported directly from the territory of Nicaragua and included in this Appendix are subject to the rates of duty set out in this Appendix in lieu of the rates of duty set out in Chapters 1 through 97 of the *Arancel de la República Dominicana de Importación*. Notwithstanding any tariff-rate quota provisions provided for elsewhere in the *Arancel de la República Dominicana de Importación*, originating goods imported directly from the territory of Nicaragua shall be permitted entry into the Dominican Republic as provided in this Appendix. Furthermore, any quantity of goods imported from Nicaragua under a tariff-rate quota provided in this Appendix shall not be counted toward the in-quota amount of any tariff-rate quota provided for such goods elsewhere in the *Arancel de la República Dominicana de Importación*.

2. The Dominican Republic shall allocate the in-quota quantities of each qualifying good to persons based on the proportion of the total quantity of imports of the good that each person imported during a previous representative period, while also allocating a reasonable proportion of the in-quota quantities to new entrants, if any. The Dominican Republic shall establish, on entry into force of this Agreement, a mechanism for reallocating unused in-quota quantities to interested persons.

Chicken Breasts

3. (a) In any calendar year, an aggregate quantity of 443 metric tons of goods classified under the provisions listed in subparagraph (c) may be entered subject to the following duty treatment: 10 percent *ad valorem*.
- (b) Duties on goods entered in aggregate quantities in excess of the quantity set out in subparagraph (a), shall be applied in accordance with the provisions of note 11(b) of the Dominican Republic's General Notes.
- (c) Subparagraphs (a) and (b) apply to chicken breasts entered under the following provisions: 0207.13.91 and 0207.14.91.

Onions and Shallots

4. (a) In any calendar year, an aggregate quantity of 375 metric tons of goods classified under the provisions listed in subparagraph (c) may be entered subject to the following duty treatment: 7.5 percent *ad valorem*.

- (b) Duties on goods entered in aggregate quantities in excess of the quantity set out in subparagraph (a), shall be applied in accordance with the provisions of note 11(b) of the Dominican Republic's General Notes.
- (c) Subparagraphs (a) and (b) apply to onions entered under the following provisions: 0703.10.

Beans

- 5. (a) In any calendar year, an aggregate quantity of 1,800 metric tons of goods classified under the provisions listed in subparagraph (c) may be entered subject to the following duty treatment:
 - (i) For beans provided for in subheading 0713.32, beginning on the date this Agreement enters into force, duties shall be 20 percent *ad valorem*. Duties shall be removed in four equal annual stages beginning January 1 of year two, and such goods shall be duty-free effective January 1 of year five.
 - (ii) For beans provided for in subheading 0713.31 and 0713.33, beginning on the date this Agreement enters into force, duties shall be 20 percent *ad valorem*. Duties shall be removed in two equal annual stages beginning January 1 of year two, and such goods shall be duty-free effective January 1 of year three.
- (b) Duties on goods entered in aggregate quantities in excess of the quantity set out in subparagraph (a), shall be applied in accordance with note 11(b) of the Dominican Republic's General Notes.
- (c) Subparagraphs (a) and (b) apply to beans entered under the following provisions: 0713.31, 0713.32, and 0713.33.