

Annex 1

Exclusion List Of A Party For Products Excluded From The Early Harvest Programme Under Article 6(3)(a)(i)

A. The following parties have completed their negotiations with respect to one another, and their Exclusion Lists are as follows:

1. ASEAN

(a) Brunei: No exclusion of any product.

(b) Cambodia:

S/No	HS Code/Product Description (Cambodia)	HS Code/Product Description (China)
1.	0103.92.00 -- Weighing 50 kg or more	China shall, as soon as is practically possible after the date of signature of this Agreement, provide the HS codes and product descriptions that will correspond to the HS codes and product descriptions of the product set out in the 2nd column of this table
2.	0207.11.00 -- Not cut in pieces, fresh or chilled	ditto
3.	0207.12.00 -- Not cut in pieces, frozen	ditto
4.	0207.13.00 -- Cuts and offal, fresh or chilled	ditto
5.	0207.14.10 --- Wings	ditto

S/No	HS Code/Product Description (Cambodia)	HS Code/Product Description (China)
6.	0207.14.20 --- Thighs	ditto
7.	0207.14.30 --- Livers	ditto
8.	0207.14.90 --- Other	ditto
9.	0301.93.00 -- Carp	ditto
10.	0702.00.00 Tomatoes, fresh or chilled	ditto
11.	0703.10.10 -- Onions	ditto
12.	0703.20.00 - Garlic	ditto
13.	0704.10.10 -- Cauliflowers	ditto

S/No	HS Code/Product Description (Cambodia)	HS Code/Product Description (China)
14.	0704.10.20 -- Headed broccoli	ditto
15.	0704.90.10 -- Cabbages	ditto
16.	0704.90.90 -- Other	ditto
17.	0705.11.00 --Cabbage lettuce (head lettuce)	ditto
18.	0705.19.00 -- Other	ditto
19.	0706.10.10 -- Carrots	ditto
20.	0706.10.20 -- Turnips	ditto
21.	0706.90.00 - Other	ditto
22.	0708.20.00	ditto

S/No	HS Code/Product Description (Cambodia)	HS Code/Product Description (China)
	- Beans (vigna spp., Phaseolus spp.)	
23.	0709.90.00 - Other	ditto
24.	0801.19.00 - - Other	ditto
25.	0804.30.00 - Pineapples	ditto
26.	0804.50.00 - Guavas, mangoes and mangosteens	ditto
27.	0805.10.00 - Oranges	ditto
28.	0807.11.00 - - Watermelons	ditto
29.	0807.19.00 - - Other	ditto
30.	0810.90.20 - - Longans	ditto

- (c) Indonesia: No exclusion of any product¹.
- (d) Myanmar: No exclusion of any product.
- (e) Singapore: No exclusion of any product.
- (f) Thailand: No exclusion of any product.
- (g) Vietnam:

S/No	HS Code/ Product Description (Vietnam)	HS Code/ Product Description (China)
	0105 Live poultry, that is to say, fowls or the species Gallus Domesticus, ducks. Geese, turkeys and guinea fowls	0105 Live poultry, that is to say, fowls or the species Gallus Domesticus, ducks. Geese, turkeys and guinea fowls
1.	010511900 -Weighing not more than 185 g: --Fowls of the species Gallus Domesticus: ---Other	01051190 -Weighing not more than 185 g: --Fowls of the species Gallus Domesticus: ---Other
2.	010592900 -Other: --Fowls of the species Gallus Domesticus, weighing not more than 2,000 g: ---Other	01059290 -Other: --Fowls of the species Gallus Domesticus, weighing not more than 2,000 g: ---Other
3.	010593000 -Other: --Fowls of the species Gallus Domesticus weighing more than 2,000 g:	01059310 -Other: --Fowls of the species Gallus Domesticus weighing more than 2,000 g: ---Pure-bred breeding 01059390 -Other: --Fowls of the species Gallus

¹ Sweet Corn (HS 071010000) from Indonesia is subject to the multilateral negotiations in the WTO.

S/No	HS Code/ Product Description (Vietnam)	HS Code/ Product Description (China)
		Domesticus weighing more than 2,000 g: ---Other
4.	010599900 -Other: --Other: ---Other	01059991 -Other: --Other: ---Other ----Ducks 01059992 -Other: --Other: ---Other ----Geese 01059993 -Other: --Other: ---Other ----Guinea fowls 01059994 -Other: --Other: ---Other ----Turkeys
	0207 Meat and edible offal, of the poultry of heading No. 01.03, fresh, chilled or frozen	0207 Meat and edible offal, of the poultry of heading No. 01.05, fresh, chilled or frozen
5.	020711000 -Of fowls of the species Gallus domesticus: --Not cut in pieces, fresh or chilled	02071100 -Of fowls of the species Gallus domesticus: --Not cut in pieces, fresh or chilled
6.	020712000 -Of fowls of the species Gallus domesticus: --Not cut in pieces, frozen	02071200 -Of fowls of the species Gallus domesticus: --Not cut in pieces, frozen
7.	020713000	02071311

S/No	HS Code/ Product Description (Vietnam)	HS Code/ Product Description (China)
	<p>-Of fowls of the species Gallus domesticus: --Cuts and offal, fresh or chilled</p>	<p>-Of fowls of the species Gallus domesticus: --Cuts and offal, fresh or chilled: ---Cuts: ----With bone 02071319 -Of fowls of the species Gallus domesticus: --Cuts and offal, fresh or chilled: ---Cuts ----Other 02071321 -Of fowls of the species Gallus domesticus: --Cuts and offal, fresh or chilled: ---Offal: ----Midjoint wing 02071329 -Of fowls of the species Gallus domesticus: --Cuts and offal, fresh or chilled: ---Offal: ----Other</p>
8.	<p>020714000 -Of fowls of the species Gallus domesticus: --Cuts and offal, frozen</p>	<p>02071411 -Of fowls of the species Gallus domesticus: --Cuts and offal, frozen: ---Cuts: ----With bone 02071419 -Of fowls of the species Gallus domesticus: --Cuts and offal, frozen: ---Cuts: ----Other 02071421 -Of fowls of the species Gallus domesticus:</p>

S/No	HS Code/ Product Description (Vietnam)	HS Code/ Product Description (China)
		--Cuts and offal, frozen: ---Offal: ----Midjoint wing 02071429 -Of fowls of the species Gallus domesticus: --Cuts and offal, frozen: ---Offal: ----Other
9.	020726000 -Of turkeys: --Cuts and offal, fresh or chilled	02072600 -Of turkeys: --Cuts and offal, fresh or chilled
10.	020727000 -Of turkeys: --Cuts and offal, frozen	02072700 -Of turkeys: --Cuts and offal, frozen
	0407 Birds' eggs, in shell, fresh, preserved or cooked	0407 Birds' eggs, in shell, fresh, preserved or cooked
11.	040700100 -For hatching	04070010 ---For hatching
12.	040700900 -Other	04070021 ---Other, in shell, fresh: ----Of hens 04070022 ---Other, in shell, fresh: ----Of ducks 04070023 ---Other, in shell, fresh: ----Of geese 04070029 ---Other, in shell, fresh: ----Other

S/No	HS Code/ Product Description (Vietnam)	HS Code/ Product Description (China)
		04070091 ---Other ----Salted eggs 04070092 ---Other ----Lime-preserved eggs 04070099 ---Other ----Other
	0805 Citrus fruit, fresh or dried	0805 Citrus fruit, fresh or dried
13.	080530000 -Lemons (citrus liman, citrus limonum) and limes (citrus aurantifolia)	08055000 -Lemons (citrus liman, citrus limonum) and limes (citrus aurantifolia)
14.	080540000 -Grapefruit	08054000 -Grapefruit
15.	080590000 -Other	08059000 -Other

2. China

With respect to the following countries:

- (a) Brunei: No exclusion of any product.
- (b) Indonesia: No exclusion of any product.
- (c) Myanmar: No exclusion of any product.
- (d) Singapore: No exclusion of any product.

(e) Thailand: No exclusion of any product.

B. The following parties have not completed their negotiations, and shall complete negotiations on their Exclusion Lists by 1 March 2003:

1. Lao PDR
2. Malaysia
3. Philippines
4. China, with respect to Lao PDR, Malaysia and the Philippines

Specific Products Covered By The Early Harvest Programme
Under Article 6(3)(a)(iii)

A. Brunei and Singapore shall be parties to any arrangements that have been agreed on or will be agreed to between China and any other Party pursuant to Article 6(3)(a)(iii). Brunei and Singapore shall, as soon as is practically possible after the date of signature of this Agreement, provide the HS codes and product descriptions that will correspond to the HS codes and product descriptions of those specific products that have been agreed to or that will be agreed to between China and any other Party pursuant to Article 6(3)(a)(iii).

B. The following parties have completed their negotiations with China and their specific products are as follows:

1. Cambodia: Nil
2. Indonesia:

S/No	HS Code/ Product Description (China)	HS Code/ Product Description (Indonesia)
1.	09012200 -Coffee, roasted: --Decaffeinated	090122000 Roasted, decaffeinated coffee
2.	15131100 -Coconut oil and its fractions: --Crude oil	151311000 Crude coconut oil and fractions thereof
3.	15131900 -Coconut oil and its fractions: --Other	151319000 Coconut copra oil (excl. crude) and fractions thereof
4.	15132100 -Palm kernel or babassu oil and fractions thereof: --Crude oil	151321000 Crude palm kernel or babassu oil and fractions thereof

S/No	HS Code/ Product Description (China)	HS Code/ Product Description (Indonesia)
5.	15132900 -Palm kernel or babassu oil and fractions thereof: --other	151329000 Palm kernel or babassu oil (excl. crude) and fraction
6.	15162000 -Vegetable fats and oils and fractions thereof	151620000 Vegetable fats and oils and their fractions, hydrogena
7.	15179000 Margarine;edible mixtures or preparations of animal or vegetable fats or oils or of fractions of different fats or oils of this chapter, other than edible fats or oils or their fractions of heading No. 15.16: -Other	151790000 Edible prep of fats or oils, nes
8.	18061000 -Cocoa powder, containing added sugar or other sweetening matter	180610000 Cocoa powder with added sugar or other sweetening
9.	34011990 -Soap and organic surface-active products and preparations, in the form of bars, cakes, moulded pieces or shapes, and paper, wadding, felt and nonwovens, impregnated, coated or covered with soap or detergent: --Other: ---Other	340119900 Soap and organic surface active product in bars, etc
10.	34012000 -Soap in other forms	340120000 Soap in other forms, nes
11.	40169200 Other articles of vulcanized rubber other than hard rubber: -Other: --Erasers	401692000 Erasers of vulcanized rubber

S/No	HS Code/ Product Description (China)	HS Code/ Product Description (Indonesia)
12.	70112010 -For cathode-ray tubes: ---Anti-dazzle glass	701120100 Antihalo glass, envelopes for cathode ray tubes
13.	94015000 -Seats of cane, osier, bamboo or similar materials	940150000 Seats of cane, osier, bamboo or similar materials 940150900 Seats of other rattan
14.	94038010 -Furniture of other materials, including cane, osier, bamboo or similar materials: ---Of cane, osier, bamboo or similar materials	940380100 Furniture of cane, osier, bamboo or similar materials

3 Lao PDR: Nil

4. Myanmar: Nil

5. Thailand:

S/No	HS Code/ Product Description (China)	HS Code/ Product Description (Thailand)
1	27011100 Anthracite	2701110008 Anthracite, whether or nor pulverized, but not agglomerated
2	27040010 Coke and Semi-coke	2704000904 Coke and Semi-Coke of Coal, of Lignite or of Peat

6. Vietnam: Nil

C. The following parties have not completed their negotiations with China, and shall complete negotiations on their specific products by 1 March 2003:

1. Malaysia
2. Philippines

A. Product Categories For Tariff Reduction And Elimination
Under Article 6(3)(b)(i)

The 3 product categories are defined as follows:

(i) Category 1

For China and ASEAN 6, this refers to all products with applied MFN tariff rates higher than 15%.

For the newer ASEAN Member States, this refers to all products with applied MFN tariff rates of 30% or higher.

(ii) Category 2

For China and ASEAN 6, this refers to all products with applied MFN tariff rates between 5% (inclusive) and 15% (inclusive).

For the newer ASEAN Member States, this refers to all products with applied MFN tariff rates between 15% (inclusive) and 30% (exclusive).

(iii) Category 3

For China and ASEAN 6, this refers to all products with applied MFN tariff rates lower than 5%.

For the newer ASEAN Member States, this refers to all products with applied MFN tariff rates lower than 15%.

B. Implementation Timeframes Under Article 6(3)(b)(i)

The Early Harvest Programme shall be implemented no later than 1 January 2004 as follows:

(i) China and ASEAN 6:

Product Category	Not later than 1 Jan 2004	Not later than 1 Jan 2005	Not later than 1 Jan 2006
1	10%	5%	0%
2	5%	0%	0%
3	0%	0%	0%

(ii) the newer ASEAN Member States:

Product Category 1

Country	Not later than 1 Jan 2004	Not later than 1 Jan 2005	Not later than 1 Jan 2006	Not later than 1 Jan 2007	Not later than 1 Jan 2008	Not later than 1 Jan 2009	Not later than 1 Jan 2010
Viet Nam	20%	15%	10%	5%	0%	0%	0%
Lao PDR and Myanmar	-	-	20%	14%	8%	0%	0%
Cambodia	-	-	20%	15%	10%	5%	0%

Product Category 2

Country	Not later than 1 Jan 2004	Not later than 1 Jan 2005	Not later than 1 Jan 2006	Not later than 1 Jan 2007	Not later than 1 Jan 2008	Not later than 1 Jan 2009	Not later than 1 Jan 2010
Viet Nam	10%	10%	5%	5%	0%	0%	0%
Lao PDR and Myanmar	-	-	10%	10%	5%	0%	0%
Cambodia	-	-	10%	10%	5%	5%	0%

Product Category 3

Country	Not later than 1 Jan 2004	Not later than 1 Jan 2005	Not later than 1 Jan 2006	Not later than 1 Jan 2007	Not later than 1 Jan 2008	Not later than 1 Jan 2009	Not later than 1 Jan 2010
Viet Nam	5%	5%	0-5%	0-5%	0%	0%	0%
Lao PDR and Myanmar	-	-	5%	5%	0-5%	0%	0%
Cambodia	-	-	5%	5%	0-5%	0-5%	0%

Activities Under Article 6(5)

- (a) Acceleration of the implementation of the Singapore-Kunming Rail Link and Bangkok-Kunming Highway projects under the framework of ASEAN Mekong Basin Development Cooperation (AMBDC) and the Greater Mekong Sub-region (GMS) Programme respectively.
- (b) Implementation of the mid-term and long-term plans for the all-round development of the Greater Mekong Sub region (GMS) mapped out by the 1st GMS Summit held in Cambodia.
- (c) Designation of the focal points in ASEAN Member States and China as the centres to facilitate and promote, through specific procedures and mechanisms to be developed, trade and investment between the Parties.
- (d) Exploration of the possibility to develop the mutual recognition arrangements in areas of mutual interests, for example, agricultural products, electronic and electrical equipment, and completed within agreed timeframes.
- (e) Establishment of co-operation mechanism between standards and conformity authorities of the Parties with a view to enhancing trade facilitation and co-operation in other areas.
- (f) Implementation of a Memorandum of Understanding on Agricultural Cooperation between the Parties signed in November 2002.
- (g) Conclusion of a Memorandum of Understanding on co-operation between the Parties in information and communications technology sector.
- (h) Development of specific programmes with a view to further strengthening co-operation in the area of human resources

development, utilising, among other mechanisms, the ASEAN-China Cooperation Fund.

- (i) Establishment of specific technical programmes with a view to further assisting the newer ASEAN Member States to build their capacity for regional integration and facilitation of the WTO accession process of the non-WTO ASEAN Member States.
- (j) Establishment of co-operation mechanism between customs authorities of the Parties with a view to enhancing trade facilitation and co-operation in other areas.
- (k) Establishment of co-operation mechanism between the relevant authorities of the Parties in the field of Intellectual Property Rights protection.