

# WORLD TRADE ORGANIZATION

G/TBT/28  
5 February 2010

(10-0646)

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## Committee on Technical Barriers to Trade

### FIFTEENTH ANNUAL REVIEW OF THE IMPLEMENTATION AND OPERATION OF THE TBT AGREEMENT

#### Note by the Secretariat<sup>1</sup>

1. The Committee on Technical Barriers to Trade<sup>2</sup> (the Committee) will conduct its Fifteenth Annual Review of the Implementation and Operation of the TBT Agreement under Article 15.3 at its next meeting on 24-25 March 2010. This document contains information on developments in the Committee relating to the implementation and operation of the TBT Agreement from 1 January to 31 December 2009.

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<sup>1</sup> This document has been prepared under the Secretariat's own responsibility and is without prejudice to the position of Members and to their rights and obligations under the WTO.

<sup>2</sup> For general information on membership and documentation in the TBT Committee during the period of review, see Annexes A and B.

## I. MEETINGS OF THE COMMITTEE

2. The Committee, pursuant to Article 13.1 of the TBT Agreement and to the Rules of Procedure, elected Mr. Ami Levin (Israel) as its Chairperson for the year 2009-2010.

3. Three meetings were held in 2009 (18-19 March, 25-26 June and 5-6 November 2009).<sup>3</sup> At these meetings, the Committee's attention was drawn to new or revised statements on implementation and administration of the Agreement, submitted under Article 15.2. In 2009, one Member submitted a new statement under Article 15.2, while four issued revisions to existing statements.<sup>4</sup>

4. Seventy-five specific trade concerns, forty seven of which were new concerns, were brought to the attention of the Committee with regard to the potential adverse trade effects of the measures, or possible inconsistency with the Agreement.<sup>5</sup>

5. During the review period, the Committee continued the exchange of experiences on issues arising from the Fourth Triennial Review of the Operation and Implementation of the Agreement under Article 15.4 (G/TBT/19), namely: good regulatory practice, conformity assessment procedures, transparency, technical assistance and special and differential treatment.

6. On 16-17 March 2009, the TBT Committee held a Workshop on the Role of International Standards in Economic Development.<sup>6</sup> The Workshop included the following sessions: the economics of standardization, case studies on the use of international standards, efforts to build capacity for standardization in developing countries, and the identification of key challenges.

7. At its meeting on 18-19 March 2009, the Committee adopted its report of the Fourteenth Annual Review of the Implementation and Operation of the TBT Agreement under Article 15.3 (G/TBT/25). At the same meeting, the Committee carried out the Fourteenth Annual Review of the Code of Good Practice for the Preparation, Adoption and Application of Standards. This work was based on the following background documents: a list of standardizing bodies that have accepted the Code in the period under review (G/TBT/CS/1/Add.15), a list of standardizing bodies that have accepted the Code since 1 January 1995 (G/TBT/CS/2/Rev.16) and the Fourteenth Edition of the WTO TBT Standards Code Directory prepared by the ISO/IEC Information Centre.

8. As mandated under Article 15.4 of the TBT Agreement, the Committee adopted its Fifth Triennial Review Report (G/TBT/26) at the 5-6 November TBT Committee meeting.<sup>7</sup> The Report sets out substantive work in the following five areas: good regulatory practice, conformity assessment procedures, standards, transparency, technical assistance, and the operation of the Committee.

9. Also at its 5-6 November 2009 meeting, the Committee carried out the Eighth Annual Transitional Review mandated in the Protocol of Accession of the People's Republic of China (G/TBT/27).

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<sup>3</sup> G/TBT/M/47, G/TBT/M/48 and G/TBT/M/49.

<sup>4</sup> The full list of statements of Members having submitted a statement on implementation and administration of the TBT Agreement under Article 15.2 (since January 1995) is contained in document G/TBT/GEN/1/Rev.9. The new statement was received from Ecuador (G/TBT/2/Add.101). Viet Nam (G/TBT/2/Add.98/Rev.1), Egypt (G/TBT/2/Add.34/Rev.1), Colombia (G/TBT/2/Add.18/Rev.3) and Indonesia (G/TBT/2/Add.3/Rev.3) submitted revisions to their statements.

<sup>5</sup> A list of the specific trade concerns raised in 2009 is contained in Annex C. A compilation of specific trade concerns raised in the TBT Committee since 1995 can be found in document G/TBT/GEN/74/Rev.4.

<sup>6</sup> Summary Report, G/TBT/W/310.

<sup>7</sup> The reports of the previous four reviews are contained in documents G/TBT/5, G/TBT/9, G/TBT/13 and G/TBT/19. Document G/TBT/1/Rev.9 contains the ninth revision of the compilation of the TBT Committee's Decisions and Recommendations.

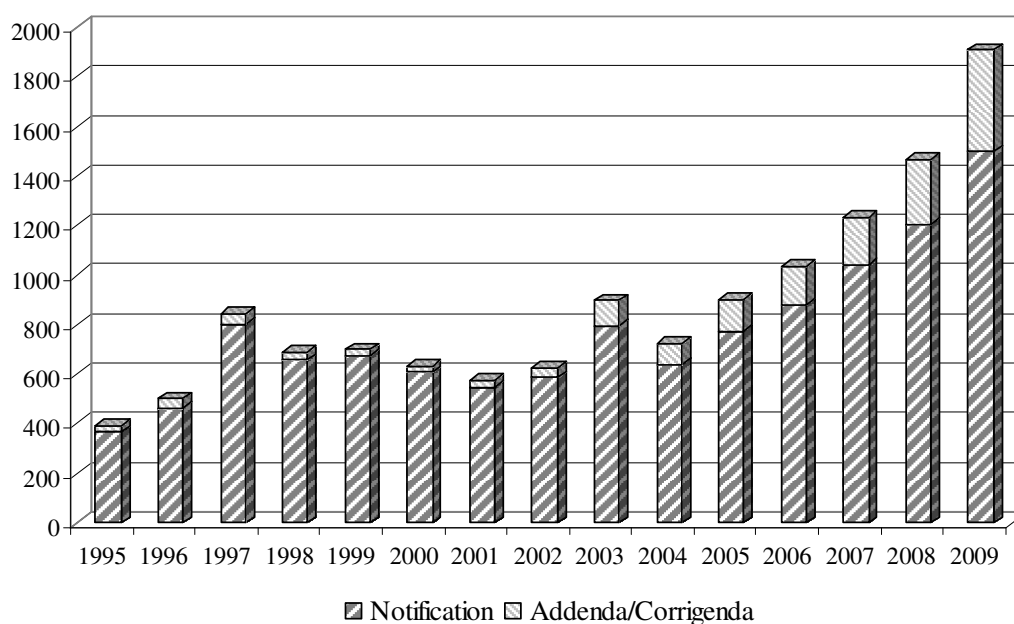
10. During the reporting period, representatives of Codex, IEC, ISO, ITC, UNECE and UNIDO updated the Committee on activities relevant to the work of the TBT Committee, including on technical assistance.

## II. TRANSPARENCY PROCEDURES<sup>8</sup>

### (i) Notifications of technical regulations and conformity assessment procedures

11. In 2009, Members submitted 1,490 new notifications (including revisions) of technical regulations and conformity assessment procedures along with 401 addendum/corrigenda to notifications.<sup>9</sup> Since the entry into force of the Agreement on 1 January 1995, up to 31 December 2009, 11,564 notifications and 1,576 addendum/corrigenda to these notifications have been made by 110 Members.

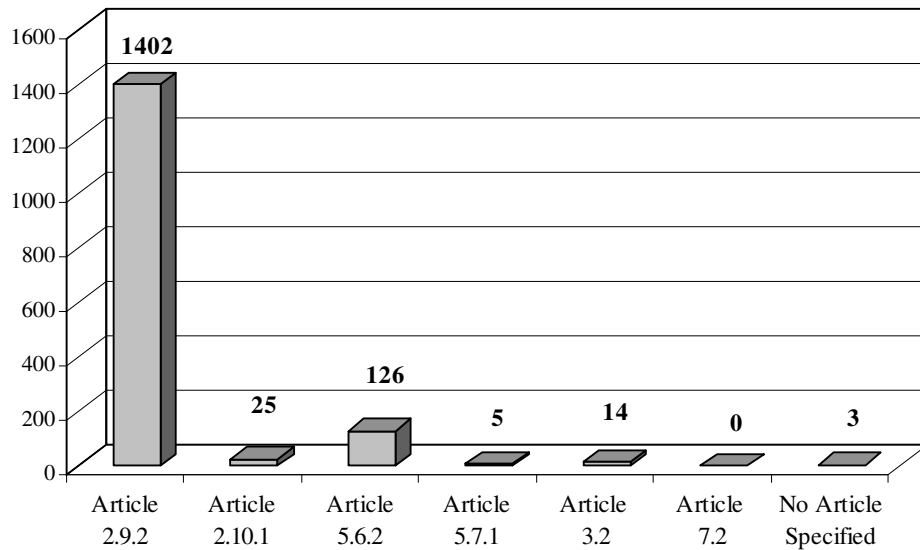
**Figure 1: Number of TBT Notifications since 1995**



<sup>8</sup> The data for the graphs in this section are drawn from the tables in Annexes D and E.

<sup>9</sup> Monthly summaries of TBT notifications for 2009 are contained in documents G/TBT/GEN/N/95-106.

**Figure 2: Notifications in 2009 by Article<sup>10</sup>**



12. Among the 1,490 notifications received in 2009, the following objectives were mentioned by Members: protection of human health or safety; prevention of deceptive practices; quality requirements; protection of the environment; adoption of new technology; protection of animal or plant life or health; harmonization; consumer information and labelling; cost saving and increasing productivity; trade facilitation; and national security requirements. A total of 702 notifications referred to more than one objective and six notifications did not specify any objective (see table 1).

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<sup>10</sup> 76 notifications indicated more than one article.

**Table 1: Notifications in 2009 by Objective<sup>11</sup>**

<b>Objective</b>	<b>Number of Notifications</b>	<b>Share of Total</b>
Protection of human health or safety	1032	45.8%
Prevention of deceptive practices and consumer protection	410	18.2%
Quality requirements	226	10.0%
Protection of environment	180	8.0%
Lowering or removal of trade barriers	98	4.4%
Adoption of new domestic law and technology	86	3.8%
Protection of animal or plant life or health	56	2.5%
Harmonization	49	2.2%
Consumer information, labelling	42	1.9%
Cost saving and increasing productivity	34	1.5%
Trade facilitation	24	1.1%
National security requirements	8	0.4%
Not specified	6	0.3%
Others	0	0.0%

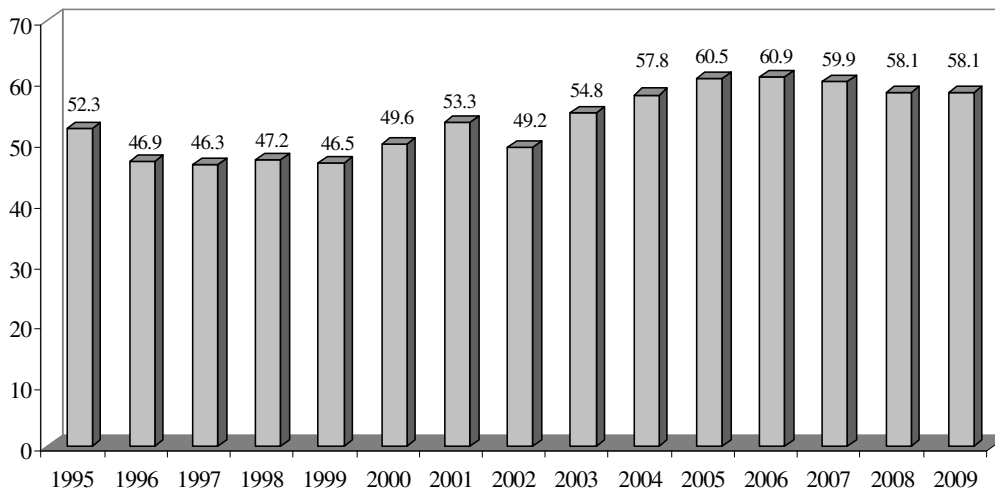
13. In 1995, the Committee recommended that the normal time-limit for presentation of comments on notified technical regulations and conformity assessment procedures should be 60 days. Moreover, it was recommended that any Member able to provide a time limit beyond 60 days, such as 90 days, was encouraged to do so.<sup>12</sup> In 2009, Members allowed an average of 58.1 days for comments while 153 notifications either did not specify a comment period, stated it as non applicable, or had a comment period which had lapsed. Figure 3 shows the average time allowed for comments since 1995.

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<sup>11</sup> 702 notifications referred to two or more objectives.

<sup>12</sup> G/TBT/1/Rev.9, page 18.

**Figure 3: Average Number of Days Allowed for Comments since 1995**



(ii) *Notifications under Article 10.7*

14. In 2009, no new notifications were made under Article 10.7 regarding agreements on issues related to technical regulations, standards or conformity assessment procedures. Since entry into force of the TBT Agreement, Members have submitted 125 notifications under Article 10.7 along with 6 corrigenda to these.

(iii) *Notifications under the Code of Good Practice*

15. In 2009, five standardizing bodies from five Members notified their acceptance of the Code of Good Practice (Viet Nam, Namibia, Former Yugoslav Republic of Macedonia, Cyprus, and Cameroon).<sup>13</sup> Since the entry into force of the Agreement and up until December 2009, 162 standardizing bodies from 122 Members have adhered to the Code.<sup>14</sup> Document G/TBT/CS/2/Rev.16 contains the list, by Member, of standardizing bodies that have accepted the Code since 1 January 1995 up until January 2010. The ISO/IEC Information Centre has prepared the Sixteenth Edition of the WTO TBT Standards Code Directory which lists all standardizing bodies that have notified their acceptance of the Code together with the addresses of these standardizing bodies and information related to the availability of their work programmes.

(iv) *Means of access to additional information relevant to transparency*

16. The following is a list of sources where relevant information can be found:

- (a) Information on publications used to announce that work is proceeding on draft technical regulations and conformity assessment procedures under Articles 2.9.1 and 5.6.1 of the Agreement, and publications in which the final texts are published under

<sup>13</sup> G/TBT/CS/N/175-179.

<sup>14</sup> Notifications of acceptance of the Code by standardizing bodies of Members are contained in documents G/TBT/CS/N/1-179. A list of standardizing bodies having accepted the Code of Good Practice in 2009 is contained in document G/TBT/CS/1/Add.15. In addition, standardizing bodies from eight WTO observers - Algeria (2003), Azerbaijan (2009), Belarus (2001), Bosnia and Herzegovina (1997), Kazakhstan (2006), Lebanon (2008), Libyan Arab Jamahiriya (2009), Montenegro (2007), Serbia (2005) and Ukraine (1996) - have already notified to the ISO/IEC Information Centre their acceptance of the Code of Good Practice.

Articles 2.11 and 5.8 is contained in document G/TBT/2 and addenda. A list of official publications in relation to technical regulations, conformity assessment procedures and standards is contained in document G/TBT/GEN/39/Rev.4.

- (b) The list of WTO TBT Enquiry Points under Articles 10.1 and 10.3 is contained in document G/TBT/ENQ/36. The addresses of Enquiry Points are also available on the TBT Website<sup>15</sup> and the TBT Information Management System (TBT IMS).<sup>16</sup>
- (c) In addition to the usual means of distribution, TBT notifications are also circulated through an automatic mailing list, once a week in the original language.<sup>17</sup> All TBT notifications can also be found on the TBT IMS.

(v) *Specific Trade Concerns*

17. Since its first meeting, Members have used the TBT Committee as a forum to discuss issues related to specific measures (technical regulations, standards or conformity assessment procedures) maintained by other Members. These are referred to as "specific trade concerns" and relate variously either to proposed measures notified to the TBT Committee in accordance with the notification requirements in the Agreement, or to measures currently in force. Committee meetings, or informal discussions between Members held in the margins of such meetings, afford Members opportunity to review trade concerns in a bilateral or multilateral setting and to seek further clarification. Members regularly discuss follow-up in the Committee. In 2009, 75 specific trade concerns were raised (see Annex C, below); Figure 4 illustrates the number of specific trade concerns discussed each year since 1995 (new and previously raised).<sup>18</sup>

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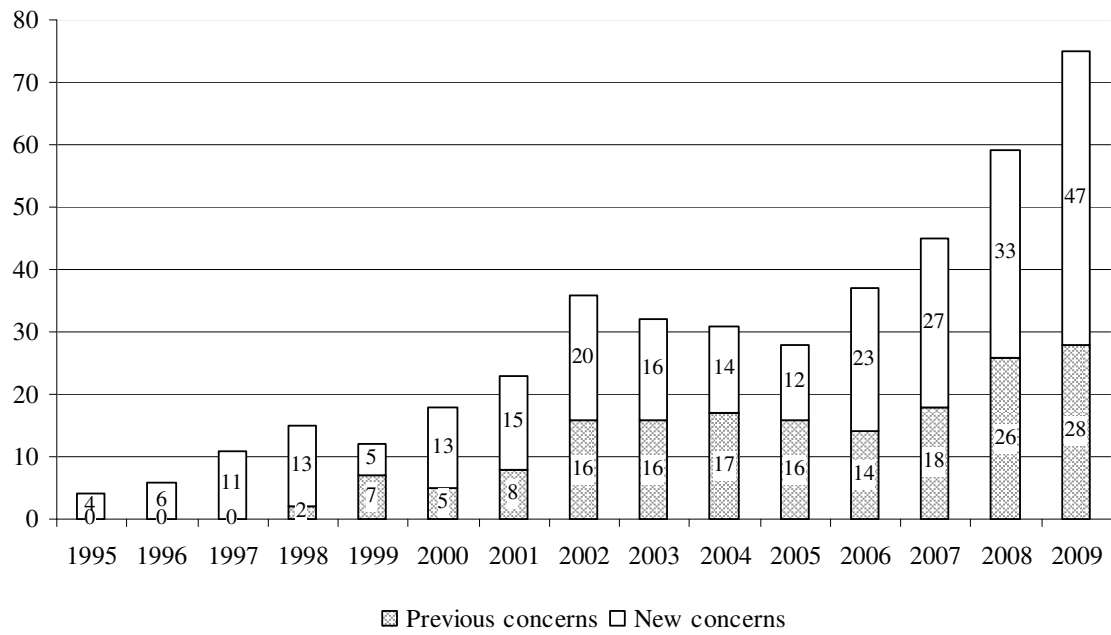
<sup>15</sup> See [http://www.wto.org/english/tratop\\_e/tbt\\_e/tbt\\_enquiry\\_points\\_e.htm](http://www.wto.org/english/tratop_e/tbt_e/tbt_enquiry_points_e.htm).

<sup>16</sup> See <http://tbtims.wto.org>.

<sup>17</sup> Interested persons can subscribe to the mailing list at: [http://www.wto.org/english/tratop\\_e/tbt\\_e/tbt\\_mailing\\_list\\_e.htm](http://www.wto.org/english/tratop_e/tbt_e/tbt_mailing_list_e.htm).

<sup>18</sup> More detail on specific trade concerns raised in the TBT Committee is contained in document G/TBT/GEN/74/Rev.4, dated 23 December 2009.

**Figure 4: Number of specific trade concerns raised per year**





### III. TECHNICAL ASSISTANCE AND SPECIAL AND DIFFERENTIAL TREATMENT<sup>19</sup>

#### (i) *Regional Workshops*

18. In 2009, the Secretariat organized two regional workshops: one in Mauritius, for English-speaking African countries<sup>20</sup>, and the other in Viet Nam for Asian Economies<sup>21</sup>.

19. The programmes of these workshops were designed to assist participating economies from the different Regions to consolidate knowledge of the principles and disciplines of the TBT Agreement. The workshops also introduced participants to work and discussions in the TBT Committee, with a view to promoting a more effective participation of the various regions in the Committee's work. The workshops also provided a forum for participants to share experiences with respect to technical barriers to trade and implementation of the Agreement. Several observer organizations in the TBT Committee, such as the Codex Alimentarius Commission, the International Electrotechnical Commission (IEC), the International Organization for Standardization (ISO), and the United Nations Industrial Development Organization (UNIDO) participated the workshops.<sup>22</sup> In addition, experts from Members were invited to share experiences with respect to the implementation of the Agreement and the work of the Committee.<sup>23</sup> Co-operation was also received from regional partners: for instance, the Southern African Development Community (SADC) Secretariat provided inputs to the workshop for English-speaking African countries held in Mauritius.

#### (ii) *National Workshops*

20. In response to requests received from individual Members, a national workshop was held in Jordan on the 24-25 February 2009. Training on the TBT Agreement was also provided in a joint SPS/TBT workshop in Oman on the 24-25 March 2009. These workshops aimed at promoting a better understanding of the rights and obligations under the TBT Agreement and at addressing issues of specific interest to these Members.

#### (iii) *E-training*

21. Four e-training courses on the TBT Agreement were held in 2009.<sup>24</sup> These online courses were addressed to government officials from developing country Members and Observers and covered all aspects of the TBT Agreement.<sup>25</sup>

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<sup>19</sup> A complete list of 2009 TBT-related technical assistance activities undertaken by the Secretariat is contained in Annex G. Detailed information, including programmes of the activities, lists of participants and presentations delivered is posted on [http://www.wto.org/english/tratop\\_e/tbt\\_e/tbt\\_act\\_list\\_activ\\_e.htm](http://www.wto.org/english/tratop_e/tbt_e/tbt_act_list_activ_e.htm)

<sup>20</sup> Botswana, Egypt, Gambia, Ghana, Kenya, Lesotho, Malawi, Mauritius, Mozambique, Namibia, Nigeria, Rwanda, Sierra Leone, South Africa, Swaziland, Tanzania, Uganda, Zambia, Zimbabwe (WTO Members); and Eritrea, Ethiopia, Liberia, Libya, Seychelles, Somalia and Sudan (WTO Observers) were invited.

<sup>21</sup> Bangladesh, , Brunei Darussalam, Cambodia, China, Hong Kong China, India, Indonesia, Korea (Rep. of), Lao, People's Democratic Rep of, Macao (China), Malaysia, Maldives, Mongolia, Myanmar, Nepal, Pakistan, Philippines, Singapore, Sri Lanka, Chinese Taipei, Thailand and Viet Nam (WTO Members); and Bhutan and People's Democratic Rep of Lao (WTO Observers) were invited.

<sup>22</sup> IEC and ISO participated in the Viet Nam workshop. UNIDO participated in the Mauritius and Viet Nam workshops. Codex participated in the Mauritius workshop.

<sup>23</sup> Experts from the European Union and South Africa participated in the Mauritius workshop. Experts from China, the European Union and the United States participated in the Viet Nam workshop.

<sup>24</sup> Two of these were held in English, one in French and the other in Spanish.

<sup>25</sup> In total, 591 participants from 93 WTO Members and Observers successfully completed TBT e-training courses in 2009.

(iv) *Trade Policy Courses*

22. TBT training was also provided in the trade policy courses organized by the WTO Secretariat, both Geneva-based and regional. Training sessions on the TBT Agreement were organized in the regional trade policy courses held in Colombia for Latin America, Singapore for Asia, Swaziland for English-speaking African countries and Benin for French-speaking African countries. Other technical assistance activities include the Geneva-based Workshop on the Role of International Standards in Economic Development (see paragraph 6, above).<sup>26</sup>

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<sup>26</sup> Participation of 70 officials from developing country Members was sponsored through the WTO Global Trust Fund.

**IV. DISPUTES INVOLVING PROVISIONS OF THE TBT AGREEMENT**

23. The state of play during the year 2009 with regard to disputes that have involved provisions of the TBT Agreement is summarized below.

Case #	Case Name	Complaint By	State of Play	TBT Articles Invoked
<b>1. Panel and Appellate Body proceedings 2009</b>				
<b>DS386</b>	United States – Certain Country of Origin Labelling Requirements	Mexico	<p>On 22 December 2008, Mexico requested consultations with the United States concerning the mandatory country of origin labelling (COOL) provisions in the Agricultural Marketing Act of 1946, as amended by the Farm, Security and Rural Investment Act of 2002 and the Food, Conservation and Energy Act of 2008, and as implemented through the regulations published as 7 CFR Parts 60 and 65 (WT/DS386/1).</p> <p>At its meeting on 19 November 2009, the DSB established a single panel pursuant to Article 9.1 of the DSU, to examine this dispute and dispute DS384. Argentina, Australia, Canada, China, Colombia, India, Japan, Korea, Peru and New Zealand reserved their third-party rights. Subsequently, Brazil, the European Communities, Guatemala and Chinese Taipei reserved their third-party rights.</p>	2, 12
<b>DS384</b>	United States – Certain Country of Origin Labelling (COOL) Requirements	Canada	<p>On 4 December 2008, Canada requested consultations with the United States concerning the mandatory country of origin labelling (COOL) provisions in the Agricultural Marketing Act of 1946 as amended by the 2008 Farm Bill (Food, Conservation and Energy Act, 2008) and as implemented through the Interim Final Rule of 28 July 2008 (WT/DS384/1).</p> <p>At its meeting on 19 November 2009, the DSB established a single panel pursuant to Article 9.1 of the DSU, to examine this dispute and dispute DS386. Argentina, Australia, China, Colombia, India, Japan, Korea, Mexico, Peru and New Zealand reserved their third-party rights. Subsequently, Brazil, the European Communities, Guatemala and Chinese Taipei reserved their third-party rights.</p>	2
<b>DS381</b>	United States – Measures concerning the Importation, Marketing and Sale of Tuna and Tuna Products	Mexico	<p>On 24 October 2008, Mexico requested consultations with the United States in relation to certain measures taken concerning the importation, marketing and sale of tuna and tuna products. The measures include: United States Code, Title 16, Section 1385 ("Dolphin Protection Consumer Information Act"); Code of Federal Regulations, Title 50, Section 216.91 ("Dolphin-safe labeling standards") and Section 216.92 ("Dolphin-safe requirements for tuna harvested in the ETP [Eastern Tropical Pacific Ocean] by large purse seine vessels"); The ruling in <i>Earth Island Institute v. Hogarth</i>, 494 F.3d 757 (9th Cir. 2007) (WT/DS381/1).</p> <p>At its meeting on 20 April 2009, the DSB established a panel. Argentina, Australia, China, Ecuador, the European Communities, Guatemala, Japan, Korea, New Zealand, Chinese Taipei and Turkey reserved their third-party rights. Brazil, Canada, Thailand and Venezuela subsequently reserved their third-party rights. On 14 December 2009, the panel was composed.</p>	2, 5, 6 and 8

Case #	Case Name	Complaint By	State of Play	TBT Articles Invoked
<b>2. Requests for consultations in 2009</b>				
<b>DS401</b>	European Communities – Measures Prohibiting the Importation and Marketing of Seal Products	Norway	On 5 November 2009, Norway requested consultations with the European Communities concerning Regulation (EC) No. 1007/2009 of the European Parliament and of the EC Council of 16 September 2009 on trade in seal products, and subsequent related measures.	2.1 and 2.2
<b>DS400</b>	European Communities – Measures Prohibiting the Importation and Marketing of Seal Products	Canada	On 2 November 2009, Canada requested consultations with the European Communities concerning Regulation (EC) No. 1007/2009 of the European Parliament and of the EC Council of 16 September 2009 on trade in seal products, and subsequent related measures.	2.1 and 2.2
<b>2. Pending Consultations</b>				
<b>DS369</b>	European Communities – Certain Measures Prohibiting the Importation and Marketing of Seal Products	Canada	On 1 October 2007, Canada requested consultations with the European Communities concerning certain measures taken by Belgium and the Netherlands regarding the importation, transportation, manufacturing, marketing, and sale of seal products (WT/DS369/1).	2.1 and 2.2
<b>DS279</b>	India – Import Restrictions Maintained under the Export and Import Policy 2002-2007	European Communities	On 23 December 2002, the European Communities requested consultations with India concerning import restrictions maintained by India under its Export and Import Policy 2002-2007 with respect to particular products of concern to the European Communities (WT/DS279/1).  On 17 January 2003, the United States requested to join the consultations (WT/DS279/2) and on 31 January 2003, India accepted this request (WT/DS279/3).	2.1 and 2.2
<b>DS263</b>	European Communities – Measures Affecting Imports of Wine	Argentina	On 4 September 2002, Argentina requested consultations with the European Communities regarding several EC regulations and other mandatory provisions on oenological practices and on trade in wine (WT/DS263/1).	2 and 12
<b>DS233</b>	Argentina – Measures Affecting the Import of Pharmaceutical Products	India	On 25 May 2001, India requested consultations with Argentina concerning Argentina's Law No. 24.766 and Decree No. 150/92 (WT/DS233/1).	2 (especially 2.2), 5 (especially 5.1 and 5.2) and 12
<b>DS203</b>	Mexico – Measures Affecting Trade in Live Swine	United States	On 10 July 2000, the United States requested consultations with Mexico in respect of Mexico's 20 October 1999 definitive anti-dumping measure on live swine for slaughter (merchandise classified under tariff classification 0103.92.99 of the General Import Law) exported from the United States, independently from the country of origin, and actions by Mexico in the conduct of the anti-dumping investigation resulting in that measure (WT/DS203/1).	2 and 5

Case #	Case Name	Complaint By	State of Play	TBT Articles Invoked
DS144	United States – Certain Measures Affecting the Import of Cattle, Swine and Grain from Canada	Canada	On 25 September 1998, Canada requested consultations with the United States in respect of certain measures, imposed by the US state of South Dakota and other states, prohibiting entry or transit to Canadian trucks carrying cattle, swine, and grain (WT/DS144/1).	2, 3, 5 and 7
DS137	European Communities – Measures Affecting Imports of Wood of Conifers from Canada	Canada	On 17 June 1998, Canada requested consultations with the European Communities in respect of certain measures concerning the importation into the EC market of wood of conifers from Canada. The measures include, but are not limited to, Council Directive 77/93, of 21 December 1976, as amended by Commission Directive 92/103/EEC, of 1 December 1992, and any relevant measures adopted by EC Member states affecting imports of wood of conifers from Canada into the European Communities (WT/DS137/1).	2
DS134	European Communities – Measures Affecting Import Duties on Rice	India	On 28 May 1998, India requested consultations with the European Communities in respect of the restrictions allegedly introduced by an EC Regulation establishing a so-called cumulative recovery system (CRS), for determining certain import duties on rice, with effect from 1 July 1997 (WT/DS134/1).	2, in particular 2.1 and 2.2
DS100	United States – Measures Affecting Imports of Poultry Products	European Communities	On 18 August 1997, the European Communities requested consultations with the United States in respect of a ban on imports of poultry and poultry products from the European Communities by the US Department of Agriculture's Food Safety Inspection Service, and any related measures (WT/DS100/1).	2 and 5
DS61	United States – Import Prohibition of Certain Shrimp and Shrimp Products	Philippines	On 25 October 1996, the Philippines requested consultations with the United States in respect of a complaint by the Philippines regarding a ban on the importation of certain shrimp and shrimp products from the Philippines imposed by the United States under Section 609 of US Public Law 101-62 (WT/DS61/1).	2
DS41	Korea – Measures Concerning Inspection of Agricultural Products	United States	On 24 May 1996, the United States requested consultations with Korea concerning testing, inspection and other measures required for the importation of agricultural products into Korea (WT/DS41/1).	2, 5 and 6
DS3	Korea – Measures Concerning the Testing and Inspection of Agricultural Products	United States	On 6 April 1995, the United States requested consultations with Korea involving testing and inspection requirements with respect to imports of agricultural products into Korea (WT/DS3/1). (See WT/DS41).	5 and 6

3. Implementation status of adopted panel reports				
<p><b>DS291</b> <b>DS292</b> <b>DS293</b></p>	<p>European Communities – Measures Affecting the Approval and Marketing of Biotech Products</p>	<p>United States, (DS291), Canada (DS292) and Argentina (DS293)</p>	<p>On 13 May 2003, the United States and Canada requested consultations with the European Communities concerning certain measures taken by the European Communities and its member States affecting imports of agricultural and food imports from the United States and Canada (WT/DS291/1, WT/DS292/1). On 14 May 2003, Argentina requested consultations with the European Communities on the same matter (WT/DS293/1).</p> <p>On 7 August 2003, the United States, Canada and Argentina each requested the establishment of a panel (WT/DS291/23, WT/DS292/17, WT/DS293/17). At its meeting on 29 August 2003, the DSB decided to establish a single panel.</p> <p>On 23 February 2004, the United States, Canada and Argentina requested the Director-General to compose the panel. On 4 March 2004, the Director-General composed the panel.</p> <p>Argentina (in respect of the United States' and Canada's complaints), Australia, Brazil, Canada (in respect of the United States' and Argentina's complaints), Chile, China, Colombia, El Salvador, Honduras, Mexico, New Zealand, Norway, Paraguay, Peru, Chinese Taipei, Thailand, Uruguay and the United States (in respect of Canada's and Argentina's complaints) reserved their third-party rights.</p> <p>On 29 September 2006, the panel reports were circulated to Members (WT/DS291/R, WT/DS292/R and WT/DS293/R). At its meeting on 21 November 2006, the DSB adopted the panel reports.</p> <p>At the DSB meeting on 19 December 2006, the European Communities announced its intention to implement the recommendations and rulings of the DSB in a manner consistent with its WTO obligations. However, due to the complexity and sensitivity of the issues involved, the European Communities would need a reasonable period of time for implementation. Pursuant to Article 21.3(b) of the DSU, the European Communities was ready to discuss an appropriate timeframe with Argentina, Canada and the United States.</p> <p>On 21 June 2007, the United States and the European Communities, Canada and the European Communities, and Argentina and the European Communities respectively notified the DSB that they had agreed that the reasonable period of time for the European Communities to implement the recommendations and rulings of the DSB shall be twelve months from the date of the adoption of the panel reports. Accordingly, the reasonable period of time expired on 21 November 2007. On 21 November 2007, the parties informed the DSB that they had agreed to modify the reasonable period of time so as to expire on 11 January 2008.</p> <p>On 11 January 2008, the European Communities and Canada, with respect to dispute WT/DS292, informed the DSB that they had agreed to modify the reasonable period of time so as to expire on 11 February 2008. On 11 February 2008, the European Communities and Canada, informed the DSB that they had agreed to modify once more the reasonable period of time so as to expire on 30 June 2008.</p>	<p>United States: 2 and 5 Canada: 2.1, 2.2, 2.8, 5.1 and 5.2 Argentina 2, 5 and 12</p>

3. Implementation status of adopted panel reports			
			<p>On 11 January 2008, the European Communities and Argentina, with respect to dispute WT/DS293, informed the DSB that they had agreed to modify the reasonable period of time so as to expire on 11 June 2008.</p> <p>On 14 January 2008, the European Communities and the United States informed the DSB that they had reached an agreement on procedures under Articles 21 and 22 of the DSU with respect to dispute WT/DS291. On 17 January 2008, the United States requested authorization from the DSB to suspend concessions and other obligations with respect to dispute WT/DS291. On 6 February 2008, the European Communities objected to the United States' request for authorization to suspend concessions and other obligations and referred the matter to arbitration under Article 22.6 of the DSU. At its meeting on 8 February 2008, the DSB agreed that the matter had been referred to arbitration under Article 22.6 of the DSU. On 15 February 2008, the European Communities and the United States requested the Arbitrator to suspend its work pursuant to their agreed procedures under Articles 21 and 22 of the DSU. In accordance with the parties' joint request, the Arbitrator suspended the arbitration proceedings from 18 February 2008 until the United States requests their resumption under the circumstances agreed between the parties on 14 January 2008.</p>

V. ANNEXES

A. LIST OF WTO MEMBERS AND OBSERVERS

Members<sup>27</sup>

Albania	Ghana	Panama
Angola	Greece	Papua New Guinea
Antigua and Barbuda	Grenada	Paraguay
Argentina	Guatemala	Peru
Armenia	Guinea	Philippines
Australia	Guinea Bissau	Poland
Austria	Guyana	Portugal
Bahrain	Haiti	Qatar
Bangladesh	Honduras	Romania
Barbados	Hong Kong, China	Rwanda
Belgium	Hungary	Saint Kitts and Nevis
Belize	Iceland	Saint Lucia
Benin	India	Saint Vincent and the Grenadines
Bolivia	Indonesia	Saudi Arabia
Botswana	Ireland	Senegal
Brazil	Israel	Sierra Leone
Brunei Darussalam	Italy	Singapore
Bulgaria	Jamaica	Slovak Republic
Burkina Faso	Japan	Slovenia
Burundi	Jordan	Solomon Islands
Cambodia	Kenya	South Africa
Cameroon	Korea, Rep. of	Spain
Canada	Kuwait	Sri Lanka
Cape Verde	Kyrgyz Republic	Suriname
Central African Republic	Latvia	Swaziland
Chad	Lesotho	Sweden
Chile	Liechtenstein	Switzerland
China, People's Republic of	Lithuania	Separate Customs Territory of
Colombia	Luxembourg	Taiwan, Penghu, Kinmen and
Congo	Macao, China	Matsu (Chinese Taipei)
Congo, Democratic Rep. of the	Madagascar	Tanzania
Costa Rica	Malawi	Thailand
Côte d'Ivoire	Malaysia	Togo
Croatia	Maldives	Tonga
Cuba	Mali	Trinidad and Tobago
Cyprus	Malta	Tunisia
Czech Republic	Mauritania	Turkey
Denmark	Mauritius	Uganda
Djibouti	Mexico	Ukraine
Dominica	Moldova	United Arab Emirates
Dominican Republic	Mongolia	United Kingdom
Ecuador	Morocco	United States
Egypt	Mozambique	Uruguay
El Salvador	Myanmar	Venezuela (Bolivarian
Estonia	Namibia	Republic of)

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<sup>27</sup> Members on 31 December 2009.



European Union	Nepal	Zambia
Fiji	Netherlands	Zimbabwe
Finland	New Zealand	
Former Yugoslav Rep. of Macedonia (FYROM)	Nicaragua	
France	Niger	
Gambia	Nigeria	
Gabon	Norway	
Georgia	Oman	
Germany	Pakistan	
	Viet Nam	

#### Observer Governments<sup>28</sup>

Afghanistan	Holy See (Vatican)	Sao Tomé and Príncipe
Algeria	Iran	Serbia
Andorra	Iraq	Seychelles
Azerbaijan	Kazakhstan	Sudan
Bahamas	Laos, P.D.R. of	Tajikistan
Belarus	Lebanese Republic	Uzbekistan
Bhutan	Liberia	Vanuatu
Bosnia and Herzegovina	Libya	Yemen
Comoros	Montenegro	
Equatorial Guinea	Russian Federation	
Ethiopia	Samoa	

#### Observer Organizations

African, Caribbean and Pacific Group of States (ACP)<sup>29</sup>  
Asociación Latinoamericana de Integración (ALADI)<sup>29</sup>  
European Free Trade Association (EFTA)<sup>29</sup>  
Food and Agricultural Organization (FAO)  
International Electrotechnical Commission (IEC)  
International Monetary Fund (IMF)  
International Organization for Standardization (ISO)  
International Trade Centre (ITC)  
Organization for Economic Co-operation and Development (OECD)  
Office International des Epizooties (OIE)  
Regional International Organization for Plant Protection and Animal Health (OIRSA)  
International Organization for Legal Metrology (OIML)<sup>29</sup>  
United Nations Conference on Trade and Development (UNCTAD)  
United Nations Economic Commission for Europe (UN/ECE)  
United Nations Industrial Development Organization (UNIDO)<sup>29</sup>  
World Health Organization (WHO)  
WHO/FAO Codex Alimentarius Commission  
The World Bank

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<sup>28</sup> Observers on 31 December 2009.

<sup>29</sup> Observer status on an *ad hoc* basis.

B. LIST OF TBT DOCUMENTS ISSUED DURING THE YEAR 2009

Document Reference	Date of Issue	Title
<b>1. Working Documents (G/TBT/W/ - )</b>		
G/TBT/W/304	12 March 2009	Concerns on India's Import Restriction on Chinese Toys (Communication from China)
G/TBT/W/305	12 March 2009	Decision of the Committee on Principles for the Development of International Standards, Guides and Recommendations with Relation to Articles 2, 5 and Annex 3 of the Agreement (G/TBT/1/Rev.9 Annex B): The Experience of the United States (Submission by the United States)
G/TBT/W/306	16 March 2009	Fifth Triennial Review of the Agreement on Technical Barriers to Trade: Mutual Recognition, Regulatory Cooperation and other Trade Facilitation Arrangements (Communication from New Zealand)
G/TBT/W/307	17 March 2009	Submission by the African, Caribbean and Pacific Group of States (ACP) to the TBT Committee on Notification G/TBT/N/EEC/212 on Nickel Classifications in the 31 <sup>st</sup> ATP to Dangerous Substances Directive (Communication from Mauritius on behalf of the ACP Group)
G/TBT/W/308	23 April 2009	Clarifications from Ecuador Regarding Recent Notifications to the Committee On Technical Barriers to Trade (Communication from Ecuador)
G/TBT/W/309 G/TBT/W/309/Corr.1	11 May 2009 28 May 2009	Fifth Triennial Review of the Agreement on Technical Barriers to Trade: Transparency (Communication from European Union)
G/TBT/W/310	20 May 2009	Summary Report of the TBT Workshop on the Role of International Standards in Economic Development 16-17 March 2009 (Note by the Secretariat)
G/TBT/W/311	8 June 2009	Fifth Triennial Review of the Agreement on Technical Barriers to Trade (Communication from Jordan)
G/TBT/W/312	8 June 2009	Fifth Triennial Review of the Agreement on Technical Barriers to Trade (Communication from Singapore)
G/TBT/W/313	9 June 2009	Fifth Triennial Review of the Agreement on Technical Barriers to Trade (Communication from Mexico)
G/TBT/W/314	10 June 2009	Fifth Triennial Review of the Agreement on Technical Barriers to Trade - Comments (Communication from India)
G/TBT/W/315	10 June 2009	Good Regulatory Practice - The Role of Strong Central Government Coordination in TBT Agreement Implementation ((Communication from the United States)

Document Reference	Date of Issue	Title
G/TBT/W/316	10 June 2009	Work Programme to Evaluate the Trade Restrictive and Trade Distortive Effects of Technical Regulation - Fifth Triennial Review Proposal (Communication from Republic of Korea)
G/TBT/W/317	15 June 2009	The Importance of Regulatory Cooperation for Improving Governments' Ability to Fulfil Legitimate Policy Objectives while Facilitating Trade: The North American Experience (Communication from Canada, Mexico, and the United States)
G/TBT/W/318	23 June 2009	Fifth Triennial Review of the Agreement on Technical Barriers to Trade - Indian Proposal (Communication from India)
G/TBT/W/319	24 June 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade (Communication from Costa Rica)
G/TBT/W/320	20 July 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade (Communication from Israel)
G/TBT/W/321	22 July 2009	Fifth Triennial Review of the Agreement on Technical Barriers to Trade (Revised Proposal by India)
G/TBT/W/322	20 August 2009	Technical Assistance Activities in the TBT Field in the First Semester of 2009 (Submission by the Republic of Korea)
G/TBT/W/323	20 August 2009	Certain New Measures by United States Addressing the Ban on Clove Cigarettes (Communication from Indonesia)
G/TBT/W/324	21 October 2009	Transitional Review Mechanism Pursuant to Section 18 of the Protocol on the Accession of the People's Republic of China (Questions and Comments from the United States to China)
G/TBT/W/325	26 October 2009	Transitional Review Mechanism Pursuant to Section 18 of the Protocol on the Accession of the People's Republic of China (Questions and Comments from Japan to China)
G/TBT/W/326	29 October 2009	China's Transitional Review Mechanism (Communication from the European Communities)
G/TBT/W/327	4 November 2009	Annual Transitional Review Mandated in Paragraph 18 of the Protocol of Accession of the People's Republic of China: Information Required in Annex 1a of WT/L/432 (Submission by the People's Republic of China)
<b>2. Minutes of the Meetings (G/TBT/M/ - )</b>		
G/TBT/M/47	5 June 2009	Minutes of the Meeting of 18 - 19 March 2009 (Note by the Secretariat)
G/TBT/M/48	29 September 2009	Minutes of the Meeting of 25 - 26 June 2009 (Note by the Secretariat)
G/TBT/M/49	22 December 2009	Minutes of the Meeting of 5 - 6 November 2009 (Note by the Secretariat)

<b>3. General Documents (G/TBT/GEN/ - )</b>		
G/TBT/GEN/N/95-106	February 2009 – December 2009	Notifications issued from February 2009 to October 2009
G/TBT/GEN/1/Rev.8	2 March 2009	Statements on Implementation and Administration of the Agreement under Article 15.2 (Note by the Secretariat - Revision)
G/SPS/GEN/491/Add.9 G/TBT/GEN/7/Add.9	4 May 2009	Communication from Mexico
G/TBT/GEN/39/Rev.3	2 March 2009	List of members' publications in relation to technical regulations, conformity assessment procedures and standards (Note by the Secretariat)
G/TBT/GEN/74/Rev.1 G/TBT/GEN/74/Rev.2 G/TBT/GEN/74/Rev.3 G/TBT/GEN/74/Rev.4	18 February 2009 12 June 2009 15 October 2009 23 December 2009	Specific Trade Concerns raised in the TBT Committee
G/TBT/GEN/80	10 March 2009	TBT committee workshop on the role of international standards in economic development – Programme
G/TBT/GEN/80/Rev.1	16 March 2009	TBT committee workshop on the role of international standards in economic development – Programme Revision
G/TBT/GEN/81	30 April 2009	Information on Activities of the Codex Alimentarius Commission
G/TBT/GEN/82	1 May 2009	TBT Technical Assistance Activities in 2009; Information from the Secretariat
G/TBT/GEN/83	1 May 2009	Update on ISO and conformity assessment
G/TBT/GEN/84	1 May 2009	Update on relevant on-going work in the OIML
G/TBT/GEN/85	26 August 2009	Information on Activities of the Codex Alimentarius Commission
G/TBT/GEN/86	26 August 2009	TBT Technical Assistance Activities in 2009; Information from the Secretariat
G/TBT/GEN/87	26 August 2009	Information on activities of the OIML
G/TBT/GEN/88	26 August 2009	IEC Report to the TBT Committee
G/TBT/GEN/89	7 September 2009	Information on Activities of the ITC
G/TBT/GEN/90	8 December 2009	Information on Activities of the Codex Alimentarius Commission
G/TBT/GEN/91	7 December 2009	TBT Technical Assistance Activities in 2009; Information from the Secretariat
G/TBT/GEN/92	7 December 2009	IEC activities in developing countries: June – November 2009
<b>4. Documents Relating to the Code of Good Practice (G/TBT/CS/ - )</b>		
G/TBT/CS/1/Add.14	1 February 2010	List of Standardizing Bodies that have accepted the Code of Good Practice for the Preparation, Adoption and Application of Standards in 2009 (Note by the Secretariat)
G/TBT/CS/2/Rev.16	1 February 2010	List of Standardizing Bodies that have Accepted the Code of Good Practice for the Preparation, Adoption and Application of Standards since 1 January 1995 (Note by the Secretariat)
G/TBT/CS/N/175	20 February 2009	Notification of Acceptance – Viet Nam
G/TBT/CS/N/176	20 February 2009	Notification of Acceptance – Namibia
G/TBT/CS/N/177	22 June 2009	Notification of Acceptance – Former Yugoslav Republic of Macedonia

G/TBT/CS/N/178	7 July 2009	Notification of Acceptance – Cyprus
G/TBT/CS/N/179	9 September 2009	Notification of Acceptance – Cameroon
<b>5. Statements on the Implementation and Administration of the TBT Agreement (G/TBT/2/ - )</b>		
G/TBT/2/Add.98/Rev.1	20 February 2009	Communication from Viet Nam
G/TBT/2/Add.101	22 June 2009	Communication from Ecuador
G/TBT/2/Add.34/Rev.1	8 October 2009	Communication from Egypt
G/TBT/2/Add.18/Rev.3	30 October 2009	Communication from Colombia
G/TBT/2/Add.3/Rev.3	12 November 2009	Communication from Indonesia
<b>6. Other Documents</b>		
G/TBT/D/29Add.1	17 July 2009	European Communities – measures affecting the approval and marketing of biotech products - Notification of a Mutually Agreed Solution
G/TBT/D/33A1	11 May 2009	United States – Certain Country of Origin Labelling (COOL) Requirements - Request for Consultations by Canada - Addendum
G/TBT/D/34/Add.1	11 May 2009	United States – certain country of origin labelling requirements - Request for Consultations by Mexico - Addendum
G/TBT/D/35	20 January 2009	European Communities – Certain Measures Affecting Poultry Meat and Poultry Meat Products from the United States - Request for Consultations by the United States
G/TBT/D/36	4 November 2009	European Communities – Measures Prohibiting the Importation and Marketing of Seal Products - Request for Consultations by Canada
G/TBT/D/37	10 November 2009	European Communities – Measures Prohibiting the Importation and Marketing of Seal Products - Request for Consultations by Norway
G/TBT/25	4 March 2009	Fourteenth Annual Review of the Implementation and Operation of the TBT Agreement (Note by the Secretariat)
G/TBT/26	13 November 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade under Article 15.4
G/TBT/27	16 November 2009	Eighth Annual Transitional Review Mandated in Paragraph 18 of the Protocol of Accession of the People's Republic of China
G/TBT/ENQ/35 and 35/Rev.1 and Rev.2	2 March, 2 April, 13 May 2009	National Enquiry Points (Note by the Secretariat)

<b>7. Job documents (JOB(09)/ - )</b>		
JOB(09)/15	9 March 2009	Standards and the WTO TBT Agreement -Background Note by the Secretariat
JOB(09)/16	9 March 2009	The Fifth Triennial Review of the TBT Agreement: Compilation of Proposed Recommendations - Note by the Secretariat
JOB(09)/16/Rev.1	17 June 2009	The Fifth Triennial Review of the TBT Agreement: Compilation of Proposed Recommendations - Note by the Secretariat - Revision
JOB(09)/16/Rev.2	24 June 2009	The Fifth Triennial Review of the TBT Agreement: Compilation of Proposed Recommendations - Note by the Secretariat - Revision
JOB(08)/17	10 March 2009	The Economic Rationale for standardization - Background Note by the Secretariat
JOB(09)25	18 March 2009	Global Relevance of International Standards - Proposal by Japan on the WTO/TBT Fifth Triennial Review
JOB(09)/19	11 March 2009	18-19 March 2009 TBT Committee Meeting Annotated Draft Agenda
JOB(09)/50	27 March 2009	Specific Trade Concerns In The TBT Committee – Proposal from Canada
JOB(09)/53	19 June 2009	25-26 June 2009 TBT Committee Meeting Annotated Draft Agenda
JOB(09)/72	22 July 2009	Fifth Triennial Review - Comments on the Proposals discussed at the 25-26 June 2009 TBT Committee meeting - Communication by Guatemala
JOB(09)/73	22 July 2009	Fifth Triennial Review - Comments on the Proposals discussed at the 25-26 June 2009 TBT Committee meeting - Communication by Canada
JOB(09)/74	22 July 2009	Fifth Triennial Review - Comments on the Proposals discussed at the 25-26 June 2009 TBT Committee meeting - Communication by New Zealand
JOB(09)/75	22 July 2009	Fifth Triennial Review - Comments on the Proposals discussed at the 25-26 June 2009 TBT Committee meeting - Communication by Brazil
JOB(09)/76	22 July 2009	Fifth Triennial Review - Comments on the Proposals discussed at the 25-26 June 2009 TBT Committee meeting - Communication by Brunei Darussalam
JOB(09)/77	22 July 2009	Fifth Triennial Review - Comments on the Proposals discussed at the 25-26 June 2009 TBT Committee meeting - Communication by Singapore
JOB(09)/78	22 July 2009	Fifth Triennial Review - Comments on the Proposals discussed at the 25-26 June 2009 TBT Committee meeting - Communication by the United States
JOB(09)/79	22 July 2009	Fifth Triennial Review - Comments on the Proposals discussed at the 25-26 June 2009 TBT Committee meeting - Communication by Turkey
JOB(09)/80	23 July 2009	Fifth Triennial Review - Comments on the Proposals discussed at the 25-26 June 2009 TBT Committee meeting - Communication by China
JOB(09)/83	24 July 2009	Fifth Triennial Review - Comments on the Proposals discussed at the 25-26 June 2009 TBT Committee meeting - Communication by Japan

<b>7. Job documents (JOB(09)/ - )</b>		
JOB(09)/88	18 August 2009	Fifth Triennial Review - Comments on the Proposals discussed at the 25-26 June 2009 TBT Committee meeting - Communication by the Republic of Korea
JOB(09)/97	9 September 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade under Article 15.4 – Draft - Note by the Secretariat
JOB(09)/97/Rev.1	22 October 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade under Article 15.4 – Draft - Note by the Secretariat - Revision
JOB(09)/97/Rev.2	30 October 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade under Article 15.4 – Draft - Note by the Secretariat - Revision
JOB(09)/97/Rev.3	4 November 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade under Article 15.4 – Draft - Note by the Secretariat - Revision
JOB(09)/102	22 September 2009	Communication from India - Rebuttal by India to the Submissions made by Members for the TBT Fifth Triennial Review
JOB(09)/106	25 September 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade under Article 15.4 - India's comments on JOB(09)/97
JOB(09)/108	25 September 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade under Article 15.4 – Switzerland's comments on JOB(09)/97
JOB(09)/111	28 September 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade under Article 15.4 - Canada's comments on JOB(09)/97
JOB(09)/112	29 September 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade under Article 15.4 - Republic of Korea's comments on JOB(09)/97
JOB(09)/113	28 September 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade under Article 15.4 - Pakistan's comments on JOB(09)/97
JOB(09)/116	25 September 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade under Article 15.4 – Comments from the United States on on JOB(09)/97
JOB(09)/117	30 September 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade under Article 15.4: Comments from China on JOB(09)/97
JOB(09)/123	1 October 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade under Article 15.4: Comments from New Zealand on JOB(09)/97

<b>7. Job documents (JOB(09)/ - )</b>		
JOB(09)/126	1 October 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade under Article 15.4 – European Communities' comments on JOB(09)/97
JOB(09)/130	5 October 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade under Article 15.4: Singapore's Comments on JOB(09)/97
JOB(09)/133	9 October 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade under Article 15.4: Chile's Comments on JOB(09)/97
JOB(09)/142	16 October 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade under Article 15.4: Japan's Comments on JOB(09)/97
JOB(09)/145	22 October 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade under Article 15.4: Malaysia's Comments on JOB(09)/97
JOB(09)/150	11 March 2009	5-6 November 2009 TBT Committee Meeting Annotated Draft Agenda
JOB(09)/151	27 October 2009	Report (2009) of the Committee on Technical Barriers To Trade
JOB(09)/152	28 October 2009	Fifth Triennial Review of the Operation and Implementation of the Agreement on Technical Barriers to Trade under Article 15.4: India's Comments on JOB(09)/97/Rev.1
JOB(09)/159	2 November 2009	Eighth Annual Transitional Review Mandated in Paragraph 18 of the Protocol of Accession of The People's Republic of China



C. SPECIFIC TRADE CONCERNS RAISED IN 2009

<b>I. New concerns (47)</b>	
<b>1. Argentina - Testing Requirements for Imported Toys</b>	
Raised by	China, European Union, United States
Minutes	G/TBT/M/49, paras. 216-223 G/TBT/M/48, paras. 44-48
Relevant document(s)	G/TBT/N/ARG/51, Add.1-5 and Suppl.1
<b>2. Bahrain - Motor Vehicles: General Requirements</b>	
Raised by	European Union
Minutes	G/TBT/M/49, paras. 216-223 G/TBT/M/48, paras. 44-48
Relevant document(s)	G/TBT/N/BHR/40
<b>3. Brazil - Health Products</b>	
Raised by	European Union, United States
Minutes	G/TBT/M/49, paras. 137-150 G/TBT/M/48, paras. 24-32
Relevant document(s)	G/TBT/N/BRA/328
<b>4. Canada - Bill C-32 amendment to Tobacco Act</b>	
Raised by	Argentina, Mexico, Colombia, European Union, Former Yugoslav Republic of Macedonia, Switzerland, Turkey, United States
Minutes	G/TBT/M/49, paras. 8-18
Relevant document(s)	-
<b>5. Canada - Labelling for Food Allergens</b>	
Raised by	European Union
Minutes	G/TBT/M/48, paras. 33-35
Relevant document(s)	-
<b>6. Canada - Milk Class 4m</b>	
Raised by	Australia, European Union, New Zealand
Minutes	G/TBT/M/49, paras. 23-26
Relevant document(s)	-
<b>7. Canada - Ontario Ice Cream Subsidy</b>	
Raised by	European Union, New Zealand
Minutes	G/TBT/M/49, paras. 27-29
Relevant document(s)	-
<b>8. Chile - Cosmetics</b>	
Raised by	European Union
Minutes	G/TBT/M/49, paras. 187-188 G/TBT/M/48, paras. 249-250 G/TBT/M/47 paras. 74-76
Relevant document(s)	G/TBT/N/CHL/81 and Add.1

<b>9. China - Antibacterial and Cleaning Function for Household and Similar Electrical Appliances</b>	
Raised by	Korea
Minutes	G/TBT/M/48, paras. 72-73
Relevant document(s)	-
<b>10. China - Green Dam Youth Escort internet filtering software</b>	
Raised by	European Union, Japan, United States
Minutes	G/TBT/M/49, paras. 228-231 G/TBT/M/48, paras. 36-42
Relevant document(s)	-
<b>11. China - Quality Assessment System for Imported Cotton</b>	
Raised by	Australia, European Union, United States
Minutes	G/TBT/M/47 paras. 28-37
Relevant document(s)	G/TBT/N/CHN/336 and Add.1
<b>12. China - Textiles and Apparel</b>	
Raised by	European Union
Minutes	G/TBT/M/47 paras. 77-78
Relevant document(s)	G/TBT/N/CHN/427 and Suppl.1
<b>13. China - WAPI standard requirements</b>	
Raised by	European Union, United States
Minutes	G/TBT/M/48, paras. 49-53
Relevant document(s)	-
<b>14. Colombia - Draft Decree Establishing Provisions to Promote the Use of Biofuels</b>	
Raised by	European Union, Mexico
Minutes	G/TBT/M/49, paras. 193-195 G/TBT/M/48, paras. 251-254 G/TBT/M/47, paras. 79-80
Relevant document(s)	G/TBT/N/COL/96 and Adds.1-3
<b>15. Colombia - Quality and Identity Requirements for Distilled Spirits</b>	
Raised by	European Union, United States
Minutes	G/TBT/M/49, paras. 189-192 G/TBT/M/48, paras. 227-229 G/TBT/M/47 paras. 38-42
Relevant document(s)	G/TBT/N/COL/120 and Add.1; G/TBT/N/COL/121 and Add.1; G/TBT/N/COL/130 and Add.1
<b>16. Ecuador - Test report and certificate of conformity for industrial products including tyres, steel products and automobile components</b>	
Raised by	Colombia, Chile, European Union, Mexico, Korea, United States
Minutes	G/TBT/M/47 paras. 43-50
Relevant document(s)	-

<b>17. European Union - Accreditation and market surveillance relating to the marketing of products</b>	
Raised by	United States
Minutes	G/TBT/M/49, paras. 244-247 G/TBT/M/48, paras. 54-61
Relevant document(s)	G/TBT/N/EEC/152
<b>18. European Union - Biocide Dimethylfumarate</b>	
Raised by	Japan
Minutes	G/TBT/M/48, paras. 19-20
Relevant document(s)	G/TBT/N/EEC/258 and Add.1
<b>19. European Union - Decision on Restrictions of the Marketing and Use of Organostannic Compounds</b>	
Raised by	Japan
Minutes	G/TBT/M/49, paras. 226-227 G/TBT/M/48, paras. 16-18
Relevant document(s)	G/TBT/N/EEC/244 and Add.1
<b>20. European Union - Green Paper on Agricultural Product Quality Policy</b>	
Raised by	Mexico, United States
Minutes	G/TBT/M/48, paras. 255-258 G/TBT/M/47 paras. 95-97
Relevant document(s)	-
<b>21. European Union - Implementing measures of the Directive on eco-design of energy-using products</b>	
Raised by	China
Minutes	G/TBT/M/49, paras. 224-225 G/TBT/M/47 paras. 68-72
Relevant documents	G/TBT/N/EEC/208 and Add.1, 228 and Add.1, 229 and Adds.1-2, 234 and Add.1, 237 and Add.1, 273 and Add.1
<b>22. European Union - Marketing Standards for Olive Oil</b>	
Raised by	New Zealand, United States
Minutes	G/TBT/M/47 paras. 51-55
Relevant documents	G/TBT/N/EEC/226 and Add.1
<b>23. European Union - Poultry Meat</b>	
Raised by	Australia, Brazil
Minutes	G/TBT/M/49, paras. 238-243 G/TBT/M/48, paras. 76-80
Relevant documents	G/TBT/N/EEC/267 and Add.1
<b>24. European Union - Seal products</b>	
Raised by	Canada, Brazil, Island, Norway
Minutes	G/TBT/M/48, paras. 213-218 G/TBT/M/47 paras. 21-27
Relevant documents	G/TBT/N/EEC/249

<b>25. European Union – Tariff Rate Quota on Meat and Meat Products</b>	
Raised by	Argentina, Australia, Uruguay, Paraguay
Minutes	G/TBT/M/48, paras. 5-10
Relevant documents	-
<b>26. France - Unique Requirements for Ride-on Lawn Mowers</b>	
Raised by	United States
Minutes	G/TBT/M/49, paras. 206-215 G/TBT/M/48, paras. 237-242 G/TBT/M/48, paras. 237-242
Relevant documents	-
<b>27. India - Mandatory Certification for Steel Products</b>	
Raised by	China, European Union, Japan, Korea, Mexico
Minutes	G/TBT/M/49, paras. 196-197 G/TBT/M/48, paras. 219-222 G/TBT/M/47 paras. 5-9
Relevant documents	G/TBT/N/IND/32 and Add.1
<b>28. India - Prevention of Food Adulteration</b>	
Raised by	European Union, United States
Minutes	G/TBT/M/49, paras. 185-186 G/TBT/M/48, paras. 230-232 G/TBT/M/47 paras. 81-84
Relevant documents	G/TBT/N/IND/34
<b>29. India - Restriction on Chinese toys</b>	
Raised by	China
Minutes	G/TBT/M/49, paras. 201-205 G/TBT/M/48, paras. 243-248 G/TBT/M/47 paras. 66-67
Relevant documents	-
<b>30. Indonesia - Decree No. Kep-99/MUI/III/2009 relating to Halal certification</b>	
Raised by	United States
Minutes	G/TBT/M/49, paras. 32-35
Relevant document(s)	-
<b>31. Indonesia - Mandatory Certification for Steel Products</b>	
Raised by	European Union, Chinese Taipei, Japan, Korea
Minutes	G/TBT/M/48, paras. 206-212 G/TBT/M/47 paras. 10-14
Relevant document(s)	G/TBT/N/IDN/23, Rev.1 and Suppl.1, and G/TBT/N/IDN/24, Rev.1, G/TBT/N/IDN/17

<b>32. Indonesia - Regulation of BPOM No. HK.00.05.1.23.3516 relating to distribution license requirements for certain drug products, cosmetics, food supplements, and food</b>	
Raised by	European Union, United States
Minutes	G/TBT/M/49, paras. 36-40
Relevant document(s)	-
<b>33. Israel - Regulation 31/08, the "Regulation for Labeling of Imported and Locally Produced Automotive Products - Name of Manufacturer and Country of Origin"</b>	
Raised by	United States
Minutes	G/TBT/M/49, paras. 30-31
Relevant document(s)	-
<b>34. Korea - Beef</b>	
Raised by	Australia, Canada, Mexico, New Zealand, United States
Minutes	G/TBT/M/47 paras. 85-94
Relevant document(s)	G/TBT/N/KOR/202
<b>35. Korea - Conformity Assessment Procedures for Lithium-Ion Batteries</b>	
Raised by	European Union, Japan
Minutes	G/TBT/M/48, paras. 21-23
Relevant document(s)	G/TBT/N/KOR/193
<b>36. Korea - Labelling Standards for Food</b>	
Raised by	China, European Union
Minutes	G/TBT/M/48, paras. 11-13
Relevant document(s)	G/TBT/N/KOR/192
<b>37. Korea - Regulation for Food Industry Promotion Act</b>	
Raised by	Australia, Canada, Chile, European Union, New Zealand, Switzerland, United States
Minutes	G/TBT/M/49, paras. 232-237 G/TBT/M/48, paras. 62-71
Relevant document(s)	G/TBT/N/KOR/204 and Suppl.1
<b>38. Malaysia - Conformity Assessment Procedures for Steel Products</b>	
Raised by	Japan
Minutes	G/TBT/M/48, paras. 233-236 G/TBT/M/47 paras. 19-20
Relevant document(s)	-
<b>39. Saudi Arabia, Bahrain and Kuwait - Halal Food Requirements</b>	
Raised by	Australia
Minutes	G/TBT/M/49, paras. 4-5
Relevant document(s)	G/TBT/N/SAU/69; G/TBT/N/BHR/131; G/TBT/N/KWT/20

<b>40. Chinese Taipei - Organic Products</b>	
Raised by	European Union, Switzerland
Minutes	G/TBT/M/49, paras. 19-22
Relevant document(s)	G/TBT/N/TPKM/65 and 69
<b>41. Thailand - Mandatory Certification for Steel Products</b>	
Raised by	Korea, Japan, Chinese Taipei
Minutes	G/TBT/M/49, paras. 198-200 G/TBT/M/48, paras. 223-226 G/TBT/M/47 paras. 15-18
Relevant document(s)	-
<b>42. Tunisia - Labelling and Presentation of Pre-packaged Food</b>	
Raised by	European Union
Minutes	G/TBT/M/48, para. 43
Relevant document(s)	G/TBT/N/TUN/20
<b>43. Turkey - Inspection of Imported Medical Equipment</b>	
Raised by	United States
Minutes	G/TBT/M/47 paras. 63-65
Relevant document(s)	-
<b>44. United States - Ban on Clove Cigarettes</b>	
Raised by	Indonesia
Minutes	G/TBT/M/49, paras. 6-7
Relevant document(s)	G/TBT/W/323
<b>45. United States - Country of Origin Labeling for Dairy</b>	
Raised by	Mexico
Minutes	G/TBT/M/49, paras. 41-44
Relevant document(s)	-
<b>46. United States - Food and Drugs Cosmetic Act</b>	
Raised by	Mexico
Minutes	G/TBT/M/48, paras. 74-75
Relevant document(s)	-
<b>47. United States - Test Procedures for Fluorescent Lamp Ballasts in stand-by mode</b>	
Raised by	China
Minutes	G/TBT/M/48, paras. 14-15
Relevant document(s)	G/TBT/N/USA/452

<b>II. Previously raised concerns (28)</b>	
<b>48. Argentina – Measures affecting market access for pharmaceutical products</b>	
Raised by	Colombia, Chile, Paraguay
Minutes	G/TBT/M/48, paras. 263-264 G/TBT/M/43-47
First raised	9 November 2007
Relevant document(s)	G/TBT/W/280 (COL); G/TBT/W/299 (COL)
<b>49. Brazil – Regulation on Identification and Quality Standards of Ethyl Alcohol and other Spirits</b>	
Raised by	European Union, Mexico, United States
Minutes	G/TBT/M/47, paras. 234-235 G/TBT/M/45-46
First raised	1 July 2008
Relevant document(s)	G/TBT/N/BRA/276-278 and Suppl.1
<b>50. Brazil – Toys</b>	
Raised by	China, European Union, Malaysia, Thailand, United States
Minutes	G/TBT/M/49, paras. 165-176 G/TBT/M/44-48
First raised	20 March 2008
Relevant document(s)	G/TBT/N/BRA/259; 313; 339 and Add.1
<b>51. Canada – Compositional requirements for cheese</b>	
Raised by	Australia, European Union, New Zealand, Switzerland, United States
Minutes	G/TBT/M/49, paras. 132-136 G/TBT/M/42-48
First raised	5 July 2007
Relevant document(s)	G/TBT/N/CAN/203 and Add.1
<b>52. China – Compulsory Certification (CCC) System</b>	
Raised by	European Union, Japan, Switzerland, United States
Minutes	G/TBT/M/48, paras. 177-180 G/TBT/M/40, 43-47
First raised	26 January 2007
Relevant document(s)	G/TBT/N/CHN/399 and Suppl.1; G/TBT/W/182 (EEC)
<b>53. China – Draft Standards on Lithium Batteries for Mobile Phones</b>	
Raised by	European Union, Japan, United States
Minutes	G/TBT/M/47, paras. 224-226 G/TBT/M/44-46
First raised	9 November 2007
Relevant document(s)	G/TBT/22

<b>54. China – Energy Efficiency and Energy Efficiency Grades for Copy Machines</b>	
Raised by	Japan
Minutes	G/TBT/M/47, paras. 227-229 G/TBT/M/45-46
First raised	1 July 2008
Relevant document(s)	G/TBT/N/CHN/331, Rev.1 and Suppl.1
<b>55. China – Excessive Packaging</b>	
Raised by	European Union, United States
Minutes	G/TBT/M/47, paras. 248-252 G/TBT/M/44, 46
First raised	20 March 2008
Relevant document(s)	G/TBT/N/CHN/321 and G/TBT/N/CHN/447, Suppl.1
<b>56. China – Proposed Regulations on Information Security</b>	
Raised by	Canada, European Union, Japan, Korea, United States
Minutes	G/TBT/M/49, paras. 151-162 G/TBT/M/44-48
First raised	20 March 2008
Relevant document(s)	G/TBT/N/CHN/278-290; G/TBT/W/292
<b>57. China – Wines</b>	
Raised by	European Union
Minutes	G/TBT/M/49, paras. 163-164 G/TBT/M/44-48
First raised	20 March 2008
Relevant document(s)	G/TBT/N/CHN/197
<b>58. European Union – Ban on the Use of Nickel-Cadmium in Batteries</b>	
Raised by	Australia, Canada, China, Egypt, Japan, Thailand, United States, Bolivarian Republic of Venezuela
Minutes	G/TBT/M/48, paras. 122-123 G/TBT/M/39 paras. 11
First raised	11 June 1999
Relevant document(s)	G/TBT/N/EEC/98
<b>59. European Union – Directive 2002/95/EC on the Restriction of the Use of certain Hazardous Substances in Electrical and Electronic Equipment (RoHS) and Directive 2002/96/EC on Waste</b>	
Raised by	Australia, Canada, China, Egypt, Japan, Jordan, Korea, Malaysia, Mexico, Thailand, United States, Venezuela
Minutes	G/TBT/M/49, paras. 87-93 G/TBT/M/15-25; 27-28; 36; 39; 44-48
First raised	31 March 1999
Relevant document(s)	G/TBT/N/EEC/247 and G/TBT/Notif.00/310, Corr.1



<b>60. European Union – Fire Performance of Construction Products</b>	
Raised by	Brazil, Colombia, Japan, Korea, Mexico, Philippines, Thailand
Minutes	G/TBT/M/48, paras. 134-136 G/TBT/M/38-43
First raised	15 March 2006
Relevant document(s)	G/TBT/N/EEC/92 and Add.1
<b>61. European Union – Novel foods</b>	
Raised by	Bolivia, Brazil, Colombia, Costa Rica, Cuba, Ecuador, Mexico, Peru, Venezuela
Minutes	G/TBT/M/47, paras. 289-296 G/TBT/M/45-46
First raised	5 November 2008
Relevant document(s)	G/TBT/N/EEC/188; G/TBT/W/298 (COL)
<b>62. European Union – Production and Labelling of Organic Products</b>	
Raised by	Argentina, Cuba , Ecuador
Minutes	G/TBT/M/49, paras. 180-181 G/TBT/M/44-45; 47
First raised	5 November 2008
Relevant document(s)	G/TBT/N/EEC/101 and Add.1; G/TBT/W/284 (ARG); G/TBT/W/291 (ARG)
<b>63. European Union – Regulation on the Registration, Evaluation and Authorization of Chemicals (REACH)</b>	
Raised by	Argentina, Australia, Botswana, Brazil, Canada, Chile, China, Chinese Taipei, Colombia, Costa Rica, Cuba, Dominican Republic, Ecuador, Egypt, El Salvador, Indonesia, Israel, Japan, Korea, Kuwait, Malaysia, Mexico, Pakistan, Philippines, Qatar, Saudi Arabia, Singapore, South Africa, Switzerland, Chinese Taipei, Thailand, United States, Uruguay
Minutes	G/TBT/M/49, paras. 45-78 G/TBT/M/29-48
First raised	20 March 2003
Relevant document(s)	G/TBT/N/EEC/52 and Adds.1-5; Add.3/Rev.1; G/TBT/N/EEC/295 and 297; G/TBT/W/208 (EEC); G/TBT/W/286 (ARG); G/TBT/W/289 (ARG); G/TBT/GEN/46 (SGP)
<b>64. European Union – Regulation on Certain Wine Sector Products</b>	
Raised by	Argentina, Australia, Bolivia, Brazil, Canada, Chile, Mexico, New Zealand, Peru, Paraguay, South Africa, United States, Uruguay
Minutes	G/TBT/M/49, paras. 79-86 G/TBT/M/17-18; 25-36; 38-39; 45-48
First raised	1 October 1999
Relevant document(s)	G/TBT/N/EEC/15 and Corr.1-2; G/TBT/N/EEC/57; G/TBT/N/EEC/252 and Add.1; G/TBT/N/EEC/264 and Add.1; G/TBT/W/119 (USA); G/TBT/W/290 (ARG)

<b>65. European Union – Regulation on Classification, Labelling and Packaging of Substances and Mixtures (ATPs and CLP)</b>	
Raised by	Argentina, Australia, Botswana, Brazil, Canada, Chile, China, Colombia, Cuba, Dominican Republic, Ecuador, Indonesia, India, Japan, Korea, Malaysia, Mauritius, Philippines, South Africa, Chinese Taipei, Thailand, Turkey, United States, Venezuela, Zimbabwe
Minutes	G/TBT/M/49, paras. 101-127 G/TBT/M/42-48
First raised	5 July 2007
Relevant document(s)	G/TBT/N/EEC/151 and Add.1-2; G/TBT/N/EEC/212 and Add.1-3; G/TBT/N/EEC/163 and Add.1-2, Add.1/Corr.1;
<b>66. India – Drugs and Cosmetics Rules 2007</b>	
Raised by	European Union, United States
Minutes	G/TBT/M/49, paras. 128-129 G/TBT/M/42-48
First raised	5 July 2007
Relevant document(s)	G/TBT/N/IND/33
<b>67. India – Pneumatic tyres and tubes for automotive vehicles</b>	
Raised by	European Union, Japan, Korea, United States
Minutes	G/TBT/M/49, paras. 94-97 G/TBT/M/40-48
First raised	15 March 2006
Relevant document(s)	G/TBT/N/IND/20 and Add.1
<b>68. Israel – Infant Formula</b>	
Raised by	United States
Minutes	G/TBT/M/49, paras. 130-131 G/TBT/M/42-48
First raised	5 July 2007
Relevant document(s)	-
<b>69. Norway – Proposed regulation concerning specific hazardous substances in consumer products</b>	
Raised by	Israel, Korea, Japan, Jordan, United States
Minutes	G/TBT/M/48, paras. 173-176 G/TBT/M/43-47
First raised	9 November 2007
Relevant document(s)	G/TBT/N/NOR/17

<b>70. Peru – Labelling of footwear</b>	
Raised by	European Union, United States
Minutes	G/TBT/M/47, paras. 280-284 G/TBT/M/34-35, 46
First raised	4 November 2004
Relevant document(s)	G/TBT/N/PER/4; G/TBT/N/PER/1; G/TBT/N/PER/19
<b>71. Saudi Arabia – International Conformity Certification Programme (ICCP)</b>	
Raised by	Japan, Korea, Mexico, United States
Minutes	G/TBT/M/48, paras. 132-133 G/TBT/M/38-42 and 46
First raised	15 March 2006
Relevant document(s)	WT/ACC/SAU/61, para. 197.
<b>72. Sweden – Restrictions on the use of Deca-bromo diphenylether (deca-BDE)</b>	
Raised by	Chinese Taipei, Israel, Japan, Jordan, United States
Minutes	G/TBT/M/47, paras. 98-104 G/TBT/M/38-46
First raised	15 March 2006
Relevant document(s)	G/TBT/N/SWE/59
<b>73. United States – Consumer Product Safety Improvement Act</b>	
Raised by	China
Minutes	G/TBT/M/49, paras. 177-179 G/TBT/M/45-48
First raised	5 November 2008
Relevant document(s)	G/TBT/N/USA/421
<b>74. United States – Country of Origin Labelling</b>	
Raised by	Argentina, Australia, Brazil, Canada, China, Mexico, New Zealand
Minutes	G/TBT/M/49, paras. 98-100 G/TBT/M/27-30; 42-43; 46-47; 49
First raised	20 March 2003
Relevant document(s)	G/TBT/N/USA/25, G/TBT/N/USA/83 and Corr.1, G/TBT/N/USA/281 and Add.1-4
<b>75. United States – Requirements to combat illegal logging</b>	
Raised by	Argentina, Canada, European Union, Japan, Mexico, Switzerland
Minutes	G/TBT/M/47, paras. 241-247 G/TBT/M/45-46
First raised	5 November 2008
Relevant document(s)	G/TBT/N/USA/424, Corr.1 and Add.1

D. NOTIFICATIONS MADE BY MEMBERS AND BY RELEVANT ARTICLES OF THE TBT AGREEMENT  
IN 2009 AND SINCE THE ENTRY INTO FORCE OF THE AGREEMENT<sup>30</sup>

Members	Number of notifications made in 2009	2.9	2.10	3.2	5.6	5.7	7.2	Not specified	Total number of notifications made since 1995
Albania	5	5	0	0	0	0	0	0	38
Angola	0	0	0	0	0	0	0	0	0
Antigua and Barbuda	0	0	0	0	0	0	0	0	0
Argentina	13	13	0	0	0	0	0	0	312
Armenia	0	0	0	0	0	0	0	0	71
Australia	0	0	0	0	0	0	0	0	162
Austria	0	0	0	0	0	0	0	0	4
Bahrain	78	77	0	0	1	0	0	0	157
Bangladesh	0	0	0	0	0	0	0	0	0
Barbados	0	0	0	0	0	0	0	0	10
Belgium	0	0	0	0	0	0	0	0	209
Belize	0	0	0	0	0	0	0	0	0
Benin	0	0	0	0	0	0	0	0	2
Bolivarian Republic of Venezuela	0	0	0	0	0	0	0	0	35
Bolivia	0	0	0	0	0	0	0	0	22
Botswana	0	0	0	0	0	0	0	0	2
Brazil	39	26	0	0	12	1	0	0	474
Brunei Darussalam	0	0	0	0	0	0	0	0	2
Bulgaria	0	0	0	0	0	0	0	0	0
Burkina Faso	0	0	0	0	0	0	0	0	0
Burundi	0	0	0	0	0	0	0	0	0
Cambodia	0	0	0	0	0	0	0	0	0
Cameroon	1	1	0	0	1	0	0	0	8
Canada	39	39	0	0	12	0	0	0	437
Cape Verde	0	0	0	0	0	0	0	0	0
Central African Republic	4	1	3	0	0	0	0	0	10
Chad	0	0	0	0	0	0	0	0	0
Chile	21	9	0	0	13	0	0	0	176
China	201	200	0	0	1	0	0	0	723
Colombia	16	15	1	0	2	0	0	0	182
Congo	0	0	0	0	0	0	0	0	0
Costa Rica	14	13	0	0	0	0	0	1	111
Côte d'Ivoire	0	0	0	0	0	0	0	0	0
Croatia	0	0	0	0	0	0	0	0	38
Cuba	0	0	0	0	0	0	0	0	5
Cyprus	0	0	0	0	0	0	0	0	1
Czech Republic	3	3	0	0	0	0	0	0	244
Democratic Republic of the Congo	0	0	0	0	0	0	0	0	0
Denmark	4	4	0	0	0	0	0	0	234
Djibouti	0	0	0	0	0	0	0	0	0
Dominica	0	0	0	0	0	0	0	0	11
Dominican Republic	26	26	0	0	0	0	0	0	77

<sup>30</sup> The numbers in this table include revisions to notifications.



Members	Number of notifications made in 2009	2.9	2.10	3.2	5.6	5.7	7.2	Not specified	Total number of notifications made since 1995
Mauritius	0	0	0	0	0	0	0	0	2
Mexico	19	19	0	0	0	0	0	0	366
Moldova	0	0	0	0	0	0	0	0	19
Mongolia	1	1	0	0	0	0	0	0	4
Morocco	0	0	0	0	0	0	0	0	23
Mozambique	0	0	0	0	0	0	0	0	0
Myanmar	0	0	0	0	0	0	0	0	0
Namibia	0	0	0	0	0	0	0	0	0
Nepal	0	0	0	0	0	0	0	0	0
Netherlands	1	1	0	0	0	0	0	0	618
New Zealand	3	2	1	0	0	0	0	0	80
Nicaragua	2	2	0	0	0	0	0	0	107
Niger	0	0	0	0	0	0	0	0	0
Nigeria	0	0	0	0	0	0	0	0	1
Norway	2	2	0	0	0	0	0	0	77
Oman	28	28	0	0	0	0	0	0	82
Pakistan	20	20	0	0	0	0	0	0	45
Panama	0	0	0	0	0	0	0	0	37
Papua New Guinea	0	0	0	0	0	0	0	0	1
Paraguay	5	4	0	0	1	0	0	0	26
Peru	2	2	0	0	0	0	0	0	25
Philippines	9	7	2	0	0	0	0	0	165
Poland	0	0	0	0	0	0	0	0	6
Portugal	0	0	0	0	0	0	0	0	0
Qatar	82	82	0	0	0	0	0	0	157
Romania	0	0	0	0	0	0	0	0	90
Rwanda	0	0	0	0	0	0	0	0	8
Saint Kitts and Nevis	0	0	0	0	0	0	0	0	0
Saint Lucia	1	1	0	0	0	0	0	0	48
Saint Vincent and the Grenadines	6	6	0	0	0	0	0	0	6
Saudi Arabia	90	88	0	0	1	0	0	1	114
Senegal	8	8	0	0	0	0	0	0	12
Sierra Leone	0	0	0	0	0	0	0	0	0
Singapore	1	1	0	0	0	0	0	0	24
Slovak Republic	1	1	0	0	0	0	0	0	45
Slovenia	7	6	0	0	0	0	0	1	96
Solomon Islands	0	0	0	0	0	0	0	0	0
South Africa	28	27	0	0	1	0	0	0	172
Spain	1	0	0	1	0	0	0	0	72
Sri Lanka	0	0	0	0	0	0	0	0	45
Suriname	0	0	0	0	0	0	0	0	0
Swaziland	0	0	0	0	0	0	0	0	0
Sweden	5	5	0	0	0	0	0	0	192
Switzerland	12	12	0	0	0	0	0	0	198
Taipei, Chinese	12	11	1	0	8	1	0	0	78
Tanzania	16	16	0	0	1	0	0	0	16
Thailand	41	40	0	0	1	0	0	0	434
Togo	0	0	0	0	0	0	0	0	0
Tonga	0	0	0	0	0	0	0	0	0
Trinidad and Tobago	21	18	3	0	0	0	0	0	79

Members	Number of notifications made in 2009	2.9	2.10	3.2	5.6	5.7	7.2	Not specified	Total number of notifications made since 1995
Tunisia	2	2	0	0	0	0	0	0	26
Turkey	2	2	0	0	1	0	0	0	7
Uganda	9	8	0	0	1	0	0	0	46
Ukraine	26	26	0	0	0	0	0	0	44
United Arab Emirates	12	11	0	0	1	0	0	0	26
United Kingdom	4	4	0	0	0	0	0	0	41
United States	71	57	0	13	0	1	0	0	714
Uruguay	2	1	0	0	1	0	0	0	7
Viet Nam	5	5	0	0	2	0	0	0	9
Zambia	0	0	0	0	0	0	0	0	44
Zimbabwe	0	0	0	0	0	0	0	0	0
<b>TOTAL</b>	<b>1490</b>	<b>1394</b>	<b>25</b>	<b>14</b>	<b>126</b>	<b>5</b>	<b>0</b>	<b>3</b>	<b>11564</b>

E. OBSERVATION OF THE RECOMMENDED COMMENT PERIOD BY MEMBERS IN 2009

Number of notifications made with comment period						
Member	Less than 45 days	45-59 days	60 days or more	Not specified, lapsed or stated as non-applicable	Of which notified under Articles 2.10 and 5.7	Total
Albania	0	0	5	0	0	5
Argentina	5	0	2	6	0	13
Bahrain	0	0	82	0	0	82
Brazil	19	2	9	7	0	37
Cameroon	0	0	0	1	0	1
Canada	5	16	16	1	0	38
Central African Republic	0	0	0	4	3	4
Chile	2	13	4	0	0	19
China	1	0	200	0	0	201
Colombia	0	0	14	1	1	15
Costa Rica	1	0	9	4	0	14
Czech Republic	0	3	0	0	0	3
Denmark	0	1	2	0	0	3
Dominican Republic	0	0	0	24	0	24
Ecuador	0	0	14	5	2	19
Egypt	0	0	9	0	0	9
El Salvador	0	0	14	0	0	14
Estonia	0	0	2	0	0	2
European Union	0	0	62	1	1	63
Finland	2	0	2	0	0	4
Former Yugoslav Republic of Macedonia	0	0	3	0	0	3
France	0	0	9	2	0	11
Georgia	1	0	0	0	0	1
Germany	0	0	3	0	0	3
Ghana	0	0	0	1	0	1
Guatemala	0	0	3	0	0	3
Honduras	0	0	4	0	0	4
Hong Kong, China	0	3	1	0	0	4
Hungary	0	1	0	0	0	1
India	0	2	0	0	0	2
Indonesia	0	0	8	5	4	13
Israel	9	1	124	1	0	135
Italy	0	0	1	0	0	1
Jamaica	0	0	2	0	0	2
Japan	4	4	24	1	0	33
Kenya	0	0	61	8	5	69
Korea, Republic of	8	1	45	3	0	57
Kuwait	0	0	4	0	0	4
Kyrgyz Republic	0	0	4	0	0	4
Lithuania	0	0	3	0	0	3
Malaysia	0	0	0	1	0	1
Mexico	3	1	4	7	0	15
Mongolia	1	0	0	0	0	1
Netherlands	0	0	1	0	0	1
New Zealand	1	1	0	1	1	3
Nicaragua	0	0	2	0	0	2
Norway	0	0	2	0	0	2



<b>Number of notifications made with comment period</b>						
<b>Member</b>	<b>Less than 45 days</b>	<b>45-59 days</b>	<b>60 days or more</b>	<b>Not specified, lapsed or stated as non-applicable</b>	<b>Of which notified under Articles 2.10 and 5.7</b>	<b>Total</b>
Oman	0	1	27	0	0	28
Pakistan	5	0	0	15	0	20
Paraguay	0	0	2	0	0	2
Peru	0	0	1	0	0	1
Philippines	4	3	0	1	1	8
Qatar	0	0	82	0	0	82
Saint Lucia	1	0	0	0	0	1
Saint Vincent and the Grenadines	0	0	6	0	0	6
Saudi Arabia	1	0	88	0	0	89
Senegal	1	0	0	7	0	8
Singapore	0	0	1	0	0	1
Slovak Republic	0	0	1	0	0	1
Slovenia	0	2	5	0	0	7
South Africa	2	15	8	2	0	27
Spain	1	0	0	0	0	1
Sweden	0	0	5	0	0	5
Switzerland	1	1	10	0	0	12
Taipei, Chinese	1	0	11	0	0	12
Tanzania	0	0	16	0	0	16
Thailand	0	0	27	14	0	41
Trinidad and Tobago	7	13	0	1	0	21
Tunisia	2	0	0	0	0	2
Turkey	0	0	2	0	0	2
Uganda	0	0	8	0	0	8
Ukraine	0	0	18	8	0	26
United Arab Emirates	0	0	12	0	0	12
United Kingdom	0	0	4	0	0	4
United States	37	17	10	4	0	68
Uruguay	1	1	0	0	0	2
Viet Nam	0	0	5	0	0	5
<b>TOTAL</b>	<b>125</b>	<b>102</b>	<b>1106</b>	<b>136</b>	<b>18</b>	<b>1469</b>

F. TBT TECHNICAL ASSISTANCE UNDERTAKEN BY THE WTO SECRETARIAT IN 2009

1. Geneva-Based Events

Date	Activity	Participants	Venue	Organized by
16-18 March 2009	Workshop on the Roll of International Standards in Economic Development	All Members	Geneva	WTO

2. Regional Workshops

Date	Region	Venue	Organized by	Other participating organizations
12-14 May 2009	Africa (English)	Port Louis, Mauritius	WTO	CODEX, SADC UNIDO
24-26 November 2009	Asia	Hanoi, Viet Nam	WTO	IEC, ISO, UNIDO

3. Member Workshops

Date	Venue	Organized by	Other participating organizations
24-25 February 2009	Jordan (TBT)	WTO	
24-25 March 2009	Oman (TBT/SPS)	WTO	

4. Trade Policy Courses covering, *inter alia*, the TBT Agreement

(a) Geneva-Based

Date	Name of course (language)	Organized by
January-April 2009	47 <sup>th</sup> Trade Policy Course (English)	WTO (ITTC)
April-July 2009	48 <sup>th</sup> Trade Policy Course (French)	WTO (ITTC)

(b) Regional

Date	Region	Venue	Organized by
19 January-10 April 2009	Latin America	Colombia	WTO (ITTC)
18 May-7 August 2009	Asia and Pacific	Singapore	WTO (ITTC)

<b>Date</b>	<b>Region</b>	<b>Venue</b>	<b>Organized by</b>
1 June-21 August 2009	Africa (English)	Swaziland	WTO (ITTC)
28 September-18 December 2009	Africa (French)	Benin	WTO (ITTC)

**5. eTraining: Online Courses**

<b>Date</b>	<b>Name of course (language)</b>	<b>Organized by</b>
January- February 2009	Introduction to Technical Barriers to Trade (English)	WTO (ITTC)
May-June 2009	Introduction to Technical Barriers to Trade (French)	WTO (ITTC)
May-June 2009	Introduction to Technical Barriers to Trade (English)	WTO (ITTC)
November-December 2009	Introduction to Technical Barriers to Trade (Spanish)	WTO (ITTC)

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