Chapter 4

DAIRY PRODUCE; BIRDS' EGGS; NATURAL HONEY; EDIBLE PRODUCTS OF ANIMAL ORIGIN, NOT ELSEWHERE SPECIFIED OR INCLUDED

Notes.

- 1. The expression "milk" means full cream milk or partially or completely skimmed milk.
- 2. For the purposes of heading 04.05:
 - (a) The term "butter" means natural butter, whey butter or recombined butter (fresh, salted or rancid, including canned butter) derived exclusively from milk, with a milkfat content of 80% or more but not more than 95% by weight, a maximum milk solids-not-fat content of 2% by weight and a maximum water content of 16% by weight. Butter does not contain added emulsifiers, but may contain sodium chloride, food colours, neutralising salts and cultures of harmless lactic-acid-producing bacteria.
 - (b) The expression "dairy spreads" means a spreadable emulsion of the water-in-oil type, containing milkfat as the only fat in the product, with a milkfat content of 39% or more but less than 80% by weight.
- 3. Products obtained by the concentration of whey and with the addition of milk or milkfat are to be classified as cheese in heading 04.06 provided that they have the three following characteristics:
 - (a) a milkfat content, by weight of the dry matter, of 5% or more;
 - (b) a dry matter content, by weight, of at least 70% but not exceeding 85%; and
 - (c) they are moulded or capable of being moulded.
- 4. This Chapter does not cover:
 - (a) Products obtained from whey, containing by weight more than 95% lactose, expressed as anhydrous lactose calculated on the dry matter (heading 17.02);
 - (b) Products obtained from milk by replacing one or more of its natural constituents (for example, butyric fats) by another substance (for example, oleic fats) (heading 19.01 or 21.06); or
 - (c) Albumins (including concentrates of two or more whey proteins, containing by weight more than 80% whey proteins, calculated on the dry matter) (heading 35.02) or globulins (heading 35.04).

Subheading Notes.

- 1. For the purposes of subheading 0404.10, the expression "modified whey" means products consisting of whey constituents, that is, whey from which all or part of the lactose, proteins or minerals have been removed, whey to which natural whey constituents have been added, and products obtained by mixing natural whey constituents.
- 2. For the purposes of subheading 0405.10 the term "butter" does not include dehydrated butter or ghee (subheading 0405.90).

Supplementary Notes.

1. The weight of the packages shall be included in the weight of the goods for the purpose of calculating the customs duties on the goods classified under the following tariff item Nos.:

0402.10.10 or 0402.10.20 0402.21.11 or 0402.21.12 0402.29.11 or 0402.29.12 0402.91.10 or 0402.91.20 0402.99.10 or 0402.99.20 0403.90.11 or 0403.90.12 0404.10.21 or 0404.10.22

- 2. For goods classified under tariff item No. 0406.20.11, 0406.20.12, 0406.90.11 or 0406.90.12 and originating in Australia, when in packages of a weight not exceeding 1 kg each, the weight of the packages shall be included in the weight of the goods for the purpose of calculating the customs duties on the goods.
- 3. Milk protein substances with a milk protein content of less than 85% by weight, calculated on the dry matter, are classified in tariff item No. 0404.90.10 or 0404.90.20. Milk protein substances with a milk protein content of 85% or more by weight, calculated on the dry matter, are classified in Chapter 35 (subheading 3504.00).

Statistical Note. (NB this note does not form part of the Customs Tariff legislation.)

1. For the purposes of classification Nos. 0409.00.00.21, 0409.00.00.22, 0409.00.00.23, 0409.00.00.24, 0409.00.00.25 and 0409.00.00.26, the descriptive terms "Extra white", "White", "Golden", "Light amber", "Dark amber" and "Dark", are defined in the Honey Regulations C.R.C., c. 287 made pursuant to the Canada Agricultural Products Act (R.S., 1985, c. 20 (4th Supp.)).

CUSTOMS TARIFF - SCHEDULE

Tariff Item SS	Description of Goods	Unit of Meas.	MFN Tariff	Applicable Preferential Tariffs
04.01	Milk and cream, not concentrated nor containing added sugar or other sweetening matter.			
0401.10	-Of a fat content, by weight, not exceeding 1%			
0401.10.10 00)Within access commitment	KGM	7.5%	CCCT, LDCT, UST, CT, CRT, PT, JT: Free GPT: 7.5%
0401.10.20 00)Over access commitment	HLT	241% but not less than \$34.50/hl	
0401.20	-Of a fat content, by weight, exceeding 1% but not exceeding 6%			
0401.20.10 00)Within access commitment	KGM	7.5%	CCCT, LDCT, UST, CT, PT, JT: Free GPT: 7.5%
0401.20.20 00)Over access commitment	HLT	241% but not less than \$34.50/hl	
0401.40	-Of a fat content, by weight, exceeding 6% but not exceeding 10%			
0401.40.10 00)Within access commitment	KGM	7.5%	CCCT, LDCT, UST, CT, PT, COLT, JT: Free GPT: 7.5%
0401.40.20 00)Over access commitment	KGM	292.5% but not less than \$2.48/kg	
0401.50	-Of a fat content, by weight, exceeding 10%			
0401.50.10 00)Within access commitment	KGM	7.5%	CCCT, LDCT, UST, CT, PT, COLT, JT: Free GPT: 7.5%
0401.50.20 00)Over access commitment	KGM	292.5% but not less than \$2.48/kg	
04.02	Milk and cream, concentrated or containing added sugar or other sweetening matter.			
0402.10	-In powder, granules or other solid forms, of a fat content, by weight, not exceeding 1.5%			
0402.10.10 00)Within access commitment	KGM	3.32¢/kg	AUT, NZT, CCCT, LDCT, UST, CT, CRT, PT, COLT, JT, PAT: Free

Tariff Item	SS Description of Goods	Unit of Meas.	MFN Tariff	Applicable Preferential Tariffs
0402.10.20	00Over access commitment	KGM	201.5% but not less than \$2.01/kg	
	-In powder, granules or other solid forms, of a fat content, by weight, exceeding 1.5%:			
0402.21	Not containing added sugar or other sweetening matter			
	Milk:			
0402.21.11	00 Within access commitment	KGM	3.32¢/kg	AUT, NZT, CCCT, LDCT, UST, CT, PT, COLT, JT, PAT: Free
0402.21.12	00Over access commitment	KGM	243% but not less than \$2.82/kg	
	Cream:			
0402.21.21	00 Within access commitment	KGM	6.5%	CCCT, LDCT, UST, CT, PT, COLT, JT, PAT: Free
0402.21.22	00Over access commitment	KGM	295.5% but not less than \$4.29/kg	
0402.29	Other			
	Milk:			
0402.29.11	00 Within access commitment	KGM	3.32¢/kg	AUT, NZT, CCCT, LDCT, UST, CT, PT, COLT, JT, PAT: Free
0402.29.12	00 Over access commitment	KGM	243% but not less than \$2.82/kg	
	Cream:			
0402.29.21	00Within access commitment	KGM	6.5%	CCCT, LDCT, UST, CT, PT, COLT, JT, PAT: Free
0402.29.22	00Over access commitment	KGM	295.5% but not less than \$4.29/kg	
	-Other:			
0402.91	Not containing added sugar or other sweetening matter			
0402.91.10	00Within access commitment	KGM	2.84¢/kg	CCCT, LDCT, UST, CT, CRT, PT, COLT, JT, PAT: Free

Tariff Item S	S Description of Goods	Unit of Meas.	MFN Tariff	Applicable Preferential Tariffs
0402.91.20 0	0Over access commitment	KGM	259% but not less than 78.9¢/kg	
0402.99	Other			
0402.99.10 00	0Within access commitment	KGM	2.84¢/kg	CCCT, LDCT, UST, CT, CRT, PT, COLT, JT, PAT: Free AUT: 1.74¢/kg NZT: 1.74¢/kg
0402.99.20 0	0Over access commitment	KGM	255% but not less than 95.1¢/kg	
04.03	Buttermilk, curdled milk and cream, yogourt, kephir and other fermented or acidified milk and cream, whether or not concentrated or containing added sugar or other sweetening matter or flavoured or containing added fruit, nuts or cocoa.			
0403.10	-Yogourt			
0403.10.10	Within access commitment		6.5%	CCCT, LDCT, UST, CT, IT, NT, SLT, PT, COLT, JT: Free
	0Certified organic 0Not certified organic	KGM KGM		VI. 1 100
0403.10.20	Over access commitment		237.5% but not less than 46.6¢/kg	
	0 Certified organic 0 Not certified organic		10.0 <i>p</i> /mg	
0403.90	-Other			
	Powdered buttermilk:			
0403.90.11 00	0 Within access commitment	KGM	3.32¢/kg	AUT, NZT, CCCT, LDCT, UST, CT, CRT, PT, COLT, JT, PAT: Free
0403.90.12 0	0 Over access commitment	KGM	208% but not less than \$2.07/kg	
	Other:			
0403.90.91 00	0Within access commitment	KGM	7.5%	CCCT, LDCT, UST, CT, CRT, IT, NT, SLT, PT, COLT, JT: Free GPT: 7.5%

Item	SS Description of Goods	Unit of Meas.	MFN Tariff	Applicable Preferential Tariffs
0403.90.92	00 Over access commitment	KGM	216.5% but not less than \$2.15/kg	
04.04	Whey, whether or not concentrated or containing added sugar or other sweetening matter; products consisting of natural milk constituents, whether or not containing added sugar or other sweetening matter, not elsewhere specified or included.			
0404.10	-Whey and modified whey, whether or not concentrated or containing added sugar or other sweetening matter			
0404.10.10	00 Whey protein concentrate	KGM	4.94¢/kg	CCCT, LDCT, UST, CT, CRT, PT, COLT, JT, PAT, HNT, KRT: Free
	Powdered whey:			
0404.10.21	00 Within access commitment	KGM	3.32¢/kg	CCCT, LDCT, UST, CT, CRT, PT, COLT, JT, PAT: Free
0404.10.22	00 Over access commitment	KGM	208% but not less than \$2.07/kg	
0404.10.90	Other		11%	CCCT, LDCT, UST, CT, CRT, PT, JT, PAT, HNT, KRT: Free GPT: 11%
	10 Condensed or evaporated			
	20 Modified whey			
0404.90	-Other			
0404.30	-ottlei			
0404.90.10			3%	CCCT, LDCT, UST, CT, CRT, SLT, PT, COLT, JT, PAT: Free
	Blended dairy powder: 11Containing, by weight, more than 50% skimmed milk powder	KGM		
	12Containing, by weight, more than 50% whey powder	KGM		
	19 Other	KGM		
	90Other	KGM		
0404.90.20	Over access commitment		270% but not less than \$3.15/kg	
	Blended dairy powder:		-	
	11Containing, by weight, more than 50% skimmed milk powder	KGM KGM		
	19 Other	KGM		

Tariff Item SS	Description of Goods	Unit of Meas.	MFN Tariff	Applicable Preferential Tariffs
0405.10	-Butter		-	
0405.10.10 00	Within access commitment	KGM	11.38¢/kg	AUT, NZT, CCCT, LDCT, UST, CT, PT, COLT, JT, PAT: Free
0405.10.20 00	Over access commitment	KGM	298.5% but not less than \$4.00/kg	
0405.20	-Dairy spreads			
0405.20.10 00	Within access commitment	KGM	7%	CCCT, LDCT, UST, CT, SLT, PT, JT: Free GPT: 7%
0405.20.20 00	Over access commitment	KGM	274.5% but not less than \$2.88/kg	
0405.90	-Other			
0405.90.10 00	Within access commitment	KGM	7.5%	CCCT, LDCT, UST, CT, CRT, PT, JT, PAT: Free GPT: 7.5%
0405.90.20 00	Over access commitment	KGM	313.5% but not less than \$5.12/kg	
04.06	Cheese and curd.			
0406.10	-Fresh (unripened or uncured) cheese, including whey cheese, and curd			
0406.10.10	Within access commitment		3.32¢/kg	NZT, CCCT, LDCT, UST, CT, IT, PT, COLT, JT, PAT: Free
	Cream cheese, excluding whey and buttermilk cheese	KGM KGM		.,
0406.10.20 00	Over access commitment	KGM	245.5% but not less than \$4.52/kg	
0406.20	-Grated or powdered cheese, of all kinds			
	Cheddar and Cheddar types:			
0406.20.11	Within access commitment		2.84¢/kg	AUT, NZT, CCCT, LDCT, UST, CT, CRT, PT, COLT, JT, PAT: Free
	Cheddar Cheddar types	KGM KGM		OOLI, 01, 1 A1. 1 100

Tariff Item	ss	Description of Goods	Unit of Meas.	MFN Tariff	Applicable Preferential Tariffs
0406.20.12	2 00 -	Over access commitment	KGM	245.5% but not less than \$3.58/kg	
	-	Other:			
0406.20.91		Within access commitment		3.32¢/kg	NZT, CCCT, LDCT, UST CT, PT, COLT, JT, PAT: Free
		Parmesan	KGM		
	-	Romano Other	_		
0406.20.92		Over access commitment	KGM	245.5% but not less than \$5.11/kg	
0406.30		-Processed cheese, not grated or powdered			
0406.30.10) -	Within access commitment		3.32¢/kg	NZT, CCCT, LDCT, UST CT, SLT, PT, COLT, JT, PAT: Free
		Cheddar and cheddar types:			
		Cheddar	KGM		
		Cheddar types Gruyère	KGM KGM		
		Swiss			
	90	Other	KGM		
0406.30.20	00 -	Over access commitment	KGM	245.5% but not less than \$4.34/kg	
0406.40		Blue-veined cheese and other cheese containing veins produced by Penicillium roqueforti			
0406.40.10	00 -	Within access commitment	KGM	3.32¢/kg	NZT, CCCT, LDCT, UST CT, CRT, PT, COLT, JT, PAT: Free
0406.40.20	00 -	Over access commitment	KGM	245.5% but not less than \$5.33/kg	
0406.90		-Other cheese			
	-	Cheddar and Cheddar types:			
		Within access commitment		2.84¢/kg	AUT, NZT, CCCT, LDCT UST, CT, PT, COLT, JT,
0406.90.11					PAI. HNI: Free
0406.90.11		Cheddar	KGM		PAT, HNT: Free
0406.90.11		Cheddar Cheddar types: Colby, Monterey Jack, Farmer or Brick			PAI, HNI: Free

Tariff Item	ss	Description of Goods	Unit of Meas.	Tariff	Applicable Preferential Tariffs
0406.90.12	2 00	Over access commitment	KGM	245.5% but not less than \$3.53/kg	
		Camembert and Camembert types:			
0406.90.21	I	Within access commitment		3.32¢/kg	NZT, CCCT, LDCT, UST, CT, PT, COLT, JT, PAT: Free
	-	Camembert	KGM KGM		.,
0406.90.22	2 00	Over access commitment	KGM	245.5% but not less than \$5.78/kg	
		Brie and Brie types:			
0406.90.31	I	Within access commitment		3.32¢/kg	NZT, CCCT, LDCT, UST, CT, PT, COLT, JT, PAT: Free
		Brie types	KGM KGM		
0406.90.32	2 00	Over access commitment	KGM	245.5% but not less than \$5.50/kg	
		Gouda and Gouda types:			
0406.90.41		Within access commitment		3.32¢/kg	NZT, CCCT, LDCT, UST, CT, PT, COLT, JT, PAT: Free
	20	Gouda	KGM KGM KGM		
0406.90.42	2 00	Over access commitment	KGM	245.5% but not less than \$4.23/kg	
		Provolone and Provolone types:			
0406.90.51	l	Within access commitment		3.32¢/kg	NZT, CCCT, LDCT, UST, CT, PT, COLT, JT, PAT: Free
		Provolone	KGM KGM		
0406.90.52	2 00	Over access commitment	KGM	245.5% but not less than \$5.08/kg	
		Mozzarella and Mozzarella types:			

Tariff Item	ss	Description of Goods	Unit of Meas.	MFN Tariff	Applicable Preferential Tariffs
0406.90.61	00 -	Within access commitment	KGM	3.32¢/kg	NZT, CCCT, LDCT, UST, CT, PT, COLT, JT, PAT, HNT: Free
0406.90.62	2 00 -	Over access commitment	KGM	245.5% but not less than \$3.53/kg	
	-	Swiss/Emmental and Swiss/Emmental types:			
0406.90.71	-	Within access commitment		3.32¢/kg	NZT, CCCT, LDCT, UST, CT, SLT, PT, COLT, JT, PAT: Free
	10 -	Swiss/Emmental	KGM		
		Samsoe	KGM		
		Jarlberg	KGM		
		Greve	KGM KGM		
0406.90.72	2 00 -	Over access commitment	KGM	245.5% but not less than \$4.34/kg	
	-	Gruyère and Gruyère types:			
0406.90.81	- ا	Within access commitment		3.32¢/kg	NZT, CCCT, LDCT, UST, CT, SLT, PT, COLT, JT, PAT: Free
		Gruyère	KGM KGM		
0406.90.82	2 00 -	Over access commitment	KGM	245.5% but not less than \$5.26/kg	
	-	Other:			
0406.90.91	l -	Havarti and Havarti types, within access commitment		3.32¢/kg	NZT, CCCT, LDCT, UST, CT, PT, COLT, JT, PAT: Free
	10 -	Havarti	KGM		1741.1100
		Havarti types	KGM		
0406.90.92	2 00 -	Havarti and Havarti types, over access commitment	KGM	245.5% but not less than \$4.34/kg	
0406.90.93	3 -	Parmesan and Parmesan types, within access commitment		3.32¢/kg	NZT, CCCT, LDCT, UST, CT, PT, COLT, JT, PAT: Free
	-	Parmesan	KGM KGM		
0406.90.94	1 00 -	Parmesan and Parmesan types, over access commitment	KGM	245.5% but not less than \$5.08/kg	

Tariff Item	ss	Description of Goods	Unit of Meas.	MFN Tariff	Applicable Preferential Tariffs
0406.90.95	5	Romano and Romano types, within access commitment		3.32¢/kg	NZT, CCCT, LDCT, UST, CT, PT, COLT, JT, PAT: Free
		Romano Romano types	KGM KGM		
0406.90.96	00	Romano and Romano types, over access commitment	KGM	245.5% but not less than \$5.15/kg	
0406.90.98	3	Other, within access commitment		3.32¢/kg	NZT, CCCT, LDCT, UST, CT, SLT, PT, COLT, JT, PAT: Free
		Feta	KGM		
		Muenster	KGM		
		Other, of partly skimmed milk	KGM		
		Other, of skimmed milk	KGM		
	90	Other	KGM		
0406.90.99	9 00	Other, over access commitment	KGM	245.5% but not less than \$3.53/kg	
04.07		Birds' eggs, in shell, fresh, preserved or cooked.			
		-Fertilized eggs for incubation:			
0407.11		Of fowls of the species Gallus domesticus			
		Hatching, for broilers:			
0407.11.11	00	Within access commitment	DZN	1.51¢/dozen	CCCT, LDCT, UST, CT, CRT, PT, COLT, JT, PAT: Free
0407.11.12	2 00	Over access commitment	DZN	238% but not less than \$2.91/dozen	
		Other:			
0407.11.91	00	Within access commitment	DZN	1.51¢/dozen	CCCT, LDCT, UST, CT, CRT, PT, COLT, JT, PAT: Free
0407.11.92	2 00	Over access commitment	DZN	163.5% but not less than 79.9¢/dozen	
0407.19.00)	Other		Free	CCCT, LDCT, UST, CT, CRT, PT, COLT, JT, PAT,
		Hatching, of turkeys	DZN DZN		HNT, KRT: Free

Tariff Item	ss	Description of Goods	Unit of Meas.	MFN Tariff	Applicable Preferential Tariffs
		-Other fresh eggs:		,	
0407.21		Of fowls of the species Gallus domesticus			
0407.21.10	0	Within access commitment		1.51¢/dozen	CCCT, LDCT, UST, CT, CRT, PT, COLT, JT, PAT: Free
		White, regular, excluding organic and other specialty, for retail or tableOrganic and other specialty, including free run or range, omega, brown			
	30	and Columbus, for retail or table			
)407.21.20	00 0	Over access commitment	DZN	163.5% but not less than 79.9¢/dozen	
0407.29.00	0 00	Other	DZN	Free	CCCT, LDCT, UST, CT, CRT, PT, COLT, JT, PAT HNT, KRT: Free
0407.90		-Other			
		Of the fowls of the species Gallus domesticus:			
0407.90.11	1 00	Within access commitment	DZN	1.51¢/dozen	CCCT, LDCT, UST, CT, CRT, PT, COLT, JT, PAT: Free
0407.90.12	2 00	Over access commitment	DZN	163.5% but not less than 79.9¢/dozen	
0407.90.90	0 00	Other	DZN	Free	CCCT, LDCT, UST, CT, CRT, PT, COLT, JT, PAT HNT, KRT: Free
04.08		Birds' eggs, not in shell, and egg yolks, fresh, dried, cooked by steaming or by boiling in water, moulded, frozen or otherwise preserved, whether or not containing added sugar or other sweetening matter.			
		-Egg yolks:			
0408.11		Dried			
0408.11.10	00	Within access commitment	KGM	8.5%	CCCT, LDCT, UST, CT, PT, COLT, JT: Free
0408.11.20	00	Over access commitment	KGM	\$6.12/kg	
0408.19		Other			
0408.19.10	00 0	Within access commitment	KGM	6.63¢/kg	CCCT, LDCT, UST, CT, PT, COLT, JT, PAT: Free
0408.19.20	00	Over access commitment	KGM	\$1.52/kg	

Tariff Item SS	Description of Goods	Unit of Meas.	MFN Tariff	Applicable Preferential Tariffs
•	-Other:			
0408.91	Dried			
0408.91.10 00 -	Within access commitment	KGM	8.5%	CCCT, LDCT, UST, CT, PT, COLT, JT: Free
0408.91.20 00 -	Over access commitment	KGM	\$6.12/kg	
0408.99	Other			
0408.99.10	Within access commitment		6.63¢/kg	CCCT, LDCT, UST, CT, PT, COLT, JT, PAT: Free
	Frozen Other	KGM KGM		FI, GOLI, JI, FAI. FIEE
0408.99.20 00 -	Over access commitment	KGM	\$1.52/kg	
0409.00.00	Natural honey.		Free	CCCT, LDCT, GPT, UST, MT, CT, CRT, IT, PT, COLT, JT, PAT, HNT, KRT: Free
	In containers, of a weight of 5 kg or less In containers, of a weight exceeding 5 kg:	KGM		
	Extra white	KGM		
22 -	White	KGM		
	Extra light amber (Golden)	KGM		
	Light amber	KGM		
	Dark amber	KGM		
	Dark	KGM		
29 -	Other	KGM		
0410.00.00 00 I	Edible products of animal origin, not elsewhere specified or included.	KGM	11%	CCCT, LDCT, UST, MT, CT, CRT, IT, PT, COLT, JT, PAT, HNT, KRT: Free AUT: 8.5% NZT: 8.5% GPT: 5%