

**REPLIES TO QUESTIONNAIRE ON IMPORT LICENSING PROCEDURES<sup>1</sup>**

Notification under Article 7.3 of the Agreement on Import Licensing Procedures

MONGOLIA

The following communication, dated 15 May 2003, has been received from the Permanent Mission of Mongolia.

Outline of System

1. The importation of certain products into Mongolia is subject to automatic or non-automatic import licensing.

Automatic import licensing is applied for monitoring purposes on the importation of several products. The automatic licence is granted in all cases and within one day.

Non-automatic licences are required for the importation of some products with a view to protect human, animal and plant health and life; to monitor trade; and to fulfill the obligations of Mongolia pursuant to international treaties. The licence is granted 21 days after the submission of the application to the respective administrative body which is responsible for issuing the licence.

Import licensing procedures are administered by a limited number of administrative bodies and are not related to quantity.

Purposes and coverage of licensing

2. See the list of products subject to import licensing in Annex 1.

3. The system applies to imports of goods originating in and coming from all countries.

4. The licensing is not intended to restrict the quantity or value of imports. The importation of certain products in Mongolia is subject to licensing in compliance with international commitments undertaken by Mongolia, when Mongolian legislation requires such a regime for sanitary, national security or other considerations pursuant to Articles XX and XXI of GATT 1994 for monitoring purposes.

5. The licensing system is maintained under Resolution of the Government of Mongolia No. 54 of 2001 on the foreign trade regime of Mongolia, published in the State Gazette "Turiin medeelel" No. 18 of 2001 and the amendment to that Resolution, published in the State gazette "Turiin

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<sup>1</sup> See document G/LIC/3, Annex, for the Questionnaire.

medeelel" No. 47 of 2002. The list of products subject to import licensing and the administrative bodies responsible for the administration of the import licensing procedures are determined by the relevant Ministries of Mongolia.

#### Procedures

6. Not applicable.

7.(a) The application for a licence must be made prior to importation.

(b) Licences can be granted immediately upon request.

(c) No limitations.

(d) In all cases, the consideration of licence applications is effected by a single administrative body, which is competent to issue a licence according to the type of the imported goods.

8. If a non-automatic licence application is refused the applicant shall on request be given the reason therefor. The applicants have the right of appeal, in the event of refusal to issue a licence, under the general terms and conditions laid down in the Resolution on issuing export and import licences for products passing the state frontier under state control.

#### Eligibility of importers to apply for licence

9. Any natural person or legal entity registered in accordance with the Resolution on issuing export and import licences for products passing the state frontier under state control is eligible to apply for a licence in writing.

#### Documentational and other requirements for application for licence

10. Information required on application:

Applicants should submit an application which is made on the form approved by the National centre for Standardisation and Metrology. Application must include the following information:

- Applicant's name and address
- Product name, description and code
- Product quantity and convertible currency pricing
- Timing of delivery and transport type
- Foreign Exporter's name and address for import licences
- Country of production
- Name of the Mongolian frontier port
- Name and address of the applicant's Tax Office

The applicant is responsible for the accuracy of the information provided in the application.

Application for export and import licence must include the following documents:

- Certificate of state registration of the company or organisation, passport for a person, notarized and certified
- Copy of contract
- Implementation of licence previously issued by the same name
- Document of state patent payment
- Other

11. Upon actual importation the importer has to present to the customs authorities the following documents: pro-forma invoice, transport documents, specifications, customs declaration, certificate of origin and any other documents as deemed necessary.
12. There is a licensing fee necessary to cover the administrative expenses for processing of documents.
13. No deposit or advance payment is required in connection with the issue of licences.

Conditions of licensing

14. The period of validity of automatic and non-automatic import licences is up to one year from the date of issuance. The validity can be extended upon request.
15. There is no penalty for the non-utilisation of a licence or a portion of it.
16. Licences are not transferable between importers.
17. None.

Other procedural requirements

18. There are no other administrative procedures required prior to importation apart from veterinary, phytosanitary and quality regulations.
19. The foreign exchange necessary to pay for licensed imports is made available to licence holders on the same basis as to importers of goods not requiring import licences.

Annex IProducts subject to passing the State frontier under State control

<b>HS CODE</b>	<b>Description of goods</b>	
	<b>Breeding cattle</b>	Exit
0101.10.00	Pure-bred breeding horses	
0101.90.00	Other breeding horses	
0102.10.00	Pure-bred breeding animals	
0102.90.00	Other breeding cattle	
0103.10.00	Live swine	
0104.10.00	Sheep	
0104.20.00	Goats	
0106.90.10	Camel	Exit
	<b>Rare animals</b>	
0507.90.11	Antlers, filled with blood	
0507.90.21	Horns	
0507.90.29	Other	
0510.00.11	Musk	
0510.00.12	Penus	
0511.10.00	Bovine semen	
0511.99.10	Animal semen, other than bovine semen	
0511.99.90	Other	
	<b>Uranium or thorium ores and concentrates</b>	Exit
2612.10.00	Uranium or thorium ores	
	<b>Special poisonous chemical substances</b>	passing
	<b>Human blood, organs prepared for therapeutic, prophylactic or diagnostic uses; cultures of micro-organisms</b>	passing
3001.10.00	Glands and other organs, dried, whether or not powdered	
3001.20.00	Extracts of glands or other organs or of their secretions	
3002.10.00	Antisera and other blood fractions and modified immunological products whether or not obtained by means of biotechnological processes	
3002.20.00	Vaccines for human medicine	
3002.30.00	Vaccines for veterinary medicine	
3002.90.00	Other	
	<b>Explosives</b>	passing
3601.00.00	Propellant powders	
3602.00.00	Prepared explosives, other than propellant powders	
3603.00.00	Safety fuses; detonating fuses; percussion or detonating caps; igniters; electric detonators	
36.04	Fireworks, signalling flares, rain rockets, fog signals and other pyrotechnic articles	
	<b>Gun, weapon</b>	passing
93.01	Military weapons, other than revolvers, pistols and arms of heading No. 93.07	
93.02	Revolvers and pistols other than those of heading No. 93.03 or 93.04	

HS CODE	Description of goods	
93.03	Other firearms and similar devices which operate by the firing of an explosive charge (for example, sporting shotguns and rifles, muzzle-loading firearms. Very pistols and other devices designed to project only signal flares, pistols and revolvers for firing blank ammunition, captive-bolt humane killers, line-throwing guns)	
93.04	Other arms	
93.05	Parts and accessories of articles of headings No. 93.01 to 93.04	
93.06	Bombs, grenades, torpedoes, mines, missiles and similar munitions of war and parts thereof; cartridges and other ammunition and projectiles and parts thereof, including shot and cartridge wads	
<b>XXI</b>	<b>Cultural and historical values</b>	Exit
9705.00.00	Collection and collectors, pieces of zoological, botanical, mineralogical, anatomical, historical, archaeological, palaeontological, ethnographic or numismatic interest	

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