

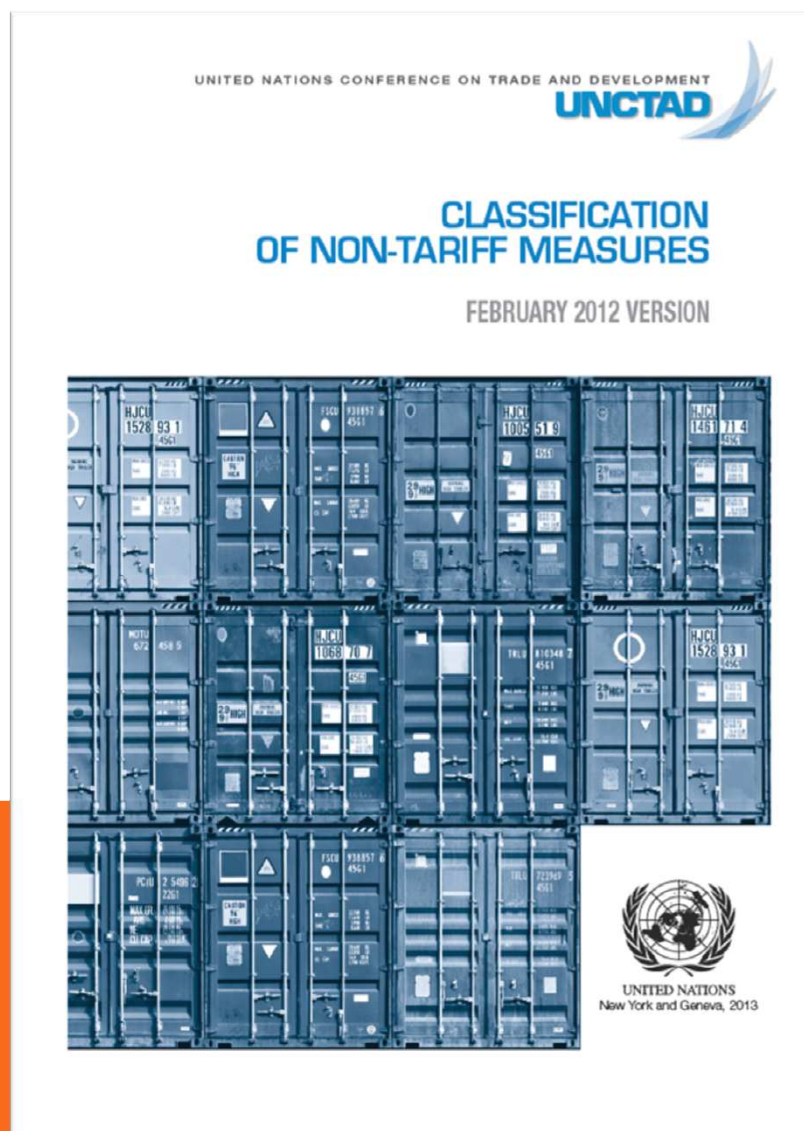
Non-Tariff Measures (NTMs) Classification

**Working Group on
Chapters A to I and P**

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

SPS and TBT

SPS		B	TBT
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

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 ...

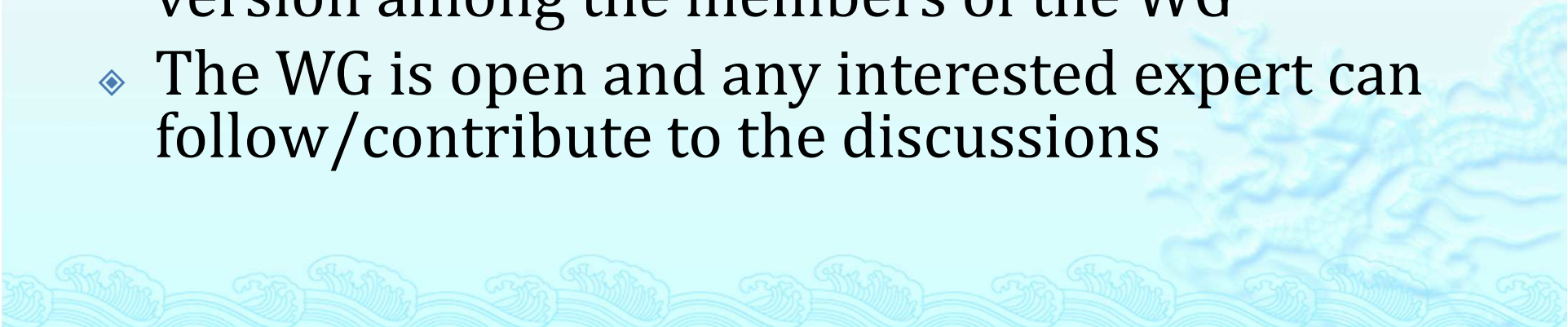
G FINANCE MEASURES

H MEASURES AFFECTING COMPETITION

I TRADE-RELATED INVESTMENT MEASURES

(...)

Working Group (WG) on Chapters A-I and P

- ◆ The Current version of NTMs Classification proved to be effective, though still room for improvement
 - ◆ Since last MAST meeting in September 2015, the proposals for revision of the existing chapter have been discussed among experts who expressed interest in being part of the WG
 - ◆ The version proposed is the initially agreed version among the members of the WG
 - ◆ The WG is open and any interested expert can follow/contribute to the discussions
- 

SPS: proposed amendment to measure A84

Current

A84 Inspection requirement

Requirement for product inspection **in 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.*

Proposed

A84 Inspection requirement

Requirement for product inspection **required by the importing country**. It may be performed by public or private entities. It does not include laboratory testing.

Example: *Animals or plant parts must be inspected before entry is allowed.*

TBT: addition of a new measure

Currently no Measure under TBT for quantitative restrictions, so we codify TBT related quantitative restrictions under B9/B19, which undermines the importance of this measure. Need for a separate TBT measure on quantitative restrictions

B12 Quantitative restrictions 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*

What is the difference between the 3 measures?



A14/B14
Authorization
requirement for
importing certain
products



A15/B15
Authorization for
importers



A81/B81 Product
registration/
approval



TBT: proposed amendment to measure B7

B7 Product-quality, or performance requirement

Conditions to be satisfied in terms of performance (e.g. durability, hardness) or quality (e.g. content of defined ingredients)

Example: Door must resist a certain minimum high temperature.

- ◆ B7 Product-quality, **safety** or performance requirement
- ◆ **Final product** requirements concerning **safety (e.g. fire-resistance)**, performance (**effectiveness in achieving the intended/claimed result**), quality (e.g. content of defined ingredients, durability) 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.***

Proposed revisions in a nutshell

- ◆ Broaden the coverage of the SPS measure A11 to include prohibitions in general
- ◆ Align SPS and TBT measures on Marking
- ◆ Add recordkeeping requirements in the measures on Traceability SPS/TBT
- ◆ Delete the measure E315 on prohibition of products infringing IP rights under chapter E

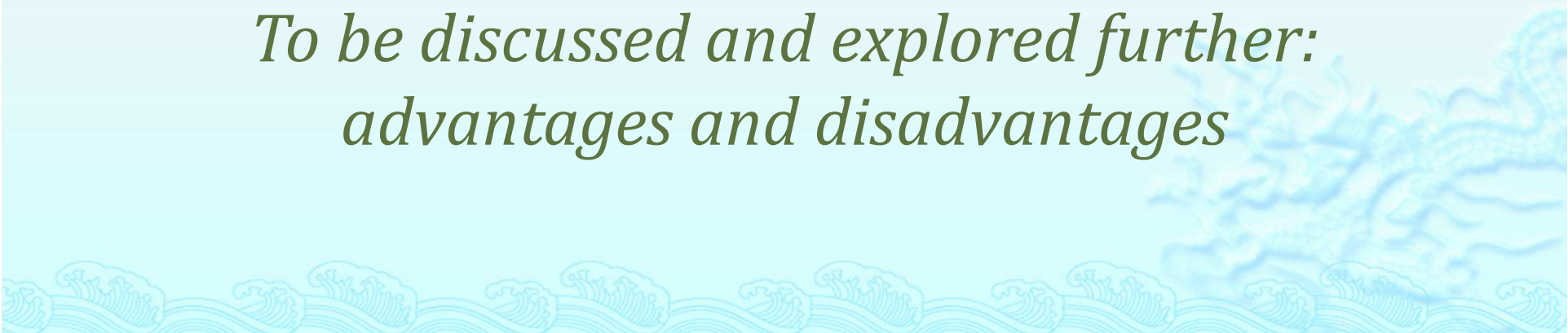
Important question for the Chapter P on Export-related Measures

- ◆ Disaggregate into more detailed measures similar to import chapters?

Or

- ◆ No separate chapter on Export, but ticking whether the measure is import or export measure or both?

*To be discussed and explored further:
advantages and disadvantages*



Proposal: 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 Product quality or performance requirement

P17 Labelling, marking and packaging requirements

P18 Conformity Assessment for technical reasons 

P19 Export technical measures, n.e.s.

Thank you!

