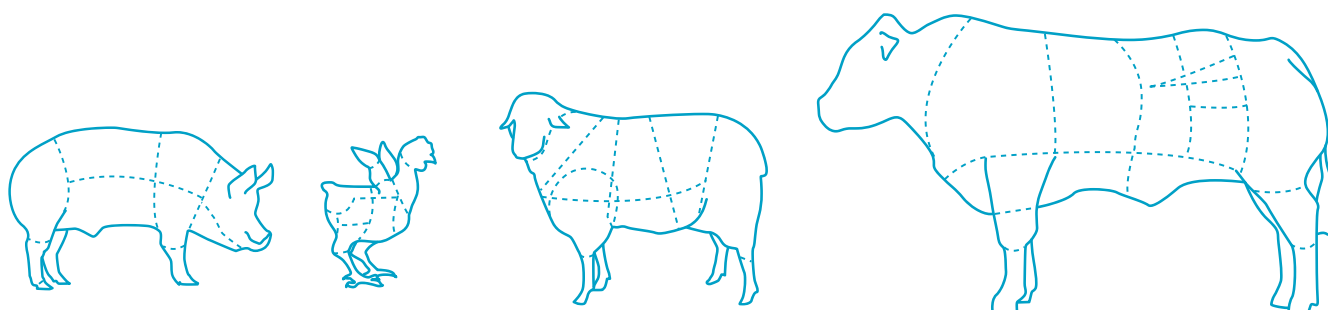


MEAT PRODUCTS

PRELIMINARY REMARKS

- The aim of these Factsheet and Guidelines (hereafter 'Report') is to explain to EU meat exporters the market access opportunities offered by the EU-Japan Agreement for an Economic Partnership (EPA) as well as, in a brief overview, the relevant Rules of Origin and import procedures in Japan. More information on these issues and on specific market entry requirements, including Customs procedures and SPS measures are covered in the relevant Factsheet and Guidelines, or can be found in the 'Food and Beverage Handbook: Japan' ^[1].
- As regards product specification, only the Harmonised System (HS) code system at six-digit level, or the Japanese nomenclature at nine-digit level have been used. For detailed description of the Japanese nomenclature, reference is made to the Japanese Schedule in the Agreement.
- In the Japanese Schedule, **a fiscal year** means the period between 1 April of one year and 31 March of the next year. As the Agreement enters into force on 1 February 2019, the first year will be the period between 1 February 2019 and 31 March 2019. First year quantities have therefore been calculated on a 'pro rata' basis.
- All quantities are expressed in metric tonnes (t), unless stated otherwise.
- The complete text of the EPA, and annexes, incorporating the Schedule of Japan, can be found on the following website of the European Commission: <https://trade.ec.europa.eu/doclib/press/index.cfm?id=1684>. Japan's tariff Schedule is in Annex 2-A-4; "Notes for the Schedule of Japan" can be found in Annex 2-A-3. These Notes explain inter alia the various types of concessions, including details on TRQs, safeguard measures, etc.

[1] Website: <https://ec.europa.eu/chafea/agri/content/food-and-beverage-market-entry-handbook-japan>



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MEAT PRODUCTS

1. IN A NUTSHELL

While maintaining its complex import scheme, including safeguards and a gate price^[1], Japan will phase out under the EPA its ad valorem duties for **fresh, chilled and frozen pork cuts**, and significantly reduce the level of the gate price and thus the specific duties which are applied in case of a non-respect of the gate price. The pork meat sector will remain safeguarded for a limited period under the EPA, but these safeguard systems will gradually be eliminated after 11 years.

Similar scenario for **processed pork meat**, where ad valorem duties will be gradually phased out over a period of 11 years. Here also Japan will continue to apply a gate price system, but contrary to pork meat products, the related specific duty will be fully eliminated as from 1 April 2028. Safeguard systems will also be eliminated as from 1 April 2028.

While main exporters Australia and the U.S. together have

a 92% share in the **beef meat** trade with Japan^[2], the EU could become a more important player in this sector as lower EPA tariffs (from 38.9% to 9% over 15 years) could boost exports. A safeguard system will remain in place, but the trigger volume is very high and will be growing from 43.500 t at the entry into force of the Agreement to 50.500 t in 2027 and continue growing by a fixed amount in subsequent years (by 385 t from the 11th year until the 15th; by 770 t from the 16th year on); the safeguard will furthermore expire after 2032 if not triggered over four consecutive years.

As regards **poultry meat**: base rate tariffs between 7.7% and 10.8% will be phased out after periods between 5 and 10 years.

As regards **sheep and goat meat**, current MFN duties are already at zero.

2. DIFFERENT TYPES OF PREFERENCE

| TYPE | CATEGORY IN JAPAN'S SCHEDULE | DESCRIPTION |
|---------------------------------------|------------------------------|---|
| Immediate liberalisation | A | - The base rate ^[3] currently applied by Japan is eliminated at the entry into force of the Agreement. - Those tariff lines having duty free access at the entry into force of the Agreement are not indicated in the EPA tariff Schedule of Japan . |
| Duty elimination spread over a period | B | Gradual elimination of the base rate over a period of time, whether or not in equal annual instalments. The zero duty will be applied in subsequent years. |
| Duty reduction spread over a period | R | Gradual reduction of the base rate to a certain level, whether or not in equal annual instalments. The final reduced level will be applied in subsequent years. |

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3. BOVINE

3.1. LIVE BOVINE ANIMALS

These^[4] duties will be gradually eliminated in 16 years. These products will become duty free as from 1 April 2033.

3.2. BOVINE MEAT

For bovine meat^[5], the ad valorem base rate duty of 38.5% will be reduced to 26.7% on 1 April 2019. It will then be further reduced to 20% in nine equal annual instalments beginning on 1 April 2019, and to be further reduced to 9% in six equal annual instalments beginning on 1 April 2028, and to remain at that level from 1 April 2033. An overview is given in adjacent table.

3.3. SAFEGUARD MEASURES FOR BEEF (fresh or frozen):

Japan may apply two different safeguard measures if the imported aggregate volumes exceed pre-fixed trigger levels.

| DATES | DUTIES % |
|----------|----------|
| 1/2/2019 | 27.5 |
| 1/4/2019 | 26.7 |
| 1/4/2020 | 25.8 |
| 1/4/2021 | 25.0 |
| 1/4/2022 | 24.2 |
| 1/4/2023 | 23.3 |
| 1/4/2024 | 22.5 |
| 1/4/2025 | 21.7 |
| 1/4/2026 | 20.8 |
| 1/4/2027 | 20.0 |
| 1/4/2028 | 18.2 |
| 1/4/2029 | 16.3 |
| 1/4/2030 | 14.5 |
| 1/4/2031 | 12.7 |
| 1/4/2032 | 10.8 |
| 1/4/2033 | 9.0 |

3.2. TARIFF REDUCTION
FOR BOVINE MEAT



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3.3.1. A first safeguard measure can be launched if aggregate volumes exceed trigger levels which increase from 43.500 t for the first year to 50.500 t for the 10th year. From the 11th year until the 15th year, for each year the trigger level increases by 385 t, and from the 16th year the trigger level will increase by 770 t. The

customs duty applied under this safeguard measure will decrease from 38.5% in the first year (or from 39.0% according to the product group ^[6]) to 18% for the 15th year.

| DATE | SG VOLUME (t) | SG DUTY PRODUCT GROUP I (%) | SG DUTY PRODUCT GROUP II (%) |
|----------|---------------|-----------------------------|------------------------------|
| 1/2/2019 | 7.250 | 38.5 | 39.0 |
| 1/4/2019 | 44.278 | 38.5 | 38.5 |
| 1/4/2020 | 45.056 | 38.5 | 38.5 |
| 1/4/2021 | 45.833 | 30.0 | 32.7 |
| 1/4/2022 | 46.611 | 30.0 | 30.6 |
| 1/4/2023 | 47.389 | 30.0 | 30.0 |
| 1/4/2024 | 48.167 | 30.0 | 30.0 |
| 1/4/2025 | 48.944 | 30.0 | 30.0 |
| 1/4/2026 | 49.722 | 30.0 | 30.0 |
| 1/4/2027 | 50.500 | 30.0 | 30.0 |
| 1/4/2028 | 50.885 | 20.0 | 20.0 |
| 1/4/2029 | 51.270 | 20.0 | 20.0 |
| 1/4/2030 | 51.655 | 20.0 | 20.0 |
| 1/4/2031 | 52.040 | 20.0 | 20.0 |
| 1/4/2032 | 52.425 | 18.0 | 18.0 |
| 1/4/2033 | 53.195 | (*) | (*) |
| 1/4/2034 | 53.965 | (*) | (*) |
| 1/4/2035 | 54.735 | (*) | (*) |
| 1/4/2036 | 55.505 | (*) | (*) |
| 1/4/2037 | 56.275 | (*) | (*) |

TABLE 3.3.1. SAFEGUARD MEASURES FOR BEEF

(*) From the 16th year, the customs duty will be one percentage point less than the one of the previous year if Japan did not apply this safeguard measure in the previous year, or if it did, the customs duty will be the same as the one applied in the previous year.

3.3.2. A second safeguard measure can be applied if during any year from the 1 April 2028 to 1 April 2032, aggregate import volumes exceed in any quarter the **quarterly safeguard trigger volume**. The quarterly safeguard trigger volume is 117% of one fourth of the trigger level of the respective year, as explained in above paragraph. A quarterly safeguard measure may last for a period of 90 days. The rates of customs duty are indicated in below table:

| DATE | SG VOLUME (t) | SG DUTY PRODUCT GROUP I & II (%) |
|----------|---------------|----------------------------------|
| 1/4/2028 | 14.884 | 20 |
| 1/4/2029 | 14.996 | 20 |
| 1/4/2030 | 15.109 | 20 |
| 1/4/2031 | 15.222 | 20 |
| 1/4/2032 | 15.334 | 18 |

3.3.3. If during any four consecutive years after the 15th year, Japan does not apply an agricultural safeguard measure, **it shall no longer apply any further safeguard measures on this product in subsequent years.**

More details can be found in Japan's Schedule Annex 2-A-3, p98 on: <https://trade.ec.europa.eu/doclib/press/index.cfm?id=1684>



4. PORK

THE GATE PRICE SYSTEM

The Gate Price system is Japan's main tariff barrier to pork imports. Pork import prices are compared to the Gate Price. **If the import price is at the Gate Price level or above**, then only the *ad valorem* tariff is paid (4.3% in the case of fresh, chilled or frozen pork meat). **If the import price is below the Gate Price**, then in addition to the *ad valorem* tariff, the importer must pay a **specific duty** which is equal to the difference between the Gate Price and the import price. Under the EPA, **both the specific duty and the ad valorem duty will be strongly reduced** over a period of time.

The different GPs can be listed as follows:

- Live swine: 20.400 Yen/head
- Carcasses and half-carcasses: 393 Yen/kg
- Cuts: 524 Yen/kg
- Edible offal, except fresh/chilled internal organs and frozen livers: 524 Yen/kg
- Hams and cuts thereof: 897.59 Yen/kg (processed meat)
- Shoulders and cuts thereof: 897.59 Yen/kg (processed meat)

4.1. LIVE SWINE

4.1.1. Duties for live swine imported above the gate price^[7] (20.400 yen/head), shall be gradually eliminated in 16 instalments. The products shall enter **duty free as from 1 April 2033**.

4.1.2. For live swine, imported below the gate price^[8], duties shall also be eliminated as from 1 April 2033, but on the basis of the following method:

During the period between the entry into force of the Agreement and 31 March 2032, customs duties shall be **the lesser of the following 2 values^[9]**:

- (the gate price x (100% plus the *ad valorem* duty)) - the import price.

The Gate Price is 20.400 yen/head, and the *ad valorem* – listed in the Agreement - will decrease from 7.9% at the entry into force of the Agreement to **0% as from 1 April 2033**,

or

- a specific duty (Yen/kg) listed in the Agreement. This duty decreases from 18.288,75 yen/head in year 1 to **zero as from 1 April 2033**.



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4.2. MEAT OF SWINE, FRESH, CHILLED OR FROZEN

As for live swine, an important difference in tariff treatment is made between pork meat imports above and below the corresponding Gate Price.

4.2.1. Duties of **pork meat imported in Japan above the Gate Price** (of 393 Yen/kg) will be reduced from a base rate of 4.3% to 2.2% at the entry into force of the Agreement, and then further reduced to zero in nine equal instalments; the products shall enter **duty free as from 1 April 2027**. The duties shall be phased as follows:

| DATE | DUTY (%) |
|----------|----------|
| 1/2/2019 | 2.2 |
| 1/4/2019 | 2.0 |
| 1/4/2020 | 1.7 |
| 1/4/2021 | 1.5 |
| 1/4/2022 | 1.2 |
| 1/4/2023 | 1.0 |
| 1/4/2024 | 0.7 |
| 1/4/2025 | 0.5 |
| 1/4/2026 | 0.2 |
| 1/4/2027 | 0.0 |

4.2.2. Pork meat imported below the Gate Price will have duties gradually reduced from 93.75 Yen/kg and 2.2% *ad valorem* at the entry into force of the Agreement to 37.5 Yen/kg and zero *ad valorem* (for carcasses and half carcasses) and from 125 yen/kg and 2.2 % *ad valorem* to 50 Yen/kg and zero *ad valorem* (for hams, shoulders and cuts thereof), on the basis of the following method:

During the period between the entry into force of the Agreement and 1 April 2026 customs duties shall be **the lesser of the following 2 values^[10]**:

- **Value 1:** (the gate price x (100% plus the *ad valorem*

duty))-the import price. The Gate Price is 393 Yen/kg (for carcasses and half carcasses) and 524 Yen/kg (for hams and shoulders), and the *ad valorem* duty will be phased out as indicated in the table below,

or

- **Value 2**, being a specific duty (yen/kg), reduced in the EPA between the entry into force of the Agreement and 1 April 2027, as listed below:

| DATE | PRODUCT TYPE | | | |
|----------|--------------------------|-------------------------|------------------|-------------------------|
| | CARCASS. & HALF CARCASS. | | HAMS & SHOULDERS | |
| | AD VALOREM DUTY | SPECIF. DUTY (*) YEN/KG | AD VALOREM DUTY | SPECIF. DUTY (*) YEN/KG |
| 1/2/2019 | 2.2 | 93.75 | 2.2 | 125 |
| 1/4/2019 | 1.9 | 93.75 | 1.9 | 125 |
| 1/4/2020 | 1.7 | 93.75 | 1.7 | 125 |
| 1/4/2021 | 1.4 | 93.75 | 1.4 | 125 |
| 1/4/2022 | 1.2 | 52.50 | 1.2 | 70 |
| 1/4/2023 | 0.9 | 49.50 | 0.9 | 66 |
| 1/4/2024 | 0.7 | 46.50 | 0.7 | 62 |
| 1/4/2025 | 0.4 | 43.50 | 0.4 | 58 |
| 1/4/2026 | 0.2 | 40.50 | 0.2 | 54 |
| 1/4/2027 | 0.0 | 37.50 | 0.0 | 50 |

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4.3. SAFEGUARD MEASURES FOR PORK IMPORTS (fresh & frozen)

Japan may apply different safeguard measures (depending on the product) with separate volume-based safeguard triggers for the variable duty and the ad valorem duty. Both safeguard measures will end on 31 March 2029. The measures are summarised in the table below:

| YEARS | TRIGGER VOLUMES | SG DUTIES (*) | | |
|-------|--|-----------------|---|--|
| | | PRODUCT GROUP I | PROD. GROUP II The lesser of: | PROD. GROUP III The lesser of: |
| 1-2 | 112% of the largest import volume during any of the preceding 3 years | 4.0% | • (524 Yen/kg x 104%) – Import Price, or • 125 Yen/kg (**) | • (393 Yen/kg x 104%) – Import Price, or • 93.75 Yen/kg (***) |
| 3 | 116% of the largest import volume during any of the preceding 3 years | 4.0% | • (524 Yen/kg x 104%) – Import Price, or • 125 Yen/kg (**) | • (393 Yen/kg x 104%) – Import Price, or • 93.75 Yen/kg (***) |
| 4 | 116% of the largest import volume during any of the preceding 3 years | 3.4% | • (524 Yen/kg x 103.4%) – Import Price, or • 125 Yen/kg (**) | • (393 Yen/kg x 103.4%) – Import Price, or • 93.75 Yen/kg (***) |
| 5-6 | 116% of the largest import volume during any of the preceding 3 years, for goods imported at a price equal or higher than the threshold price (****) , or 63.000 t for the 5th year.; 71.400 t for the 6th year. for goods imported at a price lower than the threshold price. | 3.4% | • (524 Yen/kg x 103.4%) – Import Price, or • 100 Yen/kg | • (393 Yen/kg x 103.4%) – Import Price, or • 75 Yen/kg |
| 7-9 | 119% of the largest import volume during any of the preceding 3 years for goods imported at a price equal or higher than the threshold price, or 79.800 t for the 7th year.; 88.200 t for the 8th year.; 96.600 t for the 9th year. for goods imported at a price lower than the threshold price. | 2.8% | • (524 Yen/kg x 102.8%) – Import Price, or • 100 Yen/kg | • (393 Yen/kg x 102.8%) – Import Price, or • 75 Yen/kg |
| 10-11 | 119% of the largest import volume during any of the preceding 3 years for goods imported at a price equal or higher than the threshold price, or 105.000 t for the 10th and the 11th year. for goods imported at a price lower than the threshold price. | 2.2% | • (524 Yen/kg x 102.2%) – Import Price, or • 70 Yen/kg | • (393 Yen/kg x 102.2%) – Import Price, or • 52.5 Yen/kg |

(*) **PRODUCT GROUP I:** 020311.040, 020312.022, 020319.022, 020321.040, 020322.022, 020329.022, 020630.099 AND 020649.099.

PRODUCT GROUP II: 020312.021, 020312.023, 020319.021, 020319.023, 020322.021, 020322.023, 020329.021, 020329.023, 020630.092, 020630.093, 020649.092 AND 020649.093.; **PRODUCT GROUP III:** 020311.020, 020311.030, 020321.020 AND 020321.030

(**) SECOND OPTION ONLY FOR PRODUCTS 020312.023, 020319.023, 020322.023, 020329.023, 020630.093, 020649.093

(***) SECOND OPTION ONLY FOR THE PRODUCTS 020311.020, 020321.020

(****) THRESHOLD PRICE MEANS: **399 YEN/KG** FOR GOODS CLASSIFIED UNDER TARIFF LINES: 020312.021, 020312.023, 020319.021, 020319.023, 020322.021, 020322.023, 020329.021, 020329.023, 020630.092, 020630.093, 020649.092 AND 020649.093, **AND 299.5 YEN/KG** FOR GOODS CLASSIFIED UNDER TARIFF LINES: 020311.020, 020311.030, 020321.020 AND 020321.030.

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5. EDIBLE OFFAL OF BOVINE ANIMALS AND SWINE, FRESH OR FROZEN

5.1. BOVINE ANIMALS

5.1.1. Cheek meat and head meat^[11]: base rate duties (50%) will be reduced to 39% *ad valorem* at the entry into force of the Agreement, then further reduced to 20% in nine annual equal instalments, and then to further decrease in six annual equal instalments to 9% as from 1 April 2033 and subsequent years. The **agricultural safeguard for beef** may be applied on these imports. The conditions are described above (§ 3.3.).

5.1.2. Other edible offal of bovine animals^[12]: duties will be gradually liberalised in periods varying between 11 and 16 years.

5.2. SWINE

5.2.1. Imported below the Gate Price^[13]: duties will be reduced in the same way as for swine meat (hams and shoulders). The details are described above (§ 4.2.2.).

5.2.2. Imported above the Gate Price^[14]: duties will be phased out in 10 years and be free as from 1/April 2027.

5.2.3. Other edible offal of swine^[15]: duties will be gradually liberalised in periods varying between 8 and 11 years.

5.2.4. The **agricultural safeguard for pork** may be applied on these imports (except on livers and internal organs). The conditions are described above (§4.3.).

6. PROCESSED MEAT

6.1. PORK

Here also, distinction needs to be made between goods imported above and below the Gate Price.

6.1.1. High priced products, i.e. imported above the Gate Price^[16], will have the *ad valorem* base rate of 8.5% reduced to 4.3% at the entry into force of the Agreement, then further reduced to 2.2% in 4 equal annual instalments, beginning on 1 April 2019, and then eliminated in 6 equal annual instalments; **these goods shall enter duty free as from 1 April 2028.**

6.1.2. Low priced products, i.e. imported below the Gate Price^[17] will also enter duty free as from 1 April 2028, but the process of the gradual duty elimination is rather complex. Details can be found in Japan's Schedule^[18]. What is important to note is that under the EPA, the base rate, composed of a specific duty of 614.85 yen/kg and an *ad valorem* duty of 8.5 % will be cut at the entry into force of the Agreement to respectively 307.87 yen/kg and 4.3%. These duties

will become zero as from 1 April 2028. This duty phasing out is illustrated in below table.

| TIME | VALUE Yen/kg. | PREFERENTIAL RATE (%) |
|----------|------------------|--------------------------|
| 1/2/2019 | 307.87 | 4.3 |
| 1/4/2019 | 269.50 | 3.7 |
| 1/4/2020 | 231.13 | 3.2 |
| 1/4/2021 | 192.75 | 2.7 |
| 1/4/2022 | 154.38 | 2.2 |
| 1/4/2023 | 128.65 | 1.8 |
| 1/4/2024 | 102.91 | 1.4 |
| 1/4/2025 | 77.19 | 1.1 |
| 1/4/2026 | 51.46 | 0.7 |
| 1/4/2027 | 25.72 | 0.3 |
| 1/4/2028 | 0.0 | 0.0 |

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6.1.3. Given the overall sensitivity of pork meat in Japan, safeguard measures have also been foreseen for these tariff lines. Japan may apply these measures if imports from the EU of respective goods exceed a certain percentage of the largest aggregate imports from the EU during any of the preceding three years. The rate of duties applied under a safeguard measure is a percentage of the base rate. An overview is given in the table below:

| TIMELINE | TRIGGER PERCENTAGE |
|---------------------------|----------------------|
| 1/2/ 2019 until 31/3/2020 | 115% |
| 1/4/2020 until 31/3/2024 | 118% |
| 1/4/2024 until 31/3/2029 | 121% |
| | RATE OF CUSTOMS DUTY |
| 1/2/2019 until 31/3/2022 | 85% of the base rate |
| 1/4/2022 until 31/3/27 | 60% of the base rate |
| 1/4/2027 until 31/3/29 | 45% of the base rate |

These SG measures shall no longer be applied after the end of the 11th year.

6.2. BOVINE ^[19]

The base rate of 161.5 Yen/kg will be gradually reduced by 50% in 11 equal instalments and remain at that level from the 11th year.

| DATE | DUTY (Yen/kg) |
|----------|---------------|
| 1/2/2019 | 154.16 |
| 1/4/2019 | 146.82 |
| 1/4/2020 | 139.48 |
| 1/4/2021 | 132.14 |
| 1/4/2022 | 124.80 |
| 1/4/2023 | 117.45 |
| 1/4/2024 | 110.11 |
| 1/4/2025 | 102.77 |
| 1/4/2026 | 95.43 |
| 1/4/2027 | 88.09 |
| 1/4/2028 | 80.75 |



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7. MEAT PREPARATIONS (Chapter 16 products)

All the products concerned will be liberalised, at the latest as from 1 April 2023. The pork products in this Chapter fall under the above-mentioned **safeguard measure** (§ 6.1.3.).

7.1. SAUSAGES & SIMILAR PRODUCTS^[20]

These products will have the duties eliminated in six equal annual instalments and shall be duty free as from 1 April 2023. Current base rate is 10 % and it will be reduced at 8.3% in the first year and 6.7% in the second year.

7.2. HOMOGENISED PREPARATIONS AND LIVER PRODUCTS^[21]

The base rate of 21.3 % shall be eliminated in 16 equal annual instalments. The products shall be duty free as from 1 April 2023.

7.3. MEAT PREPARATIONS OF POULTRY^[22]

Duties shall be phased out and eliminated as from 1 April 2023, or from 1 April 2028, depending on the product.

7.4. MEAT PREPARATIONS OF SWINE

As for most of the pork meat products, distinction has to be made between products imported below and above the Gate Price. All products will nevertheless be liberalised.

- **Products imported below the Gate Price^[23]** will be duty free as from 1 April 2028. The process of the gradual duty elimination is rather complex and identical to the one applied on the low-priced import of processed pork meat (see § 6.1.2. above).
- **Products imported above the Gate Price^[24]** will be liberalised in the same way as the high-priced processed pork meat products (see § 6.1.1. above).
- Japan may apply the same safeguard measure as for



the processed pork meat.

Details of this measure can be found under the above paragraph 6.1.3.).

- **Other prepared hams and shoulders, nowhere else specified (n.e.s.)^[25]**, these products will have duties eliminated in six equal annual instalments and shall be duty free as from 1 April 2023. Current base rate is 20%. No safeguard measures are foreseen for these products.

7.5. MEAT PREPARATIONS OF BOVINE

- **Internal organs and tongues^[26]**: Base rates of 21.3 % or 25% shall be eliminated in 16 equal annual instalments. The products shall be duty free as from 1 April 2023.
- **Bovine meat preparations, other than internal organs^[27]**: Duties shall be eliminated in 16 equal annual instalments; products shall enter Japan duty free as from 1 April 2023.
- **Other bovine meat preparations, including dried or beef jerkies, corned beef, n.e.s.^[28]**: Base rates between 50% and 10% shall be eliminated in 16 equal annual instalments. The products shall be duty free as from 1 April 2023.

7.6. OTHER MEAT PREPARATIONS, INCLUDING PREPARATIONS OF BLOOD OF ANY ANIMAL^[29]

Duties shall be eliminated in 16 equal annual instalments; products shall enter duty free as from 1 April 2023.

7.7. EXTRACTS AND JUICES OF MEAT^[30]

This product will have duties eliminated in six equal annual instalments and shall be duty free as from 1 April 2023. Current base rate is 12%.

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8. POULTRY MEAT AND OFFAL^[31]

Duties will be gradually liberalised in periods varying between 6 and 11 years.

9. HORSES

9.1. LIVE HORSES^[32]

Duties will be gradually eliminated in 16 equal instalments. These products will become duty free as from 1 April 2033. The base rate (MFN) is 3.400 Yen/each.

9.2. HORSE MEAT

These imports are already duty free in Japan.

9.3. SAFEGUARD MEASURE (SG) FOR RACE HORSES

Japan may apply an agricultural safeguard measure if the CIF import price is less than 90% of the **trigger price** (TP), which is fixed at 10.7 mio yen per head or any other price mutually agreed in meantime between the EU and Japan. Japan shall not apply this measure after 31 March 2033. The supplementary duty applied under the safeguard measure is calculated as follows in the table to the right.

| CONDITION | SUPPLEMENTARY DUTY |
|--|---|
| 40% of TP \geq CIF import price – TP > 10% of TP | 30% of (MFN duty – applied EPA preferential duty) |
| 60% of TP \geq CIF import price – TP > 40% of TP | 50% of (MFN duty – applied EPA preferential duty) |
| 75% of TP \geq CIF import price – TP > 60% of TP | 70% of (MFN duty – applied EPA preferential duty) |
| CIF import price – TP > 75% of TP | MFN duty – applied B15 preferential duty |



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REFERENCES & SOURCES

- [1] Under the gate price system, the Japanese government fixes a standard import price.
- [2] Source: Japan Ministry of Finance.
- [3] "Base rate" means the starting point of elimination or reduction of customs duties. It is Japan's Most Favoured Nation (MFN) rate as scheduled in the WTO.
- [4] Products concerned: HS0102
- [5] Products concerned: HS0201, HS0202
- [6] Product group I: HS0201, HS0202 – Product group II: 020610.020, 020629.020
- [7] Product concerned: 010392.020
- [8] Products concerned: 010392.011, 010392.012
- [9] Further details, including tables, can be found in Annex 2-A-3 p13-14: <https://trade.ec.europa.eu/doclib/press/index.cfm?id=1684>
- [10] Further details, including tables, can be found in Annex 2-A-3 p15-18: <https://trade.ec.europa.eu/doclib/press/index.cfm?id=1684>
- [11] Products concerned: 020610.020, 020629.020
- [12] Products concerned: 020610.011, 020610.019, 020610.090, 020621.000, 020622.000, 020629.010, 020629.090
- [13] Products concerned: 020630.093, 020630.092, 020649.093, 020649.092
- [14] Products concerned: 020630.099, 020649.099
- [15] Products concerned : 020630.091, 020641.090, 020649.091
- [16] Products concerned: 021011.020, 021012.020, 021019.020
- [17] Products concerned: 021011.010, 021012.010, 021019.010, 021099.011
- [18] Further details, including tables, can be found in Annex 2-A-3 p7-8: <https://trade.ec.europa.eu/doclib/press/index.cfm?id=1684>
- [19] Products concerned: 021020.000, 021099.020
- [20] Product concerned: 160100.000
- [21] Products concerned: 160210.000, 160220.010
- [22] Products concerned: 160231.210, 160232.210, 160232.290, 160239.210
- [23] Products concerned: 160241.011, 160242.011, 160249.210
- [24] Products concerned: 160241.019, 160242.019, 160249.220
- [25] Products concerned: 160241.090, 160242.090, 160249.290
- [26] Products concerned: 160250.210, 160250.291, 160250.292
- [27] Products concerned: 160250.310, 160250.320, 160250.331, 160250.339, 160250.391, 160250.399
- [28] Products concerned: 160250.410, 160250.420, 160250.490, 160250.510, 160250.520, 160250.590, 160250.600, 160250.700, 160250.810, 160250.890, 160250.910, 160250.991, 160250.999
- [29] Products concerned: 160290.210, 160290.290
- [30] Product concerned: 160300.010
- [31] Products concerned: HS02.07
- [32] Products concerned: HS0101

This document has been prepared with the sole purpose of simplifying the understanding of some parts of the EU-Japan EPA and bears no legal standing.

MEAT PRODUCTS

1. JAPAN'S ORIGIN CERTIFICATION PROCEDURES in making a claim for preferential tariff treatment under the EPA

- In order to apply for the preferential tariff treatment under the EPA, the good to be imported must be an originating good under the EPA provisions.
- An importer in Japan, when making a claim for preferential tariff treatment, must at the time of the import declaration, and in accordance with the relevant EPA provisions, demonstrate that the good is EU originating by submitting the required documentation.
- This documentation must, in principle, be submitted to Japanese customs at the time of the import declaration.
- Further details can be found on the following websites:
http://www.customs.go.jp/english/c-answer_e/imtsukan/1524_e.htm
<http://madb.europa.eu/madb/viewPageFPubli.htm?doc=ppo&hscode=0402&countryid=JP>
<https://ec.europa.eu/chafea/agri/content/food-and-beverage-market-entry-handbook-japan>

2. RULES OF ORIGIN

- The Rules of Origin (RoO) under the EPA are determined by product in the so-called Product Specific Rule of Origin (PSR), and listed in Annex 3-B of the Agreement^[1].
- The PSR stipulates the following RoO for EU products imported in Japan under the EPA:
 - Chapter 1 – **Live Animals**, the animals must be wholly obtained, i.e. born and raised in the EU.
 - Chapter 2 – **Meat and edible Meat Offal**: all products of Chapters 1 and 2 used in the manufacturing of Chapter 2 products, must be wholly obtained, i.e. of EU origin.
 - Chapter 16 – **Preparations of Meat**: all products of Chapters 2, 3 and 16 and heading 10.06 (Rice) used in the manufacturing of a Chapter 16 products, must be wholly obtained.
- More information on RoO can be found in the relevant Factsheet and Guidelines, published on the website of the EU-Japan Centre.

DISCLAIMER

The Factsheet has been prepared with the sole purpose of clarifying and simplifying the understanding of some parts of the EU-Japan EPA related to meat products, and bear therefore no legal standing. While utmost care was taken in the preparation of the report, the author, the EU-Japan Centre, and the European Commission cannot be held responsible for any error or omission. This report does not constitute legal advice in terms of business development cases. As a result, only the legal text and annexes of the EU-Japan EPA, as well as relevant legislation in the EU and Japan prevail. The Report reflects the view of the author who cannot be held responsible for any use which may be made of the information contained herein.

[1] Annex 3-B can be found here: <https://trade.ec.europa.eu/doclib/press/index.cfm?id=1684>