



# **UNCTAD-MAST Non-tariff Measures (NTM) Classification**

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**28 September 2015**

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# Some big classification groups

Import Measures

Technical Measures

⇒ SPS, TBT

Non-Technical Measures

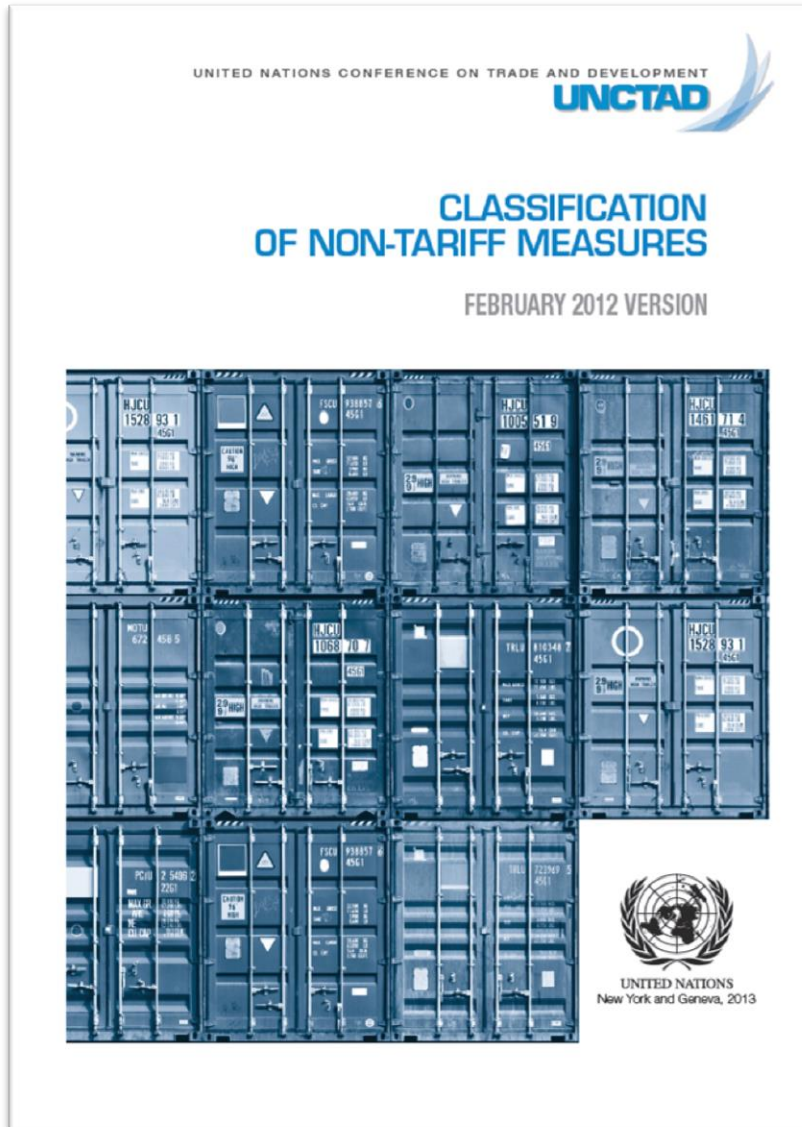
Export Measures

Technical Measures

Non-Technical Measures



# NTM Classification Booklet



UNCTAD - Multi Agency Support Team classification:

FAO, IMF, ITC, OECD, UNCTAD, UNIDO, World Bank, WTO initiated by UNCTAD SG developed NTM classification

The classification has definitions and examples for each measure

<http://unctad.org/ntm>

# The chapters in the classification

|                 |                    |  |
|-----------------|--------------------|--|
| Import measures | Technical Measures | A SPS<br>B TBT<br>C Pre-shipment inspection and other formalities  |
|                 | Non-Technical      | D Contingent trade-protective measures<br>E Non-automatic licenses, quotas, prohibitions, Quantity-control m<br>F Price-control measures, taxes and charges<br>G Financial measures<br>H Measures affecting competition<br>I Trade-related Investment measures |
|                 | Measures           | J Distribution Restrictions<br>K Restrictions on Post-Sales Services<br>L Subsidies<br>M Government Procurement restrictions<br>N Intellectual Property<br>O Rules Of Origin   |
| Export measures |                    | P Export-related Measures  |

# SPS and TBT

|                 |                        |  |
|-----------------|------------------------|--|
| Import measures | Technical Measures     | A SPS<br>B TBT<br>C Pre-shipment inspection and other formalities  |
|                 | Non-Technical Measures | D Contingent trade-protective measures<br>E Non-automatic licenses, quotas, prohibitions, Quantity-control m<br>F Price-control measures, taxes and charges<br>G Financial measures<br>H Measures affecting competition<br>I Trade-related Investment measures |
|                 |                        | J Distribution Restrictions<br>K Restrictions on Post-Sales Services<br>L Subsidies<br>M Government Procurement restrictions<br>N Intellectual Property<br>O Rules Of Origin   |
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# SPS and TBT. Sections 1 to 6 (Regulations)

| <b>A</b> | <b>SPS</b>   | <b>B</b> | <b>TBT</b>   |
|----------|--|----------|--|
| A1       | Prohibitions/restriction   | B1       | Prohibitions/restriction                                       |
| A2       | Tolerance limits for residues and restricted use of substances                                 | B2       | Tolerance limits for residues and restricted use of substances |
| A3       | Labelling, marking and packaging   | B3       | Labelling, marking and packaging                               |
| A4       | Hygienic requirements  | B4       | Production or post-production requirements                     |
| A5       | Treatment for elimination of pests, fumigation, irradiation, etc (e.g. post-harvest treatment) |          |  |
| A6       | Other requirements on production or post-production  | B6       | Product identity requirement                                   |
|          |  | B7       | Product quality or performance requirement                     |
| A8       | Conformity assessment  | B8       | Conformity assessment  |

# SPS and TBT. Sections A8 and B8. Conformity Assessment

| <b>SPS</b> |   | <b>TBT</b> |   |
|------------|---|------------|---|
| <b>A8</b>  | <b>Conformity assessment related to SPS</b> | <b>B8</b>  | <b>Conformity assessment related to TBT</b> |
| A81        | Product registration                        | B81        | Product registration                        |
| A82        | Testing                                     | B82        | Testing                                     |
| A83        | Certification                               | B83        | Certification                               |
| A84        | Inspection                                  | B84        | Inspection                                  |
| A85        | Traceability information requirement        | B85        | Traceability information requirement        |
| A86        | Quarantine                                  |            |   |

# The classification codes.

## Tree structure

### A SANITARY AND PHYTOSANITARY MEASURES

A1 Prohibitions/restrictions of imports for SPS reasons

A2 Tolerance limits for residues and restricted use of substances

(...)

A8 Conformity Assessment related to SPS

A81 Product registration requirement

A82 Testing requirement

A83 Certification requirement

A84 Inspection requirement

A85 Traceability requirement

A851 Origin of materials and parts

A852 Processing history

A853 Distribution and location of products after delivery

A859 Traceability requirements n.e.s.

A86 Quarantine requirement

A89 Conformity assessments related to SPS n.e.s

A9 SPS Measures n.e.s.

### B TECHNICAL BARRIERS TO TRADE

### C PRE-SHIPMENT INSPECTION AND OTHER FORMALITIES

### D CONTINGENT TRADE PROTECTIVE MEASURES

### E NON-AUTOMATIC LICENSING, QUOTAS, PROHIBITIONS ...

### F PRICE CONTROL MEASURES INCLUDING ADDIT. TAXES ...

### G FINANCE MEASURES

### H MEASURES AFFECTING COMPETITION

### I TRADE-RELATED INVESTMENT MEASURES

(...)



## Classification of Non-tariff Measures

- **B6 Product identity requirement**
- Conditions to be satisfied in order to identify a product with a certain denomination (including biological or organic labels).
- **Example:** *In order for a product to be identified as “chocolate”, it must contain a minimum of 30% cocoa.*

## Guidelines to Collect Data on Official Non-tariff Measures

- **“Product identity requirement” (B6)** is used when the regulation sets the conditions that the product should meet to be denominated by a certain name. If it does not comply with those conditions, the product is still allowed to be sold, but under another name.
- **Example:** A product should have a minimum of 80 per cent orange juice to be called “orange juice”. If its content is lower, it may still be imported under the name of “orange drink”.

# SPS: proposed amendment to a measure

- Current measure on SPS  
Inspection covers only inspection carried out in the importing country, leaving the inspection carried out in the exporting country out of the scope of the inspection measure.
- **A84 Inspection requirement**
- Requirement for product inspection in the importing **or the exporting country** required by the importing country. It may be performed by public or private entities. It is similar to testing, but it does not include laboratory testing.
- ***Example: Animals or plant parts must be inspected before entry is allowed.***

# TBT: proposed amendment to a measure

- There are some final product requirements that do not fit under either performance or quality measure. This can be some requirements related to the safety of the product, which you can see in the added example. Or for example a requirement for other TBT reason, such as: Some species of fish should not be smaller than a certain size because of their stock depletion.
- **B7 Product-quality or -performance requirement**
- **Final product** requirements regarding performance (e.g. durability, hardness), quality (e.g. content of defined ingredients) or **other TBT reasons not covered under other measures**.
- **Example:** *Door must resist a certain minimum high temperature. Toys for children under 3 years old shall not contain article smaller than a certain size.*

# TBT: addition of a new measure

- Currently there is no measure under TBT for quotas, so we codify TBT related quotas under B9/B19, which undermines the importance of the quota measure. Need for a separate TBT measure on quotas
- **B14 Quota for TBT reasons**
- Restriction of importation of specified products for TBT reasons, through setting of a maximum quantity or value that is authorized to import  
*Example: No person shall import migratory game birds in excess of the defined limits*

# Export-related measures

## **P6 Export technical measures**

### **P61 Inspection requirement**

### **P62 Certification required by the exporting country**

### **P69 Export technical measures, n.e.s.**

## **P1 Export technical measures for SPS and TBT reasons**

### **P11 Export prohibition for technical reasons**

### **P12 Export quotas for technical reasons**

### **P13 Authorization or permit requirements to export, for technical reasons**

### **P14 Export registration requirements for technical reasons**

### **P15 Production and post-production requirements to export**

### **P16 Requirements on final product characteristics to export**

### **P17 Labelling, marking and packaging requirements**

### **P18 Conformity Assessment for technical reasons**

### **P19 Export technical measures, n.e.s.**

# **P18 Conformity Assessment for technical reasons**

- **P181 Testing requirement**
- **P182 Inspection requirement**
- **P183 Certification required by the exporting country**
- **P189 Conformity Assessment measures, n.e.s.**



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# Other additional export measures

## **P6 Export taxes and charges**

### **P61 Export taxes/duties**

Taxes collected on exported goods by the government of the exporting country: they can be set either on a specific or an ad valorem basis.

***Example:** An export duty on crude petroleum is levied for revenue purposes.*

### **P62 Export charges/fees levied in connection to services provided**

Charges or fees required for the services rendered.

***Example:** Exporters of stimulant raw material shall pay to the national treasury an amount of actual calculated handling fee for the examination of the exporter.*





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# Other additional export measures

## **P7 Requirement to pass through specified port of customs for exports**

Obligation for exports to pass through a designated entry point and/or customs office for inspection/testing, etc.

***Example:*** All animals shall be exported through ports of embarkation that have adequate export inspection facilities.





**THANK YOU!**

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