

AGREEMENT ON IMPORT LICENSING PROCEDURES

Notification under Article 5.1-5.4 of the Agreement¹

MALAWI

The following notification, dated 25 October 2011 is being circulated at the request of the delegation of Malawi.

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| <p>1. (a) Title / number / date of the law or regulation establishing / changing the import licensing procedure:</p> <p>(b) If the notified measure refers to a change in an already notified import licensing procedure, please indicate the document symbol of the notification to which change(s) has(ve) been introduced. <i>(In this case please also indicate in Section 3, below, the nature of the changes (i.e. inclusion or exclusion of some goods and a list thereof; contact point for information and/or administrative body(ies) for submission of applications, etc.):</i></p> <p>G/LIC/N/2/MWI/1</p> |
| <p>2. Information concerning the institution / change of import licensing procedure:</p> <p>(a) List of products subject to the licensing procedure <i>(Exact name of the products and/or whenever possible HS code and indication of the exact HS Nomenclature (i.e. 1996; 2002 or 2007). Abbreviations should be avoided. <u>In the case of a long list of products, please attach the list as an Annex in Microsoft Word or compatible software. Please do not use PDF, or photocopies.</u>)</i></p> <p>The following products shall require an Import License obtained from the Ministry of Industry and Trade to be imported into Malawi in accordance with the provisions of the Control of Goods Act, Chapter 18:08 of the Laws of Malawi:</p> <ul style="list-style-type: none">(i) Clothing and uniforms, designed for military, naval, air force or police use;(ii) Radioactive substances;(iii) Mist nets for the capture of wild birds;(iv) Wild animals, wild animal trophies and wild animal products, (including birds and reptiles) and any egg produced by such birds or reptiles;(v) Live fish, including the eggs and spawn thereof;(vi) Compound products containing flour, meal residues, and other preparations of any kind suitable only for use as animal foodstuffs and excluding the following:<ul style="list-style-type: none">- Chemical additions to animal foodstuffs;- Antibiotic growth stimulants;- Inert fillers; |

- Trace elements;
 - Synthetic animal foodstuffs;
 - Bird seed; and
 - Cat and dog foods.
- (vii) Eggs of poultry, whether in shell, pulp or dried forms; eggs of wild birds.
- (viii) Live poultry, including day-old-chicks
- (ix) Meat products including dressed poultry, is prohibited without prior permission in writing from the Minister of Industry, Trade and Private Sector Development. The Minister has, however, exempted the following from import licensing:
- all tinned meat;
 - all potted meats;
 - meat soaps;
 - edible meat fats;
 - tallow;
 - all cooked or cured meats other than cooked pork, ham and bacon; and
 - the importation of all animals and other animal products require to be certified as free from disease before importation.
- (x) Dieldrin
- (xi) Aldrin
- (xii) Kitchen and table salt
- (xiii) Portland Ordinary Cement
- (xiv) Cane sugar
- (v) Wheat flour
- (vi) Fertilizers
- (vii) Matches

(b) Contact point for information on eligibility

All enquiries should be forwarded to:

Ministry/authority: The Principal Secretary, Ministry of Industry and Trade

Address: P.O. Box 30366, Lilongwe 3, MALAWI

Telephone: (+265 1 770 244; +265 01770290)

Fax: (+265 1 770 680)

E-mail address: ps-mci@malawi.net;

Contact officer: [] Mr. [] Mrs. Name:

(c) Administrative body(ies) for submission of applications *(If more than one please include the same information for each body.)*

The Ministry of Industry and Trade is the main administrative body for issuance of import licenses. Address is the same as in (b) above.

(d) Date and name of publication where licensing procedures are published

The schedule of products that require import permit and the procedures are published as supplement to the Control of Goods Act, Chapter 18:08 of the Laws of Malawi and is gazetted. The current schedule and procedures were gazetted in 2010.

(e) Indication of whether the licensing procedure is

[] **automatic.** If so please indicate: **(f) the administrative purpose:** []

[] **non-automatic.** If so please indicate: **(g) the measure being implemented through the import licensing procedure:** []

Products	Type of Licence	Purpose
<ul style="list-style-type: none"> - Eggs of poultry - Live poultry - Compound products containing flour meal residues and other preparations of any kind suitable for use as animal foodstuffs - Meat and meat products - Kitchen and table salt - Dieldrin - Aldrin 	Automatic	Public health
<ul style="list-style-type: none"> - Portland ordinary cement - Cane sugar - Wheat Flour - Fertilizer - Matches 	Automatic	Data collection, quality and standards purposes
<ul style="list-style-type: none"> - Clothing and uniforms, designed for military, naval, air force or police use 	Non-automatic	Security
<ul style="list-style-type: none"> - Radioactive substances - Mist nets for capture of wild birds - Live fish 	Non-automatic	Environmental, security, and public health protection

Import license is granted to all persons, firms and institutions that have fulfilled the statutory requirements pertaining to the importation of a specific product that requires license.

The documentation varies according to specific product. However, name of applicant, product to be imported, specifications of the product, and a pro forma invoice should be provided. Where an Import License gives conditions pertaining to health, an appropriate health certificate is also needed upon importation.

There is no administrative fee that is required to obtain the license. The application can be made any working day throughout the year.

Where a license issuance has been refused, reasons for refusal are granted and the

applicant has the right to appeal.

(h) Expected duration of the licensing procedure if this can be estimated with some probability, and if not, reason why this information cannot be provided

The import licence is issued within 7 days upon receiving the application. The license is valid for six months and can be extended for another six months with satisfactory reasons.

3. Other relevant data or information: *(i.e. complete title and data concerning the legislation, inclusion or exclusion of certain products from the import licensing regime and list thereof; changes related to the administrative body(ies) for submission of applications, etc.)*

The only addition to the product list is Matches.

¹ "Members which institute licensing procedures or changes in these procedures shall notify the Committee of such within 60 days of publication [...]" (Art. 5.1).