

## **CHAPTER THREE AGRICULTURE**

### ARTICLE 3.1: SCOPE AND COVERAGE

1. This Chapter applies to measures adopted or maintained by a Party relating to trade in agricultural goods.<sup>1</sup>
2. In addition, Article 3.2 shall apply with respect to all goods included in Appendix 2-B-1 of a Party's Schedule to Annex 2-B (Tariff Elimination), whether or not those goods are agricultural goods.

### ARTICLE 3.2: ADMINISTRATION AND IMPLEMENTATION OF TARIFF-RATE QUOTAS

1. Each Party shall implement and administer the tariff-rate quotas set out in Appendix 2-B-1 of its Schedule to Annex 2-B (Tariff Elimination) (TRQs) in accordance with Article XIII of GATT 1994, including its interpretive notes, and the Import Licensing Agreement.
2. Each Party shall ensure that:
  - (a) its procedures for administering its TRQs are transparent, made available to the public, timely, non-discriminatory, responsive to market conditions, minimally burdensome to trade, and reflect end-user preferences;
  - (b) any person of a Party that fulfills the importing Party's legal and administrative requirements shall be eligible to apply and to be considered for a quota allocation under the Party's TRQs. Unless the Parties otherwise agree, any processor, retailer, restaurant, hotel, food service distributor or institution, or other person is eligible to apply and to be considered to receive a quota allocation. Any fees charged for services related to an application for a quota allocation shall be limited to the actual cost of the service rendered;
  - (c) except as specified in Appendix 2-B-1 of its Schedule to Annex 2-B, it does not allocate any portion of a quota to a producer group, condition access to a quota allocation on the purchase of domestic production, or limit access to a quota allocation to processors; and
  - (d) it allocates quotas in commercially viable shipping quantities and, to the maximum extent possible, in the amounts that importers request. Except as otherwise provided in each TRQ provision and the applicable tariff line in Appendix 2-B-1 of a Party's Schedule to Annex 2-B, each quota allocation shall be valid for any item or mixture of items subject to a particular TRQ, regardless of the item's or mixture's specification or grade,

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<sup>1</sup> For greater clarity, Article 3.1 is subject to paragraph 3(l) of the General Notes accompanying Korea's Schedule to Annex 2-B.

and shall not be conditioned on the item's or mixture's intended end-use or package size.

3. Each Party shall identify the entities responsible for administering its TRQs.
4. Each Party shall make every effort to administer its TRQs in a manner that allows importers to fully utilize quota quantities.
5. Neither Party may condition application for, or utilization of, quota allocations under a TRQ on the re-export of a good.
6. On the written request of either Party, the Parties shall consult regarding a Party's administration of its TRQs.
7. Except as otherwise provided in Appendix 2-B-1 of its Schedule to Annex 2-B, each Party shall make the entire quota quantity established in that Appendix available to quota applicants beginning on the date the Agreement enters into force during the first year, and on the first business day of each year thereafter. Over the course of each year, the importing Party's administering authority shall publish, in a timely fashion on its designated publicly available Internet site, utilization rates and remaining available quantities for each TRQ.

#### ARTICLE 3.3: AGRICULTURAL SAFEGUARD MEASURES

1. Notwithstanding Article 2.3 (Elimination of Customs Duties), a Party may apply a measure in the form of a higher import duty on an originating agricultural good listed in that Party's Schedule to Annex 3-A, consistent with paragraphs 2 through 8 if the aggregate volume of imports of that good in any year exceeds a trigger level as set out in its Schedule to Annex 3-A (trigger level).
2. The duty under paragraph 1 shall not exceed the lesser of the prevailing most-favored-nation (MFN) applied rate, or the MFN applied rate of duty in effect on the day immediately preceding the date this Agreement enters into force, or the tariff rate set out in its Schedule to Annex 3-A.
3. The duties each Party applies under paragraph 1 shall be set according to its Schedule to Annex 3-A.
4. Neither Party may apply or maintain an agricultural safeguard measure under this Article and at the same time apply or maintain, with respect to the same good:
  - (a) a safeguard measure under Chapter Ten (Trade Remedies); or
  - (b) a measure under Article XIX of GATT 1994 and the Safeguards Agreement.
5. A Party shall implement any agricultural safeguard measure in a transparent manner. Within 60 days after imposing an agricultural safeguard measure, the Party applying the measure shall notify the other Party in writing and provide the other Party

with relevant data concerning the measure. On the written request of the exporting Party, the Parties shall consult regarding application of the measure.

6. The Joint Committee or the Committee on Agricultural Trade established under Article 3.4 may review and discuss the implementation and operation of this Article.

7. Neither Party may apply or maintain an agricultural safeguard measure on an originating agricultural good:

- (a) if the period specified in the agricultural safeguard provisions of the Party's Schedule to Annex 3-A has expired; or
- (b) if the measure increases the in-quota duty on a good subject to a TRQ set out in Appendix 2-B-1 of its Schedule to Annex 2-B.

8. Originating agricultural goods from either Party shall not be subject to any duties applied pursuant to any agricultural safeguard measure taken under the Agriculture Agreement.

#### ARTICLE 3.4: COMMITTEE ON AGRICULTURAL TRADE

1. Not later than 90 days after the date this Agreement enters into force, the Parties shall establish a Committee on Agricultural Trade, comprising representatives of each Party.

2. The Committee shall provide a forum for:

- (a) monitoring and promoting cooperation on the implementation and administration of this Chapter;
- (b) consulting on matters related to this Chapter in coordination with other committees, subcommittees, working groups, or other bodies established under this Agreement; and
- (c) undertaking any additional work that the Joint Committee may assign.

3. The Committee shall meet at least once a year unless the Parties otherwise agree. Meetings of the Committee shall be chaired by the representatives of the Party hosting the meeting.

#### ARTICLE 3.5: DEFINITIONS

For purposes of this Chapter:

**Agriculture Agreement** means the *Agreement on Agriculture*, contained in Annex 1A to the WTO Agreement; and

**agricultural goods** means those goods referred to in Article 2 of the Agriculture Agreement.

**ANNEX 3-A**  
**AGRICULTURAL SAFEGUARD MEASURES**

**Schedule of Korea**

*Subject Goods, Trigger Levels, and Maximum Duties*

1. This Annex sets out those originating goods that may be subject to agricultural safeguard measures under Article 3.3, the trigger levels for applying such measures, and the maximum duty that may be applied each year for each such good.
2. For greater clarity, no agricultural safeguard measure may be applied or maintained after the date the safeguard duties set out below are zero.
3. Any originating good listed in subparagraph (f), (g), (h), (n), (o), (p), (q), (r), (t), (u), (v), (w), or (cc) entering Korea in a quantity eligible for duty-free treatment as specified in each subparagraph shall enter duty free on a first-come, first-served basis, regardless of whether the safeguard duty is applied to a quantity above the safeguard duty trigger level.

(a) For **beef** as covered below:

Coverage: Fresh, chilled, and frozen beef muscle meats - HSK provisions 0201.10.0000, 0201.20.0000, 0201.30.0000, 0202.10.0000, 0202.20.0000, 0202.30.0000

Year	1	2	3	4	5	6
Trigger Level (MT)	270,000	276,000	282,000	288,000	294,000	300,000
Safeguard Duty (%)	40.0	40.0	40.0	40.0	40.0	30.0

Year	7	8	9	10	11	12
Trigger Level (MT)	306,000	312,000	318,000	324,000	330,000	336,000
Safeguard Duty (%)	30.0	30.0	30.0	30.0	24.0	24.0

Year	13	14	15	16
Trigger Level (MT)	342,000	348,000	354,000	N/A
Safeguard Duty (%)	24.0	24.0	24.0	0

(b) For **pork** as covered below:

Coverage: HSK provisions 0203.19.1000, 0203.19.9000

Year	1	2	3	4	5	6
Trigger Level (MT)	8,250	8,745	9,270	9,826	10,415	11,040
Safeguard Duty (%)	22.5	22.5	22.5	22.5	22.5	15.8

Year	7	8	9	10	11
Trigger Level (MT)	11,703	12,405	13,149	13,938	N/A
Safeguard Duty (%)	14.6	13.5	12.4	11.3	0

(c) For **onions** as covered below:

Coverage: HSK provisions 0703.10.1000, 0712.20.0000

Year	1	2	3	4	5	6
Trigger Level (MT)	2,904	3,111	3,319	3,526	3,734	3,941
Safeguard Duty (%)	135	135	135	135	135	135

Year	7	8	9	10	11	12
Trigger Level (MT)	4,149	4,356	4,563	4,771	4,978	5,186
Safeguard Duty (%)	135	135	135	135	135	135

Year	13	14	15	16-18	19
Trigger Level (MT)	5,393	5,601	5,808	5,808	N/A
Safeguard Duty (%)	135	135	135	101	0

(d) For **garlic** as covered below:

Coverage: HSK provisions 0703.20.1000, 0703.20.9000, 0711.90.1000, 0712.90.1000

Year	1	2	3	4	5	6
Trigger Level (MT)	1,148	1,230	1,312	1,394	1,476	1,558
Safeguard Duty (%)	360	360	360	360	360	360

Year	7	8	9	10	11	12
Trigger Level (MT)	1,640	1,723	1,805	1,887	1,969	2,051
Safeguard Duty (%)	360	360	360	360	360	360

Year	13	14	15	16-18	19
Trigger Level (MT)	2,133	2,215	2,297	2,297	N/A
Safeguard Duty (%)	360	360	360	270	0

(e) For **peppers** as covered below:

Coverage: HSK provisions 0709.60.1000, 0709.60.9000, 0711.90.5091, 0904.20.1000, 0904.20.2000

Year	1	2	3	4	5	6
Trigger Level (MT)	827	886	945	1,004	1,064	1,123
Safeguard Duty (%)	270	270	270	270	270	270

Year	7	8	9	10	11	12
Trigger Level (MT)	1,182	1,241	1,300	1,359	1,418	1,478
Safeguard Duty (%)	270	270	270	270	270	270

Year	13	14	15	16-18	19
Trigger Level (MT)	1,537	1,596	1,655	1,655	N/A
Safeguard Duty (%)	270	270	270	203	0

(f) for **beans** (Urd, Adzudi, Mung) as covered below:

Coverage: HSK provisions 0713.31.9000, 0713.32.9000

Year	1	2	3	4	5	6	7	8
Main Safeguard Trigger Level (MT)	238	298	357	417	476	500	524	547
Intermediate Safeguard Trigger Level (MT)	119	186	268	364	N/A			
Main Safeguard Duty (%)								
0713.31.9000	595	582	569	556	543	488	469	449
0713.32.9000	412	403	394	385	376	338	325	311
Intermediate Safeguard Duty (%) 0713.31.9000 and 0713.32.9000	55	40	25	15	N/A			

Year	9	10	11	12	13	14	15	16
Main Safeguard Trigger Level (MT)	571	595	619	643	666	690	714	N/A
Main Safeguard Duty (%)								
0713.31.9000	429	409	313	287	260	233	207	0
0713.32.9000	297	283	217	199	180	162	143	0

For greater certainty, for years one through four, all quantities entered at or below the Intermediate Safeguard Trigger Level shall enter duty free, and all quantities entered above the Intermediate Safeguard Trigger Level and at or below the Main Safeguard Trigger Level shall enter at the Intermediate Safeguard duty listed in the table above. Beginning with year five, all quantities entered at or below the Main Safeguard Trigger Level shall enter duty free. In any year, all quantities entered above the Main Safeguard Trigger Level shall enter at the Main Safeguard duty listed in the table above.

(g) for **sweet potatoes** as covered below:

Coverage: HSK provisions 0714.20.1000, 0714.20.2000, 0714.20.3000, 0714.20.9000

Year	1	2	3	4	5	6
Main Safeguard Trigger Level (MT)	212	265	318	371	424	445
Intermediate Safeguard Trigger Level (MT)	106	166	239	325	N/A	
Main Safeguard Duty (%)	373	360	348	336	323	272
Intermediate Safeguard Duty (%)	55	40	25	15	N/A	

Year	7	8	9	10	11
Main Safeguard Trigger Level (MT)	466	488	509	530	N/A
Main Safeguard Duty (%)	253	234	215	196	0

For greater certainty, for years one through four, all quantities entered at or below the Intermediate Safeguard Trigger Level shall enter duty free, and all quantities entered above the Intermediate Safeguard Trigger Level and at or below the Main Safeguard Trigger Level shall enter at the Intermediate Safeguard duty listed in the table above. Beginning with year five, all quantities entered at or below the Main Safeguard Trigger Level shall enter duty free. In any year, all quantities entered above the Main Safeguard Trigger Level shall enter at the Main Safeguard duty listed in the table above.

(h) for **roots and tubers nesoi** as covered below:

Coverage: HSK provision 0714.90.9090

Year	1	2	3	4	5	6
Trigger Level (MT)	30	30	30	30	30	30
Safeguard Duty(%)	373	360	348	336	323	272

Year	7	8	9	10	11
Trigger Level (MT)	30	30	30	30	N/A
Safeguard Duty(%)	253	234	215	196	0

Imports at or below the safeguard duty trigger level shall enter duty free.

(i) For **apples** as covered below:

Coverage: HSK provision 0808.10.0000

Year	1	2	3	4	5	6
Trigger Level (MT)	9,000	9,000	9,000	9,000	12,000	12,360
Safeguard Duty (%)	45	45	45	45	45	33.8

Year	7	8	9	10	11	12
Trigger Level (MT)	12,731	13,113	13,506	13,911	14,329	14,758
Safeguard Duty (%)	33.8	33.8	33.8	33.8	27	27

Year	13	14	15	16	17	18
Trigger Level (MT)	15,201	15,657	16,127	16,611	17,109	17,622
Safeguard Duty (%)	27	27	27	22.5	22.5	22.5

Year	19	20	21	22	23	24
Trigger Level (MT)	18,151	18,696	19,256	19,834	20,429	N/A
Safeguard Duty (%)	22.5	22.5	22.5	22.5	22.5	0

The safeguard duty trigger level includes the total quantity of all varieties of imported apples.

In year 11 and each year thereafter through year 23, the safeguard duty may only be applied to Fuji apples.

(j) For **green tea** as covered below:

Coverage: HSK provisions 0902.10.0000, 0902.20.0000

Year	1	2	3	4	5	6
Trigger Level (MT)	8.3	8.9	9.5	10.1	10.7	11.3
Safeguard Duty (%)	513.6	513.6	513.6	513.6	513.6	513.6

Year	7	8	9	10	11	12
Trigger Level (MT)	11.9	12.5	13.0	13.6	14.2	14.8
Safeguard Duty (%)	513.6	513.6	513.6	513.6	513.6	513.6

Year	13	14	15	16 -18	19
Trigger Level (MT)	15.4	16.0	16.6	16.6	N/A
Safeguard Duty (%)	513.6	513.6	513.6	385	0

(k) For **ginger** as covered below:

Coverage: HSK provision 0910.10.0000

Year	1	2	3	4	5	6
Trigger Level (MT)	573	614	655	696	737	778
Safeguard Duty (%)	377.3	377.3	377.3	377.3	377.3	377.3

Year	7	8	9	10	11	12
Trigger Level (MT)	819	860	901	942	983	1,024
Safeguard Duty (%)	377.3	377.3	377.3	377.3	377.3	377.3

Year	13	14	15	16 - 18	19
Trigger Level (MT)	1,065	1,106	1,147	1,147	N/A
Safeguard Duty (%)	377.3	377.3	377.3	283	0

(l) for **malt and malting barley** as covered below:

Coverage: HSK provisions 1003.00.1000, 1107.10.0000

Year	1	2	3	4	5	6
Trigger level (MT)	9,000	9,180	9,364	9,551	9,742	9,937
Safeguard Duty (%)						
1003.00.1000	502	491	480	469	458	412
1107.10.0000	263	258	252	246	240	216

Year	7	8	9	10	11	12
Trigger level (MT)	10,135	10,338	10,545	10,756	10,971	11,190
Safeguard Duty (%)						
1003.00.1000	396	379	362	345	265	242
1107.10.0000	207	199	190	181	139	127

Year	13	14	15	16
Trigger level (MT)	11,414	11,642	11,875	N/A
Safeguard Duty (%)				
1003.00.1000	220	197	174	0
1107.10.0000	115	103	91.5	0

For quantities entered at or below the safeguard duty trigger level, see paragraph 17 of Appendix 2-B-1 of Korea.

(m) for **barley** as covered below:

Coverage: HSK provisions 1003.00.9010, 1003.00.9020

Year	1	2	3	4	5	6
Trigger level (MT)	2,500	2,550	2,601	2,653	2,706	2,760
Safeguard Duty (%)						
1003.00.9010	317	310	303	296	289	260
1003.00.9020	293	287	281	274	268	241

Year	7	8	9	10	11	12
Trigger level (MT)	2,815	2,872	2,929	2,988	3,047	3,108
Safeguard Duty (%)						
1003.00.9010	250	239	229	218	167	153
1003.00.9020	231	221	212	202	155	141

Year	13	14	15	16
Trigger level (MT)	3,171	3,234	3,299	N/A
Safeguard Duty (%)				
1003.00.9010	139	124	110	0
1003.00.9020	128	115	102	0

For quantities entered at or below the safeguard duty trigger level, see paragraph 16 of Appendix 2-B-1 of Korea.

(n) for **popcorn** as covered below:

Coverage: HSK provision 1005.90.2000

Year	1	2	3	4	5	6
Main Safeguard Trigger Level (MT)	5,112	6,390	7,668	8,946	10,224	10,735
Intermediate Safeguard Trigger Level (MT)	2,556	3,994	5,751	7,828	N/A	
Main Safeguard Duty (%)	601	572	544	515	486	365
Intermediate Safeguard Duty (%)	55	40	25	15	N/A	

Year	7	8
Main Safeguard Trigger Level (MT)	11,246	N/A
Main Safeguard Duty (%)	321	0

For greater certainty, for years one through four, all quantities entered at or below the Intermediate Safeguard Trigger Level shall enter duty free, and all quantities entered above the Intermediate Safeguard Trigger Level and at or below the Main Safeguard Trigger Level shall enter at the Intermediate Safeguard duty listed in the table above. Beginning with year five, all quantities entered at or below the Main Safeguard Trigger Level shall enter duty free. In any year, all quantities entered above the Main Safeguard Trigger Level shall enter at the Main Safeguard duty listed in the table above.

(o) for **maize (other)** as covered below:

Coverage: HSK provision 1005.90.9000

Year	1	2	3	4	5	6
Main Safeguard Trigger level(MT)	187,547	234,434	281,321	328,207	375,094	393,849
Intermediate Safeguard Trigger Level (MT)	93,774	146,521	210,990	287,181	N/A	
Main Safeguard Duty (%)	313	298	283	268	253	190
Intermediate Safeguard Duty (%)	55	40	25	15	N/A	

Year	7	8
Main Safeguard Trigger level(MT)	412,603	N/A
Main Safeguard Duty (%)	167	0

For greater certainty, for years one through four, all quantities entered at or below the Intermediate Safeguard Trigger Level shall enter duty free, and all quantities entered above the Intermediate Safeguard Trigger Level and at or below the Main Safeguard Trigger Level shall enter at the Intermediate Safeguard duty listed in the table above. Beginning with year five, all quantities entered at or below the Main Safeguard Trigger Level shall enter duty free. In any year, all quantities entered above the Main Safeguard Trigger Level shall enter at the Main Safeguard duty listed in the table above.

(p) for  **buckwheat**  as covered below:

Coverage: HSK provisions 1008.10.0000, 1008.90.0000

Year	1	2	3	4	5	6
Main Safeguard Trigger Level (MT)	250	313	375	438	500	525
Intermediate Safeguard Trigger Level (MT)	125	195	281	383	N/A	
Main Safeguard Duty (%)						
1008.10.0000	251	245	240	234	229	206
1008.90.0000	783	766	749	732	715	643
Intermediate Safeguard Duty (%)1008.10.0000 and 1008.90.0000	55	40	25	15	N/A	

Year	7	8	9	10	11	12
Main Safeguard Trigger Level (MT)	550	575	600	625	650	675
Main Safeguard Duty (%)						
1008.10.0000	198	189	181	172	132	121
1008.90.0000	617	591	565	539	413	378

Year	13	14	15	16
Main Safeguard Trigger Level (MT)	700	725	750	N/A
Main Safeguard Duty (%)				
1008.10.0000	110	98.3	87.1	0
1008.90.0000	343	307	272	0

For greater certainty, for years one through four, all quantities entered at or below the Intermediate Safeguard Trigger Level shall enter duty free and all quantities entered above the Intermediate Safeguard Trigger Level and at or below the Main Safeguard Trigger Level shall enter at the Intermediate Safeguard duty listed in the table above. Beginning with year five, all quantities entered at or below the Main Safeguard Trigger Level shall enter duty free. In any year, all quantities entered above the Main Safeguard Trigger Level shall enter at the Main Safeguard duty listed in the table above.

(q) for **cereal, groats, worked grains** as covered below:

Coverage: HSK provisions 1102.90.9000, 1103.20.9000, 1104.19.9000, 1104.29.1000, 1104.29.9000

Year	1	2	3	4	5	6
Main Safeguard Trigger Level (MT)	128	136	145	154	163	173
Intermediate Safeguard Trigger Level (%)	64.0	85.0	108	134	N/A	
Main Safeguard Duty (%)	783	766	749	732	715	643
Intermediate Safeguard Duty (%)	55	40	25	15	N/A	

Year	7	8	9	10	11	12
Main Safeguard Trigger Level (MT)	184	196	208	221	235	249
Main Safeguard Duty (%)	617	591	565	539	413	378

Year	13	14	15	16
Main Safeguard Trigger Level (MT)	265	282	299	N/A
Main Safeguard Duty (%)	343	307	272	0

For greater certainty, for years one through four, all quantities entered at or below the Intermediate Safeguard Trigger Level shall enter duty free and all quantities entered above the Intermediate Safeguard Trigger Level and at or below the Main Safeguard Trigger Level shall enter at the Intermediate Safeguard duty listed in the table above. Beginning with year five, all quantities entered at or below the Main Safeguard Trigger Level shall enter duty free. In any year, all quantities entered above the Main Safeguard Trigger Level shall enter at the Main Safeguard duty listed in the table above.

(r) For **flour, meal, powder, flakes, granules and pellets of potatoes** as covered below:

Coverage: HSK provisions 1105.10.0000, 1105.20.0000

Year	1	2	3	4	5	6
Trigger Level (MT)	5,000	5,150	5,305	5,464	5,628	5,796
Safeguard Duty (%)	294	285	275	265	255	215

Year	7	8	9	10	11
Trigger Level (MT)	5,970	6,149	6,334	6,524	N/A
Safeguard Duty (%)	200	185	170	155	0

Imports at or below the safeguard duty trigger level shall enter duty free.

(s) For **maize starch** as covered below:

Coverage: HSK provision 1108.12.0000

Year	1	2	3	4	5	6
Trigger Level (MT)	10,000	10,300	10,609	10,927	11,255	11,593
Safeguard Duty (%)	221	216	212	207	202	182

Year	7	8	9	10	11	12
Trigger Level (MT)	11,941	12,299	12,668	13,048	13,439	13,842
Safeguard Duty (%)	174	167	160	152	117	107

Year	13	14	15	16
Trigger level (MT)	14,258	14,685	15,126	N/A
Safeguard Duty(%)	96.7	86.8	76.8	0

For quantities entered at or below the safeguard duty trigger level, see paragraph 18 of Appendix 2-B-1 of Korea.

(t) For **potato starch** as covered below:

Coverage: HSK provision 1108.13.0000

Year	1	2	3	4	5	6
Trigger Level (MT)	239	299	359	418	478	502
Duty-free quantity within trigger level (MT)	0.5	1.0	1.5	2.0	2.5	3.0
Safeguard Duty (%)	445	436	426	416	406	366

Year	7	8	9	10	11	12
Trigger Level (MT)	526	550	574	598	621	645
Duty-free quantity within trigger level (MT)	3.5	4.0	4.5	5.0	5.5	6.0
Safeguard Duty (%)	351	336	321	306	235	215

Year	13	14	15	16
Trigger level (MT)	669	693	717	N/A
Duty-free quantity within trigger level (MT)	6.5	7.0	7.5	N/A
Safeguard Duty (%)	195	175	155	0

(u) For **manioc starch** as covered below:

Coverage: HSK provision 1108.14.0000

Year	1	2	3	4	5	6
Trigger level (MT)	433	541	650	758	866	909
Duty-free quantity within trigger level (MT)	0.5	1.0	1.5	2.0	2.5	3.0
Safeguard Duty (%)	445	436	426	416	406	366

Year	7	8	9	10	11	12
Trigger level (MT)	953	996	1,039	1,083	1,126	1,169
Duty-free quantity within trigger level (MT)	3.5	4.0	4.5	5.0	5.5	6.0
Safeguard Duty (%)	351	336	321	306	235	215

Year	13	14	15	16
Trigger level (MT)	1,212	1,256	1,299	N/A
Duty-free quantity within trigger level (MT)	6.5	7.0	7.5	N/A
Safeguard Duty (%)	195	175	155	0

(v) For **sweet potato starch** as listed in this Schedule:

Coverage: HSK provision 1108.19.1000

Year	1	2	3	4	5	6	7	8
Trigger level (MT)	202	253	303	354	404	424	444	465
Duty-free quantity within trigger level (MT)	0.5	1.0	1.5	2.0	2.5	3.0	3.5	4.0
Safeguard Duty (%)	236	231	226	221	215	194	186	178

Year	9	10	11	12	13	14	15	16
Trigger level (MT)	485	505	525	545	566	586	606	N/A
Duty-free quantity within trigger level (MT)	4.5	5.0	5.5	6.0	6.5	7.0	7.5	
Safeguard Duty (%)	170	162	124	114	103	92.6	82.0	0

(w) For **other starch** as covered below:

Coverage: HSK provision 1108.19.9000

Year	1	2	3	4	5	6	7	8
Trigger level (MT)	53.0	66.3	79.5	92.8	106	111	117	122
Duty-free quantity within trigger level (MT)	0.5	1.0	1.5	2.0	2.5	3.0	3.5	4.0
Safeguard Duty (%)	783	766	749	732	715	643	617	591

Year	9	10	11	12	13	14	15	16
Trigger level (MT)	127	133	138	143	148	154	159	N/A
Duty-free quantity within trigger level (MT)	4.5	5.0	5.5	6.0	6.5	7.0	7.5	
Safeguard Duty (%)	565	539	413	378	343	307	272	0

(x) For **ground nuts** as covered below:

Coverage: HSK provisions 1202.10.0000, 1202.20.0000

Year	1	2	3	4	5	6
Trigger Level (MT)	140	150	160	170	180	190
Safeguard Duty (%)	230.5	230.5	230.5	230.5	230.5	230.5

Year	7	8	9	10	11	12
Trigger Level (MT)	200	211	221	231	241	251
Safeguard Duty (%)	230.5	230.5	230.5	230.5	230.5	230.5

Year	13	14	15	16-18	19
Trigger Level (MT)	261	271	281	281	N/A
Safeguard Duty (%)	230.5	230.5	230.5	173	0

(y) For **sesame seeds** as covered below:

Coverage: HSK provision 1207.40.0000

Year	1	2	3	4	5	6
Trigger Level (MT)	3,561	3,815	4,070	4,324	4,578	4,832
Safeguard Duty (%)	630	630	630	630	630	630

Year	7	8	9	10	11	12
Trigger Level (MT)	5,087	5,341	5,595	5,850	6,104	6,358
Safeguard Duty (%)	630	630	630	630	630	630

Year	13	14	15	16 -18	19
Trigger Level (MT)	6,612	6,867	7,121	7,121	N/A
Safeguard Duty (%)	630	630	630	473	0

(z) For **ginseng** as covered below:

Coverage: HSK provisions

- Group 1: 1211.20.1100, 1211.20.1210, 1211.20.1220, 1211.20.1240

- Group 2: 1211.20.1310, 1211.20.1320, 1211.20.1330

- Group 3: 1211.20.2210, 1211.20.2220, 1211.20.2290, 1211.20.9100, 1211.20.9200, 1211.20.9900, 1302.19.1210, 1302.19.1220, 1302.19.1290

Year	1	2	3	4	5	6	7
Trigger Level (MT)	62	64.4	66.8	69.2	71.6	74.1	76.5
Safeguard Duty (%)							
Group 1	222.8	222.8	222.8	222.8	222.8	222.8	222.8
Group 2	754.3	754.3	754.3	754.3	754.3	754.3	754.3
Group 3	754.3	754.3	754.3	754.3	754.3	754.3	754.3

Year	8	9	10	11	12	13	14
Trigger Level (MT)	78.9	81.3	83.7	86.1	88.5	90.9	93.4
Safeguard Duty (%)							
Group 1	222.8	222.8	222.8	222.8	222.8	222.8	222.8
Group 2	754.3	754.3	754.3	754.3	754.3	754.3	754.3
Group 3	754.3	754.3	754.3	754.3	754.3	754.3	754.3

Year	15	16	17	18	19-20	21
Trigger Level (MT)	95.8	98.2	101	103	103	N/A
Safeguard Duty (%)						
Group 1	222.8	173	170	167	167	0
Group 2	754.3	587	576	566	566	0
Group 3	754.3	566	566	566	0	0

(aa) For **sesame seed oil** as covered below:

Coverage: HSK provision 1515.50.0000

Year	1	2	3	4	5	6
Trigger Level (MT)	30.0	32.2	34.4	36.6	38.9	41.1
Safeguard Duty (%)	630	630	630	630	630	630

Year	7	8	9	10	11	12
Trigger Level (MT)	43.3	45.5	47.7	49.9	52.1	54.4
Safeguard Duty (%)	630	630	630	630	630	630

Year	13	14	15	16-18	19
Trigger Level (MT)	56.6	58.8	61.0	61.0	N/A
Safeguard Duty (%)	630	630	630	473	0

(bb) For **sugar** as covered below:

Coverage: HSK provisions 1701.91.0000, 1701.99.0000

Year	1	2	3	4	5	6	7
Trigger Level (MT)	833	858	884	910	938	966	995
Safeguard Duty (%)	50	50	50	50	50	50	50

Year	8	9	10	11	12	13	14
Trigger Level (MT)	1,025	1,055	1,087	1,120	1,153	1,188	1,223
Safeguard Duty (%)	50	50	50	50	50	50	50

Year	15	16	17	18	19	20	21
Trigger Level (MT)	1,260	1,298	1,337	1,377	1,418	1,461	N/A
Safeguard Duty (%)	50	37.5	37.5	37.5	37.5	37.5	0

(cc) For **alcohol** as covered below:

Coverage: HSK provision 2207.10.9010

Year	1	2	3	4	5	6
Main Safeguard Trigger Level (MT)	236	295	354	413	472	496
Intermediate Safeguard Trigger Level (MT)	118	184	266	361	N/A	
Main Safeguard Duty (%)	264	258	253	247	241	217
Intermediate Safeguard Duty (%)	55	40	25	15	N/A	

Year	7	8	9	10	11	12
Main Safeguard Trigger Level (MT)	519	543	566	590	614	637
Main Safeguard Duty (%)	208	199	191	182	139	127

Year	13	14	15	16
Main Safeguard Trigger Level (MT)	661	684	708	N/A
Main Safeguard Duty (%)	116	104	91.8	0

For greater certainty, for years one through four, all quantities entered at or below the Intermediate Safeguard Trigger Level shall enter duty free and all quantities entered above the Intermediate Safeguard Trigger Level and at or below the Main Safeguard Trigger Level shall enter at the Intermediate Safeguard duty listed in the table above. Beginning with year five, all quantities entered at or below the Main Safeguard Trigger Level shall enter duty free. In any year, all quantities entered above the Main Safeguard Trigger Level shall enter at the Main Safeguard duty listed in the table above.

(dd) For **dextrins** as covered below:

Coverage: HSK provisions 3505.10.4000, 3505.10.5000

Year	1	2	3	4	5	6	7
Trigger level (MT)	14,000	14,420	14,853	15,298	15,757	16,230	16,717
Safeguard Duty (%)	375	365	355	345	334	291	275

-Year	8	9	10	11	12	13
Trigger level (MT)	17,218	17,735	18,267	18,815	19,379	N/A
Safeguard Duty (%)	260	244	228	152	131	0

For quantities entered at or below the safeguard duty trigger level, see paragraph 24 of Appendix 2-B-1 of Korea.