

**Voluntary Report** – Voluntary - Public Distribution

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**Report Name:** The EU Adopts Countermeasures Against US Exports  
Following WTO Ruling on Boeing

**Country:** European Union

**Post:** Brussels USEU

**Report Category:** Trade Policy Monitoring, Agricultural Situation

**Prepared By:** Sophie Bolla

**Approved By:** Bruce Zanin

**Report Highlights:**

On November 9, 2020, the European Commission imposed additional tariffs to a list of U.S. products following the WTO ruling against U.S. subsidies to aircraft maker Boeing. This GAIN report lists the products that will be affected by these additional tariffs.

On November 9, 2020, the Trade Ministers of the 27 EU Member States gave their green light for the European Commission to adopt countermeasures against U.S. exports following the World Trade Organization's (WTO) ruling that authorized the EU to take such countermeasures against U.S. subsidies to aircraft maker Boeing.

Commenting on this decision, Commissioner for Trade, Valdis Dombrovskis, [said](#): *“We have made clear all along that we want to settle this long-running issue. Regrettably, due to lack of progress with the U.S., we had no other choice but to impose these countermeasures. The EU is consequently exercising its legal rights under the WTO's recent decision. We call on the U.S. to agree to both sides dropping existing countermeasures with immediate effect, so we can quickly put this behind us. Removing these tariffs is a win-win for both sides, especially with the pandemic wreaking havoc on our economies. We now have an opportunity to reboot our transatlantic cooperation and work together towards our shared goals.”*

The same day, the European Commission published [Commission Implementing Regulation \(EU\) 2020/1646](#) on the countermeasures. The Regulation lays down the list of products that will be affected by the additional tariffs. The Regulation enters into force on November 10, 2020.

Please note that products listed in the Regulation for which the importers can prove that they have been exported from the United States to the EU prior to the date on which an additional duty is applied with respect to that product shall not be subject to the additional duty.

Please find below a list of food and agricultural products that are part of the EU's list:

<b>CN code</b>	<b>Description</b>	<b>Additional duty</b>
0301 11 00	live ornamental freshwater fish	25%
0301 19 00	live ornamental fish (excl. freshwater)	25%
0303 13 00	frozen, atlantic salmon "salmo salar" and danube salmon "hucho hucho"	25%
0304 81 00	frozen fillets of pacific salmon "oncorhynchus nerka, oncorhynchus gorbuscha, oncorhynchus keta, oncorhynchus tschawytscha, oncorhynchus kisutch, oncorhynchus masou and oncorhynchus rhodurus",	25%
0305 41 00	smoked pacific salmon "oncorhynchus nerka, oncorhynchus gorbuscha, oncorhynchus keta, oncorhynchus tschawytscha, oncorhynchus kisutch, oncorhynchus masou and oncorhynchus rhodurus", atlantic salmon	25%
0307 22 90	scallops, incl. queen scallops, of the genera pecten, chlamys or placopecten, frozen, even in shell (excl. coquilles st jacques "pecten maximus")	25%

0406 10 50	fresh cheese "unripened or uncured cheese", incl. whey cheese and curd of a fat content, by weight, of <= 40% (excl. mozzarella)	25%
0406 90 21	cheddar (excl. grated or powdered and for processing)	25%
0406 90 86	cheese, of a fat content by weight of <= 40% and a water content, by weight, of non-fatty matter of > 47% but <= 52%, n.e.s.	25%
0714 20 10	sweet potatoes, fresh, whole, for human consumption	25%
0714 20 90	sweet potatoes, fresh, chilled, frozen or dried, whether or not sliced or in the form of pellets (excl. fresh whole sweet potatoes used for human consumption)	25%
0802 90 85	nuts, fresh or dried, whether or not shelled or peeled (excl. coconuts, brazil nuts, cashew nuts, almonds, hazelnuts, walnuts, chestnuts "castania spp.", pistachios, pecans, areca "betel" nuts, cola nuts, pine nuts and macadamia nuts)	25%
0804 10 00	fresh or dried dates	25%
0805 40 00	fresh or dried grapefruit	25%
0810 40 50	fresh fruit of species vaccinium macrocarpum and vaccinium corymbosum	25%
0811 90 50	fruit of species vaccinium myrtillus, uncooked or cooked by steaming or boiling in water, frozen, unsweetened	25%
0811 90 70	fruit of species vaccinium myrtilloides and vaccinium angustifolium, uncooked or cooked by steaming or boiling in water, frozen, unsweetened	25%
0905 10 00	vanilla, neither crushed nor ground	25%
0905 20 00	vanilla, crushed or ground	25%
1001 99 00	wheat and meslin (excl. seed for sowing, and durum wheat)	25%
1202 41 00	groundnuts, in shell (excl. seed for sowing, roasted or otherwise cooked)	25%
1202 42 00	groundnuts, shelled, whether or not broken (excl. seed for sowing, roasted or otherwise cooked)	25%
1212 29 00	seaweeds and other algae, fresh, chilled, frozen or dried, whether or not ground, unfit for human consumption	25%
1302 19 70	vegetable saps and extracts (excl. opium, liquorice, hops, vanilla oleoresin and genus ephedra)	25%
1302 39 00	mucilages and thickeners derived from vegetable products, whether or not modified (excl. from locust beans, locust bean seeds, guar seeds and agar-agar)	25%

1515 90 11	tung, jojoba and oiticica oils, myrtle and japan wax and their fractions, whether or not refined, but not chemically modified	25%
1515 90 29	crude tobacco-seed oil (excl. for technical or industrial uses)	25%
1515 90 39	tobacco-seed oil and its fractions, whether or not refined, but not chemically modified (excl. for technical or industrial uses and crude)	25%
1515 90 40	crude fixed vegetable fats and oils and their fractions, for technical or industrial uses (excl. for production of foodstuffs, soya-bean, groundnut, olive, palm, sunflower-seed, safflower, cotton-seed, coconut, palm kernel, babassu, rape, colza and mustard, linseed, maize, castor, tung, sesame, jojoba, oiticica, myrtle, japan wax and tobacco-seed oil)	25%
1515 90 51	solid crude fixed vegetable fats and oils, in immediate packings of $\leq 1$ kg (excl. for technical or industrial uses and soya-bean, groundnut, olive, palm, sunflower-seed, safflower, cotton-seed, coconut, palm kernel, babassu, rape, colza and mustard, linseed, maize, castor, tung, sesame, jojoba, oiticica, myrtle, japan wax and tobaccoseed oil)	25%
1515 90 59	crude fixed vegetable fats and oils, in immediate packings of a content of $> 1$ kg, or crude, liquid (excl. those for technical or industrial uses; soya-bean, peanut, olive, palm, sunflower, safflower, cotton-seed, coconut, palm kernel, babassu, rubsen, mustard seed, linseed, maize germ, castor, tung, sesame, jojoba or oiticica oil; myrtle wax, japan wax and tobacco seed oil)	25%
1515 90 60	vegetable fats and oils and their fractions, whether or not refined (excl. chemically modified) for technical or industrial uses (excl. for the manufacture of foodstuffs; crude fats and oils; soya-bean, peanut, olive, palm, sunflower, safflower, cotton-seed, coconut, palm kernel, babassu, rubsen, mustard seed, linseed, maize germ, castor, tung, sesame, jojoba or oiticica oil; myrtle wax, japan wax and tobacco seed oil)	25%
1515 90 91	solid fixed vegetable fats and oils and their fractions, whether or not refined, but not chemically modified, in immediate packings of $\leq 1$ kg, n.e.s. (excl. for technical or industrial uses and crude fats and oils)	25%

1515 90 99	solid fixed vegetable fats and oils and their fractions, whether or not refined, but not chemically modified, in immediate packings of > 1 kg, or liquid, n.e.s. (excl. for technical or industrial uses and crude fats and oils)	25%
1703 10 00	cane molasses resulting from the extraction or refining of sugar	25%
1806 10 15	cocoa powder, containing added sugar or other sweetening matter but containing no sucrose or containing < 5% by weight of sucrose, incl. inverted sugar expressed as sucrose or isoglucose expressed as sucrose	25%
1806 10 20	cocoa powder, containing added sugar or other sweetening matter, containing $\geq$ 5% but < 65% by weight of sucrose, incl. inverted sugar expressed as sucrose or isoglucose expressed as sucrose	25%
1806 10 30	sweetened cocoa powder, containing $\geq$ 65% but < 80% sucrose, incl. inverted sugar expressed as sucrose or isoglucose expressed as sucrose	25%
1806 10 90	sweetened cocoa powder, containing $\geq$ 80% sucrose, incl. inverted sugar expressed as sucrose or isoglucose expressed as sucrose	25%
1806 20 10	chocolate and other food preparations containing cocoa, in blocks, slabs or bars weighing > 2 kg or in liquid, paste, powder, granular or other bulk form, in containers or immediate packings of a content > 2 kg, containing $\geq$ 31%, by weight, of cocoa butter or containing a combined weight of $\geq$ 31% of cocoa butter and milkfat (excl. cocoa powder)	25%
1806 20 30	chocolate and other food preparations containing cocoa, in blocks, slabs or bars weighing > 2 kg or in liquid, paste, powder, granular or other bulk form, in containers or immediate packings of a content > 2 kg, containing a combined weight of $\geq$ 25% but < 31% of cocoa butter and milkfat (excl. cocoa powder)	25%
1806 20 50	chocolate and other food preparations containing cocoa, in blocks, slabs or bars weighing > 2 kg or in liquid, paste, powder, granular or other bulk form, in containers or immediate packings of a content > 2 kg, containing $\geq$ 18% by weight but < 31% by weight of cocoa butter (excl. cocoa powder)	25%
1806 20 80	chocolate flavour coating in containers or immediate packings of a content > 2 kg	25%

1806 20 95	chocolate and other food preparations containing cocoa, in blocks, slabs or bars weighing > 2 kg or in liquid, paste, powder, granular or other bulk form, in containers or immediate packings of a content > 2 kg, containing < 18% by weight of cocoa butter (excl. cocoa powder, chocolate flavour coating and chocolate milk crumb)	25%
1806 31 00	chocolate and other preparations containing cocoa, in blocks, slabs or bars of <= 2 kg, filled	25%
1806 32 10	chocolate and other preparations containing cocoa, in blocks, slabs or bars of <= 2 kg, with added cereal, fruit or nuts (excl. filled)	25%
1806 32 90	chocolate and other preparations containing cocoa, in blocks, slabs or bars of <= 2 kg (excl. filled and with added cereal, fruit or nuts)	25%
1806 90 11	chocolate and chocolate products in the form of chocolates, whether or not filled, containing alcohol	25%
1806 90 19	chocolate and chocolate products in the form of chocolates, whether or not filled, not containing alcohol	25%
2008 19 99	nuts and other seeds, incl. mixtures, prepared or preserved, in immediate packings of a content of <= 1 kg (excl. prepared or preserved with vinegar, preserved with sugar but not laid in syrup, jams, fruit jellies, marmalades, fruit puree and pastes, obtained by cooking, groundnuts, roasted nuts, and coconuts, cashew nuts, brazil nuts, areca "betel" nuts, colanuts and macadamia nuts and mixtures containing >= 50% by weight of tropical nuts)	25%
2008 30 59	citrus fruits, prepared or preserved, containing added sugar but no added spirit, in immediate packings of a net content of > 1 kg (excl. grapefruit segments, mandarins, incl. tangerines and satsumas, clementines, wilkings and similar citrus hybrids)	25%
2008 30 90	citrus fruit, prepared or preserved, not containing added spirit or added sugar	25%
2009 11 11	frozen orange juice, unfermented, brix value > 67 at 20°C, value of <= 30 euro per 100 kg, whether or not containing added sugar or other sweetening matter (excl. containing spirit)	25%
2009 11 19	frozen orange juice, unfermented, brix value > 67 at 20°C, value of > 30 euro per 100 kg, whether or not containing added sugar or other sweetening matter (excl. containing spirit)	25%

2009 11 91	frozen orange juice, unfermented, brix value $\leq 67$ at 20°C, value of $\leq 30$ euro per 100 kg, with $> 30\%$ added sugar (excl. containing spirit)	25%
2009 11 99	frozen orange juice, unfermented, brix value $\leq 67$ at 20°C, whether or not containing added sugar or other sweetening matter (excl. containing spirit, with a value of $\leq 30$ euro per 100 kg and with $> 30\%$ added sugar)	25%
2009 21 00	grapefruit juice, unfermented, brix value $\leq 20$ at 20°C, whether or not containing added sugar or other sweetening matter (excl. containing spirit)	25%
2009 29 19	grapefruit juice, unfermented, brix value $> 67$ at 20°C, value of $> 30$ euro per 100 kg, whether or not containing added sugar or other sweetening matter (excl. containing spirit)	25%
2101 11 00	extracts, essences and concentrates, of coffee	25%
2103 20 00	tomato ketchup and other tomato sauces	25%
2103 90 90	sauces and preparations therefor, mixed condiments and mixed seasonings (excl. soya sauce, tomato ketchup and other tomato sauces, liquid mango chutney and aromatic bitters of subheading 2103.90.30)	25%
2104 10 00	soups and broths and preparations therefor	25%
2106 90 59	flavoured or coloured sugar syrups (excl. isoglucose, lactose, glucose and maltodextrine syrups)	25%
2205 10 10	vermouth and other wine of fresh grapes, flavoured with plants or aromatic substances, in containers holding $\leq 2$ l, of actual alcoholic strength of $\leq 18\%$ vol	25%
2208 20 29	spirits obtained by distilling grape wine or grape marc, in containers holding $\leq 2$ l (excl. cognac, armagnac, grappa and brandy de jerez)	25%
2208 20 40	raw distillate, in containers holding $> 2$ l	25%
2208 20 89	spirits obtained by distilling grape wine or grape marc, in containers holding $> 2$ l (excl. raw distillate, cognac, armagnac, grappa and brandy de jerez)	25%
2208 40 11	rum with a content of volatile substances (other than ethyl and methyl alcohol) of $\geq 225$ g/hl of pure alcohol "with a 10% tolerance", in containers holding $\leq 2$ l	25%

2208 40 39	rum and other spirits obtained by distilling fermented sugar-cane products, of a value $\leq 7,9$ euro/l of pure alcohol, in containers holding $\leq 2$ l (excl. rum with a content of volatile substances [other than ethyl and methyl alcohol] of $\geq 225$ g/hl of pure alcohol "with a 10% tolerance")	25%
2208 40 51	rum with a content of volatile substances (other than ethyl and methyl alcohol) of $\geq 225$ g/hl of pure alcohol "with a 10% tolerance", in containers holding $> 2$ l	25%
2208 40 91	rum and other spirits obtained by distilling fermented sugar-cane products, of a value $> 2$ euro/l of pure alcohol, in containers holding $> 2$ l (excl. rum with a content of volatile substances [other than ethyl and methyl alcohol] of $\geq 225$ g/hl of pure alcohol "with a 10% tolerance")	25%
2208 40 99	rum and other spirits obtained by distilling fermented sugar-cane products, of a value $\leq 2$ euro/l of pure alcohol, in containers holding $> 2$ l (excl. rum with a content of volatile substances [other than ethyl and methyl alcohol] of $\geq 225$ g/hl of pure alcohol "with a 10% tolerance")	25%
2208 60 11	vodka of an alcoholic strength of $\leq 45,4\%$ vol, in containers holding $\leq 2$ l	25%
2208 60 19	vodka of an alcoholic strength of $\leq 45,4\%$ vol, in containers holding $> 2$ l	25%
2208 60 91	vodka of an alcoholic strength of $> 45,4\%$ vol, in containers holding $\leq 2$ l	25%
2208 60 99	vodka of an alcoholic strength of $> 45,4\%$ vol, in containers holding $> 2$ l	25%
2303 20 10	beet-pulp	25%
2401 10 35	light air-cured tobacco, unstemmed or unstripped	25%
2401 10 60	sun-cured oriental type tobacco, unstemmed or unstripped	25%
2401 10 70	dark air-cured tobacco, unstemmed or unstripped	25%
2401 10 85	flue-cured tobacco, unstemmed or unstripped	25%
2401 10 95	tobacco, unstemmed or unstripped (excl. light air-cured, sun-cured oriental, dark air-cured and flue-cured tobacco)	25%
2401 20 35	partly or wholly stemmed or stripped light air-cured tobacco, otherwise unmanufactured	25%
2401 20 60	partly or wholly stemmed or stripped sun-cured oriental type tobacco, otherwise unmanufactured	25%



2401 20 70	partly or wholly stemmed or stripped dark air-cured tobacco, otherwise unmanufactured	25%
2401 20 85	partly or wholly stemmed or stripped flue-cured tobacco, otherwise unmanufactured	25%
2401 20 95	partly or wholly stemmed or stripped tobacco, otherwise unmanufactured (excl. light air-cured, sun-cured oriental, dark air-cured and flue-cured tobacco)	25%
2401 30 00	tobacco refuse	25%
3301 19 20	terpenic essential oils of citrus fruit, incl. concretes and absolutes (excl. those of seet and bitter orange and lemon)	25%
3301 25 10	terpenic oils of mints, incl. concretes and absolutes (excl. those of peppermint "mentha piperita")	25%
3301 25 90	terpeneless oils of mints, incl. concretes and absolutes (excl. those of peppermint "mentha piperita")	25%
3502 90 20	albumins, unfit, or to be rendered unfit, for human consumption (excl. egg albumin and milk albumin [incl. concentrates of two or more whey proteins containing by weight > 80% whey proteins, calculated on the dry matter])	25%
3502 90 70	albumins, fit for human consumption (excl. egg albumin and milk albumin [incl. concentrates of two or more whey proteins containing by weight > 80% whey proteins, calculated on the dry matter])	25%
3504 00 10	concentrated milk proteins with a protein content > 85% by weight, calculated on the dry matter	25%
3504 00 90	peptones and their derivatives; other albuminous substances and their derivatives, n.e.s.; hide powder, whether or not chromed (excl. concentrated milk proteins with a protein content > 85% by weight, calculated on the dry matter)	25%
5203 00 00	cotton, carded or combed	25%

**Attachments:**

No Attachments.