



Non-Tariff Measures Meeting

Geneva, 5 October 2016

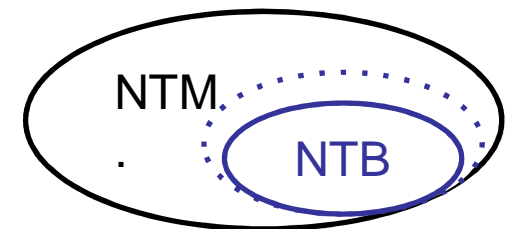
MAST group and PRONTO

Ralf Peters

UNCTAD

Non-Tariff Measures: Broad Range of Policies

- **NTMs:** Policy measures, other than ordinary customs tariffs, that can *potentially* have an economic effect on international trade in goods, changing quantities traded, or prices or both
- Examples:
 - SPS, TBT
 - Quotas, Import licenses, Anti-dumping ...
- NTMs can increase or decrease trade;
No judgment over legitimacy



It all started in 2005 / 2006 ...

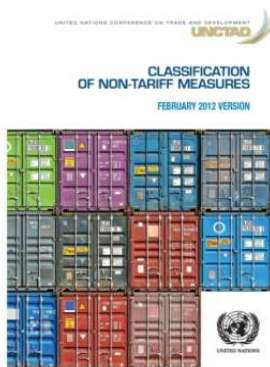
- Group of Eminent Persons on NTBs
- Multi-Agency Support Team (MAST):
FAO, IMF, ITC, OECD, UNCTAD, UNIDO, World Bank, WTO



The Common Language: International Classification of NTMs

- Eight International Organizations (MAST) updated old UNCTAD NTM classification

➔ International Classification of Non-Tariff Measures



Imports	Technical measures	A SANITARY AND PHYTOSANITARY MEASURES B TECHNICAL BARRIERS TO TRADE C PRE-SHIPMENT INSPECTION AND OTHER FORMALITIES
	Non technical measures	D CONTINGENT TRADE-PROTECTIVE MEASURES E NON-AUTOMATIC LICENSING, QUOTAS, PROHIBITIONS AND QUANTITY-CONTROL MEASURES OTHER THAN FOR SPS OR TBT REASONS F PRICE-CONTROL MEASURES, INCLUDING ADDITIONAL TAXES AND CHARGES G FINANCE MEASURES H MEASURES AFFECTING COMPETITION I TRADE-RELATED INVESTMENT MEASURES J DISTRIBUTION RESTRICTIONS K RESTRICTIONS ON POST-SALES SERVICES L SUBSIDIES (EXCLUDING EXPORT SUBSIDIES UNDER P7) M GOVERNMENT PROCUREMENT RESTRICTIONS N INTELLECTUAL PROPERTY O RULES OF ORIGIN
	Exports	P EXPORT-RELATED MEASURES



UNCTAD-MAST NTM Classification

Tree structure – Example

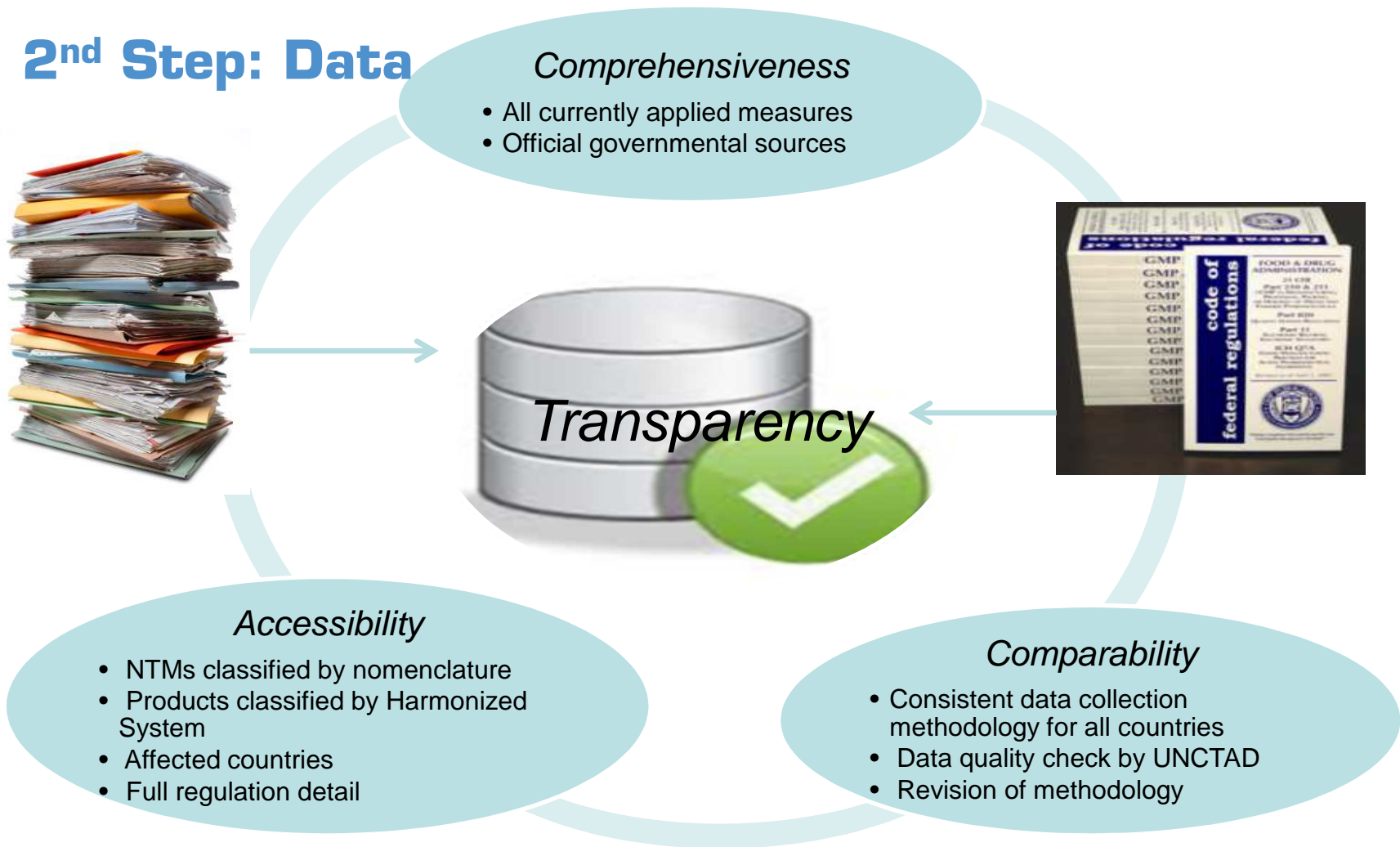
Imports	Technical measures	A SANITARY AND PHYTOSANITARY MEASURES B TECHNICAL BARRIERS TO TRADE C PRE-SHIPMENT INSPECTION AND OTHER FORMALITIES
	Non technical measures	D CONTINGENT TRADE PROTECTIVE MEASURES E NON-AUTOMATIC LICENSING, QUOTAS, PROHIBITIONS AND QUANTITY CONTROL MEASURES OTHER THAN FOR SPS OR TBT REASONS F PRICE-CONTROL MEASURES, INCLUDING ADDITIONAL TAXES AND CHARGES G FINANCE MEASURES H MEASURES AFFECTING COMPETITION I TRADE-RELATED INVESTMENT MEASURES J DISTRIBUTION RESTRICTIONS K RESTRICTIONS ON POST-SALES SERVICES L SUBSIDIES (EXCLUDING EXPORT SUBSIDIES UNDER P7) M GOVERNMENT PROCUREMENT RESTRICTIONS N INTELLECTUAL PROPERTY O RULES OF ORIGIN P EXPORT-RELATED MEASURES
Exports		

- 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 PRICECONTROL MEASURES INCLUDING ADDIT. TAXES ...**
- G FINANCE MEASURES**
- H MEASURES AFFECTING COMPETITION**
- I TRADE-RELATED INVESTMENT MEASURES**

At this level of coding: 177 measures in the classification

And Now? How to improve Transparency or Understanding of NTMs?

2nd Step: Data



Three types of data Not to be mixed or mistaken

1. "Official Measures"

- Requirements enacted within a legal text or regulation issued officially by a country
- Notifications to WTO in this category

2. Survey data

- Complaints from exporters
- Often procedural obstacles to trade (i.e. implementation)

3. Voluntary

- Private standards or international standards



Official NTM data collection

● From here...

...to here

The Gazette of the Democratic Socialist Republic of Sri Lanka
EXTRAORDINARY

අංක 1376/9 - 2005 ජනවාරි 19 වැනි බදාදා - 2005.01.19
No. 1376/9 - WEDNESDAY, JANUARY 19, 2005

(Published by Authority)

PART I : SECTION (I) — GENERAL
Government Notifications

L.D. - B. 11/80 II

FOOD ACT, No. 26 OF 1980

REGULATIONS made by the Minister of Health in consultation with the Food Advisory Committee under No. 26 of 1980.

NIMAL SIRIPAVANA
Minister of Health
Uva Wellas

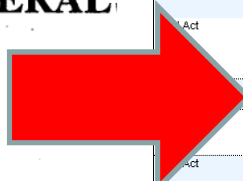
Colombo.
17th January, 2005.

Regulations

01. These Regulations may be cited as " Food (Labelling and Advertising) Regulations 2005. "

02. No person shall sell, offer for sale, expose or keep for sale, transport or advertise for sale, any food container unless such package or container is labelled in accordance with these regulations.

Provided however that, these regulations shall not apply to any package of food if the food is of the national brand requested by the purchaser and is weighed, counted or measured in the presence of the purchaser.



Consumer Affairs Authority Act

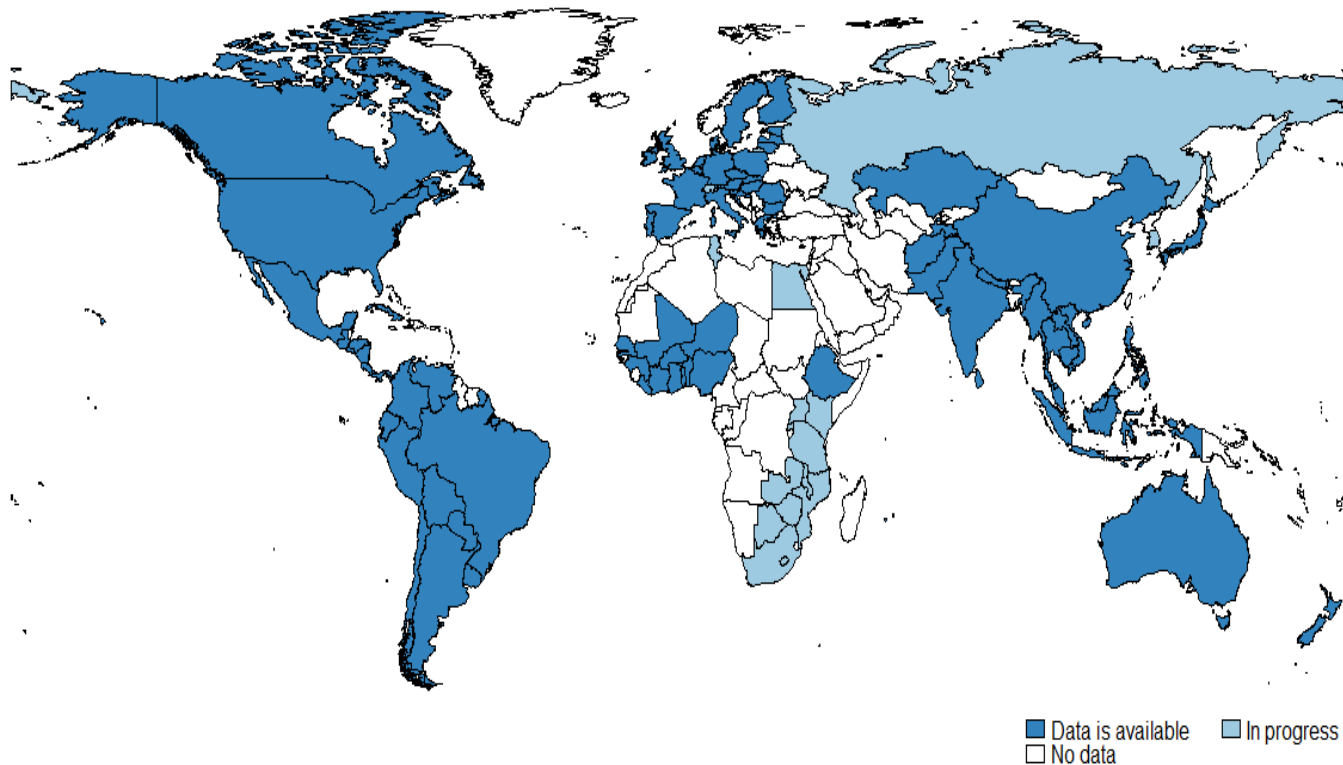
Measures
Enter the list of non-tariff measures you found in the official trade regulations you collected. These must be linked to

Document Title	Regulation Title Short	NTM Code	Measure Implementation Date	Measure Repealed Date	Measure Description	Affected Products Description	Affected Countries
Food Act	Food (Control of import, labelling, and sale of genetically modified foods) Regulation 2006	B14	01/01/2007		Needs to get approval of the Chief Food Authority in order to import	Food products	All countries
Food Act	Food (Control of import, labelling, and sale of genetically modified foods) Regulation 2006	B31	01/01/2007		Labelling Requirements	Food products	All countries
Food Act	Food (Irradiation) Regulations 2005	A31	01/05/2006		Labelling Requirements	Food products that had been treated with irradiation	All countries
Food Act	Food (Irradiation) Regulations 2005	A83	01/05/2006		Certification by the competent authorities of the country of origin that the food has been inspected	Food products that had been treated with irradiation	All countries
Food Act	Food (Irradiation) Regulations 2005	A89	01/05/2006		Documentation that the Food Irradiation Facility concerned is approved, licensed, authorised by the competent national authority of food irradiation	Food products that had been treated with irradiation	All countries
Food Act	Food (Irradiation) Regulations 2005	P62	01/05/2006		Certification by the competent authorities of the country of origin that the food has been inspected	Food products that had been treated with irradiation	All countries
Food Act	Food (Melamine in Milk and Milk Products) Regulations 2010	A22	01/01/2011		Specifying permitted ppm levels of melamine in milk and milk products	Milk and Milk Products	All countries
Food Act	Food (Melamine in Milk and Milk Products) Regulations 2010	A83	01/01/2011		A health certificate required from the National Food Safety Authority of the country of origin that the products conform to the levels of melamine specified	Milk and Milk Products	All countries
Food Act	Food (Packaging materials and articles) Regulation 2010	A32	01/06/2011		Marking requirements - need to print the words "FOR FOOD USE" or any other relevant words or symbols as indicated in the regulation	Food packaging material	All countries
Food Act	Food (Packaging materials and articles) Regulation 2010	A83	01/06/2011		Certification by the manufacturer that the material meets required quality standards	Food packaging material	All countries
Food Act	Food (Packaging materials and articles) Regulation 2010	A22	01/06/2011		Restricted use of certain substances in food packaging material	Food packaging material	All countries
Food Act	Food (Preservations) Regulations	A19	01/01/1991		Prohibited to import, manufacture, sell or distribute food preservatives other than those specified in the regulation & food which has in or upon it any preservative that is permitted by the regulation	Food preservatives	All countries

8

Cover / Sources / Documents / Regulations / Measures / Measures_Affected_Products / Measures_Affected_Countries / Measures_Objectives

NTMs and Transparency: 56 countries and 80 per cent of world trade



This is a joint effort!

Transparency in Trade Initiative: AfDB, ITC, UNCTAD, World Bank

Other partners: ALADI, ERIA, WTO; Donors, please visit unctad.org/ntm


Variables in the database: 67








A	B	E	F	L	M	O	S	T	U	W	Y	Z	AA	AB
Product_ Code	Partial_C Coverage_ Indicati	Document_ Title_ Full	Regulato ry_Agenc y	Regulation _Symbol	Regulatio n_Descri ption	Measure _Referen ce	Measure _Descript ion	NTM_Co de	Measure_ non_discri mination	Affected_ Products _Descript ion	Product_N otes	Affected_ Regions_ _Descripti on	Measure _Objectiv es	
010612		21 CFR 123	Title 21 - Food and Drugs; PART 123—FIS HAND FISHERY PRODUC TS	Food and Drug Administra tion, Departme nt of Health and Human Services	60 FR 65197, Dec. 18, 1995	Hazard Analysis and Critical Control Point	§123.6- 123.8, 123.10, 123.15- 123.28	(a) Hazard analysis. Every processor shall conduct, or have conducted for it, a	A13	Yes	Fish and fishery products	Fish means fresh or saltwater finfish, crustacea ns, other forms of aquatic	World	No objective specified
010612		21 CFR 123	Title 21 - Food and Drugs; PART 123—FIS HAND	Food and Drug Administra tion, Departme nt of	60 FR 65197, Dec. 18, 1995	Requirem ent to keep records	§123.9	(a) General requireme nts. All records required	A852	Yes	Fish and fishery products	Fish means fresh or saltwater finfish, crustacea	World	No objective specified
010612		21 CFR 123	Title 21 - Food and Drugs; PART 123—FIS HAND	Food and Drug Administra tion, Departme nt of	60 FR 65197, Dec. 18, 1995	Sanitary requireme nts during production	§123.11	(a) Sanitation SOP. Each processor should	A13	Yes	Fish and fishery products	Fish means fresh or saltwater finfish, crustacea	World	No objective specified
010612		21 CFR 123	Title 21 - Food and Drugs;	Food and Drug Administra	60 FR 65197, Dec. 18,	Requirem ent on confirmity	§123.12	This section sets forth	A8	Yes	Fish and fishery products	Fish means fresh or	World except from a	No objective specified

Accessing the TRAINS data: e.g. i-tip.unctad.org

TRAINS

The global database on Non-Tariff Measures

Through 
Developed by WTO
Adapted for TRAINS data by
UNCTAD




TRAINS: Non-Tariff Measures (NTMs) based on official regulations

TRAINS NTMs, the global non-tariff measures database, provides comprehensive and systematic information on a broad range of policy instruments that can have an effect on international trade in goods. The information includes traditional trade policy instruments, such as quotas or price controls, as well as regulatory and technical measures that stem from important non-trade objectives related to health and environmental protection (Sanitary and Phytosanitary (SPS) measures and Technical Barriers to Trade (TBT)). The objective of the database is to increase transparency and understanding about trade regulations and trade control measures.


The measures have been retrieved from official sources, mainly national trade laws and regulations. Measures are classified according to the [International Classification of NTMs](#) and affected products are classified at the most detailed level of the [Harmonized Commodity Description and Coding System \(HS\)](#). The global data collection, a joint effort by UNCTAD, AfDB, ALADI, ERIA, ITC, the World Bank and WTO, follows the [UNCTAD's Guidelines for NTMs data collection](#).

Choose one of the following options:



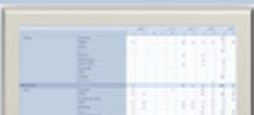
TABLES by PRODUCTS

- Look at the incidence of NTMs by HS sections and chapters, and by country imposing the measure.
- See individual measures by simply clicking on any number in the tables!
- This option does not allow a selection of products.



TABLES by MEASURE

- Look at the incidence of NTMs by country imposing the measure.
- This option does not allow a selection of products.



TABLES by MEMBERS

- Look at the incidence of NTMs by WTO member and geographical regions.
- See individual measures by simply clicking on any number in the tables!

ABOUT

- [How To](#)
- [Available Countries](#)
- [Methodology](#)
- [Map of the Application](#)
- [Classification used in the application](#)
- [Partners and Donors](#)

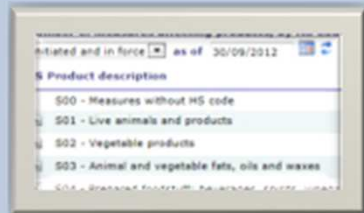
WHAT'S NEW

- [TPP Project](#)
- [APEC Project](#)
- [ASEAN Project](#)

Contact us: tab@unctad.org

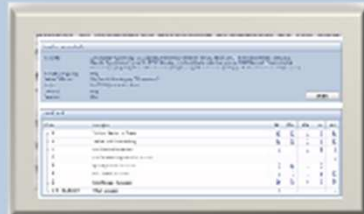
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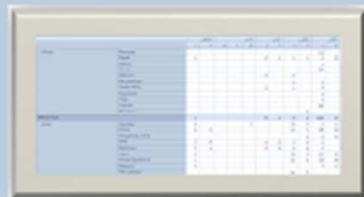
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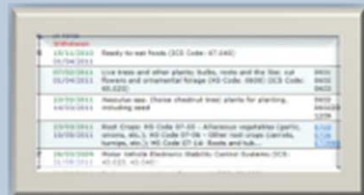
TABLES by MEASURE

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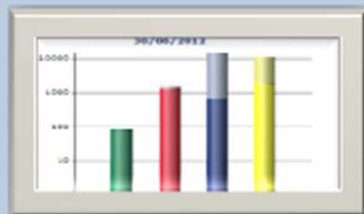
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DETAILED QUERY

- Select any combination of the five criteria: type of NTM, dates, country imposing, country affected, and product. Get tabular listing of NTMs.
- Drill down for additional details.
- Export summary and detailed NTM information.



ANALYSIS

- You can see and select stocks or flows of Non-Tariff Measures (NTMs), by type of measure.
- See individual measures by simply clicking on any bar in the graphs!
- This option does not allow the selection of country or product affected.

Accessing the TRAINS data: e.g. i-tip.unctad.org

Available search criteria

Product(s) affected by the measure

Full text search on member provided product description (comma separated, max. 5):

OR AND

HS based search:

Products available:

Version: 1.0

Section:

- All
- 01 LIVE ANIMALS
- 02 MEAT AND EDIBLE MEAT OFFAL
 - 0201 Meat of bovine animals, fresh or chilled.
 - 020110 - Carcasses and half-carcasses ■ ■ ■ ■ ■
 - 020120 - Other cuts with bone in ■ ■ ■ ■ ■
 - 020130 - Boneless ■ ■ ■ ■ ■
 - 0202 Meat of bovine animals, frozen.

No selection = Any

Member(s) imposing the measure

Partner(s) affected by the measure

Measures

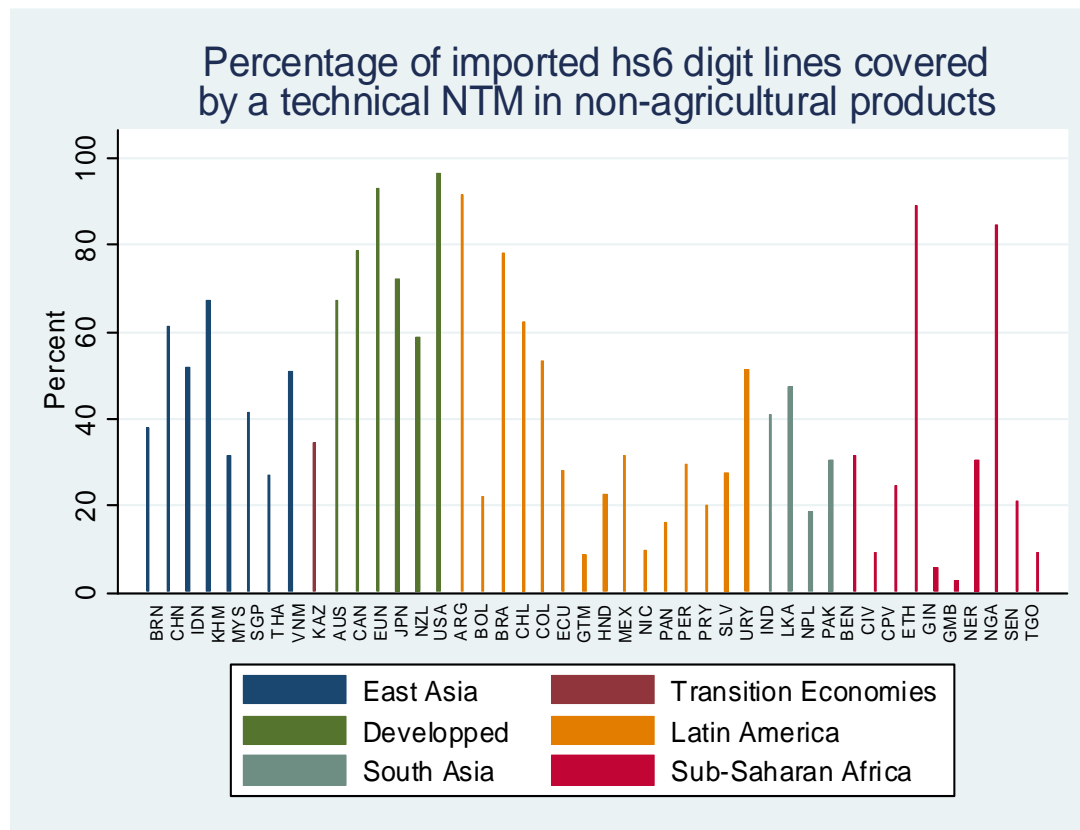
Date(s)

Descriptive data analysis: Frequency Ratio



User Guide coming in November 2016

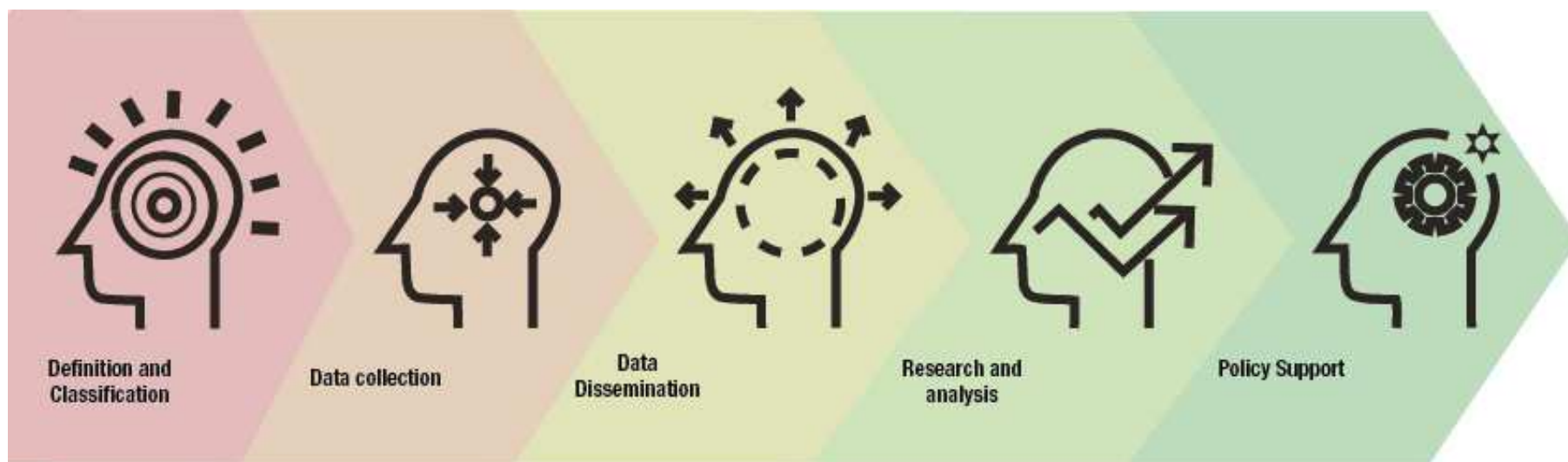
Researcher file Stata coming in November 2016



Source: UNCTAD TRAINS database

Classification and Data is just the beginning ...

The UNCTAD Programme on Non-Tariff Measures and Regulatory Policies



To increase transparency and understanding of trade control measures and regulations for policies to better promote sustainable development

UNCTAD
PROSPERITY FOR ALL

www.unctad.org

Find out more about MAST
unctad.org/ntm



UNITED NATIONS
UNCTAD