

WORLD TRADE ORGANIZATION

G/TBT/25
4 March 2009

(09-1109)

Committee on Technical Barriers to Trade

FOURTEENTH ANNUAL REVIEW OF THE IMPLEMENTATION AND OPERATION OF THE TBT AGREEMENT

Note by the Secretariat¹

1. The Committee on Technical Barriers to Trade² (the Committee) will conduct its Fourteenth Annual Review of the Implementation and Operation of the TBT Agreement under Article 15.3 at its next meeting on 18-19 March 2009. 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 2008.

I.	MEETINGS OF THE COMMITTEE	2
II.	TRANSPARENCY PROCEDURES	3
III.	TECHNICAL ASSISTANCE AND SPECIAL AND DIFFERENTIAL TREATMENT	7
IV.	DISPUTES INVOLVING PROVISIONS OF THE TBT AGREEMENT	9
V.	ANNEXES	13
A.	LIST OF WTO MEMBERS AND OBSERVERS	13
B.	LIST OF TBT DOCUMENTS ISSUED DURING THE YEAR 2008	15
C.	SPECIFIC TRADE CONCERNS RAISED IN 2008	20
D.	NOTIFICATIONS MADE BY MEMBERS AND BY RELEVANT ARTICLES OF THE TBT AGREEMENT IN 2008 AND SINCE THE ENTRY INTO FORCE OF THE AGREEMENT	29
E.	OBJECTIVES AND RATIONALES STATED IN TBT NOTIFICATIONS IN 2008	33
F.	OBSERVATION OF THE RECOMMENDED COMMENT PERIOD BY MEMBERS IN 2008	34
G.	TBT TECHNICAL ASSISTANCE UNDERTAKEN BY THE WTO SECRETARIAT IN 2008	36

¹ 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.

² 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 Ms Xueyan GUO (China) as its Chairperson for the year 2008-2009.

3. Three meetings were held in 2008 (20 March, 1-2 July and 5-6 November 2008).³ 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 2008, two Members submitted new statements under Article 15.2, while eight issued revisions or supplements to existing statements.⁴

4. Fifty-nine specific trade concerns, thirty-three 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.⁵

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. In particular, with a view to deepening understanding of the contribution good regulatory practice can make to the implementation of the TBT Agreement and advancing its work in this area, the Committee held a workshop on good regulatory practice on 18-19 March 2008. This workshop addressed the following topics: general approaches of Members to good regulatory practice; internal transparency and consultative mechanisms; regulatory impact assessment and regulatory cooperation initiatives between Members.⁶

6. The Committee agreed to hold a workshop on the "Role of International Standards in Economic Development" on 16-17 March 2009.⁷ The Committee also agreed on a timeline for the preparation of the Fifth Triennial Review of the Implementation and Operation of the TBT Agreement under Article 15.4.⁸

7. At its meeting on 20 March 2008, the Committee adopted its report of the Thirteenth Annual Review of the Implementation and Operation of the TBT Agreement under Article 15.3 (G/TBT/23). At the same meeting, the Committee carried out the Thirteenth 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.12), a list of standardizing bodies that have accepted the Code

³ G/TBT/M/44, G/TBT/M/45 and G/TBT/M/46.

⁴ 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.8. The two new statements were from Albania (G/TBT/2/Add.99) and Ukraine (G/TBT/2/Add.100). Switzerland (G/TBT/2/Add.7/Rev.1), Indonesia (G/TBT/2/Add.3/Rev.2), Ghana (G/TBT/2/Add.76/Rev.1), Paraguay (G/TBT/2/Add.91/Rev.1) and Peru (G/TBT/2/Add.29/Rev.2) submitted revisions to their original statements. Israel (G/TBT/2/Add.72/Suppl.1), Colombia (G/TBT/2/Add.18/Rev.2/Suppl.1 and Suppl.2), Mexico (G/TBT/2/Add.14/Suppl.1) and El Salvador (G/TBT/2/Add.78/Suppl.1) submitted supplements to their original statements.

⁵ A list of the specific trade concerns raised in 2008 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.1.

⁶ A summary report of the workshop on good regulatory practice is contained in G/TBT/W/287. The Chairman's Report of the workshop to the TBT Committee is contained in G/TBT/M/44, Annex 1.

⁷ The draft programme for the workshop is contained in document Job(08)/107/Rev.2.

⁸ The timeline is contained in document G/TBT/M/46, page 69. 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.

since 1 January 1995 (G/TBT/CS/2/Rev.14) and the Thirteenth Edition of the WTO TBT Standards Code Directory prepared by the ISO/IEC Information Centre.

8. The Committee carried out, at its meeting on 5-6 November 2008, the Seventh Annual Transitional Review mandated in the Protocol of Accession of the People's Republic of China (G/TBT/24).

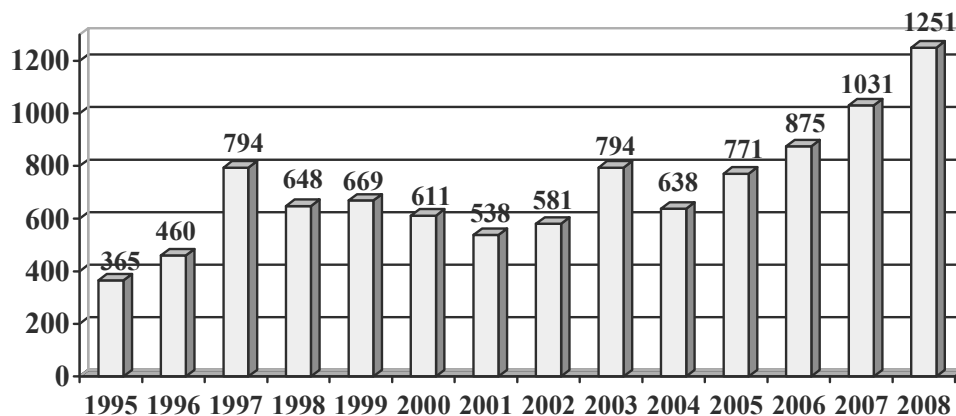
9. During the reporting period, representatives of the Codex, IEC, ISO, ITC, OECD, OIML, UNECE and UNIDO updated the Committee on activities relevant to the work of the TBT Committee, including on technical assistance.

II. TRANSPARENCY PROCEDURES⁹

(i) Notifications of technical regulations and conformity assessment procedures

10. In 2008, Members submitted 1251 new notifications of technical regulations and conformity assessment procedures.¹⁰ Since the entry into force of the Agreement on 1 January 1995, up to 31 December 2008, 10,026 such notifications have been made by 106 Members.

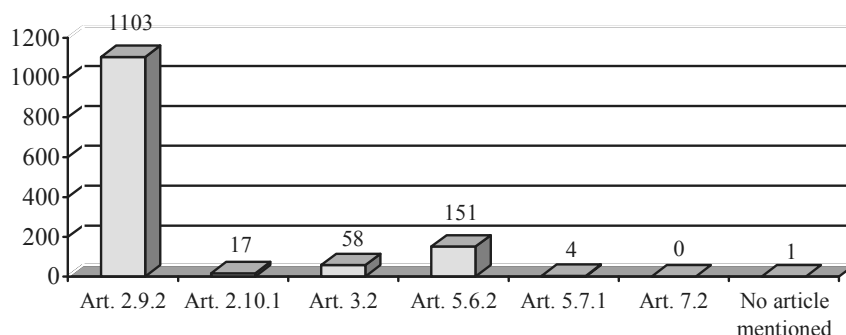
Figure 1: Total Number of TBT Notifications since 1995



⁹ The data for the graphs in this section are drawn from the tables in Annexes D, E and F.

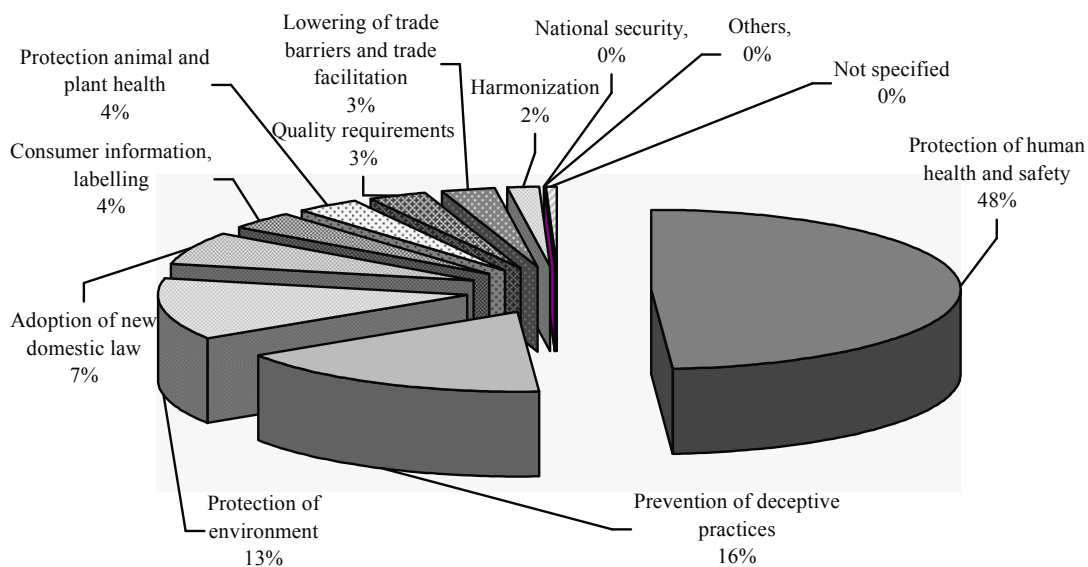
¹⁰ Monthly summaries of TBT notifications for 2008 are contained in documents G/TBT/GEN/N/85-

Figure 2: Notifications in 2008 by Article¹¹



11. Amongst the 1,251 notifications received in 2008, the following objectives were mentioned by Members: protection of human health or safety (in 818 notifications); prevention of deceptive practices (in 283 notifications); protection of the environment (in 211 notifications); consumer information and labelling (in 60 notifications); quality requirements (in 50 notifications); adoption of new domestic law (in 109 notifications); harmonization (in 27 notifications); protection of animal or plant life or health (in 59 notifications); lowering or removal of trade barriers and trade facilitation (in 46 notifications), and national security requirements (in 1 notification). 365 notifications referred to more than one objective, 2 notifications referred to other objectives, and one did not specify any objective.

Figure 3: Notifications in 2008 by Objective¹²

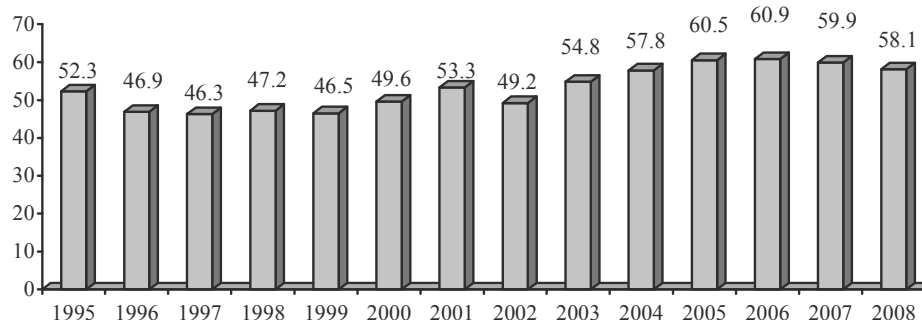


¹¹ 83 notifications indicated more than one article.

¹² 365 notifications referred to two or more objectives.

12. 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.¹³ In 2008, Members allowed an average of 58.1 days for comments. 136 notifications either did not specify a comment period, or stated it as non applicable or had a comment period which had lapsed. Figure 4 shows the average time allowed for comments since 1995.

Figure 4: Average Number of Days Allowed for Comments since 1995



(ii) *Notifications under Article 10.7*

13. In 2008, fifty-four new notifications were made under Article 10.7 regarding agreements on issues related to technical regulations, standards or conformity assessment procedures. These are: (i) a notification by Mongolia on an agreement between the Mongolian National Center For Standardization and Metrology and the Committee of Ukraine for Standardization, Metrology and Certification (G/TBT/10.7/N/54); and (ii) fifty-three notifications made by Ukraine following its accession to the WTO on several agreements between the Government of Ukraine and other WTO Members (G/TBT/10.7/N/55-106).

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

14. In 2008, three standardizing bodies from three Members notified their acceptance of the Code of Good Practice (Ukraine, Swaziland and Namibia).¹⁴ In addition, a notification of acceptance of the Code of Good Practice by Viet Nam was made in January 2009.¹⁵ Since the entry into force of the Agreement and up until February 2009, 159 standardizing bodies from 119 Members have adhered to the Code.¹⁶ Document G/TBT/CS/2/Rev.15 contains the list, by Member, of standardizing bodies that have accepted the Code since 1 January 1995 up until January 2009. The ISO/IEC Information

¹³ G/TBT/1/Rev.9, page 18.

¹⁴ G/TBT/CS/N/172-174.

¹⁵ G/TBT/CS/N/175.

¹⁶ Notifications of acceptance of the Code by standardizing bodies of Members are contained in documents G/TBT/CS/N/1-175. Notifications G/TBT/CS/N/118 and 138 have been cancelled. A list of standardizing bodies having accepted the Code of Good Practice in 2008 is contained in document G/TBT/CS/1/Add.13. In 2008, three standardizing bodies have withdrawn from the Code of Good Practice (G/TBT/CS/N/107/Corr.1, G/TBT/CS/N/14/Corr.1, G/TBT/CS/N/121/Corr.1). In addition, standardizing bodies from eight WTO observers - Algeria (2003), 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.

Centre has prepared the Fourteenth 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*

15. 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 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.2.
- (b) The list of WTO TBT Enquiry Points under Articles 10.1 and 10.3 is contained in document G/TBT/ENQ/35. The addresses of Enquiry Points are also available on the TBT Website.¹⁷
- (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.¹⁸

¹⁷ See http://www.wto.org/english/tratop_e/tbt_e/tbt_enquiry_points_e.htm.

¹⁸ Interested persons can subscribe to the mailing list at: http://www.wto.org/english/tratop_e/tbt_e/tbt_mailing_list_e.htm.

III. TECHNICAL ASSISTANCE AND SPECIAL AND DIFFERENTIAL TREATMENT¹⁹

(i) *Regional Workshops*

16. In 2008, the Secretariat organized three regional workshops in:

- (a) Austria, for Central and Eastern Europe, Central Asia and the Caucasus²⁰
- (b) Morocco, for French-speaking African countries;²¹ and
- (c) Barbados, for Caribbean countries.²²

17. 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.²³ In addition, experts from Members were invited to share experiences with respect to the implementation of the Agreement and the work of the Committee.²⁴ Co-operation was also received from regional partners: for instance, UEMOA provided inputs to the workshop for French-speaking African countries held in Morocco and the Caribbean Regional Organization for Standards and Quality (CROSQ) provided inputs to the workshop held in Barbados.

(ii) *First Specialized Course on the Agreement on Technical Barriers to Trade*

18. For the first time, a two-week Specialized Course on the TBT Agreement was held in Geneva on 27 October – 7 November 2008. The course, which was participatory in nature, aimed at promoting a greater understanding of the TBT Agreement and at identifying concrete initiatives to deal with implementation challenges in a practical manner. Twenty-five participants from developing

¹⁹ A complete list of 2008 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

²⁰ Albania, Armenia, Croatia, Georgia, Former Yugoslav Republic of Macedonia, Israel, Kyrgyz Republic, Moldova, Turkey (Members), Afghanistan, Azerbaijan, Belarus, Bosnia and Herzegovina, Iran, Kazakhstan, Montenegro, Russian Federation, Serbia, Tajikistan, Ukraine and Uzbekistan (Observers) were invited.

²¹ Algeria, Angola, Benin, Burkina Faso, Burundi, Cameroun, Cap-Vert, Central African Republic, Chad, Comores, Congo, Côte d'Ivoire, Democratic Republic of Congo, Djibouti, Gabon, Guinée, Guinée-Bissau, Guinée équatoriale, Madagascar, Mali, Morocco, Mauritania, Niger, Sao Tomé-et-Principe, Senegal, Togo and Tunisia were invited.

²² Antigua and Barbuda, Bahamas, Barbados, Belize, Dominica, Grenada, Guyana, Haiti, Jamaica, Montserrat, St. Kitts and Nevis, St. Lucia, St. Vincent and the Grenadines, Suriname and Trinidad and Tobago were invited.

²³ IEC participated in the Vienna, Morocco and Barbados workshops. ISO and UNIDO participated in the Vienna and Morocco Workshops. Codex participated in the Morocco workshop.

²⁴ Experts from the European Communities participated in the Vienna workshop. Experts from the United States and Canada participated in the Barbados workshop.

country Members and Observers, as well as least-developed countries, participated in the course.²⁵ The Course comprised of a series of sessions and practical exercises related to the implementation of the TBT Agreement. The first week included both general sessions to increase overall understanding of the Agreement and focused sessions on such topics as transparency, use of international standards, conformity assessment procedures and dispute settlement. The second week covered good regulatory practice, technical assistance and focused particularly on the operation of the TBT Committee: participants also attended the Committee meeting on 5-6 November to observe how the Committee conducted its work and to familiarize themselves with its rules and procedures. Representatives from other relevant international organizations, from WTO Members as well as from various divisions in the WTO Secretariat provided inputs to the Course.²⁶ As part of the Course, each participant prepared an Action Plan to address implementation challenges in their respective countries. An on-line forum was put in place to facilitate follow-up of the Course.

(iii) *National Workshops*

19. In response to requests received from individual Members, national workshops were organized in Cuba, Philippines and Mongolia. Training on the TBT Agreement was also provided on SPS/TBT workshops in Rwanda and Belize. 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.

(iv) *E-training*

20. Three e-training courses on the TBT Agreement were held in 2008. These online courses were addressed to government officials from developing country Members and Observers and covered all aspects of the TBT Agreement.²⁷

(v) *Trade Policy Courses*

21. TBT training was 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 Jamaica for the Caribbean region, in Singapore for Asia and Benin for French-speaking African countries. Other technical assistance activities include the Geneva-based Workshop on Good Regulatory Practice (see paragraph 5, above).²⁸

²⁵ Participants were from: Argentina, Bangladesh, Bhutan, Botswana, Cambodia, China, Ecuador, Egypt, FYROM, India, Jordan, Lesotho, Madagascar, Malawi, Mauritius, Mongolia, Nepal, Nigeria, Sudan, Suriname, Trinidad and Tobago, Turkey, Ukraine, Viet Nam and Yemen.

²⁶ Representatives from ISO, IEC, UNIDO, UN/ECE and the Advisory Centre on WTO Law participated in the Course. Additionally, experts from the United States, Mexico and the European Communities also provided inputs to the Course.

²⁷ In total, 300 participants from 82 WTO Members and Observers successfully completed TBT e-training courses in 2008.

²⁸ Participation of one hundred and two officials from developing country Members was sponsored through the WTO Global Trust Fund.

IV. DISPUTES INVOLVING PROVISIONS OF THE TBT AGREEMENT

22. The state of play during the year 2008 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
1. Requests for consultations in 2008				
DS386	United States – Certain Country of Origin Labelling Requirements	Mexico	On 22 December 2008, Mexico requested consultations with the United States concerning the mandatory country of origin labelling (COOL) provisions in the <i>Agricultural Marketing Act</i> of 1946, as amended by the <i>Farm, Security and Rural Investment Act of 2002</i> and the <i>Food, Conservation and Energy Act of 2008</i> , and as implemented through the regulations published as 7 CFR Parts 60 and 65 (WT/DS386/1).	2
DS384	United States – Certain Country of Origin Labelling (COOL) Requirements	Canada	On 4 December 2008, Canada requested consultations with the United States concerning the mandatory country of origin labelling (COOL) provisions in the <i>Agricultural Marketing Act</i> of 1946 as amended by the 2008 Farm Bill (<i>Food, Conservation and Energy Act, 2008</i>) and as implemented through the Interim Final Rule of 28 July 2008 (WT/DS384/1).	2
DS381	United States – Measures concerning the Importation, Marketing and Sale of Tuna and Tuna Products	Mexico	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: <i>United States Code</i> , Title 16, Section 1385 ("Dolphin Protection Consumer Information Act"); <i>Code of Federal Regulations</i> , 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).	2, 5, 6 and 8
2. Pending Consultations				
DS369	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
DS279	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

DS263	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
DS233	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
DS203	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
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				
DS291 DS292 DS293	European Communities – Measures Affecting the Approval and Marketing of Biotech Products	United States, (DS291), Canada (DS292) and Argentina (DS293)	<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</p>	<p>United States: 2 and 5</p> <p>Canada: 2.1, 2.2, 2.8, 5.1 and 5.2</p> <p>Argentina 2, 5 and 12</p>

			<p>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>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>	
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V. ANNEXES

A. LIST OF WTO MEMBERS AND OBSERVERS

Members²⁹

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	Moldova	Ukraine
Dominica	Mexico	United Arab Emirates
Dominican Republic	Mongolia	United Kingdom
Ecuador	Morocco	United States
Egypt	Mozambique	Uruguay
El Salvador	Myanmar	Venezuela (Bolivarian
Estonia	Namibia	Republic of)

²⁹ Members on 31 January 2009.

European Communities	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 Governments³⁰

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

Observer Organizations

African, Caribbean and Pacific Group of States (ACP)³¹
Asociación Latinoamericana de Integración (ALADI)³⁰
European Free Trade Association (EFTA)³⁰
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)
International Organization for Legal Metrology (OIML)³⁰
United Nations Conference on Trade and Development (UNCTAD)
United Nations Economic Commission for Europe (UN/ECE)
United Nations Industrial Development Organization (UNIDO)³⁰
World Health Organization (WHO)
WHO/FAO Codex Alimentarius Commission
The World Bank

³⁰ Observers on 31 January 2009.

³¹ Observer status on an *ad hoc* basis.

B. LIST OF TBT DOCUMENTS ISSUED DURING THE YEAR 2008

Document Reference	Date of Issue	Title
1. Working Documents (G/TBT/W/ -)		
G/TBT/W/284	18 March 2008	Production And Labelling Of Organic Products (Communication from Argentina Concerning Regulation (EC) No. 834/07 Notified as Document G/TBT/N/EEC/101)
G/TBT/W/285	19 March 2008	Determining the Need to Regulate (Communication from the United States)
G/TBT/W/286	30 April 2008	System for the Registration, Evaluation, Authorisation and restriction of Chemicals (REACH) (Communication by Argentina)
G/TBT/W/287	6 June 2008	Summary Report of the TBT Workshop on Good Regulatory Practice 18-19 March 2008 (Note by the Secretariat)
G/TBT/W/288	23 June 2008	Specific Trade Concerns Relating to Access of Ferro-Nickel to the European Union Market (Communication from Colombia)
G/TBT/W/289	26 June 2008	System for the Registration, Evaluation, Authorisation and restriction of Chemicals (REACH) (Communication by Argentina)
G/TBT/W/290	26 June 2008	Utilization of Traditional Expressions or Additional Quality Terms with Respect to Wines (EC Regulations Nos. 753/02 and 316/04) (Communication from Argentina)
G/TBT/W/291	27 June 2008	Production and Labelling of Organic Products (Communication from Argentina)
G/TBT/W/292	21 October 2008	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/293	28 October 2008	Transitional Review Mechanism pursuant to Section 18 of the Protocol on the Accession of the People's Republic of China (Questions and Comments Japan to China)
G/TBT/W/294	28 October 2008	The Regulators' Forum: A New Zealand Example of Domestic Regulatory Coordination (Submission by New Zealand)
G/TBT/W/295	30 October 2008	A Menu of Options: New Zealand's Approach to Mutual Recognition Arrangements (Mras) and Regulatory Cooperation Arrangements (Submission by New Zealand)
G/TBT/W/296	4 November 2008	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)
G/TBT/W/297	4 November 2008	Specific Trade Concerns Relating to Access of Ferro-Nickel to the European Union Market (Communication from Colombia)

Document Reference	Date of Issue	Title
G/TBT/W/298	4 November 2008	Specific Trade Concerns Relating to Access of Foods to the European Union Market (Communication from Colombia)
G/TBT/W/299	4 November 2008	Specific Trade Concerns Relating to Access of Pharmaceuticals to the Argentinean Market (Communication from Colombia)
G/TBT/W/300	5 November 2008	China's Transitional Review Mechanism (Communication from the European Communities)
G/TBT/W/301	11 November 2008	Specific Trade Concerns of Cuba Relating to the 31st Adaptation to Technical Progress of Directive 67/548/EEC of the European Communities on the Control of Dangerous Chemical Substances (G/TBT/N/EEC/212), Establishing the Classification of Nickel Substances (Communication from Cuba)
G/TBT/W/302	26 November 2008	Comments of the Dominica Republic on the Proposed EC Classification of Nickel Substances in the 31 st ATP (Communication from the Dominican Republic)
G/TBT/W/303	9 December 2008	Technical Assistance Activities in the TBT Field (European Commission and EU Member States funded. Active Projects in 2006-2007) (Submission by the European Communities)
2. Minutes of the Meetings (G/TBT/M/ -)		
G/TBT/M/44	10 June 2008	Minutes of the Meeting of 20 March 2008 (Note by the Secretariat)
G/TBT/M/45	9 September 2008	Minutes of the Meeting of 1-2 July 2008 (Note by the Secretariat)
G/TBT/M/46	23 January 2008	Minutes of the Meeting of 5-6 November 2008 (Note by the Secretariat)

3. General Documents (G/TBT/GEN/ -)		
G/TBT/GEN/N/85-96	January 2008 – January 2009	Notifications issued from December 2007 to December 2008
G/TBT/GEN/1/Rev.7	7 March 2008	Statements on Implementation and Administration of the Agreement under Article 15.2 (Note by the Secretariat - Revision)
G/SPS/GEN/491/Add.8 G/TBT/GEN/7/Add.8	14 November 2008	Communication from Mexico
G/TBT/GEN/39/Rev.1	7 March 2008	List of members' publications in relation to technical regulations, conformity assessment procedures and standards (Note by the Secretariat)
G/TBT/GEN/67 and Rev.1	11 March 2008 17 March 2008	Programme of the Workshop on Good Regulatory Practice; 18-19 March 2008
G/TBT/GEN/68	23 April 2008	IEC Report on activities in developing countries (November 2007– March 2008)
G/TBT/GEN/69	23 April 2008	Information on activities of the Codex Alimentarius Commission
G/TBT/GEN/70	23 April 2008	TBT Technical Assistance Activities in 2008; Information from the Secretariat
G/TBT/GEN/71	28 July 2008	Information on activities of the Codex Alimentarius Commission
G/TBT/GEN/72	28 July 2008	IEC Statement to the TBT Committee
G/TBT/GEN/73	28 July 2008	TBT Technical Assistance Activities in 2008; Information from the Secretariat
G/TBT/GEN/74	25 September 2008	Specific Trade Concerns raised in the TBT Committee
G/TBT/GEN/75	28 November 2008	Information on activities of the Codex Alimentarius Commission
G/TBT/GEN/76	15 December 2008	IEC Activities in Developing Countries
G/TBT/GEN/77	15 December 2008	TBT Technical Assistance Activities in 2008 (Information from the Secretariat)
G/TBT/GEN/78	15 December 2008	Update on ISO and conformity assessment
G/TBT/GEN/79	15 December 2008	Recently completed and forthcoming analytical work/events of OECD related to TBT)
4. Documents Relating to the Code of Good Practice (G/TBT/CS/ -)		
G/TBT/CS/1/Add.12	20 February 2008	List of Standardizing Bodies that have accepted the Code of Good Practice for the Preparation, Adoption and Application of Standards in 2008 (Note by the Secretariat)
G/TBT/CS/2/Rev.14	20 February 2008	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/107/ Corr.1	21 April 2008	Notification of Withdrawal - JAPAN/Ships and marine technology
G/TBT/CS/N/172	7 February 2008	Notification of Acceptance - Brunei Darussalam

4. Documents Relating to the Code of Good Practice (G/TBT/CS/ -) – cont'd		
G/TBT/CS/N/173	5 June 2008	Notification of Acceptance - Ukraine
G/TBT/CS/N/174	23 October 2008	Notification of Acceptance - Swaziland
5. Statements on the Implementation and Administration of the TBT Agreement (G/TBT/2/ -)		
G/TBT/2/Add.72/ Suppl.1	18 January 2008	Communication from Israel
G/TBT/2/Add.7/Rev.1	14 February 2008	Communication from Switzerland
G/TBT/2/Add.18/ Rev.2/Suppl.1 and Suppl.2	13 March 2008 18 September 2008	Communication from Colombia
G/TBT/2/Add.3/Rev.2	15 May 2008	Communication from Indonesia
G/TBT/2/Add.99	15 May 2008	Communication Albania
G/TBT/2/Add.100	30 May 2008	Communication from Ukraine
G/TBT/2/Add.76/ Rev.1	2 June 2008	Communication from Ghana
G/TBT/2/Add.91/ Rev.1	1 July 2008	Communication from Paraguay
G/TBT/2/Add.14/ Suppl.1	28 October 2008	Communication from Mexico
G/TBT/2/Add.29/Rev.2	3 December 2008	Communication from Peru
G/TBT/2/Add.78/ Suppl.1	8 December 2008	Communication from El Salvador
6. Other Documents		
G/TBT/1/Rev.9	8 September 2008	Decisions and Recommendations adopted by the TBT Committee since 1 January 1995
G/TBT/D/32	28 October 2008	United States - Measures concerning the importation, marketing and sale of tuna and tuna products (Request for Consultations by Mexico)
G/TBT/D/33	4 December 2008	United States – Certain Country of Origin Labelling (COOL) Requirements (Request for Consultations by Canada)
G/TBT/D/34	22 December 2008	United States – Certain Country of Origin Labelling (COOL) Requirements (Request for Consultations by Mexico)
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/23	20 February 2008	Thirteenth Annual Review of the Implementation and Operation of the TBT Agreement (Note by the Secretariat)
G/TBT/24	14 November 2008	Seventh Annual Transitional Review Mandated in Paragraph 18 of the Protocol of Accession of the People's Republic of China
G/TBT/ENQ/32 – 34 and 32/Corr.1	7 March, 2 April 26 June and 30 October 2008	National Enquiry Points (Note by the Secretariat)

7. Job documents (JOB(08)/ -)		
JOB(08)/16	8 March 2008	11 March 2008 TBT Committee Meeting Annotated Draft Agenda
JOB(08)/54	26 June 2008	1-2 July 2008 TBT Committee Meeting Annotated Draft Agenda
JOB(08)/107 and Rev.1	30 October 2008 18 December 2008	Workshop the Role of International Standards in Economic Development March 2009 Draft Programme
JOB(08)/108	31 October 2008	5-6 November 2008 TBT Committee Meeting Annotated Draft Agenda
JOB(08)/109	30 October 2008	Report (2008) of the Committee on Technical Barriers To Trade
JOB(08)/114	5 November 2008	Seventh 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 2008

I. New concerns (33)	
1. Brazil – Toys	
Raised by	China, European Communities, Malaysia, Thailand
Dates raised	March 2008 (G/TBT/M/44, paras. 210-220); July 2008 (G/TBT/M/45, paras. 121-126); November 2008 (G/TBT/M/46, paras. 4-9)
Relevant document(s)	G/TBT/N/BRA/259
2. Brazil – Wines	
Raised by	European Communities, United States
Dates raised	July 2008 (G/TBT/M/45, paras. 25-26); November 2008 (G/TBT/M/46, paras. 221-224)
Relevant document(s)	G/TBT/N/BRA/238 and G/TBT/N/BRA/289
3. Brazil – Regulation on Identification and Quality Standards of Ethyl Alcohol and other Spirits	
Raised by	European Communities, Mexico, United States
Dates raised	July 2008 (G/TBT/M/45, paras. 8-14); November 2008 (G/TBT/M/46, paras. 225-231)
Relevant document(s)	G/TBT/N/BRA/276-278 and Suppl.1
4. Canada – Mandatory Container Size	
Raised by	United States
Dates raised	March 2008 (G/TBT/M/44, paras 27-28)
Relevant document(s)	-
5. China – Proposed Regulations on Information Security	
Raised by	Canada, European Communities, Japan, Korea, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 34-37); July 2008 (G/TBT/M/45, paras. 135-141); November 2008 (G/TBT/M/46, paras. 232-242)
Relevant document(s)	G/TBT/N/CHN/278-290; G/TBT/W/292
6. China – Wines	
Raised by	European Communities
Dates raised	March 2008 (G/TBT/M/44, paras. 38-40); July 2008 (G/TBT/M/45, paras. 170-172); November 2008 (G/TBT/M/46, paras. 242-243)
Relevant document(s)	G/TBT/N/CHN/197
7. China – Excessive Packaging	
Raised by	European Communities, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 29-33); November 2008 (G/TBT/M/46, paras. 137-142)
Relevant document(s)	G/TBT/N/CHN/447 and Suppl.1

8. China – Energy Efficiency and Energy Efficiency Grades for Copy Machines	
Raised by	Japan
Dates raised	July 2008 (G/TBT/M/45, paras. 27-28); November 2008 (G/TBT/M/46, paras. 324-326)
Relevant document(s)	G/TBT/N/CHN/331, Rev.1 and Suppl.1
9. China – Brake linings for automobiles	
Raised by	European Communities
Dates raised	November 2008 (G/TBT/M/46, paras. 15-16)
Relevant document(s)	G/TBT/N/CHN/366 and Suppl.1
10. Chinese Taipei – Green Mark Products	
Raised by	Japan
Dates raised	November 2008 (G/TBT/M/46, paras. 32-33)
Relevant document(s)	-
11. European Communities – Lighters	
Raised by	China
Dates raised	March 2008 (G/TBT/M/44, paras. 24-26)
Relevant document(s)	G/TBT/N/EEC/178
12. Colombia – Regulation on Wine labelling	
Raised by	Chile
Dates raised	July 2008 (G/TBT/M/45, paras. 18-19)
Relevant document(s)	-
13. European Communities – Production and Labelling of Organic Products	
Raised by	Argentina, Ecuador
Dates raised	March 2008 (G/TBT/M/44, paras. 44-49); July 2008 (G/TBT/M/45, paras. 66-68)
Relevant document(s)	G/TBT/N/EEC/101 and Add.1; G/TBT/W/284 (ARG); G/TBT/W/291 (ARG)
14. European Communities – Capacity labelling of batteries and accumulators	
Raised by	Japan
Dates raised	November 2008 (G/TBT/M/46, paras. 128-130)
Relevant document(s)	-
15. European Communities – Proposal for a Regulation of the European Parliament and of the Council on Cosmetic Products	
Raised by	China
Dates raised	November 2008 (G/TBT/M/46, paras. 11-14)
Relevant document(s)	G/TBT/N/EEC/186 and Corr.1
16. European Communities – Novel foods	
Raised by	Colombia, Costa Rica, Ecuador, Mexico, Peru
Dates raised	November 2008 (G/TBT/M/46, paras. 25-31)
Relevant documents	G/TBT/N/EEC/188; G/TBT/W/298 (COL)

17. European Communities – Toys	
Raised by	China, Korea
Dates raised	March 2008 (G/TBT/M/44, paras. 41-43); July 2008 (G/TBT/M/45, paras. 173-175)
Relevant documents	G/TBT/N/EEC/184
18. European Communities – Dangerous Chemical Substances: Draft Commission Directive amending, for the 31st time, Council Directive 67/548/EEC	
Raised by	Australia, Botswana, Brazil, Canada, Chile, China, Colombia, Cuba, Dominican Republic, Ecuador, India, Indonesia, Japan, Korea, Mauritius, Philippines, South Africa, Turkey, United States, Venezuela, Zimbabwe
Dates raised	November 2008 (G/TBT/M/46, paras. 46-127)
Relevant document(s)	G/TBT/N/EEC/212; G/TBT/W/297 (COL); G/TBT/W/301 (CUB); G/TBT/W/302 (DOM)
19. European Communities – Napropamide	
Raised by	India
Dates raised	November 2008 (G/TBT/M/46, paras. 21-22)
Relevant document(s)	G/TBT/N/EEC/203 and Add.1
20. Germany – Changes in the Prohibition of Chemicals Ordinance	
Raised by	Chile, Israel
Dates raised	July 2008 (G/TBT/M/45, paras. 15-17)
Relevant document(s)	-
21. Germany – Ban on Seal Products	
Raised by	Canada, Norway
Dates raised	March 2008 (G/TBT/M/44, paras. 19-23); July 2008 (G/TBT/M/45, paras. 127-129); November 2008 (G/TBT/M/46, paras. 289-292)
Relevant document(s)	G/TBT/N/DEU/5 and Add.1
22. Indonesia – Zinc Coated Steel Sheet	
Raised by	Korea
Dates raised	July 2008 (G/TBT/M/45, paras. 20-21)
Relevant document(s)	G/TBT/N/IDN/17
23. Indonesia – Requirements for Rubber Hoses for LPG Gas Stoves	
Raised by	European Communities
Dates raised	July 2008 (G/TBT/M/45, paras. 22-24)
Relevant document(s)	G/TBT/N/IDN/19
24. Japan – Labelling Guidelines on Wagyu Beef	
Raised by	Australia, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 52-55)
Relevant document(s)	-

25. Korea – Country of Origin Labelling Requirements for Certain Imported Fruit	
Raised by	Mexico, United States
Dates raised	July 2008 (G/TBT/M/45, paras. 29-31)
Relevant document(s)	-
26. Korea – Import Review Process for Functional Cosmetics	
Raised by	United States
Dates raised	November 2008 (G/TBT/M/46, paras. 42-45)
Relevant document(s)	-
27. Moldova – Draft Law on Alcoholic Beverages	
Raised by	European Communities
Dates raised	March 2008 (G/TBT/M/44, para. 56)
Relevant document(s)	-
28. South Africa – Labelling and Advertising of Foodstuff	
Raised by	United States
Dates raised	March 2008 (G/TBT/M/44, paras. 50-51)
Relevant document(s)	G/TBT/N/ZAF/66
29. United States – Chemical Facility Anti-Terrorist Regulation	
Raised by	Chile, Israel
Dates raised	March 2008 (G/TBT/M/44, paras. 10-18); July 2008 (G/TBT/M/45, paras. 107-113)
Relevant document(s)	-
30. United States – Detection of contaminants in fuel containers	
Raised by	India
Dates raised	November 2008 (G/TBT/M/46, paras. 23-24)
Relevant document(s)	-
31. United States – Consumer Product Safety Improvement Act	
Raised by	China
Dates raised	November 2008 (G/TBT/M/46, paras. 4-10)
Relevant document(s)	G/TBT/N/USA/421
32. United States – Olive Oil	
Raised by	European Communities
Dates raised	November 2008 (G/TBT/M/46, paras. 17-20)
Relevant document(s)	G/TBT/N/USA/395
33. United States – Requirements to combat illegal logging	
Raised by	Argentina, Canada, European Communities, Switzerland
Dates raised	November 2008 (G/TBT/M/46, paras. 34-41)
Relevant document(s)	G/TBT/N/USA/424 and Corr.1

II. Previously raised concerns (26)	
34. Argentina – Measures affecting market access for pharmaceutical products	
In 2008, raised by	Colombia, Chile, Paraguay
Dates raised	July 2008 (G/TBT/M/45, paras. 142-145); November 2008 (G/TBT/M/46, paras. 304-306)
First raised in	November 2007 (G/TBT/M/43, paras. 6-8)
Relevant document(s)	G/TBT/W/280 (COL); G/TBT/W/299 (COL)
35. Brazil – Registration requirements for medical devices	
In 2008, raised by	Canada, European Communities, Switzerland, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 212-218); July 2008 (G/TBT/M/45, paras. 146-150); November 2008 (G/TBT/M/46, paras. 284-288)
First raised in	July 2007 (G/TBT/M/42, paras. 58-61)
Relevant document(s)	-
36. Canada – Compositional requirements for cheese	
In 2008, raised by	Australia, European Communities, New Zealand, Switzerland, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 163-175); July 2008 (G/TBT/M/45, paras. 176-180); November 2008 (G/TBT/M/46, paras. 293-303)
First raised in	July 2007 (G/TBT/M/42, paras. 4-13)
Relevant document(s)	G/TBT/N/CAN/203
37. China – Administration on the Control of Pollution Caused by Electronic Information Products	
In 2008, raised by	European Communities, Japan, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 204-205)
First raised	November 2005 (G/TBT/M/37 paras. 3-4)
Relevant document(s)	G/TBT/N/CHN/140, Add.1
38. China – Revision of the list of toxic chemicals severely restricted in the People's Republic of China in the regulation for environmental management on the first import of chemicals and the import and export of toxic chemicals	
In 2008, raised by	European Communities, Japan
Dates raised	March 2008 (G/TBT/M/44, paras. 193-195); July 2008 (G/TBT/M/45, paras. 183-185)
First raised in	March 2006 (G/TBT/M/38, paras. 25-31)
Relevant document(s)	-

39. China – Domestic gas cooking appliances	
In 2008, raised by	European Communities
Dates raised	March 2008 (G/TBT/M/44, paras. 221-222); July 2008 (G/TBT/M/45, paras. 164-165)
First raised in	March 2006 (G/TBT/M/38, paras. 38-41)
Relevant document(s)	G/TBT/N/CHN/237
40. China – Draft Standards on Lithium Batteries for Mobile Phones	
In 2008, raised by	European Communities, Japan, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 212-218); July 2008 (G/TBT/M/45, paras. 146-150); November 2008 (G/TBT/M/46, paras. 284-288)
First raised in	November 2007 (G/TBT/M/43 paras. 157-180)
Relevant document(s)	G/TBT/22
41. China – Compulsory Certification (CCC) System	
In 2008, raised by	European Communities
Dates raised	November 2008 (G/TBT/M/46 paras. 131-136)
First raised in	October 2002 (G/TBT/M/46)
Relevant document(s)	G/TBT/N/CHN/399 and Suppl.1; G/TBT/W/182 (EEC)
42. European Communities – Dangerous Chemical Substances: Draft Commission Directive amending, for the 30th time, Council Directive 67/548/EEC	
In 2008, raised by	Argentina, Australia, Brazil, Canada, Chile, China, Colombia, Cuba, Dominican Republic, Indonesia, Japan, Malaysia, Philippines, South Africa, Turkey, United States, Zimbabwe
Dates raised	March 2008 (G/TBT/M/44, paras. 57-108); July 2008 (G/TBT/M/45, paras. 76-106)
First raised in	July 2007 (G/TBT/M/42, paras. 29-48)
Relevant document(s)	G/TBT/N/EEC/151; G/TBT/W/288 (COL)
43. European Communities – Regulation on the Registration, Evaluation and Authorization of Chemicals (REACH)	
In 2008, raised by	Argentina, Australia, Botswana, Brazil, Canada, Chile, China, Chinese Taipei, Cuba, Dominican Republic, Egypt, Indonesia, Japan, Korea, Mexico, Pakistan, Philippines, Qatar, South Africa, Switzerland, Thailand, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 109-149); July 2008 (G/TBT/M/45, paras. 32-68); November 2008 (G/TBT/M/46, paras. 145-202)
First raised in	March 2003 (G/TBT/M/29 paras. 36-44)
Relevant document(s)	G/TBT/N/EEC/52 and Add.1-5; Add.3/Rev.1; G/TBT/W/208 (EEC); G/TBT/W/286 (ARG); G/TBT/W/289 (ARG); G/TBT/GEN/46 (SGP)
44. European Communities – Regulation on Certain Wine Sector Products	
In 2008, raised by	Argentina, Canada, Mexico, New Zealand, South Africa, United States,
Dates raised	July 2008 (G/TBT/M/45, paras. 69-75); November 2008 (G/TBT/M/46, paras. 310-320)
First raised in	October 1999 (G/TBT/M/17 paras. 15-29)
Relevant document(s)	G/TBT/N/EEC/15 and Corr.1-2; G/TBT/N/EEC/57; G/TBT/W/119 (USA); G/TBT/W/290 (ARG)

45. European Communities – 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 Electrical and Electronic Equipment (WEEE)	
In 2008, raised by	United States
Dates raised	March 2008 (G/TBT/M/44, paras. 155-158); July 2008 (G/TBT/M/45, paras. 158-160); November 2008 (G/TBT/M/46, paras. 275-283)
First raised in	March 1999 (G/TBT/M/15 paras. 25-27)
Relevant document(s)	G/TBT/Notif.00/310 and Corr.1
46. India – Drugs and Cosmetics Rules 2007	
In 2008, raised by	European Communities, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 200-203); July 2008 (G/TBT/M/45, paras. 130-134); November 2008 (G/TBT/M/46, paras. 244-250)
First raised in	July 2007 (G/TBT/M/42, paras. 50-52)
Relevant document(s)	G/TBT/N/IND/33
47. India – Pneumatic tyres and tubes for automotive vehicles	
In 2008, raised by	European Communities, Japan, Korea, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 176-179); July 2008 (G/TBT/M/45, paras. 166-169); November 2008 (G/TBT/M/46, paras. 251-256)
First raised in	March 2006 ()
Relevant document(s)	G/TBT/N/IND/11 and 20
48. Israel – Infant Formula	
In 2008, raised by	United States
Dates raised	March 2008 (G/TBT/M/44, paras. 196-197); July 2008 (G/TBT/M/45, paras. 181-182); November 2008 (G/TBT/M/46, paras. 321-323)
First raised in	July 2007 (G/TBT/M/42, paras. 24-25)
Relevant document(s)	-
49. Korea – Fish Heads	
In 2008, raised by	European Communities, New Zealand
Dates raised	March 2008 (G/TBT/M/44, paras. 180-183); July 2008 (G/TBT/M/45, paras. 119-120)
First raised in	July 2003 (G/TBT/M/30, paras. 37-39)
Relevant document(s)	G/SPS/N/KOR/243
50. Moldova – Quality and control measures for bottled, non-alcoholic beverages including mineral, natural water and soft drinks	
In 2008, raised by	European Communities
Dates raised	March 2008 (G/TBT/M/44, para. 223)
First raised in	November 2007 (G/TBT/M/43, paras. 9-11)
Relevant document(s)	G/TBT/N/MDA/13

51. Norway – Restrictions on the use of Deca-bromo diphenylether (deca-BDE)	
In 2008, raised by	Israel, Japan, Jordan
Dates raised	March 2008 (G/TBT/M/44, paras. 188-192); July 2008 (G/TBT/M/45, para. 157)
First raised in	March 2006 (G/TBT/M/41, paras. 70-71)
Relevant document(s)	G/TBT/N/NOR/6 and Add.1; Corr.1
52. Norway – Proposed regulation concerning specific hazardous substances in consumer products	
In 2008, raised by	Israel, Korea, Japan, Jordan, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 150-154); July 2008 (G/TBT/M/45, paras. 151-156); November 2008 (G/TBT/M/46, paras. 257-274)
First raised in	November 2007 (G/TBT/M/43 paras. 12-18)
Relevant document(s)	G/TBT/N/NOR/17
53. Peru – Labelling of footwear	
In 2008, raised by	European Communities
Dates raised	November 2008 (G/TBT/M/46, paras. 143-144)
First raised in	November 2004 (G/TBT/M/34, paras. 8-9)
Relevant document(s)	G/TBT/N/PER/4 and G/TBT/N/PER/1 and G/TBT/N/PER/19
54. Saudi Arabia – International Conformity Certification Programme (ICCP)	
In 2008, raised by	Korea, United States
Dates raised	November 2008 (G/TBT/M/46, paras. 329-332)
First raised in	March 2006 (G/TBT/M/38, paras. 58-59)
Relevant document(s)	WT/ACC/SAU/61, para. 197.
55. Sweden – Restrictions on the use of Deca-bromo diphenylether (deca-BDE)	
In 2008, raised by	Chinese Taipei, Israel, Japan, Jordan, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 184-187); July 2008 (G/TBT/M/45, paras. 114-118); November 2008 (G/TBT/M/46, paras. 275-283)
First raised in	March 2006 (G/TBT/M/38, paras. 11-13)
Relevant document(s)	G/TBT/N/SWE/59
56. Thailand – Labelling Requirement for Snack Foods	
In 2008, raised by	United States
Dates raised	March 2008 (G/TBT/M/44, paras. 327-328); July 2008 (G/TBT/M/45, paras. 186-188); November 2008 (G/TBT/M/46, paras. 275-283)
First raised in	March 2007 (G/TBT/M/38, paras. 11-13)
Relevant document(s)	G/TBT/N/THA/215 and Add.1

57. United States – Proposed Rule on Labelling and Advertising of Wines, Distilled Spirits and Malt Beverages	
In 2008, raised by	Argentina
Dates raised	March 2008 (G/TBT/M/44, paras. 198-199)
First raised in	November 2007 (G/TBT/M/43 paras. 19-20)
Relevant document(s)	G/TBT/N/USA/290 and Add.1
58. United States – Flammability of Clothing Textiles	
In 2008, raised by	China
Dates raised	March 2008 (G/TBT/M/44, paras. 206-207)
First raised in	July 2007 (G/TBT/M/42, paras. 17-20)
Relevant document(s)	G/TBT/N/USA/242
59. United States – Country of Origin Labelling	
In 2008, raised by	Canada, Mexico
Dates raised	November 2008 (G/TBT/M/46, paras. 203-209)
First raised in	March 2003 (G/TBT/M/29, paras. 34-35)
Relevant document(s)	G/TBT/N/USA/25, G/TBT/N/USA/83 and Corr.1, G/TBT/N/USA/281 and Add.1

D. NOTIFICATIONS MADE BY MEMBERS AND BY RELEVANT ARTICLES OF THE TBT AGREEMENT IN 2008 AND SINCE THE ENTRY INTO FORCE OF THE AGREEMENT

Members	Number of notifications made in 2008	Number of notifications made under the relevant Articles in 2008 ³²							Total number of notifications made since 1995
		2.9	2.10	3.2	5.6	5.7	7.2	Not specified	
Albania	8	8	0	0	1	0	0	0	33
Argentina	14	14	0	0	0	0	0	0	299
Armenia	8	7	0	0	1	0	0	0	70
Australia	3	3	0	0	0	0	0	0	161
Austria	0	0	0	0	0	0	0	0	4
Bahrain	49	48	0	0	3	0	0	0	79
Barbados	0	0	0	0	0	0	0	0	10
Belgium	0	0	0	0	0	0	0	0	208
Benin	0	0	0	0	0	0	0	0	2
Bolivia	0	0	0	0	0	0	0	0	22
Botswana	1	1	0	0	0	0	0	0	2
Brazil	50	36	1	0	15	1	0	0	430
Brunei Darussalam	0	0	0	0	0	0	0	0	2
Cameroon	0	0	0	0	0	0	0	0	7
Canada	33	31	0	0	18	0	0	0	391
Central African Republic	0	0	0	0	0	0	0	0	6
Chile	16	9	0	0	9	0	0	0	155
China	185	184	0	0	2	0	0	0	514
Colombia	19	18	0	0	7	0	0	0	166
Costa Rica	13	12	0	0	0	0	0	1	97
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	6	6	0	0	0	0	0	0	242
Denmark	2	2	0	0	0	0	0	0	230
Dominica	1	0	0	0	1	0	0	0	11
Dominican Republic	0	0	0	0	0	0	0	0	51
Ecuador	4	1	3	0	0	0	0	0	37
Egypt	0	0	0	0	0	0	0	0	9
El Salvador	13	13	0	0	6	0	0	0	181
Estonia	0	0	0	0	0	0	0	0	4

³² 83 notifications were made under more than one article.

Members	Number of notifications made in 2008	Number of notifications made under the relevant Articles in 2008 ³²							Total number of notifications made since 1995
		2.9	2.10	3.2	5.6	5.7	7.2	Not specified	
European Communities	67	63	0	0	17	0	0	0	423
Fiji	0	0	0	0	0	0	0	0	1
Finland	12	12	0	0	0	0	0	0	56
France	20	20	0	0	0	0	0	0	156
Georgia	0	0	0	0	0	0	0	0	5
Germany	4	3	1	0	0	0	0	0	15
Ghana	0	0	0	0	0	0	0	0	4
Grenada	0	0	0	0	0	0	0	0	14
Guatemala	2	2	0	0	0	0	0	0	68
Guyana	0	0	0	0	0	0	0	0	20
Honduras	2	2	0	0	0	0	0	0	56
Hong Kong, China	1	0	0	0	1	0	0	0	59
Hungary	1	1	0	0	0	0	0	0	22
Iceland	0	0	0	0	0	0	0	0	2
India	5	5	0	0	0	0	0	0	82
Indonesia	4	3	1	0	3	1	0	0	24
Israel	62	62	0	0	10	0	0	0	308
Italy	2	2	0	0	0	0	0	0	10
Jamaica	7	7	0	0	0	0	0	0	46
Japan	52	51	1	0	4	0	0	0	523
Jordan	4	3	0	0	4	0	0	0	7
Kenya	14	9	3	0	2	0	0	0	130
Korea, Republic of	33	33	0	0	1	0	0	0	291
Kuwait	8	7	0	0	2	0	0	0	17
Kyrgyz Republic	3	3	0	0	0	0	0	0	11
Latvia	0	0	0	0	0	0	0	0	29
Lithuania	3	2	0	0	2	0	0	0	12
Macao, China	0	0	0	0	0	0	0	0	5
Malaysia	2	2	0	0	0	0	0	0	176
Mauritius	0	0	0	0	0	0	0	0	2
Mexico	33	33	0	0	0	0	0	0	347
Moldova	6	6	0	0	0	0	0	0	19
Mongolia	0	0	0	0	0	0	0	0	3
Morocco	5	5	0	0	0	0	0	0	23
Netherlands	4	4	0	0	0	0	0	0	613
New Zealand	9	8	1	0	1	0	0	0	77
Nicaragua	17	17	0	0	0	0	0	0	105

Members	Number of notifications made in 2008	Number of notifications made under the relevant Articles in 2008 ³²							Total number of notifications made since 1995
		2.9	2.10	3.2	5.6	5.7	7.2	Not specified	
Nigeria	0	0	0	0	0	0	0	0	1
Norway	0	0	0	0	0	0	0	0	75
Oman	28	28	0	0	2	0	0	0	54
Pakistan	0	0	0	0	0	0	0	0	25
Panama	0	0	0	0	0	0	0	0	37
Papua New Guinea	0	0	0	0	0	0	0	0	1
Paraguay	7	7	0	0	0	0	0	0	21
Peru	6	6	0	0	0	0	0	0	23
Philippines	7	7	0	0	0	0	0	0	156
Poland	0	0	0	0	0	0	0	0	6
Qatar	41	27	3	0	11	0	0	0	75
Romania	46	46	0	0	0	0	0	0	90
Rwanda	0	0	0	0	0	0	0	0	8
Saint Lucia	2	2	0	0	0	0	0	0	47
Saudi Arabia	23	3	0	0	21	0	0	0	23
Senegal	0	0	0	0	0	0	0	0	4
Singapore	3	3	0	0	0	0	0	0	22
Slovak Republic	0	0	0	0	0	0	0	0	43
Slovenia	17	17	0	0	0	0	0	0	91
South Africa	20	20	0	0	0	0	0	0	140
Spain	0	0	0	0	0	0	0	0	71
Sri Lanka	0	0	0	0	0	0	0	0	45
Sweden	5	5	0	0	0	0	0	0	188
Switzerland	13	13	0	0	0	0	0	0	179
Chinese Taipei	12	12	0	0	4	0	0	0	66
Thailand	31	27	3	0	2	1	0	0	393
Trinidad and Tobago	20	20	0	0	0	0	0	0	57
Tunisia	5	5	0	0	0	0	0	0	24
Turkey	0	0	0	0	0	0	0	0	5
Uganda	23	23	0	0	0	0	0	0	37
Ukraine	17	17	0	0	0	0	0	0	17
United Arab Emirates	4	3	0	0	1	0	0	0	14
United Kingdom	2	2	0	0	0	0	0	0	36
United States	106	47	0	58	0	1	0	0	636
Uruguay	2	1	0	0	1	0	0	0	5
Venezuela	0	0	0	0	0	0	0	0	35
Viet Nam	4	4	0	0	0	0	0	0	4

Members	Number of notifications made in 2008	Number of notifications made under the relevant Articles in 2008 ³²							Total number of notifications made since 1995
		2.9	2.10	3.2	5.6	5.7	7.2	Not specified	
Zambia	0	0	0	0	0	0	0	0	44
TOTAL	1251	1103	17	58	151	4	0	1	10026

E. OBJECTIVES AND RATIONALES STATED IN TBT NOTIFICATIONS IN 2008

OBJECTIVES AND RATIONALES	FIRST OBJECTIVE STATED IN THE NOTIFICATIONS RECEIVED IN 2008	TOTAL NUMBER OF TIMES THAT THE OBJECTIVE WAS MENTIONED, AS THE FIRST, SECOND OR THIRD OBJECTIVE IN THE NOTIFICATIONS CIRCULATED IN 2008 ³³
National security requirements	1	1
Consumer information, labelling	46	60
Prevention of deceptive practices and consumer protection	170	283
Protection of human health or safety	730	818
Protection of animal or plant life or health	13	59
Protection of environment	108	211
Quality requirements	42	50
Harmonization	18	27
Adoption of new domestic law and technology	107	109
Lowering or removal of trade barriers	11	34
Trade facilitation	4	12
Cost saving and increasing productivity	-	-
Others	-	2
Not specified	1	1
Total	1251	

³³ Among the 1251 notifications circulated in 2008, 365 indicate two or more objectives.

F. OBSERVATION OF THE RECOMMENDED COMMENT PERIOD BY MEMBERS IN 2008

Number of notifications made with comment period						
Members	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	7	1	0	8
Argentina	5	7	0	2	0	14
Armenia	0	2	3	3	0	8
Australia	0	3	0	0	0	3
Bahrain	2	1	43	3	0	49
Botswana	1	0	0	0	0	1
Brazil	31	4	6	9	0	50
Canada	6	10	16	1	0	33
Chile	0	10	6	0	0	16
China	8	0	175	2	0	185
Colombia	0	0	19	0	0	19
Costa Rica	0	0	12	1	0	13
Czech Republic	0	5	1	0	0	6
Denmark	0	0	2	0	0	2
Dominica	1	0	0	0	0	1
Ecuador	0	0	1	3	3	4
El Salvador	0	0	13	0	0	13
European Communities	3	0	64	0	0	67
Finland	0	0	12	0	0	12
France	1	0	14	5	0	20
Germany	0	0	3	1	1	4
Guatemala	0	0	2	0	0	2
Honduras	0	0	2	0	0	2
Hungary	0	1	0	0	0	1
India	1	2	2	0	0	5
Indonesia	0	0	4	0	0	4
Israel	2	0	60	0	0	62
Italy	1	1	0	0	0	2
Jamaica	0	0	7	0	0	7
Japan	7	7	37	1	1	52
Jordan	3	0	0	1	0	4
Kenya	0	0	11	3	3	14
Korea, Republic of	6	2	20	5	0	33
Kuwait	0	1	7	0	0	8
Kyrgyz Republic	0	0	3	0	0	3
Lithuania	0	0	3	0	0	3
Malaysia	0	0	2	0	0	2
Mexico	13	10	0	10	0	33
Moldova	0	0	6	0	0	6
Morocco	4	0	1	0	0	5
Netherlands	0	2	2	0	0	4
New Zealand	2	4	2	1	1	9
Nicaragua	0	0	17	0	0	17

Number of notifications made with comment period						
Members	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
Oman	15	0	13	0	0	28
Paraguay	0	0	3	4	0	7
Peru	0	0	6	0	0	6
Philippines	0	5	2	0	0	7
Qatar	1	0	40	0	0	41
Romania	16	0	30	0	0	46
Saint Lucia	0	2	0	0	0	2
Saudi Arabia	0	0	23	0	0	23
Singapore	1	2	0	0	0	3
Slovenia	0	1	15	1	0	17
South Africa	1	14	3	2	0	20
Sweden	1	0	4	0	0	5
Switzerland	1	3	9	0	0	13
Chinese Taipei	0	0	12	0	0	12
Thailand	0	0	21	10	2	31
Trinidad and Tobago	9	11	0	0	0	20
Tunisia	3	1	1	0	0	5
Uganda	0	0	23	0	0	23
Ukraine	0	0	0	17	0	17
United Arab Emirates	0	0	4	0	0	4
United Kingdom	0	0	2	0	0	2
United States	26	18	13	49	1	106
Uruguay	2	0	0	0	0	2
Viet Nam	0	0	3	1	0	4
TOTAL	173	129	813	136	12	1251

G. TBT TECHNICAL ASSISTANCE UNDERTAKEN BY THE WTO SECRETARIAT IN 2008

1. Geneva-Based Events

Date	Activity	Participants	Venue	Organized by
18-19 March 2008	Workshop on Good Regulatory Practice	All Members	Geneva	WTO
27 October – 7 November 2008	TBT Specialized Course	25 participants from WTO Members/Observers	Geneva	WTO

2. Regional Workshops

Date	Region	Venue	Organized by	Other participating organizations
28-30 April 2008	Central and Eastern Europe, Central Asia and Caucasus	Vienna, Austria	WTO	IEC, ISO, UNIDO
7-9 July 2008	Africa (French)	Rabat, Morocco	WTO	Codex, IEC, ISO, UEMOA, UNIDO
18-20 November 2008	Caribbean	Bridgetown, Barbados	WTO	IEC, CARICOM, CROSQ

3. Member Workshops

Date	Venue	Organized by	Other participating organizations
13-15 March 2008	Belize (TBT/SPS)	WTO	
8-9 July 2008	Rwanda (TBT/SPS)	WTO	
1-2 October 2008	Cuba	WTO	ISO
8-10 October 2008	Philippines	WTO	
19-20 November 2008	Mongolia	WTO	

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

(a) Geneva-Based

Date	Name of course (language)	Organized by
January-April 2008	43 rd Trade Policy Course (English)	WTO (ITTC)
January-April 2008	44 th Trade Policy Course (English)	WTO (ITTC)
April-July 2008	45 th Trade Policy Course (Spanish)	WTO (ITTC)
Sept.-December 2008	46 th Trade Policy Course (French)	WTO (ITTC)

(b) Regional

Date	Region	Venue	Organized by
February 2008	Caribbean	Jamaica	WTO (ITTC)
May 2008	Asia and Pacific	Singapore	WTO (ITTC)
Second half of 2008	Africa (English)	Swaziland	WTO (ITTC)

5. eTraining: Online Courses

Date	Name of course (language)	Organized by
February - April 2008	Introduction to Technical Barriers to Trade (English)	WTO (ITTC)
May – June 2008	Introduction to Technical Barriers to Trade (English)	WTO (ITTC)
Autumn 2008	Introduction to Technical Barriers to Trade (French)	WTO (ITTC)

WORLD TRADE ORGANIZATION

G/TBT/25
4 March 2009

(09-1109)

Committee on Technical Barriers to Trade

FOURTEENTH ANNUAL REVIEW OF THE IMPLEMENTATION AND OPERATION OF THE TBT AGREEMENT

Note by the Secretariat¹

1. The Committee on Technical Barriers to Trade² (the Committee) will conduct its Fourteenth Annual Review of the Implementation and Operation of the TBT Agreement under Article 15.3 at its next meeting on 18-19 March 2009. 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 2008.

I.	MEETINGS OF THE COMMITTEE	2
II.	TRANSPARENCY PROCEDURES	3
III.	TECHNICAL ASSISTANCE AND SPECIAL AND DIFFERENTIAL TREATMENT	7
IV.	DISPUTES INVOLVING PROVISIONS OF THE TBT AGREEMENT	9
V.	ANNEXES	13
A.	LIST OF WTO MEMBERS AND OBSERVERS	13
B.	LIST OF TBT DOCUMENTS ISSUED DURING THE YEAR 2008	15
C.	SPECIFIC TRADE CONCERNS RAISED IN 2008	20
D.	NOTIFICATIONS MADE BY MEMBERS AND BY RELEVANT ARTICLES OF THE TBT AGREEMENT IN 2008 AND SINCE THE ENTRY INTO FORCE OF THE AGREEMENT	29
E.	OBJECTIVES AND RATIONALES STATED IN TBT NOTIFICATIONS IN 2008	33
F.	OBSERVATION OF THE RECOMMENDED COMMENT PERIOD BY MEMBERS IN 2008	34
G.	TBT TECHNICAL ASSISTANCE UNDERTAKEN BY THE WTO SECRETARIAT IN 2008.....	36

¹ 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.

² 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 Ms Xueyan GUO (China) as its Chairperson for the year 2008-2009.

3. Three meetings were held in 2008 (20 March, 1-2 July and 5-6 November 2008).³ 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 2008, two Members submitted new statements under Article 15.2, while eight issued revisions or supplements to existing statements.⁴

4. Fifty-nine specific trade concerns, thirty-three 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.⁵

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. In particular, with a view to deepening understanding of the contribution good regulatory practice can make to the implementation of the TBT Agreement and advancing its work in this area, the Committee held a workshop on good regulatory practice on 18-19 March 2008. This workshop addressed the following topics: general approaches of Members to good regulatory practice; internal transparency and consultative mechanisms; regulatory impact assessment and regulatory cooperation initiatives between Members.⁶

6. The Committee agreed to hold a workshop on the "Role of International Standards in Economic Development" on 16-17 March 2009.⁷ The Committee also agreed on a timeline for the preparation of the Fifth Triennial Review of the Implementation and Operation of the TBT Agreement under Article 15.4.⁸

7. At its meeting on 20 March 2008, the Committee adopted its report of the Thirteenth Annual Review of the Implementation and Operation of the TBT Agreement under Article 15.3 (G/TBT/23). At the same meeting, the Committee carried out the Thirteenth 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.12), a list of standardizing bodies that have accepted the Code

³ G/TBT/M/44, G/TBT/M/45 and G/TBT/M/46.

⁴ 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.8. The two new statements were from Albania (G/TBT/2/Add.99) and Ukraine (G/TBT/2/Add.100). Switzerland (G/TBT/2/Add.7/Rev.1), Indonesia (G/TBT/2/Add.3/Rev.2), Ghana (G/TBT/2/Add.76/Rev.1), Paraguay (G/TBT/2/Add.91/Rev.1) and Peru (G/TBT/2/Add.29/Rev.2) submitted revisions to their original statements. Israel (G/TBT/2/Add.72/Suppl.1), Colombia (G/TBT/2/Add.18/Rev.2/Suppl.1 and Suppl.2), Mexico (G/TBT/2/Add.14/Suppl.1) and El Salvador (G/TBT/2/Add.78/Suppl.1) submitted supplements to their original statements.

⁵ A list of the specific trade concerns raised in 2008 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.1.

⁶ A summary report of the workshop on good regulatory practice is contained in G/TBT/W/287. The Chairman's Report of the workshop to the TBT Committee is contained in G/TBT/M/44, Annex 1.

⁷ The draft programme for the workshop is contained in document Job(08)/107/Rev.2.

⁸ The timeline is contained in document G/TBT/M/46, page 69. 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.

since 1 January 1995 (G/TBT/CS/2/Rev.14) and the Thirteenth Edition of the WTO TBT Standards Code Directory prepared by the ISO/IEC Information Centre.

8. The Committee carried out, at its meeting on 5-6 November 2008, the Seventh Annual Transitional Review mandated in the Protocol of Accession of the People's Republic of China (G/TBT/24).

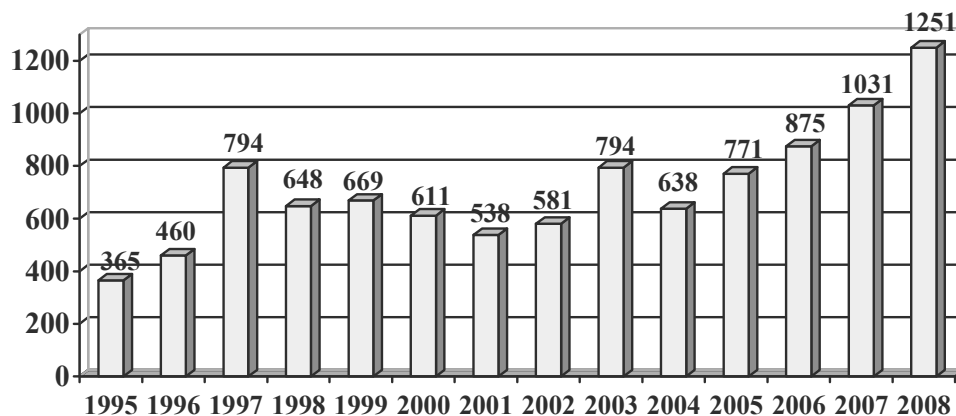
9. During the reporting period, representatives of the Codex, IEC, ISO, ITC, OECD, OIML, UNECE and UNIDO updated the Committee on activities relevant to the work of the TBT Committee, including on technical assistance.

II. TRANSPARENCY PROCEDURES⁹

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

10. In 2008, Members submitted 1251 new notifications of technical regulations and conformity assessment procedures.¹⁰ Since the entry into force of the Agreement on 1 January 1995, up to 31 December 2008, 10,026 such notifications have been made by 106 Members.

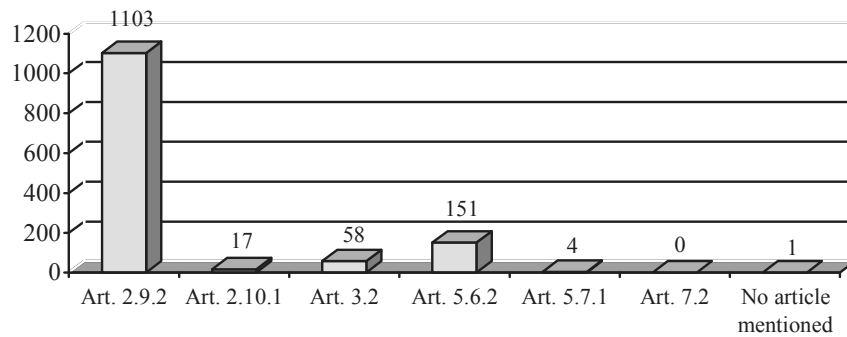
Figure 1: Total Number of TBT Notifications since 1995



⁹ The data for the graphs in this section are drawn from the tables in Annexes D, E and F.

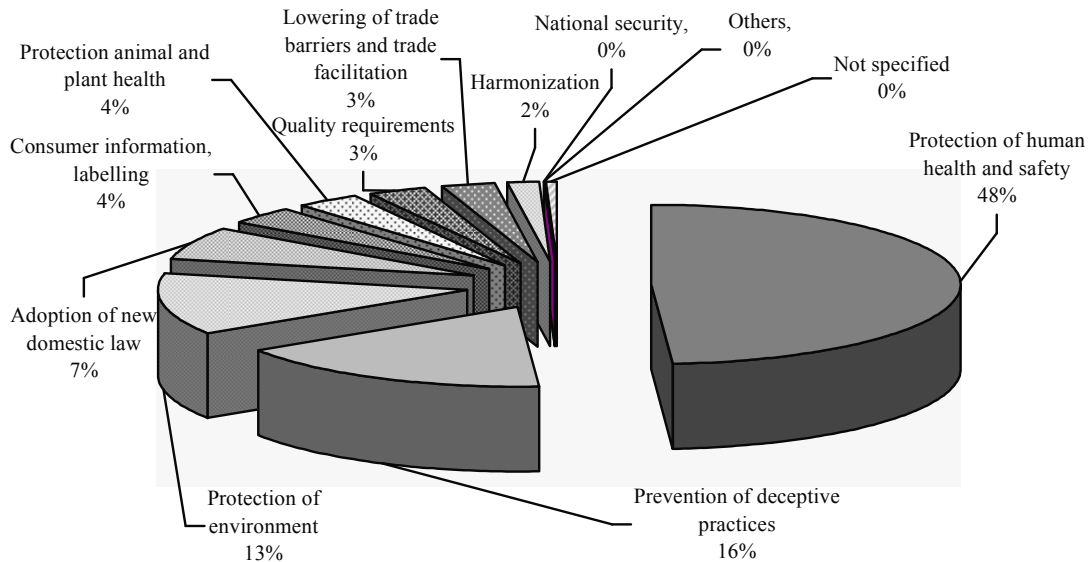
¹⁰ Monthly summaries of TBT notifications for 2008 are contained in documents G/TBT/GEN/N/85-

Figure 2: Notifications in 2008 by Article¹¹



11. Amongst the 1,251 notifications received in 2008, the following objectives were mentioned by Members: protection of human health or safety (in 818 notifications); prevention of deceptive practices (in 283 notifications); protection of the environment (in 211 notifications); consumer information and labelling (in 60 notifications); quality requirements (in 50 notifications); adoption of new domestic law (in 109 notifications); harmonization (in 27 notifications); protection of animal or plant life or health (in 59 notifications); lowering or removal of trade barriers and trade facilitation (in 46 notifications), and national security requirements (in 1 notification). 365 notifications referred to more than one objective, 2 notifications referred to other objectives, and one did not specify any objective.

Figure 3: Notifications in 2008 by Objective¹²

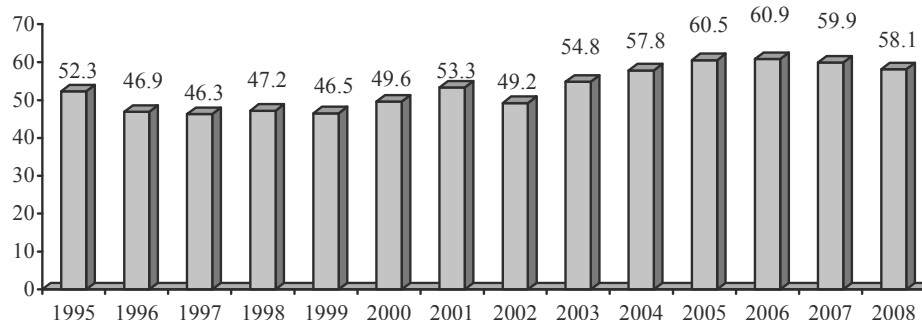


¹¹ 83 notifications indicated more than one article.

¹² 365 notifications referred to two or more objectives.

12. 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.¹³ In 2008, Members allowed an average of 58.1 days for comments. 136 notifications either did not specify a comment period, or stated it as non applicable or had a comment period which had lapsed. Figure 4 shows the average time allowed for comments since 1995.

Figure 4: Average Number of Days Allowed for Comments since 1995



(ii) *Notifications under Article 10.7*

13. In 2008, fifty-four new notifications were made under Article 10.7 regarding agreements on issues related to technical regulations, standards or conformity assessment procedures. These are: (i) a notification by Mongolia on an agreement between the Mongolian National Center For Standardization and Metrology and the Committee of Ukraine for Standardization, Metrology and Certification (G/TBT/10.7/N/54); and (ii) fifty-three notifications made by Ukraine following its accession to the WTO on several agreements between the Government of Ukraine and other WTO Members (G/TBT/10.7/N/55-106).

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

14. In 2008, three standardizing bodies from three Members notified their acceptance of the Code of Good Practice (Ukraine, Swaziland and Namibia).¹⁴ In addition, a notification of acceptance of the Code of Good Practice by Viet Nam was made in January 2009.¹⁵ Since the entry into force of the Agreement and up until February 2009, 159 standardizing bodies from 119 Members have adhered to the Code.¹⁶ Document G/TBT/CS/2/Rev.15 contains the list, by Member, of standardizing bodies that have accepted the Code since 1 January 1995 up until January 2009. The ISO/IEC Information

¹³ G/TBT/1/Rev.9, page 18.

¹⁴ G/TBT/CS/N/172-174.

¹⁵ G/TBT/CS/N/175.

¹⁶ Notifications of acceptance of the Code by standardizing bodies of Members are contained in documents G/TBT/CS/N/1-175. Notifications G/TBT/CS/N/118 and 138 have been cancelled. A list of standardizing bodies having accepted the Code of Good Practice in 2008 is contained in document G/TBT/CS/1/Add.13. In 2008, three standardizing bodies have withdrawn from the Code of Good Practice (G/TBT/CS/N/107/Corr.1, G/TBT/CS/N/14/Corr.1, G/TBT/CS/N/121/Corr.1). In addition, standardizing bodies from eight WTO observers - Algeria (2003), 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.

Centre has prepared the Fourteenth 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*

15. 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 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.2.
- (b) The list of WTO TBT Enquiry Points under Articles 10.1 and 10.3 is contained in document G/TBT/ENQ/35. The addresses of Enquiry Points are also available on the TBT Website.¹⁷
- (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.¹⁸

¹⁷ See http://www.wto.org/english/tratop_e/tbt_e/tbt_enquiry_points_e.htm.

¹⁸ Interested persons can subscribe to the mailing list at: http://www.wto.org/english/tratop_e/tbt_e/tbt_mailing_list_e.htm.

III. TECHNICAL ASSISTANCE AND SPECIAL AND DIFFERENTIAL TREATMENT¹⁹

(i) *Regional Workshops*

16. In 2008, the Secretariat organized three regional workshops in:

- (a) Austria, for Central and Eastern Europe, Central Asia and the Caucasus²⁰
- (b) Morocco, for French-speaking African countries;²¹ and
- (c) Barbados, for Caribbean countries.²²

17. 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.²³ In addition, experts from Members were invited to share experiences with respect to the implementation of the Agreement and the work of the Committee.²⁴ Co-operation was also received from regional partners: for instance, UEMOA provided inputs to the workshop for French-speaking African countries held in Morocco and the Caribbean Regional Organization for Standards and Quality (CROSQ) provided inputs to the workshop held in Barbados.

(ii) *First Specialized Course on the Agreement on Technical Barriers to Trade*

18. For the first time, a two-week Specialized Course on the TBT Agreement was held in Geneva on 27 October – 7 November 2008. The course, which was participatory in nature, aimed at promoting a greater understanding of the TBT Agreement and at identifying concrete initiatives to deal with implementation challenges in a practical manner. Twenty-five participants from developing

¹⁹ A complete list of 2008 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

²⁰ Albania, Armenia, Croatia, Georgia, Former Yugoslav Republic of Macedonia, Israel, Kyrgyz Republic, Moldova, Turkey (Members), Afghanistan, Azerbaijan, Belarus, Bosnia and Herzegovina, Iran, Kazakhstan, Montenegro, Russian Federation, Serbia, Tajikistan, Ukraine and Uzbekistan (Observers) were invited.

²¹ Algeria, Angola, Benin, Burkina Faso, Burundi, Cameroun, Cap-Vert, Central African Republic, Chad, Comores, Congo, Côte d'Ivoire, Democratic Republic of Congo, Djibouti, Gabon, Guinée, Guinée-Bissau, Guinée équatoriale, Madagascar, Mali, Morocco, Mauritania, Niger, Sao Tomé-et-Principe, Senegal, Togo and Tunisia were invited.

²² Antigua and Barbuda, Bahamas, Barbados, Belize, Dominica, Grenada, Guyana, Haiti, Jamaica, Montserrat, St. Kitts and Nevis, St. Lucia, St. Vincent and the Grenadines, Suriname and Trinidad and Tobago were invited.

²³ IEC participated in the Vienna, Morocco and Barbados workshops. ISO and UNIDO participated in the Vienna and Morocco Workshops. Codex participated in the Morocco workshop.

²⁴ Experts from the European Communities participated in the Vienna workshop. Experts from the United States and Canada participated in the Barbados workshop.

country Members and Observers, as well as least-developed countries, participated in the course.²⁵ The Course comprised of a series of sessions and practical exercises related to the implementation of the TBT Agreement. The first week included both general sessions to increase overall understanding of the Agreement and focused sessions on such topics as transparency, use of international standards, conformity assessment procedures and dispute settlement. The second week covered good regulatory practice, technical assistance and focused particularly on the operation of the TBT Committee: participants also attended the Committee meeting on 5-6 November to observe how the Committee conducted its work and to familiarize themselves with its rules and procedures. Representatives from other relevant international organizations, from WTO Members as well as from various divisions in the WTO Secretariat provided inputs to the Course.²⁶ As part of the Course, each participant prepared an Action Plan to address implementation challenges in their respective countries. An on-line forum was put in place to facilitate follow-up of the Course.

(iii) *National Workshops*

19. In response to requests received from individual Members, national workshops were organized in Cuba, Philippines and Mongolia. Training on the TBT Agreement was also provided on SPS/TBT workshops in Rwanda and Belize. 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.

(iv) *E-training*

20. Three e-training courses on the TBT Agreement were held in 2008. These online courses were addressed to government officials from developing country Members and Observers and covered all aspects of the TBT Agreement.²⁷

(v) *Trade Policy Courses*

21. TBT training was 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 Jamaica for the Caribbean region, in Singapore for Asia and Benin for French-speaking African countries. Other technical assistance activities include the Geneva-based Workshop on Good Regulatory Practice (see paragraph 5, above).²⁸

²⁵ Participants were from: Argentina, Bangladesh, Bhutan, Botswana, Cambodia, China, Ecuador, Egypt, FYROM, India, Jordan, Lesotho, Madagascar, Malawi, Mauritius, Mongolia, Nepal, Nigeria, Sudan, Suriname, Trinidad and Tobago, Turkey, Ukraine, Viet Nam and Yemen.

²⁶ Representatives from ISO, IEC, UNIDO, UN/ECE and the Advisory Centre on WTO Law participated in the Course. Additionally, experts from the United States, Mexico and the European Communities also provided inputs to the Course.

²⁷ In total, 300 participants from 82 WTO Members and Observers successfully completed TBT e-training courses in 2008.

²⁸ Participation of one hundred and two officials from developing country Members was sponsored through the WTO Global Trust Fund.

IV. DISPUTES INVOLVING PROVISIONS OF THE TBT AGREEMENT

22. The state of play during the year 2008 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
1. Requests for consultations in 2008				
DS386	United States – Certain Country of Origin Labelling Requirements	Mexico	On 22 December 2008, Mexico requested consultations with the United States concerning the mandatory country of origin labelling (COOL) provisions in the <i>Agricultural Marketing Act</i> of 1946, as amended by the <i>Farm, Security and Rural Investment Act of 2002</i> and the <i>Food, Conservation and Energy Act of 2008</i> , and as implemented through the regulations published as 7 CFR Parts 60 and 65 (WT/DS386/1).	2
DS384	United States – Certain Country of Origin Labelling (COOL) Requirements	Canada	On 4 December 2008, Canada requested consultations with the United States concerning the mandatory country of origin labelling (COOL) provisions in the <i>Agricultural Marketing Act</i> of 1946 as amended by the 2008 Farm Bill (<i>Food, Conservation and Energy Act, 2008</i>) and as implemented through the Interim Final Rule of 28 July 2008 (WT/DS384/1).	2
DS381	United States – Measures concerning the Importation, Marketing and Sale of Tuna and Tuna Products	Mexico	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: <i>United States Code</i> , Title 16, Section 1385 ("Dolphin Protection Consumer Information Act"); <i>Code of Federal Regulations</i> , 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).	2, 5, 6 and 8
2. Pending Consultations				
DS369	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
DS279	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

DS263	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
DS233	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
DS203	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
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				
DS291 DS292 DS293	European Communities – Measures Affecting the Approval and Marketing of Biotech Products	United States, (DS291), Canada (DS292) and Argentina (DS293)	<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</p>	<p>United States: 2 and 5</p> <p>Canada: 2.1, 2.2, 2.8, 5.1 and 5.2</p> <p>Argentina 2, 5 and 12</p>

			<p>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>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>	
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V. ANNEXES

A. LIST OF WTO MEMBERS AND OBSERVERS

Members²⁹

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	Moldova	Ukraine
Dominica	Mexico	United Arab Emirates
Dominican Republic	Mongolia	United Kingdom
Ecuador	Morocco	United States
Egypt	Mozambique	Uruguay
El Salvador	Myanmar	Venezuela (Bolivarian
Estonia	Namibia	Republic of)

²⁹ Members on 31 January 2009.

European Communities	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 Governments³⁰

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

Observer Organizations

African, Caribbean and Pacific Group of States (ACP)³¹
Asociación Latinoamericana de Integración (ALADI)³⁰
European Free Trade Association (EFTA)³⁰
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)
International Organization for Legal Metrology (OIML)³⁰
United Nations Conference on Trade and Development (UNCTAD)
United Nations Economic Commission for Europe (UN/ECE)
United Nations Industrial Development Organization (UNIDO)³⁰
World Health Organization (WHO)
WHO/FAO Codex Alimentarius Commission
The World Bank

³⁰ Observers on 31 January 2009.

³¹ Observer status on an *ad hoc* basis.

B. LIST OF TBT DOCUMENTS ISSUED DURING THE YEAR 2008

Document Reference	Date of Issue	Title
1. Working Documents (G/TBT/W/ -)		
G/TBT/W/284	18 March 2008	Production And Labelling Of Organic Products (Communication from Argentina Concerning Regulation (EC) No. 834/07 Notified as Document G/TBT/N/EEC/101)
G/TBT/W/285	19 March 2008	Determining the Need to Regulate (Communication from the United States)
G/TBT/W/286	30 April 2008	System for the Registration, Evaluation, Authorisation and restriction of Chemicals (REACH) (Communication by Argentina)
G/TBT/W/287	6 June 2008	Summary Report of the TBT Workshop on Good Regulatory Practice 18-19 March 2008 (Note by the Secretariat)
G/TBT/W/288	23 June 2008	Specific Trade Concerns Relating to Access of Ferro-Nickel to the European Union Market (Communication from Colombia)
G/TBT/W/289	26 June 2008	System for the Registration, Evaluation, Authorisation and restriction of Chemicals (REACH) (Communication by Argentina)
G/TBT/W/290	26 June 2008	Utilization of Traditional Expressions or Additional Quality Terms with Respect to Wines (EC Regulations Nos. 753/02 and 316/04) (Communication from Argentina)
G/TBT/W/291	27 June 2008	Production and Labelling of Organic Products (Communication from Argentina)
G/TBT/W/292	21 October 2008	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/293	28 October 2008	Transitional Review Mechanism pursuant to Section 18 of the Protocol on the Accession of the People's Republic of China (Questions and Comments Japan to China)
G/TBT/W/294	28 October 2008	The Regulators' Forum: A New Zealand Example of Domestic Regulatory Coordination (Submission by New Zealand)
G/TBT/W/295	30 October 2008	A Menu of Options: New Zealand's Approach to Mutual Recognition Arrangements (Mras) and Regulatory Cooperation Arrangements (Submission by New Zealand)
G/TBT/W/296	4 November 2008	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)
G/TBT/W/297	4 November 2008	Specific Trade Concerns Relating to Access of Ferro-Nickel to the European Union Market (Communication from Colombia)

Document Reference	Date of Issue	Title
G/TBT/W/298	4 November 2008	Specific Trade Concerns Relating to Access of Foods to the European Union Market (Communication from Colombia)
G/TBT/W/299	4 November 2008	Specific Trade Concerns Relating to Access of Pharmaceuticals to the Argentinean Market (Communication from Colombia)
G/TBT/W/300	5 November 2008	China's Transitional Review Mechanism (Communication from the European Communities)
G/TBT/W/301	11 November 2008	Specific Trade Concerns of Cuba Relating to the 31st Adaptation to Technical Progress of Directive 67/548/EEC of the European Communities on the Control of Dangerous Chemical Substances (G/TBT/N/EEC/212), Establishing the Classification of Nickel Substances (Communication from Cuba)
G/TBT/W/302	26 November 2008	Comments of the Dominica Republic on the Proposed EC Classification of Nickel Substances in the 31 st ATP (Communication from the Dominican Republic)
G/TBT/W/303	9 December 2008	Technical Assistance Activities in the TBT Field (European Commission and EU Member States funded. Active Projects in 2006-2007) (Submission by the European Communities)
2. Minutes of the Meetings (G/TBT/M/ -)		
G/TBT/M/44	10 June 2008	Minutes of the Meeting of 20 March 2008 (Note by the Secretariat)
G/TBT/M/45	9 September 2008	Minutes of the Meeting of 1-2 July 2008 (Note by the Secretariat)
G/TBT/M/46	23 January 2008	Minutes of the Meeting of 5-6 November 2008 (Note by the Secretariat)

3. General Documents (G/TBT/GEN/ -)		
G/TBT/GEN/N/85-96	January 2008 – January 2009	Notifications issued from December 2007 to December 2008
G/TBT/GEN/1/Rev.7	7 March 2008	Statements on Implementation and Administration of the Agreement under Article 15.2 (Note by the Secretariat - Revision)
G/SPS/GEN/491/Add.8 G/TBT/GEN/7/Add.8	14 November 2008	Communication from Mexico
G/TBT/GEN/39/Rev.1	7 March 2008	List of members' publications in relation to technical regulations, conformity assessment procedures and standards (Note by the Secretariat)
G/TBT/GEN/67 and Rev.1	11 March 2008 17 March 2008	Programme of the Workshop on Good Regulatory Practice; 18-19 March 2008
G/TBT/GEN/68	23 April 2008	IEC Report on activities in developing countries (November 2007– March 2008)
G/TBT/GEN/69	23 April 2008	Information on activities of the Codex Alimentarius Commission
G/TBT/GEN/70	23 April 2008	TBT Technical Assistance Activities in 2008; Information from the Secretariat
G/TBT/GEN/71	28 July 2008	Information on activities of the Codex Alimentarius Commission
G/TBT/GEN/72	28 July 2008	IEC Statement to the TBT Committee
G/TBT/GEN/73	28 July 2008	TBT Technical Assistance Activities in 2008; Information from the Secretariat
G/TBT/GEN/74	25 September 2008	Specific Trade Concerns raised in the TBT Committee
G/TBT/GEN/75	28 November 2008	Information on activities of the Codex Alimentarius Commission
G/TBT/GEN/76	15 December 2008	IEC Activities in Developing Countries
G/TBT/GEN/77	15 December 2008	TBT Technical Assistance Activities in 2008 (Information from the Secretariat)
G/TBT/GEN/78	15 December 2008	Update on ISO and conformity assessment
G/TBT/GEN/79	15 December 2008	Recently completed and forthcoming analytical work/events of OECD related to TBT)
4. Documents Relating to the Code of Good Practice (G/TBT/CS/ -)		
G/TBT/CS/1/Add.12	20 February 2008	List of Standardizing Bodies that have accepted the Code of Good Practice for the Preparation, Adoption and Application of Standards in 2008 (Note by the Secretariat)
G/TBT/CS/2/Rev.14	20 February 2008	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/107/ Corr.1	21 April 2008	Notification of Withdrawal - JAPAN/Ships and marine technology
G/TBT/CS/N/172	7 February 2008	Notification of Acceptance - Brunei Darussalam

4. Documents Relating to the Code of Good Practice (G/TBT/CS/ -) – cont'd		
G/TBT/CS/N/173	5 June 2008	Notification of Acceptance - Ukraine
G/TBT/CS/N/174	23 October 2008	Notification of Acceptance - Swaziland
5. Statements on the Implementation and Administration of the TBT Agreement (G/TBT/2/ -)		
G/TBT/2/Add.72/ Suppl.1	18 January 2008	Communication from Israel
G/TBT/2/Add.7/Rev.1	14 February 2008	Communication from Switzerland
G/TBT/2/Add.18/ Rev.2/Suppl.1 and Suppl.2	13 March 2008 18 September 2008	Communication from Colombia
G/TBT/2/Add.3/Rev.2	15 May 2008	Communication from Indonesia
G/TBT/2/Add.99	15 May 2008	Communication Albania
G/TBT/2/Add.100	30 May 2008	Communication from Ukraine
G/TBT/2/Add.76/ Rev.1	2 June 2008	Communication from Ghana
G/TBT/2/Add.91/ Rev.1	1 July 2008	Communication from Paraguay
G/TBT/2/Add.14/ Suppl.1	28 October 2008	Communication from Mexico
G/TBT/2/Add.29/Rev.2	3 December 2008	Communication from Peru
G/TBT/2/Add.78/ Suppl.1	8 December 2008	Communication from El Salvador
6. Other Documents		
G/TBT/1/Rev.9	8 September 2008	Decisions and Recommendations adopted by the TBT Committee since 1 January 1995
G/TBT/D/32	28 October 2008	United States - Measures concerning the importation, marketing and sale of tuna and tuna products (Request for Consultations by Mexico)
G/TBT/D/33	4 December 2008	United States – Certain Country of Origin Labelling (COOL) Requirements (Request for Consultations by Canada)
G/TBT/D/34	22 December 2008	United States – Certain Country of Origin Labelling (COOL) Requirements (Request for Consultations by Mexico)
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/23	20 February 2008	Thirteenth Annual Review of the Implementation and Operation of the TBT Agreement (Note by the Secretariat)
G/TBT/24	14 November 2008	Seventh Annual Transitional Review Mandated in Paragraph 18 of the Protocol of Accession of the People's Republic of China
G/TBT/ENQ/32 – 34 and 32/Corr.1	7 March, 2 April 26 June and 30 October 2008	National Enquiry Points (Note by the Secretariat)

7. Job documents (JOB(08)/ -)		
JOB(08)/16	8 March 2008	11 March 2008 TBT Committee Meeting Annotated Draft Agenda
JOB(08)/54	26 June 2008	1-2 July 2008 TBT Committee Meeting Annotated Draft Agenda
JOB(08)/107 and Rev.1	30 October 2008 18 December 2008	Workshop the Role of International Standards in Economic Development March 2009 Draft Programme
JOB(08)/108	31 October 2008	5-6 November 2008 TBT Committee Meeting Annotated Draft Agenda
JOB(08)/109	30 October 2008	Report (2008) of the Committee on Technical Barriers To Trade
JOB(08)/114	5 November 2008	Seventh 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 2008

I. New concerns (33)	
1. Brazil – Toys	
Raised by	China, European Communities, Malaysia, Thailand
Dates raised	March 2008 (G/TBT/M/44, paras. 210-220); July 2008 (G/TBT/M/45, paras. 121-126); November 2008 (G/TBT/M/46, paras. 4-9)
Relevant document(s)	G/TBT/N/BRA/259
2. Brazil – Wines	
Raised by	European Communities, United States
Dates raised	July 2008 (G/TBT/M/45, paras. 25-26); November 2008 (G/TBT/M/46, paras. 221-224)
Relevant document(s)	G/TBT/N/BRA/238 and G/TBT/N/BRA/289
3. Brazil – Regulation on Identification and Quality Standards of Ethyl Alcohol and other Spirits	
Raised by	European Communities, Mexico, United States
Dates raised	July 2008 (G/TBT/M/45, paras. 8-14); November 2008 (G/TBT/M/46, paras. 225-231)
Relevant document(s)	G/TBT/N/BRA/276-278 and Suppl.1
4. Canada – Mandatory Container Size	
Raised by	United States
Dates raised	March 2008 (G/TBT/M/44, paras 27-28)
Relevant document(s)	-
5. China – Proposed Regulations on Information Security	
Raised by	Canada, European Communities, Japan, Korea, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 34-37); July 2008 (G/TBT/M/45, paras. 135-141); November 2008 (G/TBT/M/46, paras. 232-242)
Relevant document(s)	G/TBT/N/CHN/278-290; G/TBT/W/292
6. China – Wines	
Raised by	European Communities
Dates raised	March 2008 (G/TBT/M/44, paras. 38-40); July 2008 (G/TBT/M/45, paras. 170-172); November 2008 (G/TBT/M/46, paras. 242-243)
Relevant document(s)	G/TBT/N/CHN/197
7. China – Excessive Packaging	
Raised by	European Communities, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 29-33); November 2008 (G/TBT/M/46, paras. 137-142)
Relevant document(s)	G/TBT/N/CHN/447 and Suppl.1

8. China – Energy Efficiency and Energy Efficiency Grades for Copy Machines	
Raised by	Japan
Dates raised	July 2008 (G/TBT/M/45, paras. 27-28); November 2008 (G/TBT/M/46, paras. 324-326)
Relevant document(s)	G/TBT/N/CHN/331, Rev.1 and Suppl.1
9. China – Brake linings for automobiles	
Raised by	European Communities
Dates raised	November 2008 (G/TBT/M/46, paras. 15-16)
Relevant document(s)	G/TBT/N/CHN/366 and Suppl.1
10. Chinese Taipei – Green Mark Products	
Raised by	Japan
Dates raised	November 2008 (G/TBT/M/46, paras. 32-33)
Relevant document(s)	-
11. European Communities – Lighters	
Raised by	China
Dates raised	March 2008 (G/TBT/M/44, paras. 24-26)
Relevant document(s)	G/TBT/N/EEC/178
12. Colombia – Regulation on Wine labelling	
Raised by	Chile
Dates raised	July 2008 (G/TBT/M/45, paras. 18-19)
Relevant document(s)	-
13. European Communities – Production and Labelling of Organic Products	
Raised by	Argentina, Ecuador
Dates raised	March 2008 (G/TBT/M/44, paras. 44-49); July 2008 (G/TBT/M/45, paras. 66-68)
Relevant document(s)	G/TBT/N/EEC/101 and Add.1; G/TBT/W/284 (ARG); G/TBT/W/291 (ARG)
14. European Communities – Capacity labelling of batteries and accumulators	
Raised by	Japan
Dates raised	November 2008 (G/TBT/M/46, paras. 128-130)
Relevant document(s)	-
15. European Communities – Proposal for a Regulation of the European Parliament and of the Council on Cosmetic Products	
Raised by	China
Dates raised	November 2008 (G/TBT/M/46, paras. 11-14)
Relevant document(s)	G/TBT/N/EEC/186 and Corr.1
16. European Communities – Novel foods	
Raised by	Colombia, Costa Rica, Ecuador, Mexico, Peru
Dates raised	November 2008 (G/TBT/M/46, paras. 25-31)
Relevant documents	G/TBT/N/EEC/188; G/TBT/W/298 (COL)

17. European Communities – Toys	
Raised by	China, Korea
Dates raised	March 2008 (G/TBT/M/44, paras. 41-43); July 2008 (G/TBT/M/45, paras. 173-175)
Relevant documents	G/TBT/N/EEC/184
18. European Communities – Dangerous Chemical Substances: Draft Commission Directive amending, for the 31st time, Council Directive 67/548/EEC	
Raised by	Australia, Botswana, Brazil, Canada, Chile, China, Colombia, Cuba, Dominican Republic, Ecuador, India, Indonesia, Japan, Korea, Mauritius, Philippines, South Africa, Turkey, United States, Venezuela, Zimbabwe
Dates raised	November 2008 (G/TBT/M/46, paras. 46-127)
Relevant document(s)	G/TBT/N/EEC/212; G/TBT/W/297 (COL); G/TBT/W/301 (CUB); G/TBT/W/302 (DOM)
19. European Communities – Napropamide	
Raised by	India
Dates raised	November 2008 (G/TBT/M/46, paras. 21-22)
Relevant document(s)	G/TBT/N/EEC/203 and Add.1
20. Germany – Changes in the Prohibition of Chemicals Ordinance	
Raised by	Chile, Israel
Dates raised	July 2008 (G/TBT/M/45, paras. 15-17)
Relevant document(s)	-
21. Germany – Ban on Seal Products	
Raised by	Canada, Norway
Dates raised	March 2008 (G/TBT/M/44, paras. 19-23); July 2008 (G/TBT/M/45, paras. 127-129); November 2008 (G/TBT/M/46, paras. 289-292)
Relevant document(s)	G/TBT/N/DEU/5 and Add.1
22. Indonesia – Zinc Coated Steel Sheet	
Raised by	Korea
Dates raised	July 2008 (G/TBT/M/45, paras. 20-21)
Relevant document(s)	G/TBT/N/IDN/17
23. Indonesia – Requirements for Rubber Hoses for LPG Gas Stoves	
Raised by	European Communities
Dates raised	July 2008 (G/TBT/M/45, paras. 22-24)
Relevant document(s)	G/TBT/N/IDN/19
24. Japan – Labelling Guidelines on Wagyu Beef	
Raised by	Australia, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 52-55)
Relevant document(s)	-

25. Korea – Country of Origin Labelling Requirements for Certain Imported Fruit	
Raised by	Mexico, United States
Dates raised	July 2008 (G/TBT/M/45, paras. 29-31)
Relevant document(s)	-
26. Korea – Import Review Process for Functional Cosmetics	
Raised by	United States
Dates raised	November 2008 (G/TBT/M/46, paras. 42-45)
Relevant document(s)	-
27. Moldova – Draft Law on Alcoholic Beverages	
Raised by	European Communities
Dates raised	March 2008 (G/TBT/M/44, para. 56)
Relevant document(s)	-
28. South Africa – Labelling and Advertising of Foodstuff	
Raised by	United States
Dates raised	March 2008 (G/TBT/M/44, paras. 50-51)
Relevant document(s)	G/TBT/N/ZAF/66
29. United States – Chemical Facility Anti-Terrorist Regulation	
Raised by	Chile, Israel
Dates raised	March 2008 (G/TBT/M/44, paras. 10-18); July 2008 (G/TBT/M/45, paras. 107-113)
Relevant document(s)	-
30. United States – Detection of contaminants in fuel containers	
Raised by	India
Dates raised	November 2008 (G/TBT/M/46, paras. 23-24)
Relevant document(s)	-
31. United States – Consumer Product Safety Improvement Act	
Raised by	China
Dates raised	November 2008 (G/TBT/M/46, paras. 4-10)
Relevant document(s)	G/TBT/N/USA/421
32. United States – Olive Oil	
Raised by	European Communities
Dates raised	November 2008 (G/TBT/M/46, paras. 17-20)
Relevant document(s)	G/TBT/N/USA/395
33. United States – Requirements to combat illegal logging	
Raised by	Argentina, Canada, European Communities, Switzerland
Dates raised	November 2008 (G/TBT/M/46, paras. 34-41)
Relevant document(s)	G/TBT/N/USA/424 and Corr.1

II. Previously raised concerns (26)	
34. Argentina – Measures affecting market access for pharmaceutical products	
In 2008, raised by	Colombia, Chile, Paraguay
Dates raised	July 2008 (G/TBT/M/45, paras. 142-145); November 2008 (G/TBT/M/46, paras. 304-306)
First raised in	November 2007 (G/TBT/M/43, paras. 6-8)
Relevant document(s)	G/TBT/W/280 (COL); G/TBT/W/299 (COL)
35. Brazil – Registration requirements for medical devices	
In 2008, raised by	Canada, European Communities, Switzerland, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 212-218); July 2008 (G/TBT/M/45, paras. 146-150); November 2008 (G/TBT/M/46, paras. 284-288)
First raised in	July 2007 (G/TBT/M/42, paras. 58-61)
Relevant document(s)	-
36. Canada – Compositional requirements for cheese	
In 2008, raised by	Australia, European Communities, New Zealand, Switzerland, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 163-175); July 2008 (G/TBT/M/45, paras. 176-180); November 2008 (G/TBT/M/46, paras. 293-303)
First raised in	July 2007 (G/TBT/M/42, paras. 4-13)
Relevant document(s)	G/TBT/N/CAN/203
37. China – Administration on the Control of Pollution Caused by Electronic Information Products	
In 2008, raised by	European Communities, Japan, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 204-205)
First raised	November 2005 (G/TBT/M/37 paras. 3-4)
Relevant document(s)	G/TBT/N/CHN/140, Add.1
38. China – Revision of the list of toxic chemicals severely restricted in the People's Republic of China in the regulation for environmental management on the first import of chemicals and the import and export of toxic chemicals	
In 2008, raised by	European Communities, Japan
Dates raised	March 2008 (G/TBT/M/44, paras. 193-195); July 2008 (G/TBT/M/45, paras. 183-185)
First raised in	March 2006 (G/TBT/M/38, paras. 25-31)
Relevant document(s)	-

39. China – Domestic gas cooking appliances	
In 2008, raised by	European Communities
Dates raised	March 2008 (G/TBT/M/44, paras. 221-222); July 2008 (G/TBT/M/45, paras. 164-165)
First raised in	March 2006 (G/TBT/M/38, paras. 38-41)
Relevant document(s)	G/TBT/N/CHN/237
40. China – Draft Standards on Lithium Batteries for Mobile Phones	
In 2008, raised by	European Communities, Japan, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 212-218); July 2008 (G/TBT/M/45, paras. 146-150); November 2008 (G/TBT/M/46, paras. 284-288)
First raised in	November 2007 (G/TBT/M/43 paras. 157-180)
Relevant document(s)	G/TBT/22
41. China – Compulsory Certification (CCC) System	
In 2008, raised by	European Communities
Dates raised	November 2008 (G/TBT/M/46 paras. 131-136)
First raised in	October 2002 (G/TBT/M/46)
Relevant document(s)	G/TBT/N/CHN/399 and Suppl.1; G/TBT/W/182 (EEC)
42. European Communities – Dangerous Chemical Substances: Draft Commission Directive amending, for the 30th time, Council Directive 67/548/EEC	
In 2008, raised by	Argentina, Australia, Brazil, Canada, Chile, China, Colombia, Cuba, Dominican Republic, Indonesia, Japan, Malaysia, Philippines, South Africa, Turkey, United States, Zimbabwe
Dates raised	March 2008 (G/TBT/M/44, paras. 57-108); July 2008 (G/TBT/M/45, paras. 76-106)
First raised in	July 2007 (G/TBT/M/42, paras. 29-48)
Relevant document(s)	G/TBT/N/EEC/151; G/TBT/W/288 (COL)
43. European Communities – Regulation on the Registration, Evaluation and Authorization of Chemicals (REACH)	
In 2008, raised by	Argentina, Australia, Botswana, Brazil, Canada, Chile, China, Chinese Taipei, Cuba, Dominican Republic, Egypt, Indonesia, Japan, Korea, Mexico, Pakistan, Philippines, Qatar, South Africa, Switzerland, Thailand, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 109-149); July 2008 (G/TBT/M/45, paras. 32-68); November 2008 (G/TBT/M/46, paras. 145-202)
First raised in	March 2003 (G/TBT/M/29 paras. 36-44)
Relevant document(s)	G/TBT/N/EEC/52 and Add.1-5; Add.3/Rev.1; G/TBT/W/208 (EEC); G/TBT/W/286 (ARG); G/TBT/W/289 (ARG); G/TBT/GEN/46 (SGP)
44. European Communities – Regulation on Certain Wine Sector Products	
In 2008, raised by	Argentina, Canada, Mexico, New Zealand, South Africa, United States,
Dates raised	July 2008 (G/TBT/M/45, paras. 69-75); November 2008 (G/TBT/M/46, paras. 310-320)
First raised in	October 1999 (G/TBT/M/17 paras. 15-29)
Relevant document(s)	G/TBT/N/EEC/15 and Corr.1-2; G/TBT/N/EEC/57; G/TBT/W/119 (USA); G/TBT/W/290 (ARG)

45. European Communities – 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 Electrical and Electronic Equipment (WEEE)	
In 2008, raised by	United States
Dates raised	March 2008 (G/TBT/M/44, paras. 155-158); July 2008 (G/TBT/M/45, paras. 158-160); November 2008 (G/TBT/M/46, paras. 275-283)
First raised in	March 1999 (G/TBT/M/15 paras. 25-27)
Relevant document(s)	G/TBT/Notif.00/310 and Corr.1
46. India – Drugs and Cosmetics Rules 2007	
In 2008, raised by	European Communities, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 200-203); July 2008 (G/TBT/M/45, paras. 130-134); November 2008 (G/TBT/M/46, paras. 244-250)
First raised in	July 2007 (G/TBT/M/42, paras. 50-52)
Relevant document(s)	G/TBT/N/IND/33
47. India – Pneumatic tyres and tubes for automotive vehicles	
In 2008, raised by	European Communities, Japan, Korea, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 176-179); July 2008 (G/TBT/M/45, paras. 166-169); November 2008 (G/TBT/M/46, paras. 251-256)
First raised in	March 2006 ()
Relevant document(s)	G/TBT/N/IND/11 and 20
48. Israel – Infant Formula	
In 2008, raised by	United States
Dates raised	March 2008 (G/TBT/M/44, paras. 196-197); July 2008 (G/TBT/M/45, paras. 181-182); November 2008 (G/TBT/M/46, paras. 321-323)
First raised in	July 2007 (G/TBT/M/42, paras. 24-25)
Relevant document(s)	-
49. Korea – Fish Heads	
In 2008, raised by	European Communities, New Zealand
Dates raised	March 2008 (G/TBT/M/44, paras. 180-183); July 2008 (G/TBT/M/45, paras. 119-120)
First raised in	July 2003 (G/TBT/M/30, paras. 37-39)
Relevant document(s)	G/SPS/N/KOR/243
50. Moldova – Quality and control measures for bottled, non-alcoholic beverages including mineral, natural water and soft drinks	
In 2008, raised by	European Communities
Dates raised	March 2008 (G/TBT/M/44, para. 223)
First raised in	November 2007 (G/TBT/M/43, paras. 9-11)
Relevant document(s)	G/TBT/N/MDA/13

51. Norway – Restrictions on the use of Deca-bromo diphenylether (deca-BDE)	
In 2008, raised by	Israel, Japan, Jordan
Dates raised	March 2008 (G/TBT/M/44, paras. 188-192); July 2008 (G/TBT/M/45, para. 157)
First raised in	March 2006 (G/TBT/M/41, paras. 70-71)
Relevant document(s)	G/TBT/N/NOR/6 and Add.1; Corr.1
52. Norway – Proposed regulation concerning specific hazardous substances in consumer products	
In 2008, raised by	Israel, Korea, Japan, Jordan, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 150-154); July 2008 (G/TBT/M/45, paras. 151-156); November 2008 (G/TBT/M/46, paras. 257-274)
First raised in	November 2007 (G/TBT/M/43 paras. 12-18)
Relevant document(s)	G/TBT/N/NOR/17
53. Peru – Labelling of footwear	
In 2008, raised by	European Communities
Dates raised	November 2008 (G/TBT/M/46, paras. 143-144)
First raised in	November 2004 (G/TBT/M/34, paras. 8-9)
Relevant document(s)	G/TBT/N/PER/4 and G/TBT/N/PER/1 and G/TBT/N/PER/19
54. Saudi Arabia – International Conformity Certification Programme (ICCP)	
In 2008, raised by	Korea, United States
Dates raised	November 2008 (G/TBT/M/46, paras. 329-332)
First raised in	March 2006 (G/TBT/M/38, paras. 58-59)
Relevant document(s)	WT/ACC/SAU/61, para. 197.
55. Sweden – Restrictions on the use of Deca-bromo diphenylether (deca-BDE)	
In 2008, raised by	Chinese Taipei, Israel, Japan, Jordan, United States
Dates raised	March 2008 (G/TBT/M/44, paras. 184-187); July 2008 (G/TBT/M/45, paras. 114-118); November 2008 (G/TBT/M/46, paras. 275-283)
First raised in	March 2006 (G/TBT/M/38, paras. 11-13)
Relevant document(s)	G/TBT/N/SWE/59
56. Thailand – Labelling Requirement for Snack Foods	
In 2008, raised by	United States
Dates raised	March 2008 (G/TBT/M/44, paras. 327-328); July 2008 (G/TBT/M/45, paras. 186-188); November 2008 (G/TBT/M/46, paras. 275-283)
First raised in	March 2007 (G/TBT/M/38, paras. 11-13)
Relevant document(s)	G/TBT/N/THA/215 and Add.1

57. United States – Proposed Rule on Labelling and Advertising of Wines, Distilled Spirits and Malt Beverages	
In 2008, raised by	Argentina
Dates raised	March 2008 (G/TBT/M/44, paras. 198-199)
First raised in	November 2007 (G/TBT/M/43 paras. 19-20)
Relevant document(s)	G/TBT/N/USA/290 and Add.1
58. United States – Flammability of Clothing Textiles	
In 2008, raised by	China
Dates raised	March 2008 (G/TBT/M/44, paras. 206-207)
First raised in	July 2007 (G/TBT/M/42, paras. 17-20)
Relevant document(s)	G/TBT/N/USA/242
59. United States – Country of Origin Labelling	
In 2008, raised by	Canada, Mexico
Dates raised	November 2008 (G/TBT/M/46, paras. 203-209)
First raised in	March 2003 (G/TBT/M/29, paras. 34-35)
Relevant document(s)	G/TBT/N/USA/25, G/TBT/N/USA/83 and Corr.1, G/TBT/N/USA/281 and Add.1

D. NOTIFICATIONS MADE BY MEMBERS AND BY RELEVANT ARTICLES OF THE TBT AGREEMENT IN 2008 AND SINCE THE ENTRY INTO FORCE OF THE AGREEMENT

Members	Number of notifications made in 2008	Number of notifications made under the relevant Articles in 2008 ³²							Total number of notifications made since 1995
		2.9	2.10	3.2	5.6	5.7	7.2	Not specified	
Albania	8	8	0	0	1	0	0	0	33
Argentina	14	14	0	0	0	0	0	0	299
Armenia	8	7	0	0	1	0	0	0	70
Australia	3	3	0	0	0	0	0	0	161
Austria	0	0	0	0	0	0	0	0	4
Bahrain	49	48	0	0	3	0	0	0	79
Barbados	0	0	0	0	0	0	0	0	10
Belgium	0	0	0	0	0	0	0	0	208
Benin	0	0	0	0	0	0	0	0	2
Bolivia	0	0	0	0	0	0	0	0	22
Botswana	1	1	0	0	0	0	0	0	2
Brazil	50	36	1	0	15	1	0	0	430
Brunei Darussalam	0	0	0	0	0	0	0	0	2
Cameroon	0	0	0	0	0	0	0	0	7
Canada	33	31	0	0	18	0	0	0	391
Central African Republic	0	0	0	0	0	0	0	0	6
Chile	16	9	0	0	9	0	0	0	155
China	185	184	0	0	2	0	0	0	514
Colombia	19	18	0	0	7	0	0	0	166
Costa Rica	13	12	0	0	0	0	0	1	97
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	6	6	0	0	0	0	0	0	242
Denmark	2	2	0	0	0	0	0	0	230
Dominica	1	0	0	0	1	0	0	0	11
Dominican Republic	0	0	0	0	0	0	0	0	51
Ecuador	4	1	3	0	0	0	0	0	37
Egypt	0	0	0	0	0	0	0	0	9
El Salvador	13	13	0	0	6	0	0	0	181
Estonia	0	0	0	0	0	0	0	0	4

³² 83 notifications were made under more than one article.

Members	Number of notifications made in 2008	Number of notifications made under the relevant Articles in 2008 ³²							Total number of notifications made since 1995
		2.9	2.10	3.2	5.6	5.7	7.2	Not specified	
European Communities	67	63	0	0	17	0	0	0	423
Fiji	0	0	0	0	0	0	0	0	1
Finland	12	12	0	0	0	0	0	0	56
France	20	20	0	0	0	0	0	0	156
Georgia	0	0	0	0	0	0	0	0	5
Germany	4	3	1	0	0	0	0	0	15
Ghana	0	0	0	0	0	0	0	0	4
Grenada	0	0	0	0	0	0	0	0	14
Guatemala	2	2	0	0	0	0	0	0	68
Guyana	0	0	0	0	0	0	0	0	20
Honduras	2	2	0	0	0	0	0	0	56
Hong Kong, China	1	0	0	0	1	0	0	0	59
Hungary	1	1	0	0	0	0	0	0	22
Iceland	0	0	0	0	0	0	0	0	2
India	5	5	0	0	0	0	0	0	82
Indonesia	4	3	1	0	3	1	0	0	24
Israel	62	62	0	0	10	0	0	0	308
Italy	2	2	0	0	0	0	0	0	10
Jamaica	7	7	0	0	0	0	0	0	46
Japan	52	51	1	0	4	0	0	0	523
Jordan	4	3	0	0	4	0	0	0	7
Kenya	14	9	3	0	2	0	0	0	130
Korea, Republic of	33	33	0	0	1	0	0	0	291
Kuwait	8	7	0	0	2	0	0	0	17
Kyrgyz Republic	3	3	0	0	0	0	0	0	11
Latvia	0	0	0	0	0	0	0	0	29
Lithuania	3	2	0	0	2	0	0	0	12
Macao, China	0	0	0	0	0	0	0	0	5
Malaysia	2	2	0	0	0	0	0	0	176
Mauritius	0	0	0	0	0	0	0	0	2
Mexico	33	33	0	0	0	0	0	0	347
Moldova	6	6	0	0	0	0	0	0	19
Mongolia	0	0	0	0	0	0	0	0	3
Morocco	5	5	0	0	0	0	0	0	23
Netherlands	4	4	0	0	0	0	0	0	613
New Zealand	9	8	1	0	1	0	0	0	77
Nicaragua	17	17	0	0	0	0	0	0	105

Members	Number of notifications made in 2008	Number of notifications made under the relevant Articles in 2008 ³²							Total number of notifications made since 1995
		2.9	2.10	3.2	5.6	5.7	7.2	Not specified	
Nigeria	0	0	0	0	0	0	0	0	1
Norway	0	0	0	0	0	0	0	0	75
Oman	28	28	0	0	2	0	0	0	54
Pakistan	0	0	0	0	0	0	0	0	25
Panama	0	0	0	0	0	0	0	0	37
Papua New Guinea	0	0	0	0	0	0	0	0	1
Paraguay	7	7	0	0	0	0	0	0	21
Peru	6	6	0	0	0	0	0	0	23
Philippines	7	7	0	0	0	0	0	0	156
Poland	0	0	0	0	0	0	0	0	6
Qatar	41	27	3	0	11	0	0	0	75
Romania	46	46	0	0	0	0	0	0	90
Rwanda	0	0	0	0	0	0	0	0	8
Saint Lucia	2	2	0	0	0	0	0	0	47
Saudi Arabia	23	3	0	0	21	0	0	0	23
Senegal	0	0	0	0	0	0	0	0	4
Singapore	3	3	0	0	0	0	0	0	22
Slovak Republic	0	0	0	0	0	0	0	0	43
Slovenia	17	17	0	0	0	0	0	0	91
South Africa	20	20	0	0	0	0	0	0	140
Spain	0	0	0	0	0	0	0	0	71
Sri Lanka	0	0	0	0	0	0	0	0	45
Sweden	5	5	0	0	0	0	0	0	188
Switzerland	13	13	0	0	0	0	0	0	179
Chinese Taipei	12	12	0	0	4	0	0	0	66
Thailand	31	27	3	0	2	1	0	0	393
Trinidad and Tobago	20	20	0	0	0	0	0	0	57
Tunisia	5	5	0	0	0	0	0	0	24
Turkey	0	0	0	0	0	0	0	0	5
Uganda	23	23	0	0	0	0	0	0	37
Ukraine	17	17	0	0	0	0	0	0	17
United Arab Emirates	4	3	0	0	1	0	0	0	14
United Kingdom	2	2	0	0	0	0	0	0	36
United States	106	47	0	58	0	1	0	0	636
Uruguay	2	1	0	0	1	0	0	0	5
Venezuela	0	0	0	0	0	0	0	0	35
Viet Nam	4	4	0	0	0	0	0	0	4

Members	Number of notifications made in 2008	Number of notifications made under the relevant Articles in 2008 ³²							Total number of notifications made since 1995
		2.9	2.10	3.2	5.6	5.7	7.2	Not specified	
Zambia	0	0	0	0	0	0	0	0	44
TOTAL	1251	1103	17	58	151	4	0	1	10026

E. OBJECTIVES AND RATIONALES STATED IN TBT NOTIFICATIONS IN 2008

OBJECTIVES AND RATIONALES	FIRST OBJECTIVE STATED IN THE NOTIFICATIONS RECEIVED IN 2008	TOTAL NUMBER OF TIMES THAT THE OBJECTIVE WAS MENTIONED, AS THE FIRST, SECOND OR THIRD OBJECTIVE IN THE NOTIFICATIONS CIRCULATED IN 2008 ³³
National security requirements	1	1
Consumer information, labelling	46	60
Prevention of deceptive practices and consumer protection	170	283
Protection of human health or safety	730	818
Protection of animal or plant life or health	13	59
Protection of environment	108	211
Quality requirements	42	50
Harmonization	18	27
Adoption of new domestic law and technology	107	109
Lowering or removal of trade barriers	11	34
Trade facilitation	4	12
Cost saving and increasing productivity	-	-
Others	-	2
Not specified	1	1
Total	1251	

³³ Among the 1251 notifications circulated in 2008, 365 indicate two or more objectives.

F. OBSERVATION OF THE RECOMMENDED COMMENT PERIOD BY MEMBERS IN 2008

Number of notifications made with comment period						
Members	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	7	1	0	8
Argentina	5	7	0	2	0	14
Armenia	0	2	3	3	0	8
Australia	0	3	0	0	0	3
Bahrain	2	1	43	3	0	49
Botswana	1	0	0	0	0	1
Brazil	31	4	6	9	0	50
Canada	6	10	16	1	0	33
Chile	0	10	6	0	0	16
China	8	0	175	2	0	185
Colombia	0	0	19	0	0	19
Costa Rica	0	0	12	1	0	13
Czech Republic	0	5	1	0	0	6
Denmark	0	0	2	0	0	2
Dominica	1	0	0	0	0	1
Ecuador	0	0	1	3	3	4
El Salvador	0	0	13	0	0	13
European Communities	3	0	64	0	0	67
Finland	0	0	12	0	0	12
France	1	0	14	5	0	20
Germany	0	0	3	1	1	4
Guatemala	0	0	2	0	0	2
Honduras	0	0	2	0	0	2
Hungary	0	1	0	0	0	1
India	1	2	2	0	0	5
Indonesia	0	0	4	0	0	4
Israel	2	0	60	0	0	62
Italy	1	1	0	0	0	2
Jamaica	0	0	7	0	0	7
Japan	7	7	37	1	1	52
Jordan	3	0	0	1	0	4
Kenya	0	0	11	3	3	14
Korea, Republic of	6	2	20	5	0	33
Kuwait	0	1	7	0	0	8
Kyrgyz Republic	0	0	3	0	0	3
Lithuania	0	0	3	0	0	3
Malaysia	0	0	2	0	0	2
Mexico	13	10	0	10	0	33
Moldova	0	0	6	0	0	6
Morocco	4	0	1	0	0	5
Netherlands	0	2	2	0	0	4
New Zealand	2	4	2	1	1	9
Nicaragua	0	0	17	0	0	17

Number of notifications made with comment period						
Members	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
Oman	15	0	13	0	0	28
Paraguay	0	0	3	4	0	7
Peru	0	0	6	0	0	6
Philippines	0	5	2	0	0	7
Qatar	1	0	40	0	0	41
Romania	16	0	30	0	0	46
Saint Lucia	0	2	0	0	0	2
Saudi Arabia	0	0	23	0	0	23
Singapore	1	2	0	0	0	3
Slovenia	0	1	15	1	0	17
South Africa	1	14	3	2	0	20
Sweden	1	0	4	0	0	5
Switzerland	1	3	9	0	0	13
Chinese Taipei	0	0	12	0	0	12
Thailand	0	0	21	10	2	31
Trinidad and Tobago	9	11	0	0	0	20
Tunisia	3	1	1	0	0	5
Uganda	0	0	23	0	0	23
Ukraine	0	0	0	17	0	17
United Arab Emirates	0	0	4	0	0	4
United Kingdom	0	0	2	0	0	2
United States	26	18	13	49	1	106
Uruguay	2	0	0	0	0	2
Viet Nam	0	0	3	1	0	4
TOTAL	173	129	813	136	12	1251

G. TBT TECHNICAL ASSISTANCE UNDERTAKEN BY THE WTO SECRETARIAT IN 2008

1. Geneva-Based Events

Date	Activity	Participants	Venue	Organized by
18-19 March 2008	Workshop on Good Regulatory Practice	All Members	Geneva	WTO
27 October – 7 November 2008	TBT Specialized Course	25 participants from WTO Members/Observers	Geneva	WTO

2. Regional Workshops

Date	Region	Venue	Organized by	Other participating organizations
28-30 April 2008	Central and Eastern Europe, Central Asia and Caucasus	Vienna, Austria	WTO	IEC, ISO, UNIDO
7-9 July 2008	Africa (French)	Rabat, Morocco	WTO	Codex, IEC, ISO, UEMOA, UNIDO
18-20 November 2008	Caribbean	Bridgetown, Barbados	WTO	IEC, CARICOM, CROSQ

3. Member Workshops

Date	Venue	Organized by	Other participating organizations
13-15 March 2008	Belize (TBT/SPS)	WTO	
8-9 July 2008	Rwanda (TBT/SPS)	WTO	
1-2 October 2008	Cuba	WTO	ISO
8-10 October 2008	Philippines	WTO	
19-20 November 2008	Mongolia	WTO	

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

(a) Geneva-Based

Date	Name of course (language)	Organized by
January-April 2008	43 rd Trade Policy Course (English)	WTO (ITTC)
January-April 2008	44 th Trade Policy Course (English)	WTO (ITTC)
April-July 2008	45 th Trade Policy Course (Spanish)	WTO (ITTC)
Sept.-December 2008	46 th Trade Policy Course (French)	WTO (ITTC)

(b) Regional

Date	Region	Venue	Organized by
February 2008	Caribbean	Jamaica	WTO (ITTC)
May 2008	Asia and Pacific	Singapore	WTO (ITTC)
Second half of 2008	Africa (English)	Swaziland	WTO (ITTC)

5. eTraining: Online Courses

Date	Name of course (language)	Organized by
February - April 2008	Introduction to Technical Barriers to Trade (English)	WTO (ITTC)
May – June 2008	Introduction to Technical Barriers to Trade (English)	WTO (ITTC)
Autumn 2008	Introduction to Technical Barriers to Trade (French)	WTO (ITTC)