

## IMPLEMENTATION AND ADMINISTRATION OF THE AGREEMENT ON TECHNICAL BARRIERS TO TRADE

### Communication from Malaysia

#### Revision

The following communication, under Article 15.2 of the Agreement on Technical Barriers to Trade has been received from Malaysia.

1. The Ministry of International Trade and Industry (MITI) is the overall responsible agency for the implementation of Malaysia's obligations under the World Trade Organization. The contact address is:

Secretary General  
Ministry of International Trade and Industry of Malaysia  
Block 10, Jalan Duta  
50622 Kuala Lumpur  
Malaysia  
Website: <http://www.miti.gov.my>

2. MITI has appointed the Department of Standards Malaysia (hereinafter referred to as STANDARDS MALAYSIA) as the focal point for the implementation of Malaysia's obligations under the World Trade Organization Agreement on Technical Barriers to Trade. The contact address is:

Director General  
Department of Standards Malaysia  
Century Square  
Level 1&2, Block 2300, Jalan Usahawan  
63000 Cyberjaya, Selangor  
Malaysia  
Website: <http://www.standardsmalaysia.gov.my>

3. SIRIM Berhad is the National Enquiry Point for Malaysia. The contact address is:

SIRIM Berhad  
1, Persiaran Dato' Menteri  
P.O. Box 7035  
40911 Shah Alam, Selangor  
Malaysia  
Website: <http://www.sirim.my/>

4. A National Mirror Committee on World Trade Organization Technical Barriers to Trade (NMC WTO TBT) headed by STANDARDS MALAYSIA for coordinating matters related to the Agreement on Technical Barriers to Trade has been established to coordinate implementation of Malaysia's obligations under the Technical Barriers to Trade Agreement. The committee comprises representatives from government ministries and other related national organisations.

## **I. STANDARDS**

5. STANDARDS MALAYSIA is established under the Standards of Malaysia Act 1996 (Act 549) and Standards of Malaysia (Amendment) Act 2012. STANDARDS MALAYSIA is the National Standards Body (NSB).

6. As the National Standards Body (NSB) for Malaysia, STANDARDS MALAYSIA has accepted the WTO TBT Code of Good Practice for the Preparation, Adoption and Application of Standards.

7. STANDARDS MALAYSIA may appoint any organization in Malaysia as the national standards development agency to develop standards under the provisions of the Standards of Malaysia (Amendment) Act 2012. Under this arrangement, STANDARDS MALAYSIA maintains responsibility for all policy matters and approval of Malaysian Standards (MS).

8. All draft Malaysian Standards (MS) are issued for public comment by announcement and publication on STANDARDS MALAYSIA's website for a comment period of sixty (60) days at <http://www.standardsmalaysia.gov.my>.

9. The work programme of Malaysian Standards (MS) is published on STANDARDS MALAYSIA's website at <http://www.smsonline.gov.my>.

10. Malaysian Standards (MS) are available for purchase from STANDARDS MALAYSIA through its online sales system (MS Online) at <http://www.msonline.gov.my>.

11. All Malaysian Standards are voluntary unless referred to in specific technical regulations.

## **II. TECHNICAL REGULATIONS**

12. Technical regulations are developed and implemented by authorised regulatory agencies.

13. Federal regulatory agencies have the responsibility for developing and implementing technical regulations for matters under federal government jurisdiction. State governments are responsible for matters related to land and water and are responsible for technical regulations thereof.

14. A list of regulatory agencies is published on STANDARDS MALAYSIA's website at <http://www.standardsmalaysia.gov.my>.

15. Publication of technical regulations adopted by the Malaysian Government is published in the Government Gazette. Texts of technical regulations are available for purchase from:

Percetakan Nasional Malaysia Berhad (PNMB)  
Jalan Chan Sow Lin  
50554 Kuala Lumpur  
Malaysia  
Website: <http://www.printnasional.com.my>

16. The texts of the technical regulations are available on-line (on subscription) at <http://www.lawnet.com.my>.

### **III. CONFORMITY ASSESSMENT PROCEDURES**

17. STANDARDS MALAYSIA is established under the Standards of Malaysia Act 1996 (Act 549). STANDARDS MALAYSIA is the National Accreditation Body (NAB).

18. As the National Accreditation Body (NAB) for Malaysia, STANDARDS MALAYSIA adheres to the relevant International Standards and Guides for accreditation of laboratory (testing including medical and calibration), certification bodies and inspection bodies.

19. STANDARDS MALAYSIA is a signatory to the Pacific Accreditation Cooperation Multilateral Recognition Arrangement (PAC MLA) and to the International Accreditation Forum Multilateral Recognition Arrangement (IAF MLA) for Quality Management Systems (QMS), Environmental Management Systems (EMS) and Product Certification (PC).

20. STANDARDS MALAYSIA is also a signatory to the Asia Pacific Laboratory Accreditation Cooperation Mutual Recognition Arrangement (APLAC MRA) for testing (including medical) and calibration, and to the International Laboratory Accreditation Cooperation Mutual Recognition Arrangement (ILAC MRA) for testing (including medical) and calibration.

21. A list of accredited laboratories (testing including medical and calibration), certification bodies and inspection bodies is published on STANDARDS MALAYSIA's website at <http://www.standardsmalaysia.gov.my>.

22. The Malaysian national measurement system is defined by the National Measurement System Act 2007 (Act 675). The Ministry of Domestic Trade, Co-operatives and Consumerism is responsible for aspects of legal metrology related to measurement in trade. The implementation of legal metrology related to retail trade is governed by the Weights and Measures Act 1972 (Act 71).

23. National Measurements Standards are maintained by the NML-SIRIM which has been appointed as the National Measurement Standards Laboratory under the National Measurements System Act 2007 (Act 675). NML-SIRIM has been appointed as the custodian of weights and measures by the Ministry of Domestic Trade, Co-operatives and Consumerism.

24. Malaysia through NML-SIRIM is a member state of the Metre Convention and signatory to the Global International Committee for Weights and Measures (Comité International des Poids et Mesures - CIPM) Mutual Recognition Arrangement (CIPM-MRA) on the recognition of National Measurement Standards and Calibration Certificates. NML-SIRIM is also a member of Asia-Pacific Metrology Programme (APMP), Asia-Pacific Legal Metrology Forum (APLMF) and corresponding member of International Organisation of Legal Metrology (OIML).

25. Foreign conformity assessment bodies are permitted to operate within Malaysia in accordance with national laws.

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