

AGREEMENT ON IMPORT LICENSING PROCEDURES

Notification under Articles 1.4 (a) and 8.2 (b)

BRAZIL

The following communication, dated 14 April 2010, is being circulated at the request of the delegation of Brazil.

The following legislation concerns import licensing procedures:

- Decree No 660 of 25 September 1992;
- Ministerial Act MF/MICT No 291 of 12 December 1996;
- Ministerial Act DECEX No 8 of 13 May 1991;
- Ministerial Act MDIC no. 235 of 7 December, 2006 - Official Gazette on 8 December 2006;
- Ministerial Act MDIC No 77 of 19 March 2009 - Official Gazette on 23 March 2009;
- Ministerial Act MDIC No 92 of 30 April 2009 - Official Gazette on 4 May 2009;
- Ministerial Act MDIC No 171 of 1 September 2009 - Official Gazette on 3 September 2009;
- Ministerial Act MDIC No 207 of 8 December 2009 - Official Gazette on 9 December 2009;
- Ministerial Act SECEX No 25 of 27 November 2008¹ - Official Gazette on 28 November 2008;
- Ministerial Act SECEX No 1 of 14 January 2009 - Official Gazette on 15 January 2009;
- Ministerial Act SECEX No 3 of 19 February 2009 - Official Gazette on 20 February 2009;
- Ministerial Act SECEX No 6 of 31 March 2009 - Official Gazette on 1 April 2009;
- Ministerial Act SECEX No 7 of 1 April 2009 - Official Gazette on 3 April 2009;
- Ministerial Act SECEX No 10 of 7 May 2009 - Official Gazette on 8 May 2009;
- Ministerial Act SECEX No 12 of 27 May 2009 - Official Gazette on 29 May 2009;
- Ministerial Act SECEX No 18 of 30 June 2009 – Official Gazette on 1 July 2009;
- Ministerial Act SECEX No 19 of 8 July 2009 – Official Gazette on 10 July 2009;
- Ministerial Act SECEX No 24 of 26 August 2009 – Official Gazette on 28 August 2009;
- Ministerial Act SECEX No 26 of 4 September 2009 – Official Gazette on 11 September 2009;
- Ministerial Act SECEX No 29 of 18 September 2009 – Official Gazette on 22 September 2009;
- Ministerial Act SECEX No 30 of 28 October 2009 – Official Gazette on 29 October 2009.

Summary of the mentioned legislation:

- Decree No 660 of 25 September 1992: establishes the Integrated System of Foreign Trade (SISCOMEX).

¹ Available for consultation in the Secretariat (Market Access Division) (Portuguese only).

- Ministerial Act MF/MICT No 291 of 12 December 1996: lists the information that shall be provided by the importer who uses the SISCOMEX, including cases subject to requirements for licensing.
- Ministerial Act DECEX No 8 of 13 May 1991: informs procedures required for used goods.
- Ministerial Act MDIC No 235 of 7 December 2006: informs the administrative procedures for the importation of used goods.
- Ministerial Act MDIC No 77 of 19 March 2009: modifies provisions of Ministerial Act DECEX No 8 of 13 May 1991, to establish criteria for the importation of used machinery and equipment;
- Ministerial Act MDIC No 92 of 30 April 2009: modifies provisions of Ministerial Act DECEX No 8 of 13 May 1991, to establish criteria for the importation of used aircraft and parts;
- Ministerial Act MDIC No 171 of 1 September 2009: includes item 'p' in Article 25 of Ministerial Act DECEX No 8 of 13 May 1991, to exempt used machinery and equipment of national production, returning to the country after being used in construction sites abroad, from criteria required for importation;
- Ministerial Act MDIC No 207 of 8 December 2009: modifies provisions of Ministerial Act DECEX No 8 of 13 May 1991 to establish broader criteria for the importation of used goods benefited by the 'ex-tariff' regime and of used goods which are also produced in the country;
- Ministerial Act SECEX No 25 of 27 November 2008: consolidates rules and procedures for importation;
- Ministerial Act SECEX No 1 of 14 January 2009: modifies Article 35 of Ministerial Act SECEX No 25 of 27 November 2008, to establish criteria for similarity tests concerning the importation of mobile lifting frames on tyres and straddle carriers (NCM 8426.41.90);
- Ministerial Act SECEX No 3 of 19 February 2009: modifies Annexes Q (Products ineligible for consignment exports) and B (Products Subject to Special Procedures) of Ministerial Act No 25 of 27 November 2008, to establish import quota for retreaded tyres originated from Paraguay and Uruguay, under ACE n° 18;
- Ministerial Act SECEX No 6 of 31 March 2009: modifies several provisions of Ministerial Act No 25 of 27 November 2008 (Consolidated Act of Foreign Trade);
- Ministerial Act SECEX No 7 of 1 April 2009: modifies Annex A (Tariff Quota) of Ministerial Act No 25 of 27 November 2008, to establish criteria for distribution of import quota for adiponitrile (NCM 2926.90.91);
- Ministerial Act SECEX No 10 of 7 May 2009: modifies Annex A (Tariff Quota) of Ministerial Act No 25 of 27 November 2008, to establish criteria for distribution of import quota for in coils of a thickness exceeding 10 mm (NCM 7208.51.00) and palm kernel (NCM 1513.29.10);
- Ministerial Act SECEX No 12 of 27 May 2009: modifies Annex B (Products Subject to Special Procedures) of Ministerial Act No 25 of 27 November 2008, to change the timeframe for implementation of import quota for retreaded tyres, classified under NCM codes 4012.11.00 and 4012.12.00, originated from Paraguay and Uruguay;
- Ministerial Act SECEX No 18 of 30 June 2009: modifies Article 35 of Ministerial Act SECEX No 25 of 27 November 2008, to extend the timeframe for exempting the importation of mobile lifting frames on tyres and straddle carriers (NCM 8426.41.90) from similarity tests;
- Ministerial Act SECEX No 19 of 8 July 2009: modifies Annex A (Tariff Quota) of Ministerial Act No 25 of 27 November 2008, to establish criteria for distribution of import quota for sardines, sardinellas, brisling or sprats (NCM 0303.71.00);
- Ministerial Act SECEX No 24 of 26 August 2009: modifies Ministerial Act SECEX No 25 of 27 November 2008, to remove from Annex B (Products Subject to Special Procedures) retreaded tyres originated from MERCOSUR member States, under ACE No 18;
- Ministerial Act SECEX No 26 of 4 September 2009: modifies Ministerial Act SECEX No 25 of 27 November 2008, to include the item VII in Annex B (Products Subject to Special Procedures), establishing the criteria for the distribution of import quota for dried coconut, whether or not shredded (NCM 0801.11.10);

- Ministerial Act SECEX No 29 of 18 September 2009: modifies Annex A (Tariff Quota) of Ministerial Act No 25 of 27 November 2008, to establish criteria for distribution of import quota for vinyl acetate (NCM 2915.32.00);
 - Ministerial Act SECEX No 30 of 28 October 2009: modifies Annex A (Tariff Quota) of Ministerial Act No 25 of 27 November 2008, to establish criteria for distribution of import quota for sodium tripolyphosphate (NCM 2835.31.90).
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