

Customs and Excise (European Community (EC) and Eastern and Southern Africa (ESA) States Economic Partnership Agreement) (Suspension) (Market Access Offer) Regulations, 2019

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1. IT is hereby notified that the Minister of Finance and Economic Development has, in terms of section 235 as read with section 120 of the Customs and Excise Act [*Chapter 23:02*], made the following regulations: —

*Title*

These regulations may be cited as the Customs and Excise (European Community (EC) and Eastern and Southern Africa (ESA) States Economic Partnership Agreement) (Suspension) (Market Access Offer) Regulations, 2019.

*Interpretation*

2. In these regulations —

“Customs duty” shall include any duty or charge of any kind imposed on or in connection with the importation of goods, including any form of surtax or surcharge in connection with such importation, but does not include —

- (a) charges equivalent to internal taxes levied on both imported and locally produced goods consistent with the provisions of Article 18 of the EPA; and
- (b) anti dumping or countervailing duties applied in accordance with the provisions of Article 19, and safeguard measures applied in accordance with Article 21 of the EPA; and
- (c) fees or other charges levied in accordance with the provisions of Article 10 of the EPA.

“EPA” means the Interim Agreement establishing a framework for an Economic Partnership Agreement between the European Community and Eastern and Southern Africa States;

“ESA State” means member states of Eastern and Southern Africa as listed in Part II of the First Schedule;

“European Community” means member states of the European Community as listed in Part I of the First Schedule.

3. Subject to section 4, the duties on goods appearing in Part II of the Customs and Excise Tariff, and which are classified under the heading or subheading shown in the Second Schedule of these regulations, are suspended to the extent sufficient to reduce such duties to the effective rates shown in the Schedule.

*Application*

4. Section 3 shall have effect only if the goods concerned were grown, produced or manufactured in the territory of Zimbabwe or the Community and comply with the Rules of Origin set out in Protocol 1 to the EPA.

FIRST SCHEDULE (*Section 2*)

PART I

MEMBER STATES OF THE EUROPEAN COMMUNITY

1. The Kingdom of Belgium.
2. The Republic of Bulgaria.
3. The Czech Republic.
4. The Kingdom of Denmark.
5. The Federal Republic of Germany.
6. The Republic of Estonia.
7. Ireland.
8. The Hellenic Republic.
9. The Kingdom of Spain.
10. The French Republic.
11. The Italian Republic.
12. The Republic of Cyprus.
13. The Republic of Latvia.
14. The Republic of Lithuania.

15. The Grand Duchy of Luxembourg.
16. The Republic of Hungary.
17. Malta.
18. The Kingdom of the Netherlands.
19. The Republic of Austria.
20. The Republic of Poland.
21. The Portuguese Republic.
22. Romania.
23. The Republic of Slovenia.
24. The Slovak Republic.
25. The Republic of Finland.
26. The Kingdom of Sweden.
27. The United Kingdom of Great Britain and Northern Ireland; and
28. The European Community.

PART II

MEMBER STATES OF EASTERN AND SOUTHERN AFRICA

1. Union of Comoros.
2. The Republic of Madagascar.
3. The Republic of Mauritius.
4. The Republic of Seychelles.
5. The Republic of Zambia.
6. The Republic of Zimbabwe.